



5 October 2022

(22-7507)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: <u>EUROPEAN UNION</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: European Commission Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: European Commission, EU-TBT Enquiry Point, Fax: +(32) 2 299 80 43, E-mail: grow-eu-tbt@ec.europa.eu Website: http://ec.europa.eu/growth/tools-databases/tbt/en/
3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [X], 5.7.1 [], 3.2 [], 7.2 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Recently classified carcinogenic, mutagenic and reproductive toxicants (CMR) category 1A and 1B as substances on their own, as constituents of other substances or in mixtures that are placed on the market or used for supply to the general public.
5. Title, number of pages and language(s) of the notified document: Draft Commission Regulation amending Regulation (EC) No 1907/2006 of the European Parliament and of the Council as regards carcinogenic, mutagenic or reproductive toxicant substances subject to restrictions; (3 page(s), in English), (4 page(s), in English)
6. Description of content: This draft Commission Regulation aims to include within the scope of entries 28 to 30 of Annex XVII to Regulation (EC) No 1907/2006 several substances, with the effect of restricting their placing on the market or use for supply to the general public as substances on their own, as constituents of other substances or in mixtures and to impose the requirement to mark packaging with the label "restricted to professional users". This is consequent to the recent classification of these substances as CMR category 1A or 1B under Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures, as amended by Commission Delegated Regulation (EU) 2022/692 (as corrected, OJ L 146, 25.5.2022, p. 150).
7. Objective and rationale, including the nature of urgent problems where applicable: The abovementioned substances recently received new harmonised classifications as CMR category 1A or 1B. In accordance with Article 68(2) of Regulation (EC) 1907/2006 (REACH), the Commission may propose a restriction on the use of these substances and mixtures containing them by consumers.

8. Relevant documents: Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH Regulation): http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1423064258789&uri=CELEX:32006R1907
9. Proposed date of adoption: 2nd quarter of 2023 Proposed date of entry into force: 20 days from publication in the Official Journal of the EU. The provisions will apply from 1 December 2023.
10. Final date for comments: 60 days from notification
11. Texts available from: National enquiry point [] or address, telephone and fax numbers and email and website addresses, if available, of other body: European Commission, EU-TBT Enquiry Point, Fax: + (32) 2 299 80 43, E-mail: grow-eu-tbt@ec.europa.eu The text is available on the EU-TBT Website : http://ec.europa.eu/growth/tools-databases/tbt/en/ https://members.wto.org/crnattachments/2022/TBT/EEC/22_6769_00_e.pdf https://members.wto.org/crnattachments/2022/TBT/EEC/22_6769_01_e.pdf