

Case study of capacities and Ukrainian law in the field of chemical substances management

Summary

In Ukraine, different ministries, including the Ministry of Environmental Protection and Natural Resources (hereinafter referred to as the Ministry of Environment) and the Ministry of Health (hereinafter referred to as the MoH) implement the chemical substances management policy.

Most of the legislative acts in this area are obsolete and fail to meet the international standards.

The implementation of Biocides Management Project supported by WHO Regional Office for Europe and funded by SAICM QSP improved disinfectants authorisation procedure.

In 2014, Ukraine signed the European Union–Ukraine Association Agreement (as amended on 30.11.2015), pursuant to which one of Ukraine's priorities is to harmonize the Ukrainian legislation with EU law. However, this Agreement does not include basic European standards on chemical substances management.

At present, Ukraine is a Party to three chemical conventions (Basel Convention, Rotterdam Convention, and Stockholm Convention). In 2006, Ukraine acceded to the Strategic Approach to International Chemicals Management (SAICM) and is a Party to other international treaties related to chemicals management.

Developing a case study of Ukrainian law capacities in the field of chemical substances management is a major step forward strengthening the national chemical substances management systems as a basis for follow-up framework. Case study involves national infrastructure and capacities assessment covering legal, institutional, administrative and technical aspects of chemicals management throughout their life cycle in the country, analysis of existing possibilities, shortcomings, needs and proposals for further action.

SECTION 1: Capacity and Opportunity Analysis To Improve Chemical Substances Management as Part Of National Development Strategies specifies:

- Fields of concern of the Ministry of Health of Ukraine, the National Academy of Medical Sciences of Ukraine and major public health organizations and institutions involved in state policy formation and implementation and chemical substances management in Ukraine with various sectors analysis (healthcare, labour, social sphere, ecology). MoH and its subordinate bodies are responsible for registering chemical substances and certain types of chemical products, establishing and approving hygienic standards and regulations, study, assessment and forecasting public health indicators depending on human environment, identifying environmental factors affecting public health. The National Academy of Medical Sciences of Ukraine includes institutions in its structure that develop over a number of years the concepts of chemical factors exposure, substantiation of principles, indicators and criteria for assessing normal and abnormal parameters, as well as preventive measures.

- Analysis of opportunity to include chemical management into sustainable development goals, national strategic plans and budget as part of national law enhancement in accordance with the basic EU Regulations on Chemical Substances Management.
- Analysis of gaps to be addressed and needs for strengthening national policies and regulations related to health impact of chemical substances throughout their life cycle;
- Register of chemical substances management facilities in Ukraine listing over 20 institutions of healthcare involved in chemical substances management.

SECTION 2: Law Analysis includes:

- National Legislation Roadmap in the field of chemical substances management,
- National legislation gap analysis, including comparative analysis of EU and Ukrainian regulations on classification, labelling, registration of chemical substances and products (biocides and plant protection products).
- Good law-making practice analysis in terms of chemical substances management progress

Case study objectives include homefront assessment of chemical substances management at each stage of their life cycle, as well as existing potential assessment, identifying existing shortcomings, providing framework to develop the Roadmap on key role of public health sector in sound chemical substances management in Ukraine in order to reduce their negative health impact.
