



***Looking Deeper into
Communication and Notification
Impacts on the US***

**REACH Training Development
Workshop
October 15, 2009**

Communication Requirements



- **Communication for Articles**
 - REACH Article 33 requires importers of articles or manufacturers of articles (M/I) within the EU to provide information on SVHC's in the article (when SVHC content is > 0.1% w/w of the article) to:
 - The immediate downstream recipient
 - Any other consumer who requests it
 - Must be provided free-of-charge within 45 days
 - Must include, at a minimum, the name of the substance and safe use information for the product

There Is No Minimum Tonnage Required

Communication Requirements and YOU



- **Communication for Articles**
 - It is important to note that if you are a sub-tier supplier and your ‘article’ is going into the EU into a higher-level assembly, the M/I would also need to know **ALL** the SVHC’s in your product to understand if the larger article has **REACH** obligations
 - Thus, there may be two Communication requirements:
 - Knowing if an SVHC is in your article > 0.1% w/w
 - Providing all the SVHC’s in your product to the next higher assembly supplier, so they can ascertain Communication requirements
 - Thus, the receiver of your product could be domestic, but drive REACH Communication requirements for your company!

***Your Customers Will Be Concerned With
Your Plan for Substitution or Elimination of SVHCs***

Communication Requirements



- **Communication for Substances and Preparations**
 - **REACH** Article 31 requires suppliers of substances and preparations in the EU to provide safety data sheets (or safety information if an SDS is not required) to the recipients of the substances/preparations

***Requires Strong Communication
Up and Down the Supply Chain!***

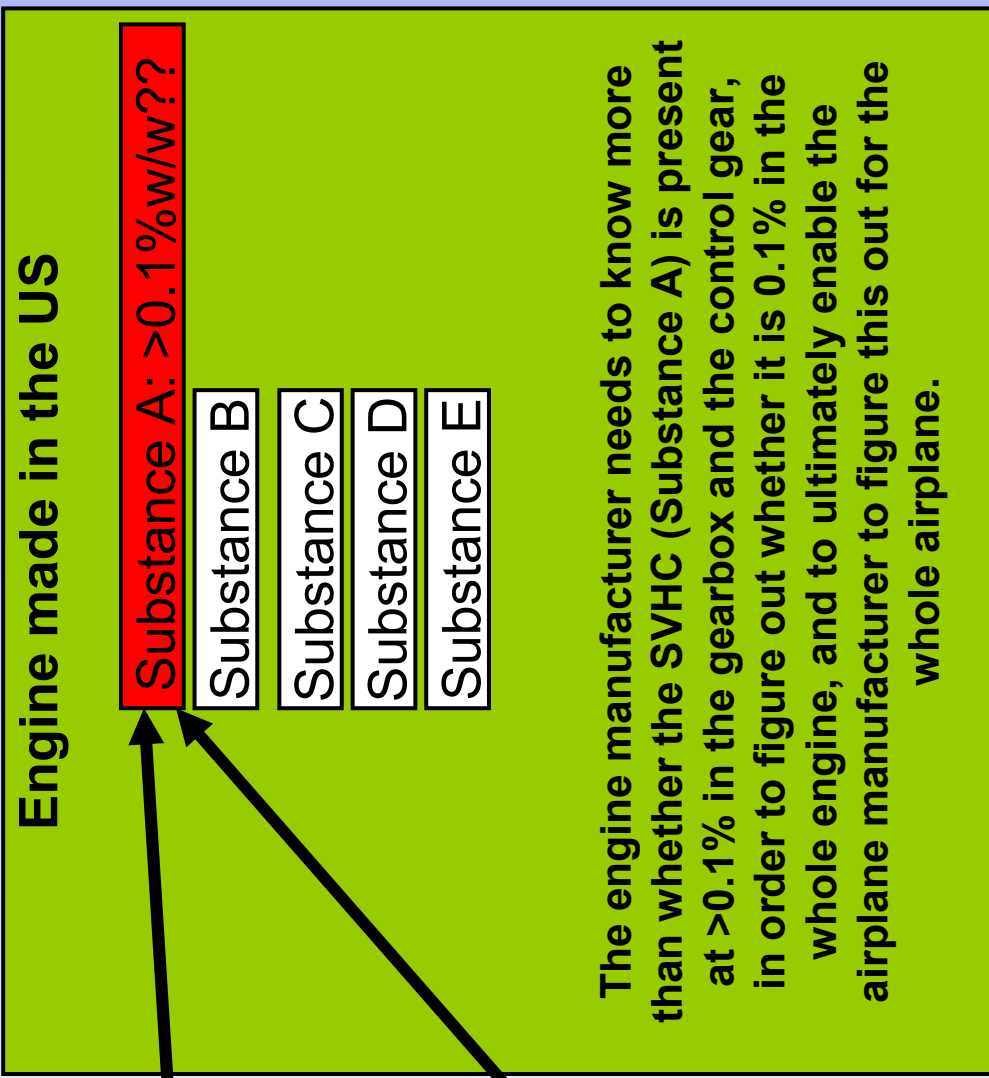
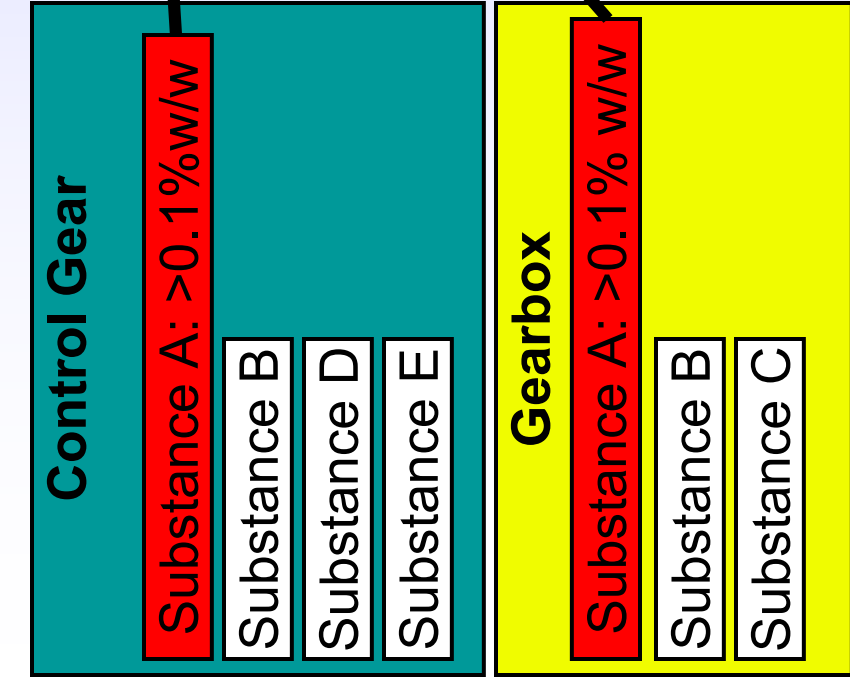
Notification Requirements



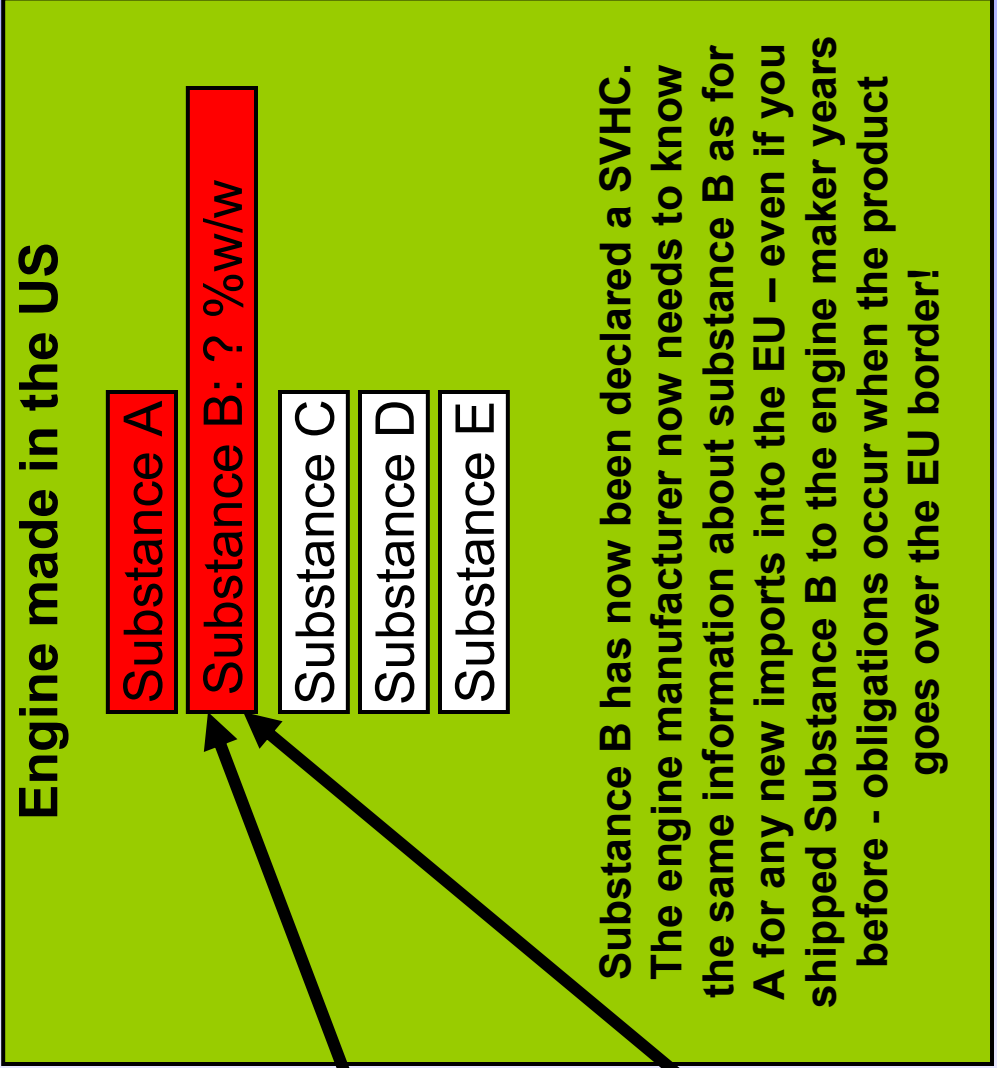
- **Notification**
 - In addition to **Communication requirements**, **REACH** Article 7(2) requires M/I to provide information on SVHC's in articles to the European Chemicals Agency (ECHA) when the following apply:
 - SVHC content is greater than 0.1% w/w of the article,
 - AND the article is manufactured or imported at quantities greater than one metric tonne per year per SVHC
 - Notification NOT required if:
 - The substance is registered already for that use,
 - OR the M/I can prove that the substance cannot be released at any point in the life cycle...including disposal

Notification Requirement Goes Into Effect in 2011

Information Requirements and YOU



Information Requirements and YOU... 3 Years Later



Summary – Substances in Articles Containing SVHCs

Substance of Very High Concern (SVHC)



Communication

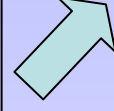


SVHC contained within the article in concentrations >0.1% w/w of the article



Communication Obligations:

- Immediately provide available information to the downstream recipients
- Any consumer of your product upon request, free of charge within 45 days
- Must include (at a minimum) the name of the substance and safe use information for the product



Notification



SVHC contained within the article in concentrations >0.1% w/w, AND article being M/I > 1 tonne / year per legal entity



Obligation to Notify EU Chemicals Agency:

- Except if already registered for that use OR there is no exposure
- At the earliest June 1, 2011 and then six months after SVHC added to candidate list



Agency may require Registration

Resource Documents



- RIP 3.1: Guidance on Registration – updated November 08
- RIP 3.2: Preparing the CSR – updated May 08
- RIP 3.3: Information Requirements – published March 08
- RIP 3.4: Guidance on data sharing (pre-registration) – published Sept 07
- RIP 3.5: Guidance for downstream users – published January 08
- RIP 3.6: Guidance on C&L under GHS – expected to be finalized in 09
- RIP 3.7: Guidance on applications for authorization - adoption June 08
- RIP 3.8: Requirements for articles – updated May 08
- RIP 3.9: Guidance on socio-economic analysis – adoption June 08
- RIP 3.10: Guidance on checking substance ID – published June 07

http://guidance.echa.europa.eu/guidance_en.htm

Questions

