

MS REACH Reporting Questionnaire

General Information	
Which Member State are you reporting for?	MT
What reporting period are you reporting on?	2010
Primary contact person's name.	Mr Tristan Camilleri
Please provide an email address for the primary contact person.	tristan-charles.camilleri@msa.org.mt

Theme 1 - Information on the Competent Authority	
How many Competent Authorities are responsible for REACH?	There is one Competent Authority responsible for REACH.

One Competent Authority Responsible for REACH	
What is the name of the organisation where the Competent Authority is situated?	Malta Standards Authority
What is the address of the organisation?	2nd Floor, Evans Building, Merchants Street Valletta VLT 1179 Malta
What is the email address of the organisation?	info@msa.org.mt
What is the telephone number of the organisation?	+35623952000
What is the fax number of the organisation?	+35621242406
What part of REACH does this part of the Competent Authority deal with?	All
From what part of Government does this part of the Competent Authority have authority from?	Other (please list)
Please list the other parts of Government that this part of the Competent Authority has authority from.	Office of the Prime Minister
Are employees in the Competent Authority directly employed by Government (civil servants)?	No
What skills do staff in this part of the Competent Authority have?	Chemistry Toxicology Ecotoxicity Legal CLP
What other chemical legislation are the staff of the REACH CA involved in?	Biocides Pesticides Food Other
If Other, please list the different legislations here	Plant Protection products Industrial Goods
Are there any other institutions that the Competent Authority works with in relation to REACH issues?	No
Does the Competent Authority outsource any of its work?	Yes
Please provide details on who the Competent Authority outsources parts of its work to.	Various

How adequately resourced is the Competent Authority?	3
Space is available below to provide further comments on the resourcing of the Competent Authority.	

Theme 2 - Information on Cooperation and Communication with other Member States, the European Chemicals Agency (ECHA) and the Commission

How effective is communication between MS for REACH?	8
How could effectiveness of communication between MS be improved?	Enhance the channels of communication.
How effective is collaboration between MS for REACH?	7
How could effectiveness of collaboration between MS be improved?	
Are there any special projects/cooperation on chemicals that the MS participates in with other MS outside of REACH?	No
How effective is MS communication with ECHA?	9
How could effectiveness of communication with ECHA be improved?	
How effective is MS collaboration with ECHA?	9
How could effectiveness of collaboration with ECHA be improved?	
How effective is MS communication with the Commission (specifically Article 133 Committee)?	7
How could effectiveness of communication with the Commission be improved?	
How effective is MS collaboration with the Commission (specifically Article 133 Committee)?	7
How could effectiveness of collaboration with the Commission be improved?	
Has use been made of the safeguard clause of REACH (Art. 129)?	No

Theme 3 - Operation of the National Helpdesk and Provision of Communication to the Public of Information on Risks of Substances

Please provide the name of the organisation responsible for operating the National Helpdesk for REACH.	Malta Standards Authority
What is the address of the Helpdesk?	2nd Floor, Evans Building, Merchants' Street, Valletta, VLT 1179, Malta
What is the web page address of the Helpdesk?	www.msa.org.mt
What is the email address of the Helpdesk?	helpdesk.msa@msa.org.mt
What is the telephone number of the Helpdesk?	(+356)23952000
What is the fax number of the Helpdesk?	(+356)21242406
Are there any more organisations responsible for operating the National Helpdesk for REACH?	No

Please indicate the number of each type of staff that are involved in the Helpdesk.	
Toxicologist	
Ecotoxicologist	
Chemist	
Risk Assessor	
Economist	
Social Scientist	
Exposure Assessor	
Other (please list)	1-5
If you have specified that there are a number of other staff that are involved in the Helpdesk, please list the type of staff here.	3 - B.Sc (Biology & Chemistry)
Is the same Helpdesk used to provide help to Industry on CLP?	Yes
Does the Helpdesk receive any non-governmental support?	No
How many enquiries does the Helpdesk receive per year?	1-100
In what format can enquiries be received by the Helpdesk?	Email Phone Fax Letter Other (please list)
Please list the other format(s) of enquiries that can be received by the Helpdesk.	Via Information Seminars
How are the majority of enquiries received?	Phone
Do you provide specific advice to SME's?	Yes
Who are the majority of enquiries from?	Small-medium enterprises
What type of enquiries does the Helpdesk receive?	Pre-registration SIEFs Registration REACH-IT IUCLID5 Downstream user obligations Safety Data Sheets Enforcement CSR preparation CLP

For each type of enquiry received, please provide the proportion in percentage of the total enquiries.	
Pre-registration (%)	10
Registration (%)	25
Enforcement (%)	5
CSR preparation (%)	1
CLP (%)	25

SIEFs (%)	12
REACH-IT (%)	5
IUCLID5 (%)	5
Downstream user obligations (%)	2
Safety Data Sheets (%)	10

What proportion of enquiries received are deemed to be 1) straight forward, 2) complex,	
Straight forward (%)	95
Complex (%)	5
No information (%)	0

How long, on average, does it take to respond to the following types of questions?	
Straight forward questions	1 day
Complex questions	2 weeks
Are any types of enquiry outsourced?	Yes
What types of enquiry are outsourced?	Other (please list)
Please list the other types of enquiries that are outsourced.	If the question is difficult and needs to be consulted with other experts
Does the Helpdesk seek feedback on its performance?	No
Does the Helpdesk review its performance and consider ways to improve its effectiveness?	Yes

What level of cooperation is there between Helpdesks?	
What level of cooperation is there between Helpdesks under REHCORN?	4
What level of cooperation is there between Helpdesks outside REHCORN?	2
How frequently do you use RHEP?	Weekly
Has the MS carried out any specific public awareness raising activities?	Yes
What type of activities have been carried out?	Television Newspaper Leaflets Radio Speaking events

How effective was each type of activity?	
Television	2
Newspaper	2
Radio	2
Speaking events	4

Leaflets	5
Do you have a REACH webpage/website?	Yes
Do you have a single webpage for REACH or multiple pages?	Single webpage
How frequently is the REACH webpage visited (per month)?	No information
Please describe the scope of the number of REACH webpage visits.	N/A

Theme 4 - Information on the Promotion of the Development, Evaluation and Use of Alternative Test Methods

Does the MS contribute to EU and/or OECD work on the development and validation of alternative test methods by participating in relevant committees?	No
What has been the overall public funding on research and development of alternative testing in your MS each year?	No information

Theme 5 - Information on Participation in REACH Committees (FORUM, MS, RAC, SEAC, CARACAL, PEG, RCN, REHCORN)

On a scale of 1-10, how effective do you think the work of the Committees associated with REACH are?	7
How could the effectiveness of the Committees be improved?	

Theme 6 - Information on Substance Evaluation Activities

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Please name the organisations/institutions that are involved in the evaluation process.

Please indicate the number of each type of staff that are involved in substance evaluation.

Toxicologist	
Ecotoxicologist	
Chemist	
Risk Assessor	
Socio-Economic Analyst	
Exposure Assessor	
Other (please list)	
If you have specified that there are a number of other staff that are involved in substance evaluation, please list the type of staff here.	
Please list the names of the substances covered in the dossiers that the MS has commented upon.	
Please list the names of the substances covered in the dossiers where a draft decision has been made.	

Please list the names of the substances covered in the dossiers that the MS has rapporteured.

Please list the names of the substances covered in the dossiers that the MS has completed.

How long, on average, does evaluation of a dossier take? No information

How many transitional dossiers has the MS completed?

How many substances has the MS added to the Community Rolling Action Plan?

How many of ECHA's draft decisions on dossier evaluation has the MS commented on?

Theme 7 - Annex XV Dossiers

How many of each type of dossier has the MS prepared?

CLP 0

Restriction 0

Identification of SVHC 0

Is the time spent following up your MS dossiers reasonable? 1

Space is available below to provide further comments on how reasonable the time spent following up your MS dossiers was.

How many of each type of dossier are rapporteured?

CLP 0

Restriction 0

Identification of SVHC 0

Is the time spent following up rapporteured dossiers reasonable? 1

Space is available below to provide further comments on how reasonable the time spent following up your rapporteured dossiers was.

How many of each type of dossier are co-rapporteured?

CLP 0

Restriction 0

Identification of SVHC 0

Is the time spent following up co-rapporteured dossiers reasonable? 1

Space is available below to provide further comments on how reasonable the time spent following up your co-rapporteured dossiers was.

How many dossiers prepared by other MS has the MS contributed to or commented upon?

CLP	0
Restriction	0
Identification of SVHC	0

How many dossiers prepared by ECHA has the MS contributed to or commented upon?

Restriction	0
Identification of SVHC	0

What expertise is available for preparing dossiers?

Chemist	1-3
Toxicologist	0
Ecotoxicologist	0
Economist	0
Enforcement	1-3
Legal	1-3
Policy	1-3
Exposure	0
CLP	1-3
Other (please list)	
If you have specified that there is other expertise is available for preparing CLH dossiers, please provide details here.	
Is the MS able to access external specialists?	Yes
What types of external specialists does the MS have access to?	This is case dependant and usually it is subcontracted via a call for expression of interest.
Is the MS satisfied with the levels of access to expertise?	1
Has there been any industry involvement in the preparation of MS dossiers?	No

Theme 8 - Information on Enforcement Activities

General Information

Please enter the MAIN enforcing authority for REACH within the Member State. The Market Surveillance Directorate within The Malta Standards Authority

Is there more than one enforcing authority for REACH within the Member State? No

Enforcement Strategy

Has an overall strategy (or strategies) been devised and implemented for the enforcement of REACH? Yes

If Yes, is the strategy (or strategies) in line with the strategy devised by the Forum? No

Please outline the enforcement strategy within the Member State in a maximum of 2000 characters. The enforcement strategy in Malta is mostly based on the REACH-EN-FORCE 1 project implemented under the Exchange FORUM of the European Chemical Agency. The type of companies inspected is chosen on a random basis at the start of the year and covers Importers, Manufacturers and Downstream users. Should the need arise during the year to inspect any other company with regards the REACH, this will be done irrelevant if it was one of the chosen companies during the start of the year.

Co-ordination, co-operation and exchange of information

Please outline of the mechanisms put in place to ensure good cooperation, coordination and exchange of information on REACH enforcement between enforcing authorities and the Competent Authority. The Competent Authority in Malta is within the same building of the Enforcing Authority since the former also makes part of the Malta Standards Authority. Although there is no formal agreement in writing, the cooperation between the two entities is excellent.

Describe how these mechanisms have operated in practice during the reporting period (e.g. regular meetings, joint training, joint inspections, co-ordinated projects and so on). Joint trainings have been conducted by means of the twinning projects we have had with other countries. Also joint inspections have been carried out between the competent authority and the enforcement authority.

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Describe the inspection and investigation strategy and methodology.

Describe the level and extent of monitoring activities. Monitoring activities have been mainly limited to get an idea of the extent of knowledge of REACH with the local companies and was mainly focused on making companies and business entities aware of their obligations under the directive.

Describe sanctions available to enforcing authorities.	- Penalties applicable to whosoever shall wilfully obstruct, resist, threaten or otherwise give misleading or false information shall be liable to a fine of not less than Eur465.87 and not exceeding Eur 2329.37, or to imprisonment for a term not exceeding 6 months or to both such fine and imprisonment - A person found guilty of any other offence shall be liable, on conviction, to a fine of not less than Eur 1164.69 but not exceeding Eur 11646.87 or to such imprisonment for a term not exceeding 3 years or to both such fine and imprisonment. - A person found guilty of a second or subsequent offence shall, on conviction, be liable to a fine of not less than Eur 1747.03 but not exceeding Eur 23293.73 or to imprisonment not exceeding 4 years or to both such fine and imprisonment. - The court may in certain circumstances additionally order the suspension or cancellation of any licence or licences issued in favour of the person charged or in respect of the premises involved in the proceedings - Without prejudice to the generality of the foregoing, any person may also be additionally liable to the additional fine of not more than Eur 465.87 for each day that a notice or undertaking has not been complied with.
Describe the referrals from ECHA.	N/A
Describe the referrals from other Member States.	N/A
Describe any other measures/relevant information.	

2007

Dutyholders

Provide an estimate of the total number of dutyholders who are likely to have duties imposed on them by REACH.	0
Provide an estimate of the above dutyholders who are likely to constitute registrants as defined by REACH.	0
What was the total number of inspections and investigations carried out by enforcing authorities in which REACH was discussed and/or enforced for this year?	0
State the number of manufacturer dutyholders subject to inspections and investigations.	0
Were these mainly:	No information
State the number of importer dutyholders subject to inspections and investigations.	0
Were these mainly:	No information
State the number of distributors subject to inspections and investigations.	0
Were these mainly:	No information

State the number of downstream users subject to inspections and investigations.	0
Were these mainly:	No information

Inspections	
State the number of inspections that addressed registration.	0
State the number these cases which were non-compliant.	0
State the number of inspections that addressed information in the supply chain.	0
State the number these cases which were non-compliant.	0
State the number of inspections that addressed downstream use.	0
State the number these cases which were non-compliant.	0
State the number of inspections that addressed authorisation.	0
State the number these cases which were non-compliant.	0
State the number of inspections that addressed restriction.	0
State the number these cases which were non-compliant.	0
State the number of inspections that addressed other REACH duties.	0
State the number these cases which were non-compliant.	0

Investigations	
State the number of investigations prompted by complaints and concerns raised.	0
State the number of investigations prompted by incidents or dangerous occurrences.	0
State the number of investigations prompted by monitoring.	0
State the number of investigations prompted by results of inspection/follow up activities.	0
State the number of inspections and investigations resulting in no areas of non-compliance.	0
State the number of inspections and investigations resulting in verbal or written advice.	0
State the number of inspections and investigations resulting in formal enforcement short of legal proceedings.	0
State the number of inspections and investigations resulting in initiation of legal proceedings.	0
State the number of convictions following legal proceedings.	0

Enforcement	
State the number of manufacturers subject to formal enforcement.	0
Were these mainly:	No information
State the number of importers subject to formal enforcement.	0
Were these mainly:	No information
State the number of distributors subject to formal enforcement.	0
Were these mainly:	No information
State the number of downstream users subject to formal enforcement.	0
Were these mainly:	No information

2008

Dutyholders	
Provide an estimate of the total number of dutyholders who are likely to have duties imposed on them by REACH.	0
Provide an estimate of the above dutyholders who are likely to constitute registrants as defined by REACH.	0
What was the total number of inspections and investigations carried out by enforcing authorities in which REACH was discussed and/or enforced for this year?	0
State the number of manufacturer dutyholders subject to inspections and investigations.	0
Were these mainly:	Not applicable
State the number of importer dutyholders subject to inspections and investigations.	0
Were these mainly:	Not applicable
State the number of distributors subject to inspections and investigations.	0
Were these mainly:	Not applicable
State the number of downstream users subject to inspections and investigations.	0
Were these mainly:	Not applicable

Inspections	
State the number of inspections that addressed registration.	0
State the number these cases which were non-compliant.	0

State the number of inspections that addressed information in the supply chain.	0
State the number these cases which were non-compliant.	0
State the number of inspections that addressed downstream use.	0
State the number these cases which were non-compliant.	0
State the number of inspections that addressed authorisation.	0
State the number these cases which were non-compliant.	0
State the number of inspections that addressed restriction.	0
State the number these cases which were non-compliant.	0
State the number of inspections that addressed other REACH duties.	0
State the number these cases which were non-compliant.	0

Investigations	
State the number of investigations prompted by complaints and concerns raised.	0
State the number of investigations prompted by incidents or dangerous occurrences.	0
State the number of investigations prompted by monitoring.	0
State the number of investigations prompted by results of inspection/follow up activities.	0
State the number of inspections and investigations resulting in no areas of non-compliance.	0
State the number of inspections and investigations resulting in verbal or written advice.	0
State the number of inspections and investigations resulting in formal enforcement short of legal proceedings.	0
State the number of inspections and investigations resulting in initiation of legal proceedings.	0
State the number of convictions following legal proceedings.	0

Enforcement	
State the number of manufacturers subject to formal enforcement.	0
Were these mainly:	Not applicable
State the number of importers subject to formal enforcement.	0
Were these mainly:	Not applicable

State the number of distributors subject to formal enforcement.	0
Were these mainly:	Not applicable
State the number of downstream users subject to formal enforcement.	0
Were these mainly:	Not applicable

2009

Dutyholders

Provide an estimate of the total number of dutyholders who are likely to have duties imposed on them by REACH.	
Provide an estimate of the above dutyholders who are likely to constitute registrants as defined by REACH.	
What was the total number of inspections and investigations carried out by enforcing authorities in which REACH was discussed and/or enforced for this year?	3
State the number of manufacturer dutyholders subject to inspections and investigations.	1
Were these mainly:	Small
State the number of importer dutyholders subject to inspections and investigations.	3
Were these mainly:	Small
State the number of distributors subject to inspections and investigations.	1
Were these mainly:	Small-Medium
State the number of downstream users subject to inspections and investigations.	3
Were these mainly:	Small

Inspections

State the number of inspections that addressed registration.	3
State the number these cases which were non-compliant.	
State the number of inspections that addressed information in the supply chain.	3
State the number these cases which were non-compliant.	
State the number of inspections that addressed downstream use.	3
State the number these cases which were non-compliant.	

State the number of inspections that addressed authorisation.	3
State the number these cases which were non-compliant.	
State the number of inspections that addressed restriction.	0
State the number these cases which were non-compliant.	
State the number of inspections that addressed other REACH duties.	3
State the number these cases which were non-compliant.	

Investigations	
State the number of investigations prompted by complaints and concerns raised.	0
State the number of investigations prompted by incidents or dangerous occurrences.	0
State the number of investigations prompted by monitoring.	3
State the number of investigations prompted by results of inspection/follow up activities.	0
State the number of inspections and investigations resulting in no areas of non-compliance.	0
State the number of inspections and investigations resulting in verbal or written advice.	0
State the number of inspections and investigations resulting in formal enforcement short of legal proceedings.	0
State the number of inspections and investigations resulting in initiation of legal proceedings.	0
State the number of convictions following legal proceedings.	0

Enforcement	
State the number of manufacturers subject to formal enforcement.	0
Were these mainly:	Not applicable
State the number of importers subject to formal enforcement.	0
Were these mainly:	Not applicable
State the number of distributors subject to formal enforcement.	0
Were these mainly:	Not applicable
State the number of downstream users subject to formal enforcement.	0
Were these mainly:	Not applicable

Theme 9 - Information on the Effectiveness of REACH on the Protection of Human Health and the Environment, and the Promotion of Alternative Methods, and Innovation and Competition

Do you think that the effects of REACH would be better evaluated at a Member State (MS) or EU level? EU

What parameters are available at MS level that could be used to assess the effectiveness of REACH in a baseline study? Import statistics and information on enforcement activities

Theme 10 - Other Issues/Recommendations/Ideas

Please provide any further information on the implementation of REACH that the MS considers relevant.

Do you wish to upload documents in support of this submission? No

Meta Informations

Creation date	09-06-2010
Last update date	
User name	ReachMT
Case Number	721178527471416010
Invitation Ref.	
Status	N