ANNEX XVII TO REACH – Conditions of restriction

Restrictions on the manufacture, placing on the market and use of certain dangerous substances, mixtures and articles

Entry 67

Bis(pentabromophenyl)ether
(decabromodiphenyl ether; decaBDE)

CAS No 1163-19-5
EC No 214-604-9

Conditions of restriction

1. Shall not be manufactured or placed on the market as a substance on its own after 2 March 2019.

2. Shall not be used in the production of, or placed on the market in:
   (a) another substance, as a constituent;
   (b) a mixture;
   (c) an article, or any part thereof,
   in a concentration equal to or greater than 0,1 % by weight, after 2 March 2019.

3. Paragraphs 1 and 2 shall not apply to a substance, constituent of another substance or mixture that is to be used, or is used:
   (a) in the production of an aircraft before 2 March 2027.
   (b) in the production of spare parts for either of the following:
      (i) an aircraft produced before 2 March 2027;

4. Subparagraph 2(c) shall not apply to any of the following:

(a) articles placed on the market before 2 March 2019;

(b) aircraft produced in accordance with subparagraph 3(a);

(c) spare parts of aircraft, vehicles or machines produced in accordance with subparagraph 3(b);

(d) electrical and electronic equipment within the scope of Directive 2011/65/EU.

5. For the purposes of this entry ‘aircraft’ means one of the following:

(a) a civil aircraft produced in accordance with a type certificate issued under Regulation (EU) No 216/2008 of the European Parliament and of the Council\(^3\) or with a design approval issued under the national regulations of a contracting State of the International Civil Aviation Organisation (ICAO), or for which a certificate of airworthiness has been issued by an ICAO contracting State under Annex 8 to the Convention on International Civil Aviation;

(b) a military aircraft.

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