

## **I - Compliance with EU REACH**

We have assessed our portfolio of products being exported from the UK to the rest of the EU and are taking action to remain compliant under the terms of the EU REACH regulation.

## **II – Compliance with UK REACH**

We are closely monitoring the implementation of the “UK REACH” framework with new registration obligations for UK importers and UK manufacturers and we are currently assessing how to best help our UK customers on this effort. However, guidance under UK REACH is still evolving and not all elements allow to provide a definitive statement on our future UK REACH compliance options.

Our REACH functional experts have carefully reviewed the latest updates of the UK REACH statutory instruments and the below information is given based on the existing texts as of the date of this letter. We encourage you to get familiar with the existing documentation about the UK REACH regime.

Depending on the nature of your title chain set up and supply chain, one of the below scenarios may apply:

### *UK legal entity customer (all incoterms)*

If you are purchasing products sourced from outside the UK under a UK legal entity, and assuming you are considered as an existing UK Downstream User under EU REACH<sup>1</sup>; you would benefit from a transitional ‘protection’ period of 300 days and could continue to be supplied by us on January 1<sup>st</sup>, 2021. During this transitional protection period, as a UK downstream user, you are responsible under UK REACH to submit a notification to the authorities by 27 October 2021. We will come back to you as soon as clear guidance is available but we encourage you to check your obligations under UK REACH as a UK legal entity.

After 27 October 2021, once a notification is submitted, supplies can continue without disruption for up to 2/4/6 years depending on the tonnage band and the relevant UK REACH registration deadline. This period will give you & us time to evaluate the longer term settlement of the regulatory landscape and put in place the most efficient way to meet UK REACH registration requirements.

Please note that if you are importing into the UK under Free Carrier (FCA) incoterms or equivalent, and if you are operating under a UK legal entity already holding an EU REACH registration, you would benefit from a transitional period of 120 days in order to grandfather your existing EU REACH registration (typically this would be the case if you are already importing a product from outside the EU27/EEA). If you do not hold an EU REACH registration, the transitional protection period of 300 days will apply.

### *Non-UK legal entity customer (all incoterms)*

As a non-UK legal entity, you will not be able to take advantage of the transitional protection period as only UK entities take on obligations under UK REACH. In order to take the necessary steps to ensure that your entity can reliably comply with the new requirements of UK REACH, we recommend that you carefully evaluate your title chain setup to identify the first UK-based legal entity receiving the product and therefore to be defined as the UK REACH importer. This UK-based legal entity will be considered the existing UK Downstream User under EU REACH and would benefit from a transitional ‘protection’ period of 300 days to submit a notification to the UK REACH Authorities. This would allow us to continue supplying your UK legal entity for up to 2/4/6 years depending on the tonnage band and the relevant UK REACH registration deadline.

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<sup>1</sup> According to current guideline as of today, for the UK authorities you should be considered as an “existing” UK Downstream User or UK Distributor if you have already supplied the substance from EU27/EEA prior to Exit Day and if after Exit Day you import the substances from EU27/EEA from a supplier being an EU REACH registrant or EU downstream user for the substances. An existing Downstream User under EU REACH means that at any time in the 2-year period before exit day the UK legal entity was using a substance, either on its own or in a mixture, in the course of its industrial or professional activities.