



## REACH Pre-Registration

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### Important Notes:

- **Pre-registration Deadline is November 30<sup>th</sup> 2008**
- **Only a natural or legal entity/person established in the European Union can be a pre-registrant or registrant.**
- **An Only Representative is a necessity when you import a chemical substance at more than 1 ton per year into the EU and don't have a European Union legal entity**

### Helpful References and Support

- **Oronite REACH Support**  
[SDS\\_REACH@chevron.com](mailto:SDS_REACH@chevron.com)
- **ECHA Website**  
<http://echa.europa.eu>
- **ECHA Glossary for REACH**  
[http://reach.jrc.it/public-2/glossary.htm#D\\_A](http://reach.jrc.it/public-2/glossary.htm#D_A)

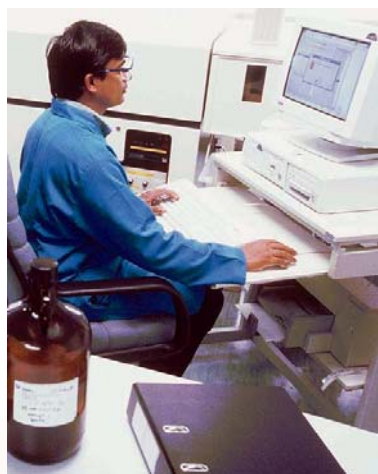
### **Pre-registration deadline is November 30th 2008**

#### **Do you need to pre-register your chemical substances?**

The new European Union (EU) legislation, REACH, requires any new or existing chemical substance imported into or manufactured in the European Union territory to be registered. The implementation of this regulation will take several years to complete however, there is a close approaching deadline for pre-registering chemical substances that could potentially impact your business.

If you manufacture or import a chemical substance over 1 ton per year that is listed on the European Inventory of Existing Chemical Substances (EINECS), and you wish to continue, you must register it. You can pre-register the substance to benefit from extended deadlines for registration but only if you pre-register before November 30th 2008. If the substance is not pre-registered, the substance can no longer be placed on the European market until a full registration dossier is reviewed and validated by the European Chemicals Agency (ECHA). Until then, the manufacturing or importation of such substance into the EU must be stopped.

It is critical for each company to assess their role in the supply chain (manufacturer, customer, supplier, importer, exporter, downstream user, etc.) to determine their obligation under REACH. Data preparation for pre-registration is time consuming so we recommend you start the process as early as possible.



### **Benefits of Pre-registration**

The pre-registration phase is the period to notify ECHA about substances you intend to register under REACH. Pre-registration benefits include:

- **No Fees** - Pre-registration via ECHA REACH IT system is without a fee
- **Extended timelines** – provides more time to prepare for and submit registration dossiers without interruption of manufacturing or importing

Companies that have pre-registered chemical substances will be provided with a confirmation that the substance complies with the Reach pre-registration requirement. Based on this type of confirmation, all the supply chain actors should be able to back trace their compliance with REACH regulation, by one means or another, in case of audit by the authorities for example. MSDS are not expected to be updated because of pre-registration.



# Downstream Usage and Importation

## Are you a Downstream User?

A downstream user is any natural or legal person established within the European Community, other than the manufacturer or the importer, who uses a substance, either on its own or in a preparation, in the course of his industrial or professional activities.

If you are a downstream user make sure the individual substances you manage (e.g. base oils) are pre-registered. A requirement after pre-registration is to provide ECHA with information regarding the uses of your chemical substances.

For more information about the ECHA website:  
<http://www.echa.europa.eu>



## Do you import chemical substances into the European Union?

For "non-phase-in" substances (e.g. substance not on the EINECS) an importer or manufacturer will need to register if they have not registered under the chemical control law pre-dating REACH.

- If you import a substance into the EU, pre-registration and registration will be your responsibility, unless the non EU supplier appoints an Only Representative in the EU who will register on your behalf
- If your manufacturing unit is based outside the EU and you export preparations to the EU community; your customer, the end user, is the importer and must pre-register and register imported substances unless you appoint an Only Representative to act on his behalf



### First Time Importers

If your company decides to import a Phase-In substance for the first time at more than 1 ton per year or imports over the one ton threshold for the first time, you could be classified as a "First Time Importer". With the first time importer classification comes an added benefit such as an extended deadline for registration even after the formal pre-registration period (November 30th 2008) has passed. All first time importers must notify ECHA of their Phase-In substances activities within six months after their first importation, through their OR or legal entity.

**Please note:** First time importation only applies to chemical substances listed on the EINECS or solely exported from EU under certain conditions. If the substance is not on the EINECS, the importer or manufacturer must then register before hand.



# Only Representative

## Oronite Selected An Only Representative

- Oronite has appointed an Only Representative to deal with our importation of purchased components and raw materials
- Oronite is prepared to work closely with other OR designated by non EU customers for the substances included in packages you purchase from us
- Oronite is able to respond to customer requests for confirmation of REACH compliance of products purchased

### References:

Guidance for downstream users - January 2008 © European Chemical Agency

### Disclaimer :

Chevron Oronite provides this general information to its customers as an introduction to REACH. This information should not be relied upon to determine the reader's obligations under EC Regulation No. 1907/2006 of the European Parliament. Such guidance should be sought from a competent legal advisor

## Do you have an Only Representative (OR)?

An Only Representative (OR) is any natural or legal person established within the EU community designated to carry out registrations and otherwise comply with REACH on behalf of EU importers. Each legal entity importing a substance over 1 ton per year may submit its own pre-registration. Only a natural or legal entity/person established in the European Union can be a pre-registrant or registrant.

If you or your customers have an EU legal entity and import substances into the EU you must pre-register/register or you can register through an OR. If you don't have an EU legal entity you must work with an OR in the EU who can pre-register/register on your behalf.

To minimize impact to your business and to strengthen your business relationships you may opt to appoint an Only Representative (OR) to assist your customers with the pre-registration. The OR will have the legal responsibility to perform the pre-registration and registration of the chemical substances imported into the EU on behalf of the importer.

## Why might you want or need an OR?

- A necessity when you import chemical substances into the EU and don't have your own European Union legal entity
- An option when you import chemical substances into the EU and have your own EU legal entity
- A necessity when you import chemical substances into EU, have an EU legal entity but do not have access to all the requested information for pre-registration and other confidential business information



## Benefits of appointing an Only Representative

- May serve as a single point of contact for all your customers as well as for your suppliers
- Sensitive business information (e.g. substance identification and export volumes) may be carefully managed by the OR through a confidentiality agreement
- The OR will carry out the importer obligations under REACH including, but not limited to, collecting chemical substance information from suppliers and SIEF (Substances Information Exchange Forum) participation during the registration period
- By selecting the OR you will know and have control of the scope and cost of all OR pre/registration activities

For more information about Oronite and REACH please visit our website <http://www.oronitegoes.com> or contact your local Oronite representative.



## Oronite REACH Engagement

### Moving forward with REACH

Since the enablement of the new regulation in June 2007, Oronite has been working diligently to minimize the impact of REACH on our product portfolio. To date, Oronite has not made any decisions to discontinue selling any substances as a consequence of the new REACH legislation and intend to maintain all existing commercial activities for our products.

Should any substances become impacted by the REACH legislation we will notify you of any potential supply disruptions as early as possible.

### Oronite status on REACH

- Oronite has preregistered the substances we manufacture in our worldwide plants (as EU manufacturer and importer).
- All the substances supplied to our EU plant have been tracked to comply with our downstream user and importer responsibilities.
- Oronite is currently confirming pre-registration of purchased components with our suppliers in order to avoid any possible disruptions in the supply of materials to our customers.
- We are now preparing the next steps of registration and downstream uses



Making the things that go, **go better.**<sup>™</sup>



**Oronite**

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