

Hagen, 02.03.2023

**Declaration on the information obligations for suppliers of products in accordance with Article 33 of the regulation (EC) No. 1907/2006** of the European Parliament and of the Council of 18th December, 2006 on the registration, evaluation and restriction of chemicals (REACH) as published on 30th December, 2006 in EU Official Journal 396/1.

Dear Sir, dear Madam,

We thank you for your enquiry to agree to the information obligations on SVHC substances (Substances of Very High Concern, the so-called "candidates list substances") in products in accordance with Article 33 of the **regulation (EC) No. 1907/2006** (REACH). For our company in the supply chain as "downstream user" REACH lays down various obligations for the passing on of information along the delivery chain. Unfortunately there is often a lack of clarity with many of the parties concerned as to what these information obligations involve in concrete terms.

In part this leads to the situation that companies along the supply chain request each other to agree to the "REACH conformity" of the products, ask for the complete composition of products and request that the relevant documents are completed. However such declarations are not foreseen in the REACH regulation and also do not serve the prescribed communication obligations. For most companies it cause additional processes while bringing about neither security in legal terms nor any other real benefits for the parties involved. Accordingly we would like to inform you as to what information you will receive from us as "supplier of a product" in accordance with the prescriptions of the REACH regulation.

#### **Our information obligation in accordance with Article 33 REACH:**

You purchase from us bright steel. This product is classified in the REACH regulation as a product. <sup>1</sup> Article 1 Para. 1. REACH obliges the supplier of a product, that contains a substance that fulfils the criteria of Article 57 whereby this substance is on the EChA candidate list and is present at a concentration of more than 0.1 percent by weight (w/w) as determined in accordance with Article 59 Para. 1, to make available to the purchaser of the product information that the supplier has and which information is adequate to permit safe use of the product whereby the supplier shall state at the very least the name of the substance in question.

Of course we will meet this obligation in the relevant cases in the proper manner in order to be able to guarantee our customers that our products can be handled safely and are of the high-quality to which they are accustomed.

<sup>1</sup> -----  
Art. 3 No. 3: Product: Object, that receives in its production a specific shape, surface or form whereby this specific shape, surface or form determines its function to a greater effect than its chemical composition.

In the sense of Article 33 of the REACH regulation we inform you that as per the end of June, 2018 lead (Pb) was taken up into the candidate list of SVHC substances and accordingly we request you to take note of this fact.

**The 0.1 % limit is not exceeded in those of our products, in which lead (Pb) is not listed as an alloying constituent in the certificate.**

**The ECHA list of candidates for SVHC substances can be called down on the ECHA home page under <http://echa.europa.eu/candidate-list-table>.**

We will keep you appropriately informed in accordance with the legal regulations should there be further changes in this connection and in individual cases agree suitable measures with you. In view of the fact that we have a very wide portfolio and that we are also instructed to observe the legal requirements by our suppliers, you will certainly understand that - over and beyond the aforesaid - we are not able to issue any further legally binding clarifications or statements.

On the process and realization of REACH in our company:

**We are informed on substances that are proposed for the candidate list, on public consultation processes and on updates to the candidate list via regular contacts with our suppliers.**

With this kind of procedure outlined in this communication on the practical realization of our information obligations in accordance with the REACH regulation we are not only keeping in line with the legal regulations but are also following the recommendations - as issued to us on our so requesting - of the German Federal Ministry of Economics and of the German trade association for steel and metal processing, namely the WSM Wirtschaftsverband Stahl- und Metallverarbeitung e.V.

We have appointed a REACH officer in our company; this person sets the role of our company in this topic, accompanies and monitors the realization of the obligations and keeps himself informed regularly on current developments in and around the new chemical laws.

Should you have further questions on REACH in our company your contact person is the REACH Officer: Production Manager, Andernach & Bleck.

Yours faithfully

  
Andernach & Bleck