

ANNEX 1 (Policy Proposal)

DRAFT SADC GHS MODEL REGULATIONS

Date: 18th January 2011

Preamble:

1.1 The SADC GHS Model Regulations have been developed on behalf of SADC by SADCTRLC as per Resolution 4 and 5/2010. The purpose of the SADC GHS Model Regulations is to provide guidelines to prescribe minimum requirements to promote SADC Trade and Regional integration as well as to enhance the health and Safety of the SADC Peoples and the environment.

1.2 Member States Responsibility: Member States shall domesticate these Model Regulations for Occupational Health and Safety and Transport (Road, Rail, Air and Sea) and other relevant sectors as provided for in the SADC TBT Annex

THE NATIONAL GHS REGULATIONS

2.1 SADC GHS Harmonized Text: The National GHS Regulations shall make reference to the SADC GHS Harmonized Text including but not be limited to;

2.1.1 Classification of chemicals

2.1.2 Labelling of hazardous chemical

2.1.3 Safety Data Sheets requirements

2.2 National GHS Regulations: The National regulation shall be based on the SADC GHS Harmonized text that will be maintained and updated by SADCSTAN based on the current UN GHS (purple book) publication.

2.3 Member State Approving Authority: Member States shall state the Approving Authority of their National GHS Regulation(s)

2.4 Numbering: Member States shall have jurisdiction of numbering the National GHS Regulation(s)

2.5 Date: The National GHS Regulation(s) shall carry the date of publication

2.6 Definitions: Definitions used in the regulation(s) shall be aligned with definitions in the SADC GHS Harmonized text

2.7 Other Reference Documents: Other than the SADC GHS Harmonized Text, Member States may make reference to other legislation/standards but these shall not be in conflict in part or in full of the SADC GHS Harmonized Text

2.8 Scope of application: The Member State Regulation(s) shall apply to

2.8.1 An employer or self employed person who carries out work at a workplace which may expose any person to a hazardous chemical substance at that workplace;

2.8.2 Any person who manufactures, imports, sells or supplies any hazardous chemical substance for use at work.

2.8.3 Include aspects of environment, health and safety.

3.0 Information and Training: The National GHS Regulation(s) shall commit to provide information and continuous training for workers, consumers, transporters on GHS in the Transport and Occupational Health & Safety and other relevant sectors.

3.1 Disputes: In the event of disputes arising among Member States, the dispute mechanism as per the SADC TBT Annex shall apply

3.2 Implementation: The National GHS Regulation(s) shall come into effect in 2013 for substances and 2015 for mixtures