

RESPONSES INTO THE PUBLIC CONSULTATION ON ECHA'S DRAFT 9TH ANNEX XIV RECOMMENDATION: [Phthalato(2-)] dioxotrilead

About the Lead REACH Consortium

The Pb REACH Consortium is a voluntary initiative managed by the International Lead Association (ILA). It represents the interests of 92 Consortium members and acts on behalf of the Lead Registrants for several Pb substances – including six of those included in the draft 9th Annex XIV recommendation: dioxobis(stearato)trilead; fatty acids, C16-18, lead salts; trilead dioxide phosphonate; sulfurous acid, lead salt, dibasic; [phthalato(2-)]dioxotrilead, and lead oxide sulfate.

Pb REACH Consortium members are listed in Annex 1.

Comments on the prioritisation results and general issues:

We would question the relevance and effectiveness of including this substance in the 9th recommendation and in REACH Annex XIV.

We dispute the volume estimated by ECHA to be in scope of Authorisation and therefore disagree with the priority score of 11 reported in the conclusion of the current draft background document (Section 2.5).

As noted in the draft background report, the stabiliser sector made a voluntary commitment to replace Pb-based stabilisers in all formulations sold in the EU market by the end of 2015. According to Vinylplus progress reports 2016 and 2017, Industry completed the replacement of according to foreseen timelines and as such there is no remaining EU use of this substance.

The LR dossier for [phthalato(2-)]dioxotrilead was updated in October 2018 (to revise certain environmental aspects of the dossier, including aquatic and sediment PNECs). There was only one active registrant (the LR) at the time; that company has since deactivated its registration to indicate cease manufacture/import. As such, there is no longer an active REACH Registration for this substance.

Therefore, we would propose a volume score of zero to be more appropriate. In addition, we propose that the wide dispersiveness of uses (WDU) score should also be reduced to zero based on 'no use', per the ECHA 'Prioritisation of substances of very high concern (SVHCs) for inclusion in the Authorisation List (Annex XIV)'.

Comments on the proposed Latest Application (LAD) and Sunset dates:

Since there are no EU uses of this substance remaining, and no active registration, we question the relevance and effectiveness of recommending this substance for Authorisation. However, if the substance were to be included in Annex XIV, the standard LAD slots would not appear to be inappropriate.

Comments on uses (or categories of uses) that should be exempted from Authorisation

There is no active REACH Registration for this substance, and no identified uses in the EU that would be in scope of Authorisation or require Article 58 (2) exemption.

Annex 1: List of members of the Lead REACH Consortium

5N Plus Belgium SA	Jenox Akumulatory Sp. z o.o
Akkumulatorenfabrik Moll GmbH	Johnson Controls Autobatterie GmbH & Co. KGaA
Anton Schneider Sohne GmbH	Johnson Controls Autobaterias SA (Spain)
Asua Products SA	Johnson Controls Autobatterie spol (Czech)
Aurubis GA	Johnson Controls Recycling GmbH
Azor Ambiental SA	Johnson Controls Sachsen-Batterien GmbH
BAE Batterien GmbH	KCM 2000 SA SC
Baerlocher GmbH	KGHM Polska Miedz SA
Banner GmbH	Kovohute Pribram Nastupnicka a.s
BASF SE	Le Plomb Francais Sarl
Berzelius Stolberg GmbH	Loxa Sp. Z.o.o.
BMG Metall und Recycling GmbH	Metal Processors Limited
Boliden Bergsoe AB	Metalblanc
Boliden Mineral	Metallo Belgium NV
Britannia Refined Metals Ltd	Metalurgica de Medina SA
BSB Recycling GmbH	Midac SpA
Campine Recycling NV	ML Operations Ltd
Chemson Polymer-Additive AG	Monbat Recycling EAD
Colorobbia Italia spa	MPI Reciclaza d.o.o
COPLOSA, Sociedad Anonima	Muldenhütten Recycling und Umwelttechnik GmbH
Eco-Bat SpA	New Meca Srl
Ecological Scrap Industry SpA	Nizi International SA
Ecometal Ltd	Nyrstar
EnerSys AD	Penox GmbH
EnerSys Newport	Piombifera Italiana Spa
EnerSys SARL	Piombologhe Srl
EnerSys Sp. Zoo	Portovesme Srl
EnviroWales	PPUH Autopart Jacek BAK Sp z o.o
Exide Technologies GmbH (Deutsche Exide)	RECOBAT
Exide Technologies Lda (SPAT)	SC Rombat SA
Exide Technologies Recycling II Lda (So-nalur)	SIA Industria Accumulatori Spa
Exide Technologies Recycling SL (Oxivolt)	STCM-APSM
Exide Technologies SA (Centra)	Sunlight SA
Exide Technologies SA (Tudor)	TAB dd
Exide Technologies SAS (CEAC)	Teck Resources Ltd.
Exide Technologies Srl (Exide Italia)	Traxys Europe SA
Fenix Metals Sp. z o.o.	Umicore
FIAMM Energy Technology S.p.A	Uzimet

Glencore Import BV	Vellonton LLP
Glencore International Import BV	Vipiemme SpA
H J Enthoven Ltd	Weser-Metall GmbH
Hakurnas	Wilhelm Grillo Handelsgesellschaft mbH
Hammond Lead Products	Yuasa Battery UK Ltd
Hawker GmbH	Zap Sznajder Batterien s.a
Hoppecke Batterien GmbH & Co KG	ZM Silesia SA – Grupa Impexmetal
Huta Cynku “Maisteczko Slaskie”	
IKA Innovative Kunststoffaufbereitung GmbH & Co.KG	Associate Member: AFEMS