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| From: | Secretary-General of the European Commission, signed by Mr Jordi AYET PUIGARNAU, Director |
| date of receipt: | 28 July 2020 |
| To: | Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union |

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| No. Cion doc.: | [...] (2020) XXX draft- D066998/04 ANNEX |
| Subject: | ANNEX to the COMMISSION REGULATION (EU) .../... of xxx amending Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), as regards carcinogenic, mutagenic or reproductive toxicant (CMR) substances, devices covered by Regulation (EU) 2017/745 of the European Parliament and of the Council, persistent organic pollutants, certain liquid substances or mixtures, nonylphenol and testing methods for azocolourants |

Delegations will find attached document [\[...\]](#)(2020) XXX draft- D066998/04 ANNEX.

Encl.: [\[...\]](#)(2020) XXX draft- D066998/04 ANNEX



EUROPEAN
COMMISSION

Brussels, **XXX**
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[...](2020) **XXX** draft

ANNEX

ANNEX

to the

COMMISSION REGULATION (EU) .../...
of xxx

amending Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), as regards carcinogenic, mutagenic or reproductive toxicant (CMR) substances, devices covered by Regulation (EU) 2017/745 of the European Parliament and of the Council, persistent organic pollutants, certain liquid substances or mixtures, nonylphenol and testing methods for azocolourants

ANNEX

Annex XVII to Regulation (EC) No 1907/2006 is amended as follows:

(1) Column 2 of entry 3 is amended as follows:

(a) paragraph 3 is replaced by the following:

“3. Shall not be placed on the market if they contain a colouring agent, unless required for fiscal reasons, or perfume, or both, if they:

- can be used as fuel in decorative oil lamps for supply to the general public, and,

- present an aspiration hazard and are labelled with H304.”,

(b) paragraph 5 is replaced by the following:

“5. Without prejudice to the implementation of other Union provisions relating to the classification, labelling and packaging of substances and mixtures, suppliers shall ensure, before the placing on the market, that the following requirements are met:

(a) lamp oils, labelled with H304, intended for supply to the general public are visibly, legibly and indelibly marked as follows: ‘Keep lamps filled with this liquid out of the reach of children’; and, by 1 December 2010, ‘Just a sip of lamp oil – or even sucking the wick of lamps – may lead to life-threatening lung damage’;

(b) grill lighter fluids, labelled with H304, intended for supply to the general public are legibly and indelibly marked by 1 December 2010 as follows: ‘Just a sip of grill lighter fluid may lead to life threatening lung damage’;

(c) lamps oils and grill lighters, labelled with H304, intended for supply to the general public are packaged in black opaque containers not exceeding 1 litre by 1 December 2010.”,

(c) paragraph 6 is deleted,

(d) paragraph 7 is deleted;

(2) Entry 22 is deleted;

(3) In entries 28-30, the following point (f) is added in paragraph 2 of column 2:

“(f) devices covered by Regulation (EU) 2017/745”.

(4) In entry 46, the references to CAS number and EC number in paragraph (a) of column 1 are deleted;

(5) Entry 67 is deleted;

(6) Entry 68 is deleted;

(7) The title of Appendix 1 is replaced by the following:

“Entry 28 – Carcinogens: Category 1A”;

(8) Appendix 2 is amended as follows:

(a) the title is replaced by the following:

“Entry 28 – Carcinogens: Category 1B”,

(b) the following entries are inserted in the table in order of the index numbers set out therein:

| | | | | |
|--|--------------|-----------|---------------|--|
| “cobalt | 027-001-00-9 | 231-158-0 | 7440-48-4” | |
| “benzo[<i>rst</i>]pentaphene | 601-090-00-X | 205-877-5 | 189-55-9” | |
| “dibenzo[<i>b,def</i>]chrysene; dibenzo[<i>a,h</i>]pyrene | 601-091-00-5 | 205-878-0 | 189-64-0” | |
| “1,2-dihydroxybenzene; pyrocatechol | 604-016-00-4 | 204-427-5 | 120-80-9” | |
| “acetaldehyde; ethanal | 605-003-00-6 | 200-836-8 | 75-07-0” | |
| “spirodiclofen (ISO); 3-(2,4-dichlorophenyl)-2-oxo-1-oxaspiro[4.5]dec-3-en-4-yl 2,2-dimethylbutyrate | 607-730-00-4 | - | 148477-71-8”; | |

(9) The title of Appendix 3 is replaced by the following:

“Entry 29 – Germ cell mutagens: Category 1A”;

(10) The title of Appendix 4 is replaced by the following:

“Entry 29 – Germ cell mutagens: Category 1B”;

(11) Appendix 5 is amended as follows:

(a) the title is replaced by the following:

“Entry 30 – Reproductive toxicants: Category 1A”,

(b) the following entry is inserted in the table in order of the index numbers set out therein:

| | | | | |
|--------------------------|--------------|-----------|------------|--|
| “methylmercuric chloride | 080-012-00-0 | 204-064-2 | 115-09-3”; | |
|--------------------------|--------------|-----------|------------|--|

(12) Appendix 6 is amended as follows:

(a) the title is replaced by the following:

“Entry 30 – Reproductive toxicants: Category 1B”,

(b) the following entries are inserted in the table in order of the index numbers set out therein:

| | | | | |
|--|--------------|-----------|-------------|--|
| “cobalt | 027-001-00-9 | 231-158-0 | 7440-48-4” | |
| “ethylene oxide; oxirane | 603-023-00-X | 200-849-9 | 75-21-8” | |
| “ethanol, 2,2'-iminobis-, <i>N</i> -(C13-15 branched and linear alkyl) derivs. | 603-236-00-8 | 308-208-6 | 97925-95-6” | |

| | | | | |
|--|--------------|-----------|--------------|--|
| “2-benzyl-2-dimethylamino-4’-morpholinobutyrophenone | 606-047-00-9 | 404-360-3 | 119313-12-1” | |
| “diisohexyl phthalate | 607-737-00-2 | 276-090-2 | 71850-09-4” | |
| “propiconazole (ISO); (2 <i>RS</i> ,4 <i>RS</i> ;2 <i>RS</i> ,4 <i>SR</i>)-1-{[2-(2,4-dichlorophenyl)-4-propyl-1,3-dioxolan-2-yl]methyl}-1 <i>H</i> -1,2,4-triazole | 613-205-00-0 | 262-104-4 | 60207-90-1” | |
| “1-vinylimidazole | 613-328-00-X | 214-012-0 | 1072-63-5” | |
| “halosulfuron-methyl (ISO); methyl 3-chloro-5- {[(4,6dimethoxypyrimidin-2yl)carbamoyl]sulfamoyl} -1-methyl1 <i>H</i> -pyrazole-4-carboxylate | 613-329-00-5 | - | 100784-20-1” | |
| “2-methylimidazole | 613-330-00-0 | 211-765-7 | 693-98-1” | |
| “dibutylbis(pentane-2,4-dionato-O,O')tin | 650-056-00-0 | 245-152-0 | 22673-19-4”; | |

(13) In Appendix 10, the table is replaced by the following table:

| “European standardisation organisation | Reference and title of the harmonised standard | Reference of the superseded standard |
|--|---|--------------------------------------|
| CEN | EN ISO 17234-1:2015 Leather - Chemical tests for the determination of certain azo colorants in dyed leathers - Part 1: Determination of certain aromatic amines derived from azo colorants | EN ISO 17234-1:2010 |
| CEN | EN ISO 17234-2:2011 Leather - Chemical tests for the determination of certain azo colorants in dyed leathers - Part 2: Determination of 4-aminoazobenzene | CEN ISO/TS 17234:2003 |
| CEN | EN ISO 14362-1:2017 Textiles - Methods for determination of certain aromatic amines derived from azo colorants - Part 1: Detection of the use of certain azo colorants accessible with and without extracting the fibres | EN 14362-1:2012 |
| CEN | EN ISO 14362-3:2017 Textiles - Methods for determination of certain aromatic amines derived from azo colorants - Part 3: Detection of the use of certain azo colorants, which may release 4-aminoazobenzene | EN 14362-3:2012” |