

Ministerial Ordinance Specifying the Method of Provision of Information on the Properties and Handling of Designated Chemical Substances, etc. (Tentative translation)

(Ordinance of the Ministry of International Trade and Industry No. 401 of December 22, 2000)

(Terminology)

Article 1 The terminology used in this Ministerial Ordinance shall follow the definitions in the Act on Confirmation, etc. of Release Amounts of Specific Chemical Substances in the Environment and Promotion of Improvements to the Management Thereof (hereinafter referred to as the "Act") and the Order for Enforcement of the Act on Confirmation, etc. of Release Amounts of Specific Chemical Substances in the Environment and Promotion of Improvements to the Management Thereof (Cabinet Order No. 138 of 2000; hereinafter referred to as the "Order").

(Method of Provision of Information on the Properties and Handling of Designated Chemical Substances, etc.)

Article 2 The method specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 14, paragraphs (1) and (2) of the Act shall be by transmission using a facsimile machine or any other method where the party to which a Designated Chemical Substance, etc. is transferred or provided has consented to the provision of information by said method.

(Information that Must Be Provided)

Article 3 A Business Operator Handling a Designated Chemical Substance, etc. shall include the following matters in the information on the properties and handling of a Designated Chemical Substance, etc. (hereinafter referred to as "Information on Properties and Handling") to be provided under the provisions of Article 14, paragraph (1) or (2) of the Act:

(i) In the cases set forth in (a) and (b) below, the matters listed respectively in (a) and (b):

(a) Where the Designated Chemical Substance, etc. is a Class I Designated Chemical Substance or a Class II Designated Chemical Substance: the matters listed in 1. through 2. below:

1. The name of the Class I Designated Chemical Substance or the Class II Designated Chemical Substance;
2. Whether the Class I Designated Chemical Substance or the Class II

Designated Chemical Substance is a Class I Designated Chemical Substance (excluding a Specific Class I Designated Chemical Substance), a Specific Class I Designated Chemical Substance, or a Class II Designated Chemical Substance; or

- (b) Where the Designated Chemical Substance, etc. is a product containing a Class I Designated Chemical Substance or a Class II Designated Chemical Substance: the matters listed in 1. through 4. below:
1. The name of the product;
 2. The name of the Class I Designated Chemical Substance or the Class II Designated Chemical Substance contained in the product (hereinafter referred to as the "Contained Designated Chemical Substance") (limited to instances where the Mass of a Class I Designated Chemical Substance or the mass of a class II designated chemical substance (hereinafter referred to as the "Mass of a Class II Designated Chemical Substance") pertaining to the Contained Designated Chemical Substance accounts for 1 percent or more of the total mass of the product or where the Mass of a Specific Class I Designated Chemical Substance pertaining to the Contained Designated Chemical Substance accounts for 0.1 percent or more of the total mass of the product);
 3. Whether the Contained Designated Chemical Substance is a Class I Designated Chemical Substance (excluding a Specific Class I Designated Chemical Substance), a Specific Class I Designated Chemical Substance, or a Class II Designated Chemical Substance; and
 4. The Mass of a Class I Designated Chemical Substance, the Mass of a Specific Class I Designated Chemical Substance, or the Mass of a Class II Designated Chemical Substance of the Contained Designated Chemical Substance as a percentage of the total mass of the product;
- (ii) The name, address, and contact information of the Business Operator Handling a Designated Chemical Substance, etc.;
- (iii) First-aid measures to be given to a person who has been harmed by the Designated Chemical Substance, etc.;
- (iv) Fire-fighting measures at a place of business handling the Designated Chemical Substance, etc.;
- (v) Accidental release measures of the Designated Chemical Substance, etc.;
- (vi) Handling and storage of the Designated Chemical Substance, etc.;
- (vii) Exposure controls/personal protection of the Designated Chemical Substance, etc.;
- (viii) Physical and chemical properties of the Designated Chemical Substance, etc.;
- (ix) Stability and reactivity of the Designated Chemical Substance, etc.;
- (x) Toxicological information of the Designated Chemical Substance, etc.;

- (xi) Ecological information of the Designated Chemical Substance, etc.;
- (xii) A summary of the contents of the matters specified in the preceding items (x) and (xi);
- (xiii) Disposal considerations of the Designated Chemical Substance, etc.;
- (xiv) Transport information of the Designated Chemical Substance, etc.;
- (xv) Regulatory information of the Designated Chemical Substance, etc.; and
- (xvi) Other information which the Business Operator Handling a Designated Chemical Substance, etc. finds necessary.

(Method of Stating the Matters Specified in each Item of Article 3)

Article 4 (1) A Business Operator Handling a Designated Chemical Substance, etc. shall endeavor to state matters with regard to Information on Properties and Handling of preceding article in compliance with JIS (Japanese Industrial Standards which is provided under Article 17 paragraph(1) of Industrial Standardization Act (Act No. 185, 1949) . The same shall apply hereafter.) Z 7253. (In the case of the information which was provided by a magnetic disk under Article 13 paragraph (1) or (2) of the Act; record)

- (2) The matters listed in each item of Article 3 shall be stated (including being recorded by Electromagnetic Means (meaning electronic means, magnetic means, or any other means not recognizable to human perception); the same shall apply in the following paragraph) in the Japanese language.
- (3) The Mass of a Class I Designated Chemical Substance, the Mass of a Specific Class I Designated Chemical Substance, or the Mass of a Class II Designated Chemical Substance of the Contained Designated Chemical Substance as a percentage of the total mass of the product, as specified in Article 3, item (i), (a), 4. shall be stated as a numerical figure calculated by regarding the first two digits of the percentage as significant digits.

(Labeling)

Article 5 When a Business Operator Handling a Designated Chemical Substance, etc. transfer or provide a Designated Chemical Substance, etc., by putting them into the containers or packaging, in case of the providing Information on Properties and Handling, they shall endeavor to indicate the following matters in compliance with JIS Z7253 on the container or the package (when they put them into the containers and packaging to transfer or provide; the container):

- (i) In the cases set forth in (a) and (b) below, the matters listed respectively in (a) and (b);
 - (a) Where the Designated Chemical Substance, etc. is a Class I Designated Chemical Substance or a Class II Designated Chemical Substance: the name of the Class I Designated Chemical Substance or the Class II Designated Chemical Substance;

- (b) Where the Designated Chemical Substance, etc. is a product containing a Class I Designated Chemical Substance or a Class II Designated Chemical Substance, the name of the product;
- (ii) Physical and chemical properties, stability, reactivity, toxicological information and ecological information of the Designated Chemical Substance, etc.;
- (iii) Precautions for storage or handling of the Designated Chemical Substance, etc.;
- (iv) Pictograms corresponding to physical and chemical properties, stability, reactivity, toxicological information or ecological information of the Designated Chemical Substance, etc.;
- (v) The name (for a juridical person, its name), address and telephone number of a person who indicates;
- (vi) Signal words.

(Cases in Which Information on Properties and Handling Needs to Be Provided)

Article 6 (1) Information on Properties and Handling shall be provided each time a Designated Chemical Substance, etc. is transferred or provided.

(2) The provisions of the preceding paragraph shall not apply where the same kind of Designated Chemical Substance, etc. is transferred or provided to the same business operator continuously or repeatedly and the provision of Information on Properties and Handling concerning said Designated Chemical Substance, etc. has already been made; provided, however, that this shall not apply when the party to which said Designated Chemical Substance, etc. is transferred or provided requests the provision of Information on Properties and Handling concerning said Designated Chemical Substance, etc.

Supplementary Provisions

(1) This Ministerial Ordinance shall come into effect as of the day of enforcement of the provisions of Article 1, item (ii) of the Supplementary Provisions of the Act (January 1, 2001).

(2) The measures set forth in the paragraphs of Article 15 of the Act shall not apply to a Business Operator Handling a Designated Chemical Substance, etc. that transfers or provides a Designated Chemical Substance, etc. prior to the day of enforcement of the provisions of Article 1, item (iii) of the Supplementary Provisions of the Act.

Supplementary Provisions [Ordinance of the Ministry of Economy, Trade and Industry No. 27 of 2009]

This Ministerial Ordinance shall come into effect as of October 1, 2009.