

# NORWAY

## 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 Norway in its notification to the European Commission. 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	NORWAY*
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)	

Country	NORWAY*
Article	
32(2-3)	
33(1 and 2)	
34	
35	
36(1)	
36(2)	
37(2)	
37(3)	
37(4)	
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 Norway

This section gathers information on the REACH offences (administrative and/or criminal ones) pointed by the law in Norway. 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	Infringements of all REACH obligations	Infringements of all REACH obligations, wilfully/intentionally or negligently
Offences related to authorisation and restrictions requirements	Infringements of all REACH obligations	Infringements of all REACH obligations, wilfully/intentionally or negligently
Offences related to the supply chain requirements	Infringements of all REACH obligations	Infringements of all REACH obligations, wilfully/intentionally or negligently
Offences related to the downstream user requirements	Infringements of all REACH obligations	Infringements of all REACH obligations, wilfully/intentionally or negligently

### 3. Sanctions applicable to legal persons in Norway

This table mentions whether or not Norway applies administrative or/and criminal sanctions to legal persons when REACH provisions are infringed and of 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
Norway	Y	Specific to legal persons (only a fine)	N

### 4. REACH related administrative and criminal penalties in Norway

This section gathers information regarding administrative and/or criminal penalties applicable for the infringement of REACH in Norway. 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	A coercive fine	- A fine proportional to the perpetrators' daily income and/or - Imprisonment for a term not exceeding three months.

<b>Penalties related to infringement of authorisation requirements</b>	A coercive fine	- A fine proportional to the perpetrators' daily income and/or - Imprisonment for a term not exceeding three months.
<b>Penalties related to infringement of the supply chain requirements</b>	A coercive fine	- A fine proportional to the perpetrators' daily income and/or - Imprisonment for a term not exceeding three months.
<b>Penalties related to infringement of the downstream users requirements</b>	A coercive fine	- A fine proportional to the perpetrators' daily income and/or - Imprisonment for a term not exceeding three months.

## 5. Short description of REACH sanctions and related issues in Norway

In Norway, REACH was incorporated in the corpus of law through the Norwegian Regulation 2008-05-30 nr 516 on REACH. This Norwegian regulation does not contain any substantial provisions referring to REACH nor define which provisions of the REACH Regulation shall be enforceable. It however provides that its violation shall be subject to administrative or criminal sanctions under the Pollution Control Act, the Product Control Act, the Fire and Explosion Prevention Act and the Working Environment Act. The provisions of these Acts are considered to cover REACH infringements. In other words, there are no specific REACH administrative or criminal sanctions in the Norwegian legislation but the infringement of REACH will lead to administrative and criminal sanctions under several legislations that are related to REACH.

The administrative sanctions are coercive fines imposed on a daily or weekly or monthly basis until the requirements of the related legislations are complied with. These coercive fines are not considered as a penalty or as a punishment in the Norwegian legal system. The criminal sanctions consist of fines and imprisonments.

The Norwegian Pollution Control Authority, The Norwegian Labour Inspection Authority, Petroleum Safety Authority Norway, and the Directorate for Civil Protection and Emergency Planning will be responsible for the enforcement of REACH within their specific field of competence.