



# Webinar on Notifications of Substances in Articles

Notification of substances in articles -  
Introduction

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**Lisa Anfält**

Risk Management Identification

ECHA

# Contents

- General concept of REACH and Candidate List
- Substances in articles: legal obligation and timelines
- Conditions and derogations
- Preparations, tools and support for notifiers

## REACH: KEY ELEMENTS

- **R**egistration by industry of manufactured/imported chemical substances > 1 tonne/year (staggered dead-lines over 11years)
- Increased information and communication throughout the supply chain
- **E**valuation of some registered substances (ECHA and Member States)
- **A**uthorisation only for use of substances of very high concern
- Restrictions: “Safety net” (Community wide action)
- **C**hemicals Agency (ECHA) to efficiently manage the system

## The Candidate List

- Substances of Very High Concern (SVHCs)
  - Carcinogenic, Mutagenic or Toxic to Reproduction
  - Persistent, Bioaccumulative and Toxic (PBT) or very Persistent and very Bioaccumulative (vPvB)
  - Substances giving rise to an Equivalent level of concern
- SVHC identification → the 'Candidate List'

# The Candidate List and Authorisation

- Prioritising substances for authorisation requirement, from the Candidate List → the ‘ Authorisation List’ (Annex XIV of REACH)
- Authorisation: industry is not allowed to place on the market or use a substance included in Annex XIV unless industry has an authorisation granted by the Commission. NB: Does not apply to imported articles!
- Candidate list is the first step in selecting substances for authorisation  
-but, other obligations apply as well...

# Legal obligations relating to Candidate List substances in articles

- Notification to ECHA (Article 7(2))
- Pass on information down the supply chain (Article 33)
  - sufficient information to allow safe use
  - minimum: the name of the substance
  - to consumers on request (within 45 days, free of charge)

## Notification obligation

- Producers and importers of articles have a legal obligation to notify Candidate list substances in their articles (e.g furniture, clothes, vehicles, toys)
- The companies shall notify to ECHA within 6 months of the inclusion of the substance on the candidate list.
- The first deadline is 1 June 2011
  - for substances on the Candidate List 1/12/2010 (38 subst)
  - The next deadline will be 15 June 2011 (8 more subst)
- Purpose: More information on SVHC's in articles support identification of uses which may require further action.

# Conditions

- **EU Producers and importers of articles** shall notify substances in articles to ECHA if
  - The substance is on the **Candidate List**, and
  - The substance is present in the articles at a total of **>1 tonne** per producer/importer per year, and
  - The substance is present in those articles above a concentration of **0,1%** weight by weight.
- The concentration of the substance calculated **on the whole article** as imported or produced
- Companies collecting information on parts of articles may, if preferred, prepare notifications on this basis



## Derogations: Producers and importers of articles do not have to notify if...

- They can exclude exposure to humans or the environment during normal and reasonably foreseeable conditions of use, including disposal  
OR
- The substance has already been registered for that use
  - producers of articles can in most cases obtain information on registered uses through their supply chain
  - Importers will rarely have access to detailed information on registered uses

Note that in practice it may be more difficult and costly to demonstrate "no exposure" or "same use" than to make a notification

## Preparing for notifications: some tips

- Make inventory of imported/produced articles
- Which obligations apply to your articles?
  - Restrictions, notification, registration, information in supply chain
- Actively communicate with your suppliers
  - How can your information needs be met?
- Prepare and submit your notifications on time
- Plan for the future
  - Follow development of Candidate List and Registry of Intentions

## Further information and support

- **Guidance on requirements for substances in articles**  
-updated version published on 1 April  
[http://guidance.echa.europa.eu/guidance\\_en.htm](http://guidance.echa.europa.eu/guidance_en.htm)
- **The Candidate List**  
[http://echa.europa.eu/chem\\_data/authorisation\\_process/candidate\\_list\\_table\\_en.asp](http://echa.europa.eu/chem_data/authorisation_process/candidate_list_table_en.asp)
- **Web-page on substances in articles, including Q&A**  
[http://echa.europa.eu/reach/sia\\_en.asp](http://echa.europa.eu/reach/sia_en.asp)
- **Data Submission Manual: How to prepare and submit a Substance in Articles Notification using IUCLID**  
[http://echa.europa.eu/reachit/dsm\\_en.asp](http://echa.europa.eu/reachit/dsm_en.asp)
- **National helpdesks and ECHA Helpdesk**  
[http://echa.europa.eu/help/nationalhelp\\_en.asp](http://echa.europa.eu/help/nationalhelp_en.asp)  
[http://echa.europa.eu/help/echa-help\\_en.asp](http://echa.europa.eu/help/echa-help_en.asp)

## Summary

- First deadline DL 1 June 2011
- 0,1% threshold applies to article as produced or imported
- Derogations: consider when/whether to use
- Importers of articles the main actor concerned
- Tool, manual and other support available on the ECHA website

# Tools to use

## Tool

## What to do

ECHA website

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- Download substance datasets

IUCLID

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- Import substance datasets
- Record information & create dossier
- Export dossier

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- Submit dossier (SiA notification)