

Helsinki, 15.12.2015

Inclusion of substances of very high concern in the Candidate List for eventual inclusion in Annex XIV

(Decision of the European Chemicals Agency)

Owner: Jukka Malm Activity/Process: Candidate List update Validity: Indefinite Classification: Public	Distribution: Deputy Executive Director Quality Manager HoU D.2 Executive Office
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Whereas

- 1) Pursuant to Article 59(3) of Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) the European Chemicals Agency (hereinafter referred to as 'ECHA' or 'The Agency') received from Member States six dossiers in accordance with Annex XV to REACH for substances which in their opinion meet the criteria of substances of very high concern (SVHCs) set out in Article 57 of REACH.
- 2) ECHA itself prepared one dossier in the format set out in Annex XV to REACH at the request of the European Commission, in accordance with Article 59(2) of REACH.
- 3) On 31 August 2015, the Agency invited all interested parties to submit comments on the Annex XV dossiers, as stated in Article 59(4) of REACH.
- 4) The public commenting period for all substances ended on 15 October 2015.
- 5) In accordance with Article 59(5) of REACH, the deadline for Member States or the Agency to comment on the identification of the substances as SVHCs was 30 October 2015.
- 6) Following the public consultation, one dossier submitter withdrew their dossier for the following substance:

SUBSTANCE NAME	EC NUMBER	CAS NUMBER
Dicyclohexyl phthalate	201-545-9	84-61-7

- 7) The Agency did not receive or make any comments on the identification as SVHCs for the following substances:

SUBSTANCE NAME	EC NUMBER	CAS NUMBER
Nitrobenzene	202-716-0	98-95-3
2,4-di-tert-butyl-6-(5-chlorobenzotriazol-2-yl)phenol (UV-327)	223-383-8	3864-99-1
2-(2H-benzotriazol-2-yl)-4-(tert-butyl)-6-(sec-butyl)phenol (UV-350)	253-037-1	36437-37-3
1,3-propanesultone	214-317-9	1120-71-4

- 8) Therefore, pursuant to Article 59(6) of REACH the Agency shall now include these substances in the Candidate List for eventual inclusion in Annex XIV to REACH.
- 9) The Agency received comments on the identification as SVHCs for the following substances:

SUBSTANCE NAME	EC NUMBER	CAS NUMBER
Hexamethylene diacrylate (hexane-1,6-diol diacrylate)	235-921-9	13048-33-4
Perfluorononan-1-oic-acid and its sodium and ammonium salts	206-801-3	375-95-1 21049-39-8 4149-60-4

- 10) Thus, pursuant to Article 59(7) of REACH the dossiers related to these substances were referred to the Member State Committee (MSC).
- 11) The MSC unanimously agreed via written procedure, which closed on 30 November 2015 that the following substance meets the criteria set out in Article 57 of REACH for identification as SVHC:

SUBSTANCE NAME	EC NUMBER	CAS NUMBER
Perfluorononan-1-oic-acid and its sodium and ammonium salts	206-801-3	375-95-1 21049-39-8 4149-60-4

12) Therefore, pursuant to Article 59(8) of REACH the Agency shall now include this substance in the Candidate List for eventual inclusion in Annex XIV to REACH.

13) The Member State Committee at its 45th meeting did not unanimously agree that the following substance meets the criteria set out in Article 57(f) of REACH:

SUBSTANCE NAME	EC NUMBER	CAS NUMBER
Hexamethylene diacrylate (hexane-1,6-diol diacrylate)	235-921-9	13048-33-4

14) Therefore this substance shall not be included in the Candidate List. The Member State Committee's majority opinion in support of the identification of the substance as a substance of very high concern and the minority views shall in accordance with Article 59(9) of REACH be referred to the European Commission for final decision-making.

15) In accordance with Article 59(10) of REACH, the updated Candidate List shall be published on ECHA's website.

I HAVE DECIDED THE FOLLOWING:

- 1. Pursuant to Articles 59(6) and 59(8) of REACH the following substances shall be included on 17 December 2015 in the Candidate List for eventual inclusion in Annex XIV to REACH.**

SUBSTANCE NAME	EC NUMBER	CAS NUMBER	REASON FOR INCLUSION
Nitrobenzene	202-716-0	98-95-3	Toxic for reproduction (Article 57 c)
2,4-di-tert-butyl-6-(5-chlorobenzotriazol-2-yl)phenol (UV-327)	223-383-8	3864-99-1	vPvB (Article 57 e)
2-(2H-benzotriazol-2-yl)-4-(tert-butyl)-6-(sec-butyl)phenol (UV-350)	253-037-1	36437-37-3	vPvB (Article 57 e)
1,3-propanesultone	214-317-9	1120-71-4	Carcinogenic (Article 57 a)
Perfluorononan-1-oic-acid and its sodium and ammonium salts	206-801-3	375-95-1 21049-39-8 4149-60-4	Toxic for reproduction (Article 57 c) PBT (Article 57 d)

2. Publication

The updated Candidate List shall be published on ECHA's website on 17 December 2015.

(e-signed)

Jukka Malm¹
Deputy Executive Director²

¹ Mandated to sign this decision pursuant to the decision of the Executive Director ED/20/2015 delegating the power to sign decisions to include a substance on the Candidate List for eventual inclusion in Annex XIV under Article 59(6) or Article 59(8) of the REACH Regulation to Jukka Malm, Deputy Executive Director.

² As this is an electronic document, it is not physically signed. This communication has been approved according to ECHA's internal decision-approval process.