



REACH

Registration, Evaluation & Authorisation of Chemicals

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What is REACH?

- EU regulation (law); started 1 June 2007
- Driven by ‘substances’ including all metals.
- Registration of each substance that is manufactured in or imported into the EU >1tpa
- Responsibility for REACH must be with a legal entity in the EU
- Deadlines: >1,000 tpa, >100 tpa, >1tpa
- “no data, no market” - a permit to trade!

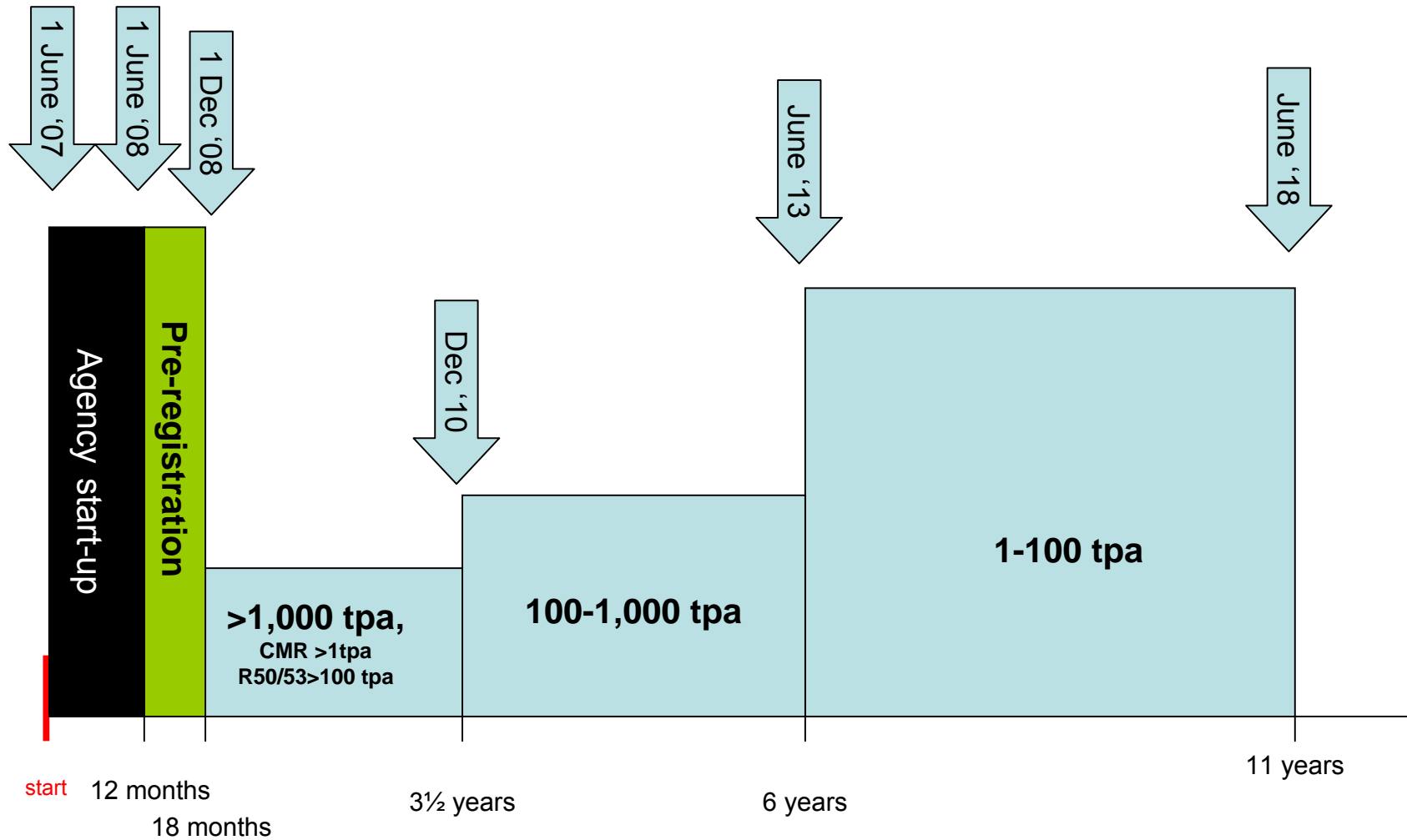


REACH - main elements:

- REACH applies to all substances...
 - on their own (e.g. Mn)
 - in mixtures and preparations (alloys like FeMn)
 - if released from articles (fireworks)
- Each substance ≥ 1 tpa per EU legal entity must be registered by that EU legal entity.
- Data sharing + joint submission per substance.
- EU agency (ECHA) to manage the process.
- Payment of a fee for each registration.



Registration: Overview





Pre-registration: the first step

- To use the phase-in period, pre-registration by each EU manufacturer / importer is necessary.
- Pre-registration is June to November this year
- Pre-registration allows time to organise the collection of data and testing for new data.
- After pre-registration, companies co-operate in a SIEF, working towards a joint submission
- Remember: pre-registration keeps your EU importer, and you, in the market!



Your importer pre-registers?

- Yes:
 - ☺ continue import during the phase-in period.
 - ☺ importer enters the substance SIEF.
 - ☺ no obligations to complete a full registration
- No:
 - ☹ stop importing from 1 December 2008
 - ☹ enforcement action /penalties if imports continue until a fully registration is submitted.



What you must do!

EU-based producers and importers:

- Each substance that you handle at \geq tpa must be pre-registered and registered.
- You must communicate with your EU customers.
- You will need technical data for registration.



What you must do!

Non-EU producers:

- You have no obligations under REACH.
- But, ensure that your EU importers have a plan to pre-register and register on time.
- If your importers do not pre-register, you will eventually lose the EU market.
- You can appoint a REACH *Only Representative* to register on behalf of all your EU importers.



REACH data from where?

- Do you own useful data?
- Can your importers obtain data from you?
- Public domain (internet, tech publications etc)?
- Generate all data yourself (cost, resources)?
- Join a Consortium (cost effective, structured)

Don't forget, your importer is fully accountable and liable for the data used in its registration



Consortium advantages

Your supply chain must have data - how will you provide it?

- Reduced burden and lower cost through sharing.
- Can start now, well before the SIEF (Q1 2009).
- Share and plan data gathering and evaluation.
- Minimise laboratory queuing.
- Data controlled and confidentiality maintained.
- Legal certainty through Agreement.
- Defined cost sharing and voting rights.
- Transparent approach suits antitrust requirements



REACH Mn Consortium

- Launched in January 2008, now 17 members.
- Structure:
 - Assembly (all Regular Members)
 - Steering Committee (elected)
 - Technical Working Group (task specific)
 - Trustee/Secretariat: International Manganese Institute
- Consortium: Mn (FeMn), Mn oxides and Mn salts
- Cost sharing depend on member's EU turnover: higher turnover, higher cost, higher voting rights
- Agreements with 2 GLP-rated laboratories for tests



Summary and conclusions

- REACH is effectively a licence to trade in the EU
- Understand how your EU importers plan to comply with REACH.
- Pre-registration before December this year is essential - to buy time and to keep in the market.
- REACH is complex and you or your supply chain will need expert help and support.
- Look to join a consortium: expertise, support, and provision of data .
- The Mn consortium is already active - you are welcome to join!



Thank You...

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