

LIECHTENSTEIN

1. Provisions in place in the Member States on REACH penalties

The table below has been compiled on the basis of the information provided in the legislation sent by Liechtenstein in its notification to the EFTA Surveillance Authority. This table indicates briefly which REACH articles are covered in the national legislation.

When there is a star (*) next to the country name, it means that the country applies what is called a “catch-all” provision, meaning that there is a provision in the law indicating that any infringement of the REACH Regulation can be sanctioned under national law.

Country	LIECHTENSTEIN *
Article	
5	
6(1)	
6(2)	
6(3)	
7(1)	
7(2)	
7(3)	
7(5)	
8(1 and 2)	
9(2)	
9(6)	
10	
11(1 and 3)	
12(1)	
12(2)	
13(1-5)	
14(1)	
14(6)	
14(7)	
17(1 and 2)	
18(1 to 3)	
19(1 and 2)	
20(2)	
21(1)	
21(2)	
21(3)	
22(1)	
22(2)	
24(2)	
25(1)	
26(1)	
27(1 to 3)	
27(4)	
27(6)	
28(1)	
28(6)	
29(3)	
30(2)	
30(6)	
31(1)	
31(2-9)	
32(1)	
32(2-3)	
33(1 and 2)	
34	
35	
36(1)	
36(2)	
37(2)	
37(3)	
37(4)	

Country	LIECHTENSTEIN *
Article	
37(5)	
37(6)	
37(7)	
38(1)	
38(2)	
38(3)	
38(4)	
40(4)	
41(4)	
46(2)	
49(a)	
50(2-3)	
50(4)	
53(1) to (3)	
53(4)	
55	
56(1)	
56(2)	
60(8)	
60(10)	
61(1)	
61(3)	
62 (4 and 5)	
63(3)	
65	
66(1)	
67(1)	

2. Types of offences related to REACH in Liechtenstein

This section gathers information on the REACH offences (administrative and/or criminal ones) pointed by the law in Liechtenstein. We divided the offences in four groups:

- Offences related to the registration requirements;
- Offences related to authorisation and restrictions requirements;
- Offences related to the supply chain requirements;
- Offences related to the downstream user requirements;

	Administrative offences	Criminal offences
Offences related to the registration requirements	- Intentional/ negligent infringement of administrative measures targeting the elimination of <i>all</i> REACH provisions	- Intentional/ negligent violation of all REACH provisions
Offences related to authorisation and restrictions requirements	- Intentional/ negligent infringement of administrative measures targeting the elimination of <i>all</i> REACH provisions	- Intentional/ negligent violation of all REACH provisions
Offences related to the supply chain requirements	- Intentional/ negligent infringement of administrative measures targeting the elimination of <i>all</i> REACH provisions	- Intentional/ negligent violation of all REACH provisions
Offences related to the downstream	- Intentional/ negligent infringement of administrative measures targeting the elimination of <i>all</i> REACH provisions	- Intentional/ negligent violation of all REACH provisions

user requirements		
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3. Sanctions applicable to legal persons in Liechtenstein

This table mentions whether or not Liechtenstein applies administrative or/and criminal sanctions to legal persons when REACH provisions are infringed and if a specific regime applies for legal persons in comparison to the regime applicable to natural persons.

	Sanctions applicable to legal persons	Criteria	Sanctions applicable to other groups
Liechtenstein	Y	Joint liability of legal and natural person (Art. 12, act on the marketability of goods)s	Y (Collective and limited partnerships)

4. REACH related administrative and criminal penalties in Liechtenstein

This section gathers information regarding administrative and/or criminal penalties applicable for the infringement of REACH in Liechtenstein. We divided the penalties in four groups:

- Penalties related to infringement of registration requirements;
- Penalties related to infringement of authorisation requirements;
- Penalties related to infringement of the supply chain requirements;
- Penalties related to infringement of the downstream users requirements;

	Administrative penalties	Criminal penalties
Penalties related to infringement of registration requirements	<ul style="list-style-type: none"> • Up to 20 000 CHF (13 186 EUR) for intentional violation • Up to 10 000 CHF (6 593 EUR) for negligent violation Art. 11 (1b), act on the marketability of goods	<ul style="list-style-type: none"> • Intentional /negligent violation of <i>all</i> REACH provisions: Fine of 200 000 CHF (131 863 EUR)/ 100 000 CHF (65 931 EUR) and, if the fine is not recoverable: up to 6/ 3 months (Art.10, act on the marketability of goods) • Confiscation and deprivation of goods • Removal of illicit assets
Penalties related to infringement of authorisation requirements	<ul style="list-style-type: none"> • Up to 20 000 CHF (13 186 EUR) for intentional violation • Up to 10 000 CHF (6 593 EUR) for negligent violation Art. 11 (1b), act on the marketability of goods	<ul style="list-style-type: none"> • Intentional /negligent violation of <i>all</i> REACH provisions: Fine of 200 000 CHF (131 863 EUR)/ 100 000 CHF (65 931 EUR) and, if the fine is not recoverable: up to 6/ 3 months (Art.10, act on the marketability of goods) • Confiscation and deprivation of goods • Removal of illicit assets
Penalties related to infringement of the supply chain requirements	<ul style="list-style-type: none"> • Up to 20 000 CHF (13 186 EUR) for intentional violation • Up to 10 000 CHF (6 593 EUR) for negligent violation Art. 11 (1b), act on the marketability of goods	<ul style="list-style-type: none"> • Intentional /negligent violation of <i>all</i> REACH provisions: Fine of 200 000 CHF (131 863 EUR)/ 100 000 CHF (65 931 EUR) and, if the fine is not recoverable: up to 6/ 3 months (Art.10, act on the marketability of goods) • Confiscation and deprivation of goods • Removal of illicit assets
Penalties related to infringement of the downstream users	<ul style="list-style-type: none"> • Up to 20 000 CHF (13 186 EUR) for intentional violation • Up to 10 000 CHF (6 593 EUR) for negligent violation Art. 11 (1b), act on the marketability of goods	<ul style="list-style-type: none"> • Intentional /negligent violation of <i>all</i> REACH provisions: Fine of 200 000 CHF (131 863 EUR)/ 100 000 CHF (65 931 EUR) and, if the fine is not recoverable: up to 6/ 3 months (Art.10, act on the marketability of goods) • Confiscation and deprivation of goods

requirements	<ul style="list-style-type: none"> • Removal of illicit assets
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5. Short description of REACH sanctions and related issues in Liechtenstein

Liechtenstein provides for both administrative and criminal sanctions. In both systems, the sanction applicable is mainly the fine (up to 20 000 CHF (13 186 EUR) for administrative sanctions, and ten times this amount for criminal offences).

The Office of Environmental Protection is responsible for the supervision and enforcement of REACH as far as the supervision and sanctioning of administrative offences is concerned. The Regional Court deals with criminal offences. The Office of Environmental Protection initiates general on-site inspections and takes into account the information of third parties information for the detection of infringements.

In total three officials are in charge of the supervision and enforcement of REACH in the chemical area and the Office of Environmental Protection. If required, additional financial resources can be provided.

So far, no administrative measures to enforce REACH had to be taken and no sanctions had to be imposed.