

Regulation (EC) No. 1907/2006 (REACH)

Regulation (EC) No. 1907/2006 (REACH) is a steadily growing regulation of the European Union since 2006. It applies to all chemical substances, mixtures and substances in articles. REACH concerns private as well as industrial applications and therefore involves most companies in the EU. The only exceptions are radioactive substances, substances in medicinal products, non-isolated intermediates and other applications regulated by other legislation.

REACH serves to identify and register, evaluate, authorize and restrict hazardous substances (Registration, Evaluation, Authorization and Restriction of Chemicals (REACH)).

Companies are subject to various obligations. They must disclose the risks of the substances and mixtures they manufacture or use to the European Chemicals Agency (ECHA) and, if necessary, provide downstream users with information on safe handling.

The core elements of the regulation are:

- Candidate List

o Information requirement under REACH Article 33 on substances in articles

o updated 2 times a year

o Candidates for inclusion in Annex XIV

o <https://echa.europa.eu/de/candidate-list-table>

- Annex XIV

o List of substances subject to authorization

o Substances on this list may only be used after the respective sunset date with a temporary authorization

o <https://echa.europa.eu/de/authorisation-list>

- Annex XVII

o List of general restrictions for substances

o <https://echa.europa.eu/de/substances-restricted-under-reach>

The substances on the candidate list are linked to the information obligation according to REACH Article 33 on these substances in articles from a concentration > 0.1%. The declaration level is the homogeneous material in an article. Here, the decision of the European Court of Justice C-106/14 of September 10, 2015 applies, stating that an article once manufactured, which is integrated into a more complex article, continues to be valid as a reference for the concentration limit of the included chemical substances ("once an article, always an article"). Therefore, the 0.1% limit does not refer to the finished complex end product.

SCIP

The REACH Article 33 information obligation implies, as of January 5, 2021, the mandatory submission of information to the SCIP database for information on substances of concern in articles as such or complex articles. This is described in the Waste Framework Directive 2008/98/EC Article 9 (i) and is operated by ECHA.

<https://echa.europa.eu/de/scip>