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PROPOSAL

From: Secretary-General of the European Commission,
signed by Mr Jordi AYET PUIGARNAU, Director

To: Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council
of the European Union

No. Cion doc.: COM(2020) 571 final ANNEX

Subject: ANNEX to the Proposal for a DIRECTIVE OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL amending Directive 2004/37/EC
on the protection of workers from the risks related to exposure to
carcinogens or mutagens at work

Delegations will find attached document COM(2020) 571 final ANNEX.

Encl.: COM(2020) 571 final ANNEX



Brussels, 22.9.2020
COM(2020) 571 final

ANNEX

ANNEX

to the

Proposal for a

**DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL
amending Directive 2004/37/EC on the protection of workers from the risks related to
exposure to carcinogens or mutagens at work**

{SEC(2020) 302 final} - {SWD(2020) 183 final} - {SWD(2020) 184 final}

ANNEX

1. In point A of Annex III to Directive 2004/37/EC, the row related to benzene is replaced by the following row:

Name of agent	EC No ⁽¹⁾	CAS No ⁽²⁾	Limit values						Notation	Transitional measures	
			8 hours ⁽³⁾			Short-term ⁽⁴⁾					
			mg/m ³ ⁽⁵⁾	ppm ⁽⁶⁾	f/ml ⁽⁷⁾	mg/m ³	ppm	f/ml			
Benzene	200-753-7	71-43-2	0.66	0.2	–	–	–	–	–	Skin ⁽⁸⁾	The limit value shall apply from four years after entry into force of this Directive. From two years up to four years after entry into force, a limit value of 0.5 ppm (1.65 mg/m ³) shall apply.

2. In point A of Annex III to Directive 2004/37/EC, the following rows are added:

Name of agent	EC No ⁽¹⁾	CAS No ⁽²⁾	Limit values						Notation	Transitional measures	
			8 hours ⁽³⁾			Short-term ⁽⁴⁾					
			mg/m ³ ⁽⁵⁾	ppm ⁽⁶⁾	f/ml ⁽⁷⁾	mg/m ³	ppm	f/ml			
Acrylonitrile	203-466-5	107-13-1	1	0.45	–	4	1.8	–	–	Skin ⁽⁸⁾	The limit values shall apply from four years after entry into force of this Directive.
Nickel compounds	–	–	0.01 ⁽⁹⁾	–	–	–	–	–	–	Dermal and respiratory sensitisation ⁽¹¹⁾	The limit value ⁽⁹⁾ shall apply from 18 th January 2025
			0.05 ⁽¹⁰⁾								The limit value ⁽¹⁰⁾ shall apply from 18 th January 2025. Until then a limit value of 0.1 mg/m ³ ⁽¹⁰⁾ shall apply.

(1) EC No, i.e. EINECS, ELINCS or NLP, is the official number of the substance within the European Union, as defined in Section 1.1.1.1.2 in Annex VI, Part 1, to Regulation (EC) No 1272/2008.

(2) CAS No: Chemical Abstract Service Registry Number.

(3) Measured or calculated in relation to a reference period of eight hours time-weighted average (TWA).

(4) Short-term exposure limit (STEL). A limit value above which exposure should not occur and which is related to a 15-minute period unless otherwise specified.

(5) mg/m³ = milligrams per cubic metre of air at 20 °C and 101,3 kPa (760 mm mercury pressure).

(6) ppm = parts per million by volume in air (ml/m³).

(7) f/ml = fibres per millilitre.

(8) Substantial contribution to the total body burden via dermal exposure possible.

(9) Respirable fraction, measured as nickel

(10) Inhalable fraction, measured as nickel

(11) The substance can cause sensitisation of the skin and of the respiratory tract.