



Council of the
European Union

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COMPET 431
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ENV 549
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CONSOM 153

'I/A' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council

No. Cion doc.: ST 10054/20 + ADD 1 - D066998

Subject: 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
- Decision not to oppose adoption

1. On 28 July 2020, the Commission submitted the above draft Regulation to the Council, which amends parts of Annex XVII of Regulation (EC) 1907/2006¹, in accordance with its Articles 68(2), 131, and 133, and Article 5a(3)(a) and (d) of Council Decision 1999/468/EC².

¹ Regulation (EC) 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation, and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94, as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (OJ L 396, 30.12.2006, p. 1);

² Latest consolidated version of 23/07/2006;

Pursuant to the said articles, if neither the European Parliament nor the Council have opposed the measures envisaged by the Commission, the draft Regulation shall be adopted by the Commission.

2. Article 131 of Regulation (EC) No 1907/2006 provides that the Annexes of this Regulation may be amended in accordance with the procedure referred to in Article 133.
3. On 23 July 2020, the Committee, established under Regulation (EC) No 1907/2006, voted in favour of the measure in the above draft Regulation in accordance with Article 5a(2) of Council Decision 1999/468/EC.
4. On 31 July 2020, delegations were asked by 25 September 2020 to indicate their possible opposition to the draft Regulation. No delegation raised any relevant grounds for opposition.
5. Against this background, the Permanent Representatives Committee is invited to recommend to the Council to confirm its non-opposition to the draft Regulation, as set out in document ST 10054/20 + ADD 1 as an item without discussion at one of its forthcoming meetings.
