Newsletter

helpdesk luxembourg
REACH & CLP
Un service du Centre de Recherche Public Henri Tudor
En partenariat avec le Ministère du Développement durable et des Infrastructures, et le Ministère de l'Economie et du Commerce extérieur

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Our best wishes for a pleasant and successful year 2014!

Dear reader,

The year 2013 has been seen of **many challenges**, in the context of **REACH** (the second registration deadline in which nearly 3,000 substances registered, the submission of first applications for authorisation of substances listed in Annex XIV of REACH and first feedbacks on the evaluation of substances listed in the Community rolling action (CoRAP), ...), **but also in the context of CLP** (continuation of classification and labelling of substances in accordance with CLP, initial preparations for the classification and labelling of mixtures, new harmonised classifications and labelling, implementation of the C&L inventory, ...).

To continue to best support you, besides publishing a number of documents, the Helpdesk organised five events (conferences, training cycle, REACH&CLP Coffee), which again, in 2013, were a great success. **You will find our publications and presentations in the section "Documentation" of our website.**

In the new year, we will continue with the same dynamic to further improve information exchange and communication with you and for you. The REACH&CLP Helpdesk Luxembourg is designed to help Luxembourgish companies to identify their obligations under REACH and CLP and to get prepared to comply with them. **Do not hesitate to let us know your needs!**

In year 2014, under REACH, submission of applications for authorisation of substances listed in Annex XIV will continue and the next deadlines are in February and October 2014. Thus, the concerned companies must prepare an application for authorisation prior to these deadlines, if they want to continue to use these substances after the sunset date (until decision has been taken by the Commission). In addition, the obligations related to the inclusion of SVHC in the Candidate List will continue to be a major topic since the list grows steadily and the number of substances will continue to increase significantly this year.

Moreover, the substance evaluation process, which started 2012, will continue this year. The competent authorities of the Member States will continue to evaluate all available information on the substances listed in the CoRAP (Community Rolling Action Plan) and companies could again be required to provide additional information.

Concerning the evaluation of registration dossiers, ECHA has concluded on many compliance checks and as the result of this, the companies will therefore be faced with requests to provide missing data and update their registration dossiers. Companies have the opportunity to participate in the evaluation process for both substances and registration dossiers.

Under CLP, the classification and labelling will be mandatory for mixtures by June 2015. Companies need to prepare and especially downstream users, like formulators, and the distributors and suppliers will be strongly affected by the changes related to chemical hazard communication.

Our activities focus in priority on the support of companies with these challenges. **Our program of upcoming events will be soon available in the section "Agenda" of our website.**

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General things

Worker safety directives aligned with CLP

In December 2013, the European Council approved a new Directive that amends five existing EU health and safety Directives in order to align them with the CLP Regulation (Regulation (EC) No 1272/2008).

The five EU Directives concerned by this amendment are:
- Directive 92/58/EEC - safety and/or health signs at work
- Directive 98/24/EC - chemical agents at work
- Directive 2004/37/EC - carcinogens or mutagens at work
- Directive 92/85/EEC - the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding
- Directive 94/33/EC - protection of young people at work

The new Directive proposes to amend these five Directives as a result of the adoption of the CLP Regulation in 2008. The reason for this is that the Directives 67/548/EEC and 1999/45/EC which are referenced in these Directives will be repealed with effect from 1st June 2015. Therefore it is expected that this new Directive enter into force on 1st June 2015.

Further information here.

REACH (Registration, Evaluation, Authorisation and restrictions of CHemicals)

Authorisation: Authorisation to use a substance of very high concern - first opinions adopted

ECHA's scientific committees for Risk Assessment (RAC) and Socio-economic Analysis (SEAC) have adopted their opinions on an application for authorisation to use a substance of very high concern (SVHC). This authorisation is related to the application from Rolls-Royce for the specific use of DEHP (Bis(2-ethylhexyl) phthalate) in the manufacture of aero engines. This is the first application for authorisation to be processed by ECHA.

In their opinions, the committees conclude that adequate control has been demonstrated for the specific use applied for. Given the risks posed by the use in question, the analysis of alternatives and the substitution plan provided by the applicant, the Committees propose to review the authorisation in seven years' time. The European Commission will make the final decision on the application, based on ECHA's opinions.

In 2013, ECHA received a total of eight applications for authorisation to use SVHCs, covering two different phthalates and 17 different specific uses. In 2014, the Agency expects approximately twice that number of applications, in particular for chromium-containing substances and the solvent trichloroethylene.

Further information in ECHA's News alert.

Evaluation: Target met for 5% compliance checks of the 2010 registration dossiers

By the end of 2013, ECHA concluded compliance checks for over 1 000 registration dossiers over 100 tonnes submitted for the first registration deadline in 2010. The result is that 69% of the evaluated dossiers were found to be non-compliant.

Reminder, REACH requires ECHA to check at least 5% of registrations per tonnage band for compliance. ECHA set itself a target to have 5% of the over 100 tonnes dossiers submitted for the 2010 deadline checked, at least partially, by the end of 2013.

The Agency used both concern-based and random selection to pick out the registration dossiers to be evaluated. For the selected dossiers, ECHA conducted either an overall compliance check (approximately 30% of the cases) or a targeted one (70% of the cases).

Thus, ECHA concluded 1 130 compliance checks or 5.7% of the total number of registration dossiers over 100 tonnes submitted for the first registration deadline. 69% of all evaluated dossiers were found to be non-compliant. The two main reasons

for shortcomings were deficiencies in the information regarding identification and composition of the substance, and insufficient justification for not submitting the required studies or missing information in the chemical safety report.

Registrants in receipt of ECHA's decisions have an obligation to provide the requested information by updating their initial registration dossier within the set deadline so that they can demonstrate the safe use of their chemicals. ECHA is cooperating with the Member States to make sure that the decisions are respected.

Further information in ECHA's Press release.

For further information, please visit our website "What is REACH?"

AGENDA

This section is regularly updated on our website, consult it here.

National events

The program of 2014 events will be available soon.

International events

11-12 March 2014: Workshop « Chemical Watch Global Supply Chain Workshop », Brussels, Belgium. Further information here.

Webinars

12 February 2014: How to bring your registration dossier in compliance with REACH – Tips and hints (part 5). Further information here.

05 March 2014: ECHA guidance for downstream users – the essentials. Further information here.