In case of any discrepancy between the original Danish text and the English translation of this Act, the Danish text shall prevail.

Order restricting the use of certain dangerous chemical substances and mixtures for specially specified purposes

Pursuant to section 22, subsection 4, § 30, § 43, para. 1-3, § 45, para. 1, and § 59, para. 4 of the Chemicals Act, cf. Executive Order no. 849 of 24 June 2014, shall be determined by authorization:

*Area of ​​the Executive Order*

**§ 1.** This Executive Order applies to certain hazardous chemical substances and mixtures for specially specified purposes.

*PCS. 2.* Percentages in this executive order are weight percent.

*Glazes and decorative colors*

**§ 2.** Cadmium may not be used in glazes and decorative colors for use in the non-commercial manufacture of ceramic objects, enamelled objects and glassware that are intended for or which must be assumed to be able to be used in connection with food, such as. teapots, mugs, jars, jugs, dishes, plates and bowls, in concentrations above 0.002 per cent.

*Addition to gasoline*

**§ 3.** Petrol to which lead compounds have been added may only be used as fuel for internal combustion engines.

*PCS. 2.* On the distribution apparatus and loose containers in which petrol added to lead compounds is dispensed or poured, it must be clearly marked that the petrol is added lead compounds.

*Engine coolant, etc.*

**§ 4.** Methanol must not be used in engine coolants, anti-carburetor antifreeze and de-icing fluids (eg sprinkler fluid).

*PCS. 2.* The prohibition in para. 1 does not apply to methanol-water mixtures for use in aircraft.

*Spray cans (aerosol cans)*

**§ 5.** Substances to be classified as very toxic, toxic, carcinogenic in category 1 or 2, toxic to reproduction in category 1 or 2 or mutagens in category 1 or 2 in accordance with Council Directive 1967/548 / EEC on the approximation of the laws of the Member States relating to classification, packaging and labeling of dangerous substances must not be used in spray cans (aerosol cans).

*PCS. 2.* Materials to be classified as acute toxicity category 1, 2 or 3, specific target organ as a result of a single exposure of category 1 (STOT SE 1), carcinogenic category 1A or 1B, reproductive toxicity categories 1A or 1B or mutagenic in category 1A or 1B in accordance with Regulation (EC) No 1272/2008 of the European Parliament and of the Council on the classification, labeling and packaging of substances and mixtures, etc., may not be used in aerosol cans.

*PCS. 3.* The prohibition in para. Paragraphs 1 and 2 are without prejudice to the provisions of other legislation concerning the use of these substances.

*Fire-fighting equipment*

**§ 6.** Halogen-substituted hydrocarbons may not be used in fire-fighting equipment.

*PCS. 2.* The prohibition in para. 1 does not apply to halons covered by the Regulation of the European Parliament and of the Council on substances that deplete the ozone layer.

*PCS. 3.* The prohibition in para. 1 does not include fire-fighting equipment for the use of the fire brigade.

*Killing of fur animals*

**§ 7.** Cyan compounds and strychnine may not be used for killing fur animals.

*Insect capture*

**§ 8.** Cyan potassium may only be used for insect capture if it is embedded in a plaster layer in glass with a maximum of 50 grams of the substance in each glass.

*Paint and varnish etc.*

**§ 9.** Mercury or mercury compounds may not be used in chemical substances or products, intended for paints, varnishes or the like, in concentrations above 0.0001 per cent.

*PCS. 2.* The prohibition in para. 1 does not apply to mercury sulphide (cinnabar).

*Control, dispensation and right of appeal*

**§ 10.** Supervision and control of compliance with the rules in this executive order is exercised by the Danish Environmental Protection Agency, cf. the rules of the Act in this regard.

*PCS. (2) The* Danish Environmental Protection Agency may, in special cases, allow the rules in the executive order to be deviated from. The Danish Environmental Protection Agency may set conditions for the permit.

*PCS. 3. The* Danish Environmental Protection Agency may decide that control analyzes of substances, products or goods covered by this Executive Order shall be carried out according to specific methods and carried out in laboratories accredited under DANAK or a similar accreditation body which is a co-signer of EA's multilateral agreement on mutual recognition.

*PCS. 4. The* Danish Environmental Protection Agency's decisions pursuant to subsection 1-3 cannot be appealed to another administrative authority.

*Penalty and entry into force*

**§ 11.** Unless a higher penalty is due under other legislation, the person who:

1) uses chemical substances and products in violation of § 3, § 4, para. 1, § 5, para. 1, § 6, para. 1 and 2, § 7, para. 1, § 8, § 9 and § 10, para. 1,

2) fails to mark in violation of § 4, para. 2, or

3) overrides conditions attached to a permit pursuant to section 11, subsection 2.

*PCS. 2.* The penalty may increase to imprisonment for up to 2 years if the offense is committed intentionally or by gross negligence, and if the offense is

1) caused damage to human or domestic life or health or caused danger thereof,

2) damage to the environment or risk of harm or

3) obtained or intended a financial benefit, including through savings, for the person himself or others.

*PCS. 3.* Companies etc. (legal persons) may be held criminally liable in accordance with the rules in Chapter 5 of the Criminal Code.

**§ 12. The** Executive Order enters into force on 31 December 2015.

*PCS. 2.* Executive Order 857 of 5 September 2009 on restrictions on the use of certain hazardous chemical substances and products for specially specified purposes is repealed.

*Ministry of the Environment and Food, 25 November 2015*

Michel Schilling

/ Peter Østergård Have