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CONTRIBUTION

From:	General Secretariat of the Council
To:	Ad hoc Working Party on the ECHA Basic Regulation
N° prev. doc.:	WK 10939/2025 WK 10820/2025
Subject:	ECHA Basic Regulation: Comments from delegations

Following the call for comments on the above set out with WK 10939/2025, delegations will find attached comments from BE, DE, EE, IE, EL, ES, FR, IT, NL, SI, SK and FI.

As eConsilium doesn't support correctly the Excel format, delegations are kindly reminded to download the original document.

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the European Chemicals Agency and amending Regulations (EC) No 1907/2006, (EU) No 528/2012, (EU) No 649/2012 and (EU) 2019/1021

Memberstate: BELGIUM

Row	Reference in the text	MS comment (new line in cell: Alt + Enter)
	Page 5, last §	Amendment proposal: ECHA's Committee for Risk Assessment and the Committee for Socio-economic Analysis Against this background, the following targeted reforms are proposed in this proposal to allow RAC and SEAC to meet the future requirements and workloads: [...] Given the complex environment in which the committees will operate, the organisation of the committees and their working groups will be set out in their rules of procedure. ~~**The adoption of the rules of procedure by the Agency's Management Board will be subject to a positive vote from the Commission representatives in the Management Board.**~~
1	Recital 1	
2	Recital 2	
3	Recital 3	
4	Recital 4	
5	Recital 5	
6	Recital 6	
7	Recital 7	
8	Recital 8	
9	Recital 9	
10	Recital 10	
11	Recital 11	

12	Recital 12	Comment and amendment: Important to stress the independence of the committee members and the clear division of responsibilities in this recital. Language to this effect needs to be added to the recital: e.g "**while ensuring the independence of the Committees and respecting the clear division of tasks**."
13	Recital 13	
14	Recital 14	
15	Recital 15	
16	Recital 16	
17	Recital 17	
18	Recital 18	
19	Recital 19	
20	Recital 20	
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30	Recital 30	
31	Recital 31	
32	Recital 32	
33	Recital 33	
34	Recital 34	
35	Recital 35	
36	Recital 36	
37	Recital 37	
38	**CHAPTER I**	
39	**GENERAL PROVISIONS**	

40	Article 1	
41	Article 2(1)	
42	Article 2(2)	
43	Article 2(3)	
44	Article 3	
45	Article 4(1)	
46	Article 4(2)	
47	Article 4(3)	
48	Article 4(4)	
49	Article 4(5)	
50	Article 4(5)(a)	
51	Article 4(5)(b)	Amendment proposal: Provide technical and scientific support, guidance, IT tools and digital infrastructure for the development, implementation and enforcement of this Regulation and sectoral Union legislation taking into account the specific needs of SMEs and **Member States**, and the goal of replacing animal testing with alternatives where scientifically possibl,
52	Article 4(5)(c)	
53	Article 4(5)(d)	
54	Article 4(5)(e)	
55	Article 4(5)(f)	
56	Article 4(5)(g)	
57	Article 4(5)(h)	
58	Article 4(5)(i)	

59	Article 4(5)(j)	Comment: Given that this paragraph is vague, we would like the clarifications provided by the Commission during the previous oral presentation to be added for greater clarity. The Agency shall have the following general tasks: express its own conclusions, advice and opinions on matters falling within its competences where this is foreseen in sectoral Union legislation; **Examples for Article 4(5)(j),under REACH:** **• ECHA's conclusions and decisions in Dossier Evaluations and Follow-up Decisions** **• Annex XV Restriction Reports and Assessments** **Under the restriction procedure, the European Commission can mandate ECHA to prepare Annex XV dossiers for restrictions (Article 69(1)). ECHA then produces its own assessment reports**
60	Article 4(5)(k)	
61	Article 4(6)	
62	**CHAPTER II**	
63	**ORGANISATION OF THE AGENCY**	
64	Artice 5(1)	
65	Artice 5(1)(a)	
66	Artice 5(1)(b)	
67	Artice 5(1)(c)	
68	Artice 5(1)(d)	
69	Artice 5(1)(e)	
70	Artice 5(1)(f)	
71	Artice 5(1)(g)	
72	Artice 5(1)(h)	
73	Artice 5(1)(i)	
74	Artice 5(1)(j)	
75	Artice 5(2)	
76	Article 6(1)	
77	Article 6(1)(a)	
78	Article 6(1)(b)	
79	Article 6(1)(c)	

80	Article 6(2)	
81	Article 6(3)	
82	Article 6(3)(a)	
83	Article 6(3)(b)	
84	Article 6(3)(c)	
85	Article 6(3)(d)	
86	Article 6(3)(e)	
87	Article 6(4)	
88	Article 6(5)	
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93	Article 8(1)	
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101	Artice 9(1)	
102	Artice 9(1)(a)	
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104	Artice 9(1)(c)	
105	Artice 9(1)(d)	
106	Artice 9(1)(e)	
107	Artice 9(1)(f)	
108	Artice 9(1)(g)	
109	Artice 9(1)(h)	
110	Artice 9(1)(i)	
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113	Artice 9(1)(l)	

114	Artice 9(1)(m)	
115	Artice 9(1)(n)	
116	Artice 9(1)(o)	
117	Artice 9(1)(p)	
118	Artice 9(1)(q)	
119	Artice 9(1)(r)	
120	Artice 9(1)(s)	
121	Artice 9(1)(t)	
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122	Artice 9(1)(v)	
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137	Article 11(7)	
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144	Article 12(4)	
145	Article 12(5)	
146	Article 12(5)(a)	

147	Article 12(5)(b)	
148	Article 12(5)(c)	
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170	Article 13(2)(a)	
171	Article 13(2)(b)	
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177	Article 14(5)	
178	Article 14(5)(a)	
179	Article 14(5)(a)(i)	
180	Article 14(5)(a)(ii)	

181	Article 14(5)(a)(iii)	
182	Article 14(5)(a)(iv)	
183	Article 14(5)(a)(v)	
184	Article 14(5)(a)(vi)	
185	Article 14(5)(b)	
186	Article 14(6)	
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190	Article 14(10)	
191	Article 14(11)	
192	Article 14(12)	
193	Article 14(13)	
194	Article 14(14)	
195	Article 14(15)	Comment: The reference to paragraph 13 needs to be paragraph 14?
196	Article 15(1)	
197	Article 15(2)	Amendment: When preparing an opinion, the committees shall use their best endeavours to reach a consensus among their members. The opinion shall include the grounds for the position of the committee. If a consensus cannot be reached, the opinion shall consist of the position of the majority of the members the minority positions and the grounds for the respective majority and minority positions. The opinion shall be published **on the website of the Agency.**
198	Article 15(3)	
199	Article 15(4)	Comment : Rules of Procedure: we encourage the revision and the discussion within the RAC (as it is planned that the management board will be included in the review process)
200	Article 15(5)	Comment and question: What is meant by “The rules of procedure shall also establish a procedure for the urgent adoption of opinions”? Why is this needed?
201	Article 15(6)	

202	Article 16(1)	
203	Article 16(2)	
204	Article 16(3)	
205	Article 16(4)	Amendment: The Agency shall keep a list of experts up-to-date, which shall include the experts referred to in Article 16(1) and other experts identified directly by the Agency. **This list shall be published on the Agency's website.**
206	Article 16(5)	
207	Article 17(1)	
208	Article 17(2)	
209	Article 17(3)	
210	Article 17(4)	
211	Article 17(5)	
212	Article 18(1)	
213	Article 18(2)	
214	Article 19(1)	
215	Article 19(2)	
216	Article 19(3)	
217	Article 20(1)	
218	Article 20(2)	
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236	Article 25(2)	
237	Article 25(3)	
238	Article 25(4)	
239	Article 26(1)	
240	Article 26(2)	
241	**CHAPTER III**	
242	**FINANCIAL PROVISIONS**	
243	Article 27(1)	
244	Article 27(1)(a)	
245	Article 27(1)(b)	
246	Article 27(1)(c)	
247	Article 27(1)(d)	
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265	Article 29(3)(a)	
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269	Article 29(3)(e)	
270	Article 29(3)(f)	
271	Article 29(3)(g)	
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274	Article 29(5)(a)	
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285	Article 31(6)	
286	Article 31(7)	
287	Article 31(8)	
288	Article 31(9)	
289	Article 31(10)	
290	Article 32	
291	Article 33(1)	
292	Article 33(2)	
293	Article 33(3)	
294	Article 33(4)	
295	Article 33(5)	
296	Article 33(6)	
297	**CHAPTER IV**	
298	**STRAFF**	

299	Article 34	
300	Article 35(1)	
301	Article 35(2)	
302	Article 36	
303	**CHAPTER V**	
304	**INFORMATION AND COMMUNICATION**	
305	Article 37(1)	
306	Article 37(2)	
307	Article 37(3)	
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309	Article 37(5)	
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315	Article 39(2)	
316	**CHAPTER VI**	
317	**COOPERATION**	
318	Article 40	
319	Article 41	
320	Article 42(1)	
321	Article 42(2)	
322	Article 42(3)	
323	Article 42(4)	
324	Article 42(5)	
325	Article 42(6)	
326	Article 43	
327	Article 44	
328	Article 45(1)	
329	Article 45(2)	

330	Article 45(3)	Amendment: The Agency and the body concerned shall cooperate to resolve the divergence. If the Agency and the body concerned are not able to resolve the divergence, they shall draw up a joint report. The report shall clearly outline the contentious scientific issues, identify the relevant uncertainties in the data and the underlying reasons for the diverging opinions, including on methodological differences, and be made publicly available **on the Agency's website and the website of the body concerned**.
331	Article 45(4)	
332	**CHAPTER VII**	
333	**DELEGATED POWERS AND COMMITTEE PROCEDURE**	
334	Article 46(1)	
335	Article 46(2)	
336	Article 46(3)	
337	Article 46(4)	
338	Article 46(5)	
339	Article 47(1)	
340	Article 47(2)	Amendment proposal following the intervention of the Council's legal service during the last WP: Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. **Where the committee delivers no opinion, the Commission shall not adopt the draft implementing act and the third subparagraph of Article 5(4) of Regulation (EU) No 182/2011 shall apply.**
341	**CHAPTER VIII**	
342	**AMENDMENTS**	
343	Article 48	
344	Article 49	
345	Article 50	
346	Article 51	
347	**CHAPTER IX**	

348	**TRANSITIONAL PROVISIONS**	
349	Article 52(1)	
350	Article 52(2)	
351	Article 52(3)	
352	Article 52(4)	
353	Article 52(5)	
354	Article 52(6)	
355	Article 53	
356	**CHAPTER IX**	
357	**GENERAL AND FINAL PROVISIONS**	
358	Article 54(1)	
359	Article 54(2)	
360	Article 54(3)	
361	Article 55(1)	
362	Article 55(2)	
363	Article 55(3)	
364	Article 55(4)	
365	Article 55(5)	
366	Article 56(1)	
367	Article 56(2)	Comment and question: What could be the exceptional circumstances referred to in this paragraph? Why is this being considered?
368	Article 56(3)	Linked to article 56(2)
369	Article 57(1)	
370	Article 57(2)	
371	Article 58	

GERMANY

19. September 2025

ECHA Basic Regulation

Follow-up ad hoc Working Party ECHA

1 September 2025

Documents

ST 11395 2025 INIT

ST 11395 2025 ADD 1

DE would like to thank the Commission for presenting answers to our written comments in the ad hoc Working Group ECHA on 1 September 2025. DE thanks the presidency for the opportunity to submit further written comments and concrete text proposals. We have the following comments:

Art. 4 (3): Art. 77 of the REACH Regulation states that ECHA shall provide the Member States and the institutions of the Community with the best possible scientific and technical advice on questions relating to chemicals. This article is now to be deleted as its content is to be corporated into Art. 4(3). Of the ECHA Basis Regulation. From our point of view, Art. 4 (3) also covers the CLP-Regulation. Consequently, Art. 50(1) of the CLP-Regulation (which has the same wording as Art. 77 REACH should also be deleted.

Art. 10 para. 3: Could COM please refer to the exact paragraph in EMSA's founding regulation as GER is not aware of such a provision. Therefore, DE continues to uphold the intention to align ECHA's governance structure with the Common Approach on decentralized agencies as agreed between EP, Council and COM in 2012, cf. recital 6. The Common Approach's paragraphs on voting rules do not foresee a right of intervention specifically tailored to COM. DE calls attention to the Explanatory Memorandum's remark that "*Member States should exercise oversight over the Agency through the Management Board*". Moreover, DE is not aware of "regrettable decisions" taken by the Management Board. On the contrary, DE is under the impression that consultation and cooperation were fruitful in the past and do not warrant such a right of intervention.

Art. 29 para. 6: DE understands that the guardrails for the reserve are crucial and should therefore be subject to the ordinary legislative procedure. A timely adaptation of the reserve's more detailed rules is guaranteed as those are to be included in the Agency's financial rules as adopted by the Management Board, Art. 29 para. 5, Art. 9 para. 1 lit. (d).

Art. 47 para. 2: We propose alignment of the wording to Art. 20(3) of Regulation (EU) 2019/1021.

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Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the European Chemicals Agency and amending Regulations (EC) No 1907/2006, (EU) No 528/2012, (EU) No 649/2012 and (EU) 2019/1021
Member State: Germany

Row	Reference in the text	MS comment (new line in cell: Alt + Enter)
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38 **CHAPTER I**

39 **GENERAL PROVISIONS**

40 Article 1

41 Article 2(1)

42 Article 2(2)

43 Article 2(3)

44 Article 3

45 Article 4(1)

46 Article 4(2)

46 Article 4(2)

47 Article 4(3)

48 Article 4(4)

49 Article 4(5)

50 Article 4(5)(a)

51 Article 4(5)(b)

52 Article 4(5)(c)

53 Article 4(5)(d)

54 Article 4(5)(e)

55 Article 4(5)(f)

56 Article 4(5)(g)

57 Article 4(5)(h)

58 Article 4(5)(i)

59 Article 4(5)(j)

60 Article 4(5)(k)

61 Article 4(6)

62 **CHAPTER II**

ORGANISATION OF

63 **THE AGENCY**

64 Artice 5(1)

65 Artice 5(1)(a)

66 Artice 5(1)(b)

67 Artice 5(1)(c)

68 Artice 5(1)(d)

69 Artice 5(1)(e)

70 Artice 5(1)(f)

71 Artice 5(1)(g)

72 Artice 5(1)(h)

73 Artice 5(1)(i)

74 Artice 5(1)(j)

75 Artice 5(2)

76 Article 6(1)

77 Article 6(1)(a)

78 Article 6(1)(b)

79 Article 6(1)(c) two ~~experts~~ ***persons*** -appointed by the European Parliament

80 Article 6(2)

81 Article 6(3)

82 Article 6(3)(a)

83 Article 6(3)(b)

84 Article 6(3)(c)

85 Article 6(3)(d)

86 Article 6(3)(e)

87 Article 6(4)

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90 Article 6(7)

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101 Artice 9(1)
102 Artice 9(1)(a)
103 Artice 9(1)(b)
104 Artice 9(1)(c)
105 Artice 9(1)(d)
106 Artice 9(1)(e)
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120 Artice 9(1)(s)
121 Artice 9(1)(t)
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122 Artice 9(1)(v)
123 Artice 9(1)(w)
124 Artice 9(1)(x)
125 Artice 9(1)(y)
126 Artice 9(1)(z)
127 Artice 9(2)
128 Artice 10(1)

128 Artice 10(1)

129 Artice 10(2)

130 Artice 10(3) ~~In the event that the Commission raises serious concerns on a decision proposal presented to the Management Board on matters related to Commission Delegated Regulation (EU) 2019/715 on the Framework financial regulation for decentralisedregulatory agencies or to the Staff Regulations and the Conditions of Employment of Other Servants of Regulation No 31 (EEC), 11 (EAEC), the Management Board shall postpone the adoption of the decision. Within 15 days, the Management Board shall re-examine and adopt it, possibly amended, in second reading, either with a two-thirds majority, including the Commission representatives, or by a four fifths majority of the representatives of the Member States.~~

131 Artice 11(1)

132 Artice 11(2)

133 Artice 11(3)

134 Artice 11(4)

135 Artice 11(5)

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138 Article 11(8)

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141 Article 12(1)

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148 Article 12(5)(c)

149 Article 12(5)(d)

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162 Article 12(5)(q)

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182 Article 14(5)(a)(iv)

183 Article 14(5)(a)(v)

184 Article 14(5)(a)(vi)

185 Article 14(5)(b)

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229 Article 22(2)

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234 Article 24(3)

235 Article 25(1)

236 Article 25(2)

237 Article 25(3)

238 Article 25(4)

239 Article 26(1)

240 Article 26(2)

241 **CHAPTER III**

FINANCIAL

242 **PROVISIONS**

243 Article 27(1)

244 Article 27(1)(a)

245 Article 27(1)(b)

246 Article 27(1)(c)

247 Article 27(1)(d)

248 Article 27(2)

249 Article 27(3)

250 Article 27(4)

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254 Article 27(8)

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264 Article 29(3)

265 Article 29(3)(a)

266 Article 29(3)(b)

267 Article 29(3)(c)

268 Article 29(3)(d)

269 Article 29(3)(e)

270 Article 29(3)(f)

271 Article 29(3)(g)

272 Article 29(4)

273 Article 29(5)

273	Article 29(5)	
274	Article 29(5)(a)	
275	Article 29(5)(b)	
276	Article 29(5)(c)	
277	Article 29(6)	~~The Commission may review the conditions for the reserve set out in paragraph 5, and is empowered to adopt delegated acts in accordance with Article 46(1) to amend paragraph 5 on the basis of such review.~~
278	Article 30(1)	
279	Article 30(2)	
280	Article 31(1)	
281	Article 31(2)	
282	Article 31(3)	
283	Article 31(4)	
284	Article 31(5)	
285	Article 31(6)	
286	Article 31(7)	
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288 Article 31(9)

289 Article 31(10)

290 Article 32

291 Article 33(1)

292 Article 33(2)

293 Article 33(3)

294 Article 33(4)

295 Article 33(5)

296 Article 33(6)

297 **CHAPTER IV**

298 **STRAFF**

299 Article 34

300 Article 35(1)

301 Article 35(2)

302 Article 36

303 **CHAPTER V**

INFORMATION AND

304 **COMMUNICATION**

Article 37(1)

Article 37(2)

Article 37(3)

Article 37(4)

Article 37(5)

Article 38(1)

Article 38(2)

Article 38(3)

Article 38(4)

Article 39(1)

Article 39(2)

CHAPTER VI

COOPERATION

Article 40

Article 41

Article 42(1)

Article 42(2)

Article 42(3)

Article 42(4)

Article 42(5)

Article 42(6)

Article 43

Article 44

Article 45(1)

Article 45(2)

Article 45(3)

Article 45(4)

CHAPTER VII
DELEGATED POWERS AND COMMITTEE PROCEDURE

Article 46(1)

Article 46(2)

336	Article 46(3)	
337	Article 46(4)	
338	Article 46(5)	
339	Article 47(1)	
340	Article 47(2)	Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. **Where the committee delivers no opinion, the Commission shall not adopt the draft implementing act and the third subparagraph of Article 5(4) of Regulation (EU) No 182/2011 shall apply.**
341	**CHAPTER VIII**	
342	**AMENDMENTS**	
343	Article 48	
344	Article 49	
345	Article 50	
346	Article 51	
347	**CHAPTER IX**	
348	**TRANSITIONAL PROVISIONS**	
349	Article 52(1)	

349 Article 52(1)

350 Article 52(2)

351 Article 52(3)

352 Article 52(4)

353 Article 52(5)

354 Article 52(6)

355 Article 53

356 **CHAPTER IX**
GENERAL AND FINAL

357 **PROVISIONS**

358 Article 54(1)

359 Article 54(2)

360 Article 54(3)

361 Article 55(1)

362 Article 55(2)

363 Article 55(3)

364 Article 55(4)

365 Article 55(5)

365 Article 55(3)

366 Article 56(1)

367 Article 56(2)

368 Article 56(3)

369 Article 57(1)

370 Article 57(2)

371 Article 58

Alignment of the wording to Art. 6 (1) (b). Clearer distinction from the "experts" who can be consulted to support the scientific committees.

GER continues to uphold the intention to align ECHA's governance structure with the Common Approach on decentralized agencies as agreed between EP, Council and COM in 2012, cf. recital 6. The Common Approach's paragraphs on voting rules do not foresee a right of intervention specifically tailored to COM. GER calls attention to the Explanatory Memorandum's remark that "*Member States should exercise oversight over the Agency through the Management Board*". Moreover, GER is not aware of "regrettable decisions" taken by the Management Board. On the contrary, GER is under the impression that consultation and cooperation were fruitful in the past and do not warrant such a right of intervention.

GER understands that the guardrails for the reserve are crucial and should therefore be subject to the ordinary legislative procedure. A timely adaptation of the reserve's more detailed rules is guaranteed as those are to be included in the Agency's financial rules as adopted by the Management Board, Art. 29 para. 5, Art. 9 para. 1 lit. (d).

Alignment of the wording to Art. 20(3) of Regulation (EU) 2019/1021.

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the European Chemicals Agency and amending Regulations (EC) No 1907/2006, (EU) No 528/2012, (EU) No 649/2012 and (EU) 2019/1021

Memberstate: ESTONIA

Row	Reference in the text	MS comment (new line in cell: Alt + Enter)
1	Recital 1	
2	Recital 2	
3	Recital 3	
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31	Recital 31	
32	Recital 32	
33	Recital 33	
34	Recital 34	
35	Recital 35	
36	Recital 36	
37	Recital 37	
38	**CHAPTER I**	
39	**GENERAL PROVISIONS**	
40	Article 1	
41	Article 2(1)	
42	Article 2(2)	
43	Article 2(3)	
44	Article 3	

45	Article 4(1)	
46	Article 4(2)	
47	Article 4(3)	
48	Article 4(4)	
49	Article 4(5)	
50	Article 4(5)(a)	
51	Article 4(5)(b)	
52	Article 4(5)(c)	
53	Article 4(5)(d)	
54	Article 4(5)(e)	
55	Article 4(5)(f)	
56	Article 4(5)(g)	
57	Article 4(5)(h)	
58	Article 4(5)(i)	
59	Article 4(5)(j)	
60	Article 4(5)(k)	
61	Article 4(6)	
62	**CHAPTER II**	
63	**ORGANISATION OF THE AGENCY**	
64	Artice 5(1)	
65	Artice 5(1)(a)	
66	Artice 5(1)(b)	
67	Artice 5(1)(c)	
68	Artice 5(1)(d)	
69	Artice 5(1)(e)	
70	Artice 5(1)(f)	
71	Artice 5(1)(g)	
72	Artice 5(1)(h)	
73	Artice 5(1)(i)	
74	Artice 5(1)(j)	
75	Artice 5(2)	
76	Article 6(1)	
77	Article 6(1)(a)	
78	Article 6(1)(b)	
79	Article 6(1)(c)	
80	Article 6(2)	
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85	Article 6(3)(d)	
86	Article 6(3)(e)	
87	Article 6(4)	
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90	Article 6(7)	
91	Article 7(1)	
92	Article 7(2)	
93	Article 8(1)	
94	Article 8(2)	
95	Article 8(3)	
96	Article 8(4)	
97	Article 8(5)	

98	Article 8(6)	
99	Article 8(7)	
100	Article 8(8)	
101	Artice 9(1)	
102	Artice 9(1)(a)	
103	Artice 9(1)(b)	
104	Artice 9(1)(c)	
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107	Artice 9(1)(f)	
108	Artice 9(1)(g)	
109	Artice 9(1)(h)	
110	Artice 9(1)(i)	
111	Artice 9(1)(j)	
112	Artice 9(1)(k)	
113	Artice 9(1)(l)	
114	Artice 9(1)(m)	
115	Artice 9(1)(n)	
116	Artice 9(1)(o)	
117	Artice 9(1)(p)	
118	Artice 9(1)(q)	
119	Artice 9(1)(r)	
120	Artice 9(1)(s)	
121	Artice 9(1)(t)	
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122	Artice 9(1)(v)	
123	Artice 9(1)(w)	
124	Artice 9(1)(x)	
125	Artice 9(1)(y)	
126	Artice 9(1)(z)	
127	Artice 9(2)	
128	Artice 10(1)	
129	Artice 10(2)	
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132	Artice 11(2)	
133	Artice 11(3)	
134	Artice 11(4)	
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139	Article 11(9)	
140	Article 11(10)	
141	Article 12(1)	
142	Article 12(2)	
143	Article 12(3)	
144	Article 12(4)	
145	Article 12(5)	
146	Article 12(5)(a)	
147	Article 12(5)(b)	
148	Article 12(5)(c)	
149	Article 12(5)(d)	
150	Article 12(5)(e)	

151	Article 12(5)(f)	
152	Article 12(5)(g)	
153	Article 12(5)(h)	
154	Article 12(5)(i)	
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162	Article 12(5)(q)	
163	Article 12(5)(r)	
164	Article 12(5)(s)	
165	Article 12(6)	
166	Article 12(7)	
167	Article 12(8)	
168	Article 13(1)	
169	Article 13(2)	
170	Article 13(2)(a)	
171	Article 13(2)(b)	
172	Article 13(3)	
173	Article 14(1)	**Article 14 – Membership of the Committees** 1. Each Member State **[..] may** nominate up to two candidates for membership of RAC **[...]**. The Management Board shall appoint the members of RAC based on their role and experience in performing the tasks assigned to RAC. **Where a Member State has not nominated candidates, the Agency may appoint members from a central pool of experts established under [new paragraph x].**
174	Article 14(2)	2. Each Member State **[..] may** nominate up to two candidates for membership of SEAC **[...].** The Management Board shall appoint the members of SEAC based on their role and experience in performing the tasks assigned to SEAC. **Where a Member State has not nominated candidates, the Agency may appoint members from a central pool of experts established under [new paragraph x].**
	Add a new paragraph in Article 14: [new paragraph x]	**The Agency shall establish and maintain a central pool of scientific experts through an open call of interest at Union level. Experts from the central pool may be appointed as members or co-opted members of RAC or SEAC to ensure a balanced coverage of scientific expertise, in particular where Member States have not nominated sufficient candidates. The Agency shall ensure that the composition of RAC and SEAC reflects the diversity of expertise required, while taking into account the principle of geographical balance.**
175	Article 14(3)	
176	Article 14(4)	
177	Article 14(5)	
178	Article 14(5)(a)	
179	Article 14(5)(a)(i)	
180	Article 14(5)(a)(ii)	
181	Article 14(5)(a)(iii)	
182	Article 14(5)(a)(iv)	

Reasoning:

Voluntary nomination of members

- We consider that obliging Member States to nominate two members to both RAC and SEAC does not provide a viable solution to the current challenges. Already today, many Member States face difficulties in identifying experts with the required qualifications and expertise to contribute to the scientific committees. This is particularly problematic for smaller Member States.
- Therefore, we prefer that the obligation for Member States to nominate members remains voluntary. If mandatory nomination is retained, the requirement should take into account the capacity of different Member States. One option could be to set the obligation at one member, while allowing larger Member States to nominate more, or to adjust the number proportionally to the size of population.

Strengthening expertise at EU level

- Given that RAC and SEAC are scientific-technical committees and their members act as independent experts (not as representatives of national positions), the priority should be to ensure that sufficient expertise is available at EU level as a whole.
- Possible solutions include:
  - Increasing the number of co-opted members;
  - Enhancing the role of the ECHA secretariat in supporting the committees;
  - Establishing a more uniform and flexible remuneration system to motivate experts to take up roles, including as rapporteurs.

Centralised pool of experts

- We propose to consider establishing a centralised EU-level pool of experts, managed by ECHA and formed through an open call of interest.
- Such a model is already used successfully in other areas (e.g. EMA scientific committees). If Member States are unable to nominate sufficient number of experts, the central pool could be used to fill vacant seats (priority could be given to Member State nominated experts). This would also help to ensure a balanced representation of different expertise areas within the committees.

183	Article 14(5)(a)(v)	
184	Article 14(5)(a)(vi)	
185	Article 14(5)(b)	
186	Article 14(6)	
187	Article 14(7)	
188	Article 14(8)	
189	Article 14(9)	
190	Article 14(10)	
191	Article 14(11)	
192	Article 14(12)	
193	Article 14(13)	
194	Article 14(14)	
195	Article 14(15)	
196	Article 15(1)	
197	Article 15(2)	
198	Article 15(3)	
199	Article 15(4)	
200	Article 15(5)	
201	Article 15(6)	
202	Article 16(1)	
203	Article 16(2)	
204	Article 16(3)	
205	Article 16(4)	
206	Article 16(5)	
207	Article 17(1)	
208	Article 17(2)	
209	Article 17(3)	
210	Article 17(4)	
211	Article 17(5)	
212	Article 18(1)	
213	Article 18(2)	
214	Article 19(1)	
215	Article 19(2)	
216	Article 19(3)	
217	Article 20(1)	
218	Article 20(2)	
219	Article 20(3)	
220	Article 20(4)	
221	Article 20(5)	
222	Article 20(6)	
223	Article 20(7)	
224	Article 21(1)	
225	Article 21(2)	
226	Article 21(3)	
227	Article 21(4)	
228	Article 22(1)	
229	Article 22(2)	
230	Article 22(3)	
231	Article 23	
232	Article 24(1)	
233	Article 24(2)	
234	Article 24(3)	
235	Article 25(1)	
236	Article 25(2)	

237	Article 25(3)	
238	Article 25(4)	
239	Article 26(1)	
240	Article 26(2)	
241	**CHAPTER III**	
242	**FINANCIAL PROVISIONS**	
243	Article 27(1)	
244	Article 27(1)(a)	
245	Article 27(1)(b)	
246	Article 27(1)(c)	
247	Article 27(1)(d)	
248	Article 27(2)	
249	Article 27(3)	
250	Article 27(4)	
251	Article 27(5)	
252	Article 27(6)	
253	Article 27(7)	
254	Article 27(8)	
255	Article 28(1)	
256	Article 28(2)	
257	Article 28(3)	
258	Article 28(4)	
259	Article 28(5)	
260	Article 28(6)	
261	Article 28(7)	
262	Article 29(1)	
263	Article 29(2)	
264	Article 29(3)	
265	Article 29(3)(a)	
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267	Article 29(3)(c)	
268	Article 29(3)(d)	
269	Article 29(3)(e)	
270	Article 29(3)(f)	
271	Article 29(3)(g)	
272	Article 29(4)	
273	Article 29(5)	
274	Article 29(5)(a)	
275	Article 29(5)(b)	
276	Article 29(5)(c)	
277	Article 29(6)	
278	Article 30(1)	
279	Article 30(2)	
280	Article 31(1)	
281	Article 31(2)	
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283	Article 31(4)	
284	Article 31(5)	
285	Article 31(6)	
286	Article 31(7)	
287	Article 31(8)	
288	Article 31(9)	
289	Article 31(10)	

290	Article 32	
291	Article 33(1)	
292	Article 33(2)	
293	Article 33(3)	
294	Article 33(4)	
295	Article 33(5)	
296	Article 33(6)	
297	**CHAPTER IV**	
298	**STRAFF**	
299	Article 34	
300	Article 35(1)	
301	Article 35(2)	
302	Article 36	
303	**CHAPTER V**	
304	**INFORMATION AND COMMUNICATION**	
305	Article 37(1)	
306	Article 37(2)	
307	Article 37(3)	
308	Article 37(4)	
309	Article 37(5)	
310	Article 38(1)	
311	Article 38(2)	
312	Article 38(3)	
313	Article 38(4)	
314	Article 39(1)	
315	Article 39(2)	
316	**CHAPTER VI**	
317	**COOPERATION**	
318	Article 40	
319	Article 41	
320	Article 42(1)	
321	Article 42(2)	
322	Article 42(3)	
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326	Article 43	
327	Article 44	
328	Article 45(1)	
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330	Article 45(3)	
331	Article 45(4)	
332	**CHAPTER VII**	
333	**DELEGATED POWERS AND COMMITTEE PROCEDURE**	
334	Article 46(1)	
335	Article 46(2)	
336	Article 46(3)	
337	Article 46(4)	
338	Article 46(5)	
339	Article 47(1)	
340	Article 47(2)	

341	**CHAPTER VIII**	
342	**AMENDMENTS**	
343	Article 48	
344	Article 49	
345	Article 50	
346	Article 51	
347	**CHAPTER IX**	
348	**TRANSITIONAL PROVISIONS**	
349	Article 52(1)	
350	Article 52(2)	
351	Article 52(3)	
352	Article 52(4)	
353	Article 52(5)	
354	Article 52(6)	
355	Article 53	
356	**CHAPTER IX**	
357	**GENERAL AND FINAL PROVISIONS**	
358	Article 54(1)	
359	Article 54(2)	
360	Article 54(3)	
361	Article 55(1)	
362	Article 55(2)	
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364	Article 55(4)	
365	Article 55(5)	
366	Article 56(1)	
367	Article 56(2)	
368	Article 56(3)	
369	Article 57(1)	
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IRELAND

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the European Chemicals Agency and amending Regulations (EC) No 1907/2006, (EU) No 528/2012, (EU) No 649/2012 and (EU) 2019/1021

Memberstate:

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7	Recital 7	
8	Recital 8	
9	Recital 9	
10	Recital 10	
11	Recital 11	
12	Recital 12	
13	Recital 13	IE suggests the following edit since according to Article 14(5) the Management Board is also responsible for appointing members to the SCCS: *The Management Board of the Agency should be entrusted with the necessary powers, in particular to appoint the Executive Director, the members of RAC, ~~and~~ SEAC and SCCS, and of the Board of Appeal…*
14	Recital 14	
15	Recital 15	
16	Recital 16	
17	Recital 17	
18	Recital 18	
19	Recital 19	
20	Recital 20	
21	Recital 21	

22	Recital 22	
23	Recital 23	
24	Recital 24	
25	Recital 25	

26	Recital 26	
27	Recital 27	
28	Recital 28	
29	Recital 29	
30	Recital 30	
31	Recital 31	
32	Recital 32	
33	Recital 33	
34	Recital 34	
35	Recital 35	
36	Recital 36	IE: For completeness the SCCS should also be mentioned in this recital.
37	Recital 37	
38	**CHAPTER I**	
39	**GENERAL PROVISIONS**	IE: Within the legal text the terms “chemicals” and “chemical substances” are both used. This may need to be reflected upon, for consistency.
40	Article 1	
41	Article 2(1)	
42	Article 2(2)	
43	Article 2(3)	
44	Article 3	
45	Article 4(1)	IE proposes the following edits to fully reflect the legislation under the Agency’s remit, including the Export/Import Regulation (Reg. EU No. 649/2012) which falls under the remit of the Forum: *The Agency shall contribute to the implementation and enforcement of Union legislation and policies within its remit related to the hazards, risks, import, export and safe use of chemical substances, mixtures and articles, provide scientific opinions and advice and independent information on all matters within that field and communicate on those matters.*

46	Article 4(2)	
47	Article 4(3)	
48	Article 4(4)	
49	Article 4(5)	
50	Article 4(5)(a)	
51	Article 4(5)(b)	
52	Article 4(5)(c)	
53	Article 4(5)(d)	
54	Article 4(5)(e)	
55	Article 4(5)(f)	
56	Article 4(5)(g)	
57	Article 4(5)(h)	
58	Article 4(5)(i)	

59	Article 4(5)(j)	
60	Article 4(5)(k)	
61	Article 4(6)	
62	**CHAPTER II**	
63	**ORGANISATION OF THE AGENCY**	IE: New provision under Article 5: IE notes the Commission's response to the IE proposal to reassign tasks relating to the preparation of opinions on CLH proposals to the Member State Committee. IE notes the Commission's concerns regarding a potential lack of necessary expertise in the MSC to prepare opinions on CLH proposals, however considering the technical and scientific nature of the activities of the current Member State Committee IE believes it is still a possibility. IE therefore query whether consideration has been afforded to establishing instead a working group of the Member State Committee to undertaking CLH tasks or alternatively to establish a committee for Hazard Assessment (HAC). It will be critical to ensure that the distribution of tasks and workload across the various ECHA Committees is proportionate and effective, and that Committees are not overburdened. The reforms proposed are not yet sufficient to address the current constraints. If there is no support to reassign CLH work tasks to the Member State Committee that consideration should then be given to establishing a new provision under Article 5 to establish a Hazard Committee *"a Committee for Hazard Assessment (HAC) which shall be responsible for preparing opinions of the Agency relating to the hazards of chemicals to human health and the environment."*
64	Artice 5(1)	
65	Artice 5(1)(a)	

66	Artice 5(1)(b)	
67	Artice 5(1)(c)	
68	Artice 5(1)(d)	
69	Artice 5(1)(e)	
70	Artice 5(1)(f)	IE: To allow for legislative future proofing and alignment with the wording used for the other Committee perhaps all should be framed the same *the Biocidal Products Committee ('BPC') ~~established under Article 75(1) of Regulation (EU) No 528/2012 which shall be responsible for preparing opinions of the Agency in accordance with that Regulation~~; pursuant to sectoral Union legislation;*
71	Artice 5(1)(g)	IE: To allow for future proofing and alignment with the wording of the other Committees *a Scientific Committee on Consumer Safety ('SCCS'), which shall carry out the tasks assigned to it in ~~Regulation (EC) No 1223/2009~~ pursuant to sectoral Union legislation*
72	Artice 5(1)(h)	
73	Artice 5(1)(i)	
74	Artice 5(1)(j)	
75	Artice 5(2)	
76	Article 6(1)	
77	Article 6(1)(a)	
78	Article 6(1)(b)	
79	Article 6(1)(c)	
80	Article 6(2)	
81	Article 6(3)	
82	Article 6(3)(a)	
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84	Article 6(3)(c)	
85	Article 6(3)(d)	
86	Article 6(3)(e)	
87	Article 6(4)	
88	Article 6(5)	
89	Article 6(6)	
90	Article 6(7)	

91	Article 7(1)	

92	Article 7(2)	
93	Article 8(1)	
94	Article 8(2)	
95	Article 8(3)	
96	Article 8(4)	
97	Article 8(5)	IE: Is provision required for "The Management Board shall adopt its rules of procedure".
98	Article 8(6)	
99	Article 8(7)	
100	Article 8(8)	
101	Artice 9(1)	
102	Artice 9(1)(a)	
103	Artice 9(1)(b)	
104	Artice 9(1)(c)	
105	Artice 9(1)(d)	
106	Artice 9(1)(e)	
107	Artice 9(1)(f)	
108	Artice 9(1)(g)	
109	Artice 9(1)(h)	
110	Artice 9(1)(i)	
111	Artice 9(1)(j)	
112	Artice 9(1)(k)	
113	Artice 9(1)(l)	
114	Artice 9(1)(m)	
115	Artice 9(1)(n)	
116	Artice 9(1)(o)	
117	Artice 9(1)(p)	
118	Artice 9(1)(q)	
119	Artice 9(1)(r)	
120	Artice 9(1)(s)	
121	Artice 9(1)(t)	

	Artice 9(1)(u)	
122	Artice 9(1)(v)	
123	Artice 9(1)(w)	
124	Artice 9(1)(x)	

125	Artice 9(1)(y)	
126	Artice 9(1)(z)	IE: Propose text is deleted. IE would like some clarity whether such a specific provision is a provision that has been included in other EU Agency Founding Regulations? IE questions the appropriateness of the management board to be involved in this level of operational detail. The operation and internal structures to deliver the mandate is a matter of decision for the Executive Director. The Executive Director should perform their functions subject to provisions in Article 9 (2) adopted by the Management Board and Article 12 and in doing so remain accountable to the Management Board Authority for the performance of their functions.
127	Artice 9(2)	
128	Artice 10(1)	
129	Artice 10(2)	
130	Artice 10(3)	
131	Artice 11(1)	
132	Artice 11(2)	
133	Artice 11(3)	
134	Artice 11(4)	
135	Artice 11(5)	
136	Artice 11(6)	
137	Article 11(7)	
138	Article 11(8)	
139	Article 11(9)	
140	Article 11(10)	
141	Article 12(1)	
142	Article 12(2)	
143	Article 12(3)	
144	Article 12(4)	

145	Article 12(5)	IE: Propose to delete. The ED is responsible for the day to day administration of ECHA. IE does not believe it is necessary for the ED to make any proposal to the management board for endorsement. The Executive Director should perform their functions subject to provisions in Article 9 (2) adopted by the Management Board and Article 12 and in doing so remain accountable to the Management Board Authority for the performance of their functions.
146	Article 12(5)(a)	
147	Article 12(5)(b)	
148	Article 12(5)(c)	
149	Article 12(5)(d)	
150	Article 12(5)(e)	IE notes the explanation provided by the Commission in their presentation (WK 10820/2025). IE agrees that a similar provision is currently included in REACH (Article 83(2)(d). However, the provision in this paragraph (Art. 12(5)(e)) is extended to include *"…including with regard to potential divergences between their scientific opinions, in accordance with Article 45".* Article 45 of this proposal covers divergence of scientific opinions of ECHA and those of other Union bodies, rather than divergences between scientific opinions of ECHA's own committees. Therefore, the scope of the role of the Executive Director within this point requires further clarification: is the intention to address potential divergences between ECHA Committees (*"their scientific opinions"),* divergence between the scientific opinions of ECHA and other EU Union Bodies (as covered by Article 45) or both? If both are to be covered, IE proposes splitting this provision into two to cover both aspects.
151	Article 12(5)(f)	
152	Article 12(5)(g)	
153	Article 12(5)(h)	
154	Article 12(5)(i)	
155	Article 12(5)(j)	
156	Article 12(5)(k)	
157	Article 12(5)(l)	
158	Article 12(5)(m)	

159	Article 12(5)(n)	
160	Article 12(5)(o)	

161	Article 12(5)(p)	
162	Article 12(5)(q)	
163	Article 12(5)(r)	
164	Article 12(5)(s)	
165	Article 12(6)	
166	Article 12(7)	
167	Article 12(8)	IE: New Provision: IE would suggest an additional provision for the following *"the Executive Director shall not hold any other office or employment or carry on any business without the consent of the Commission (or Management Board)."*
168	Article 13(1)	IE: New provision: IE proposes the following amendment to allow for the Member State Committee to undertake the CLH tasks. *Each committee of the Agency shall perform the tasks assigned to it under sectoral Union legislation. Regulation 1272/2008 Article 76 (1) is hereby amended and the Member State Committee (or if preferred a Hazard Assessment Committee) of the Agency shall preform the tasks of Regulation 1272/2008 for the adoption of an opinion on any proposal submitted pursuant to the harmonized classification of a substance(s).* Article 14 would need then to be updated to provide for a Hazard Assessment Committee if the task is no assigned to the MSC
169	Article 13(2)	
170	Article 13(2)(a)	
171	Article 13(2)(b)	
172	Article 13(3)	IE thanks the Commission for clarifying the meaning of "such scientific opinions". To improve clarity, IE suggests the following edit: *Pursuant to paragraph 2, the number of such scientific opinions to be delivered and the timelines for their provision shall be decided between the Commission and the Agency on an annual basis.*
173	Article 14(1)	IE: For consistency with 14(4) *add the following Members shall be appointed on the basis of their role and experience in performing the tasks assigned and may work within a competent*

		authority.
174	Article 14(2)	IE: For consistency with 14(4) *add the following Members shall be appointed on the basis of their role and experience in performing the tasks assigned and may work within a competent authority.*
175	Article 14(3)	IE: For consistency with 14(4) *add the following Members shall be appointed on the basis of their role and experience in performing the tasks assigned and may work within a competent authority.*
176	Article 14(4)	IE suggests adding *members shall be appointed on the basis of their role and experience in performing the tasks assigned and may work within a competent authority* to the other Committees or deleting the line because the rationale for including this text here is unclear, as is why is it not appropriate and applicable to the other Committees (consistency issue). *Each Member State shall appoint one member to BPC and may appoint one alternate member to BPC. ~~BPC~~ Members shall be appointed on the basis of their role and experience in performing the tasks assigned ~~to BPC~~ and may work within a competent authority.*
177	Article 14(5)	
178	Article 14(5)(a)	
179	Article 14(5)(a)(i)	
180	Article 14(5)(a)(ii)	
181	Article 14(5)(a)(iii)	
182	Article 14(5)(a)(iv)	
183	Article 14(5)(a)(v)	
184	Article 14(5)(a)(vi)	
185	Article 14(5)(b)	
186	Article 14(6)	
187	Article 14(7)	
188	Article 14(8)	
189	Article 14(9)	
190	Article 14(10)	IE proposes the following amendment to 14(10): The members of RAC, SEAC and SCCS shall be independent and they shall neither seek nor take instructions from any government or other institution, body, office or entity *that would be incompatible with their duties or the performance of their tasks.* The members of MSC and BPC shall act in the public interest. They shall refrain from any action incompatible with their duties or the performance of their tasks.

191	Article 14(11)	
192	Article 14(12)	

193	Article 14(13)	
194	Article 14(14)	
195	Article 14(15)	IE proposes this amendment: The member concerned, or that person's employer as referred to in paragraph, shall be remunerated by the Agency in accordance with the financial arrangements established by the Management Board following a positive opinion by the Commission. The list of fees associated with rapporteur tasks for which remuneration may be paid shall be established by the Management Board following a positive opinion of the Commission. Where the member concerned fails to fulfil any of those tasks, the Executive Director may withhold remuneration. NEW Provision: There is a need for the legislative text to explicitly provide for renumeration of rapporteurs and co rappourteurs for all tasks *Rapporteurs and co-rapporteurs shall be remunerated for each contract completed based on a scale of fees agreed by the Management Board*
196	Article 15(1)	
197	Article 15(2)	
198	Article 15(3)	IE notes that this paragraph makes reference to "Committees" but not Forum. Article 17 (membership and functioning of the Forum) does not include a similar paragraph regarding the provision of scientific and technical support by the Secretariat. Therefore, IE suggests either amending this paragraph to include reference to Forum or including a new paragraph in Article 17 as follows: *"The Secretariat shall provide scientific and administrative support to the Forum"*
199	Article 15(4)	
200	Article 15(5)	
201	Article 15(6)	
202	Article 16(1)	

203	Article 16(2)	
204	Article 16(3)	
205	Article 16(4)	
206	Article 16(5)	
207	Article 17(1)	
208	Article 17(2)	
209	Article 17(3)	
210	Article 17(4)	IE: Given the role of the Forum to coordinate enforcement across Member States, and unlike RAC and SEAC, Forum members are not nominated as independent experts, IE proposes deleting the provision in this paragraph: *"Member States shall not instruct the members of Forum, or their scientific and technical advisors".*
211	Article 17(5)	
212	Article 18(1)	
213	Article 18(2)	
214	Article 19(1)	
215	Article 19(2)	
216	Article 19(3)	
217	Article 20(1)	
218	Article 20(2)	
219	Article 20(3)	IE proposes the following amendment: *Following a call for expressions of interest published in the Official Journal of the European Union and in other periodicals or on relevant Internet sites, the Commission shall provide the Management Board with a list of qualified candidates for potential appointment as Chairperson, members and alternates of the Board of Appeal to represent the Chair or members in their absence. The Management Board shall appoint from that list the Chairperson, the other members and the alternates on the basis of their relevant experience and expertise in the field of chemical safety, natural sciences and regulatory and judicial procedures*
220	Article 20(4)	IE proposes the following amendment: The Management Board may appoint additional members and their alternates, on a recommendation request by the Chairperson of the Board of Appeal, following the procedure set out in the paragraph 3, if it is necessary to ensure that any appeals against decisions of the Agency can be processed at a

		satisfactory rate
221	Article 20(5)	
222	Article 20(6)	IE proposes the following amendment to address the scenario where the Chairperson needs more members if the workload spikes: *The Chairperson and each of the ~~two~~ members shall each have one vote.*
223	Article 20(7)	
224	Article 21(1)	IE proposes the following amendment to align to the MB term which is 4 years: *The term of office of the members of the Board of Appeal, including the Chairperson, and the alternates shall be four ~~five~~ years. Their terms of office may be renewed once by the Management Board.*
225	Article 21(2)	
226	Article 21(3)	

227	Article 21(4)	
228	Article 22(1)	
229	Article 22(2)	IE proposes the following amendment: *If a member of the Board of Appeal considers that, for any of the grounds referred to in paragraph 1, the member is not to take part in a specific appeal proceeding, that member shall inform the Board of Appeal and the Executive Director or the Chairperson of the Management Board accordingly. Any party to the appeal proceedings may object to the participation of any members of the Board of Appeal on any of the grounds referred to in paragraph 1, or if the member is suspected of partiality on any other ground. An objection may not be based on the nationality of a member.*
230	Article 22(3)	IE proposes the following amendment: *The Board of Appeal shall decide on the action to be taken in the cases referred to in paragraphs 1 and 2 without the participation of the member concerned. For the purposes of taking such decision, the Chairperson of the Management Board shall confirm and the member concerned shall be replaced on the Board of Appeal by an alternate member appointed by the Management Board*
231	Article 23	
232	Article 24(1)	

233	Article 24(2)	
234	Article 24(3)	
235	Article 25(1)	
236	Article 25(2)	
237	Article 25(3)	
238	Article 25(4)	
239	Article 26(1)	
240	Article 26(2)	
241	**CHAPTER III**	
242	**FINANCIAL PROVISIONS**	
243	Article 27(1)	
244	Article 27(1)(a)	
245	Article 27(1)(b)	
246	Article 27(1)(c)	
247	Article 27(1)(d)	
248	Article 27(2)	
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250	Article 27(4)	
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253	Article 27(7)	
254	Article 27(8)	
255	Article 28(1)	
256	Article 28(2)	
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258	Article 28(4)	
259	Article 28(5)	

260	Article 28(6)	
261	Article 28(7)	
262	Article 29(1)	
263	Article 29(2)	
264	Article 29(3)	

265	Article 29(3)(a)	
266	Article 29(3)(b)	
267	Article 29(3)(c)	
268	Article 29(3)(d)	
269	Article 29(3)(e)	
270	Article 29(3)(f)	
271	Article 29(3)(g)	
272	Article 29(4)	
273	Article 29(5)	
274	Article 29(5)(a)	
275	Article 29(5)(b)	
276	Article 29(5)(c)	
277	Article 29(6)	
278	Article 30(1)	
279	Article 30(2)	
280	Article 31(1)	
281	Article 31(2)	
282	Article 31(3)	
283	Article 31(4)	
284	Article 31(5)	
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287	Article 31(8)	
288	Article 31(9)	
289	Article 31(10)	
290	Article 32	
291	Article 33(1)	
292	Article 33(2)	
293	Article 33(3)	

294	Article 33(4)	
295	Article 33(5)	
296	Article 33(6)	
297	**CHAPTER IV**	

298	**STRAFF**	
299	Article 34	
300	Article 35(1)	
301	Article 35(2)	
302	Article 36	
303	**CHAPTER V**	
304	**INFORMATION AND COMMUNICATION**	
305	Article 37(1)	
306	Article 37(2)	
307	Article 37(3)	
308	Article 37(4)	
309	Article 37(5)	
310	Article 38(1)	
311	Article 38(2)	
312	Article 38(3)	
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314	Article 39(1)	
315	Article 39(2)	
316	**CHAPTER VI**	
317	**COOPERATION**	
318	Article 40	
319	Article 41	
320	Article 42(1)	
321	Article 42(2)	
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323	Article 42(4)	
324	Article 42(5)	
325	Article 42(6)	
326	Article 43	

327	Article 44	
328	Article 45(1)	
329	Article 45(2)	

330	Article 45(3)	
331	Article 45(4)	
332	**CHAPTER VII**	
333	**DELEGATED POWERS AND COMMITTEE PROCEDURE**	
334	Article 46(1)	
335	Article 46(2)	
336	Article 46(3)	
337	Article 46(4)	
338	Article 46(5)	
339	Article 47(1)	IE: This Committee was established under REACH for "REACH decisions". Can COM provide clarity as to whether the role and mandate of the REACH Committee will also be expanded to vote on all ECHA activities (as relevant) that come from ECHA Committees e.g. REACH decisions, SCCS decisions, Biocides, ROHS etc?
340	Article 47(2)	
341	**CHAPTER VIII**	
342	**AMENDMENTS**	
343	Article 48	
344	Article 49	
345	Article 50	
346	Article 51	
347	**CHAPTER IX**	
348	**TRANSITIONAL PROVISIONS**	
349	Article 52(1)	
350	Article 52(2)	
351	Article 52(3)	
352	Article 52(4)	
353	Article 52(5)	
354	Article 52(6)	
355	Article 53	
356	**CHAPTER IX**	

357	**GENERAL AND FINAL PROVISIONS**	
358	Article 54(1)	
359	Article 54(2)	
360	Article 54(3)	
361	Article 55(1)	
362	Article 55(2)	
363	Article 55(3)	
364	Article 55(4)	
365	Article 55(5)	
366	Article 56(1)	
367	Article 56(2)	
368	Article 56(3)	
369	Article 57(1)	
370	Article 57(2)	
371	Article 58	

IRELAND

Feedback/General comments and observations from IE on the Commission presentation WK 10820/2025:

IE thanks the Commission for the clarification on a number of points raised.

IE continues to support this important proposal; however, a number of concerns still remain as detailed below which we would like to see addressed in the negotiations.

ROUND ONE:

Article 5: IE notes the Commission's response to our proposal to reassign tasks relating to the preparation of opinions on CLH proposals to the Member State Committee. IE reiterates our concerns that without reassigning work across the Committees, a bottleneck of work at plenaries is inevitable. While additional members, and the use of advisors and experts, will allow for more tasks to be undertaken overall, these reforms are unlikely to alleviate the bottleneck situation facing RAC plenaries where discussions are required for agreements to be reached and proposals to move forward.

IE notes the Commissions' concerns regarding a potential lack of necessary expertise in the MSC to prepare opinions on CLH proposals. Considering the technical and scientific nature of the activities of the current Member State Committee, IE believes it is a possibility. IE therefore queries whether consideration has been afforded to establishing a working group of the Member State Committee to undertaking this CLH task or to establishing separate committees, one dealing with hazard assessment (HAC) and the second committee dealing with risk assessment (RAC).

As previously stated, there is a need to ensure that the distribution of tasks and workload across the ECHA Committees is proportionate and effective, and that Committees are not overburdened. Support is needed to strengthen the Committees, yet IE does not consider that the reforms proposed are sufficient to address the current constraints.

Article 14 (Membership of committees): Increasing capacity in the Committees is welcomed and IE supports the CION proposal because without at least two mandatory nominations per Member State the Committees will just not be able to function to meet the tasks allotted. However, IE is aware of the limitations on smaller Member States to nominate candidates from the broad range of expertise needed for the work of these committees. Having to provide two mandatory nominations from existing resources will reduce the capacity of the Member State Competent Authority to undertake its Competent Authority functions. In recent years the Commission and Member States have agreed (such as under the One Substance, One Assessment discussions) to assign additional tasks to the Committees. That is why affording more resources for committee membership will have to require Member States to also commit to provide additional resources to their Member State Authorities to service this work.

For this reason, remuneration for rapporteurs for all tasks needs to be incorporated. IE notes only work in relating to REACH restriction or authorisation will be remunerated. Remuneration for rapporteurships for all tasks and any new tasks assigned to the Committees and Committee Working groups is needed to increase the attractiveness of this role. The work undertaken, for example, on a CLH rapporteurship is considerable, requires experienced expertise in each case and is time intensive for the rapporteurs involved. Providing an incentive to take on the work task should encourage uptake and compensate for work completed.

IE would also welcome further clarification on the "unified system for renumeration", in particular, confirmation that all tasks will be covered and if not, what tasks will be covered.

Article 16 (The use of experts): IE thanks the Commission for outlining the role of experts in the Committees. IE is still unclear of the consequence for Member States of submitting names of experts. Is this intended as a commitment to assign more resources to Committee membership and working groups or for shorter term committee working groups for specific tasks? Therefore, IE welcomes clarification on the compilation and use of a list of experts from each Member State, in particular on how and who will decide on the number of experts that are required/appointed.

GREECE

General Observations

- The upcoming ECHA regulation should consider the changes stemming from the REACH revision, from the recent CLP revision and also foresee similar legislative needs/changes in the future.
- The roles and responsibilities of ECHA stuff supporting the ECHA committees as well as those of the MSs nominees in the ECHA committees should be distinct, well defined and balanced. In light of the new ECHA responsibilities, ECHA stuff should be enriched.
- All legislative proposals assigning tasks to ECHA that entail enhanced participation from MSs in the various ECHA committees should be accompanied with:
  - → an upgrade/increase of the existing time allocation dedicated to ECHA's committees work for current and future members of the committees
  - → a detailed and updated description of the tasks/responsibilities of members of the committees
  - → an increase of the number of members (especially in RAC and SEAC) if more responsibilities and tasks are allocated to ECHA (e.g. 3 members instead of 2)
  - → a possible increase in the daily allowances according to inflation for the MS participants as an extra motivation
  - → An increase in ECHA's budget for travel allowances for committee members and invited experts, reflecting the increasing travel costs.
- A 2nd Seat for ECHA is suggested in south Europe with limited responsibilities for hosting of events and committees' plenaries, when cost-effect analysis points to expenses saving.
- Introduce remuneration policies for:
  - → CLH rapporteurship, since it constitutes the basis for all RAC processes
  - → DWD applications rapporteurship
  - → SEv: remuneration should apply equally to all MSs, since remuneration refers to the work performed and the work performed is irrespective of the financial standard of living in each MS
- Industry fees for CLH dossier submission
  - → When Industry submits a CLH dossier for an industrial chemical, a fee should be paid to ECHA
  - → A fee by Industry should be paid to the MS CA for CLP for CLH dossier submission for biocides and pesticide active substances. Currently Industry is required to pay a fee to the MS CA for biocidal and plant protection products evaluation.
- The WGs established to assist RAC plenary meetings and decisions should be described in the ECHA Regulation, along with tasks and responsibilities of the WGs.

- The Support group that is occasionally allocated in RAC in order to assist rapporteurs in the Opinion Development process, should be officially established in ECHA Regulation, with criteria set to describe when the need to establish such a group is met (e.g. comments in PC > 200), task and responsibilities of members and remuneration (rapporteurs are currently remunerated for restriction proposals).
- "One substance, One assessment" Approach, **Possible Overlaps**
  - → RAC – BPC and RAC – EFSA, regarding active substances CLH for Biocides and Plant Protection Products, respectively
  - → RAC – MSC, regarding SVHCs, also with regards to newly established hazard classes in CLP
  - → SCCS – RAC, SCCS – EFSA: How does the harmonized classification from RAC affects the opinions of SCCS?
- Clarify liabilities (ECHA's, Committees', or even individual member's) on the legal text of ECHA Regulation.

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the European Chemicals Agency and amending Regulations (EC) No 1907/2006, (EU) No 528/2012, (EU) No 649/2012 and (EU) 2019/1021

Memberstate: SPAIN

Row	Reference in the text	MS comment (new line in cell: Alt + Enter)
1	Recital 1	
2	Recital 2	
3	Recital 3	
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34	Recital 34	
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36	Recital 36	
37	Recital 37	
38	**CHAPTER I**	
39	**GENERAL PROVISIONS**	
40	Article 1	
41	Article 2(1)	
42	Article 2(2)	
43	Article 2(3)	
44	Article 3	
45	Article 4(1)	
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52	Article 4(5)(c)	
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54	Article 4(5)(e)	
55	Article 4(5)(f)	
56	Article 4(5)(g)	
57	Article 4(5)(h)	
58	Article 4(5)(i)	

59	Article 4(5)(j)	
60	Article 4(5)(k)	
61	Article 4(6)	
62	**CHAPTER II**	
63	**ORGANISATION OF THE AGENCY**	
64	Artice 5(1)	
65	Artice 5(1)(a)	
66	Artice 5(1)(b)	
67	Artice 5(1)(c)	Provided that RAC also performs hazard assessment, in addition to risk assessment this should also be mentioned even if we should not be specific, this is worth it to mention as it is general speaking
68	Artice 5(1)(d)	
69	Artice 5(1)(e)	
70	Artice 5(1)(f)	
71	Artice 5(1)(g)	
72	Artice 5(1)(h)	
73	Artice 5(1)(i)	
74	Artice 5(1)(j)	
75	Artice 5(2)	
76	Article 6(1)	
77	Article 6(1)(a)	
78	Article 6(1)(b)	
79	Article 6(1)(c)	
80	Article 6(2)	
81	Article 6(3)	it is suggested that one of the three persons representing interested parties should represent the industrial sector
82	Article 6(3)(a)	
83	Article 6(3)(b)	
84	Article 6(3)(c)	
85	Article 6(3)(d)	
86	Article 6(3)(e)	
87	Article 6(4)	

88	Article 6(5)	the representatives in the MB shall make efforts to limit the turnover. Knowledge is lost with finalisation of the performance of MB members, ECHA is losing experience for no clear reason
89	Article 6(6)	
90	Article 6(7)	
91	Article 7(1)	
92	Article 7(2)	
93	Article 8(1)	
94	Article 8(2)	
95	Article 8(3)	
96	Article 8(4)	
97	Article 8(5)	
98	Article 8(6)	
99	Article 8(7)	
100	Article 8(8)	
101	Artice 9(1)	
102	Artice 9(1)(a)	
103	Artice 9(1)(b)	
104	Artice 9(1)(c)	
105	Artice 9(1)(d)	
106	Artice 9(1)(e)	
107	Artice 9(1)(f)	
108	Artice 9(1)(g)	
109	Artice 9(1)(h)	
110	Artice 9(1)(i)	
111	Artice 9(1)(j)	
112	Artice 9(1)(k)	
113	Artice 9(1)(l)	
114	Artice 9(1)(m)	
115	Artice 9(1)(n)	
116	Artice 9(1)(o)	
117	Artice 9(1)(p)	
118	Artice 9(1)(q)	
119	Artice 9(1)(r)	
120	Artice 9(1)(s)	

121	Artice 9(1)(t)	
	Artice 9(1)(u)	
122	Artice 9(1)(v)	
123	Artice 9(1)(w)	
124	Artice 9(1)(x)	
125	Artice 9(1)(y)	
126	Artice 9(1)(z)	
127	Artice 9(2)	
128	Artice 10(1)	
129	Artice 10(2)	
130	Artice 10(3)	
131	Artice 11(1)	
132	Artice 11(2)	
133	Artice 11(3)	
134	Artice 11(4)	
135	Artice 11(5)	
136	Artice 11(6)	
137	Article 11(7)	
138	Article 11(8)	
139	Article 11(9)	
140	Article 11(10)	
141	Article 12(1)	
142	Article 12(2)	
143	Article 12(3)	
144	Article 12(4)	
145	Article 12(5)	
146	Article 12(5)(a)	
147	Article 12(5)(b)	
148	Article 12(5)(c)	
149	Article 12(5)(d)	
150	Article 12(5)(e)	
151	Article 12(5)(f)	
152	Article 12(5)(g)	
153	Article 12(5)(h)	

154	Article 12(5)(i)	
155	Article 12(5)(j)	
156	Article 12(5)(k)	
157	Article 12(5)(l)	
158	Article 12(5)(m)	
159	Article 12(5)(n)	
160	Article 12(5)(o)	
161	Article 12(5)(p)	
162	Article 12(5)(q)	
163	Article 12(5)(r)	
164	Article 12(5)(s)	
165	Article 12(6)	
166	Article 12(7)	
167	Article 12(8)	
168	Article 13(1)	We have a reservation on the proposal that the CLP's opinions on proposals moved from the RAC to MSC through two amendments both in CLP reg + REACH reg in order to proportionate the workload across the ECHA committees
169	Article 13(2)	
170	Article 13(2)(a)	
171	Article 13(2)(b)	
172	Article 13(3)	
173	Article 14(1)	
174	Article 14(2)	
175	Article 14(3)	
176	Article 14(4)	
177	Article 14(5)	
178	Article 14(5)(a)	
179	Article 14(5)(a)(i)	
180	Article 14(5)(a)(ii)	
181	Article 14(5)(a)(iii)	
182	Article 14(5)(a)(iv)	
183	Article 14(5)(a)(v)	
184	Article 14(5)(a)(vi)	
185	Article 14(5)(b)	

186	Article 14(6)	
187	Article 14(7)	
188	Article 14(8)	
189	Article 14(9)	
190	Article 14(10)	
191	Article 14(11)	
192	Article 14(12)	
193	Article 14(13)	
194	Article 14(14)	
195	Article 14(15)	
196	Article 15(1)	
197	Article 15(2)	
198	Article 15(3)	
199	Article 15(4)	the representatives of SCCS shall require the same approval as the representatives of RAC and SEAC (COM and the MB)
200	Article 15(5)	
201	Article 15(6)	
202	Article 16(1)	Explanation is needed about budgetary implications of the use of these experts and any overlap with the activities of the co-opted members provided for in Article 14(6)
203	Article 16(2)	
204	Article 16(3)	
205	Article 16(4)	
206	Article 16(5)	
207	Article 17(1)	
208	Article 17(2)	
209	Article 17(3)	
210	Article 17(4)	
211	Article 17(5)	
212	Article 18(1)	
213	Article 18(2)	
214	Article 19(1)	
215	Article 19(2)	
216	Article 19(3)	

217	Article 20(1)	We suggest to add the cases in which the right of appeal is established under sectoral Union legislation, and that essentially the task of the BoA
218	Article 20(2)	
219	Article 20(3)	
220	Article 20(4)	
221	Article 20(5)	
222	Article 20(6)	
223	Article 20(7)	
224	Article 21(1)	
225	Article 21(2)	
226	Article 21(3)	
227	Article 21(4)	
228	Article 22(1)	
229	Article 22(2)	
230	Article 22(3)	
231	Article 23	
232	Article 24(1)	
233	Article 24(2)	
234	Article 24(3)	
235	Article 25(1)	
236	Article 25(2)	
237	Article 25(3)	
238	Article 25(4)	
239	Article 26(1)	
240	Article 26(2)	
241	**CHAPTER III**	
242	**FINANCIAL PROVISIONS**	
243	Article 27(1)	
244	Article 27(1)(a)	
245	Article 27(1)(b)	
246	Article 27(1)(c)	
247	Article 27(1)(d)	
248	Article 27(2)	

249	Article 27(3)	
250	Article 27(4)	
251	Article 27(5)	
252	Article 27(6)	
253	Article 27(7)	
254	Article 27(8)	
255	Article 28(1)	
256	Article 28(2)	
257	Article 28(3)	
258	Article 28(4)	
259	Article 28(5)	
260	Article 28(6)	
261	Article 28(7)	
262	Article 29(1)	
263	Article 29(2)	
264	Article 29(3)	
265	Article 29(3)(a)	More words about funding please: agreements, grants, other provisions. Current situation and performance
266	Article 29(3)(b)	
267	Article 29(3)(c)	
268	Article 29(3)(d)	
269	Article 29(3)(e)	
270	Article 29(3)(f)	
271	Article 29(3)(g)	
272	Article 29(4)	
273	Article 29(5)	
274	Article 29(5)(a)	
275	Article 29(5)(b)	
276	Article 29(5)(c)	
277	Article 29(6)	
278	Article 30(1)	
279	Article 30(2)	
280	Article 31(1)	
281	Article 31(2)	

282	Article 31(3)	
283	Article 31(4)	
284	Article 31(5)	
285	Article 31(6)	
286	Article 31(7)	
287	Article 31(8)	
288	Article 31(9)	
289	Article 31(10)	
290	Article 32	
291	Article 33(1)	
292	Article 33(2)	
293	Article 33(3)	
294	Article 33(4)	
295	Article 33(5)	
296	Article 33(6)	
297	**CHAPTER IV**	
298	**STRAFF**	
299	Article 34	
300	Article 35(1)	
301	Article 35(2)	
302	Article 36	
303	**CHAPTER V**	
304	**INFORMATION AND COMMUNICATION**	
305	Article 37(1)	
306	Article 37(2)	
307	Article 37(3)	
308	Article 37(4)	
309	Article 37(5)	
310	Article 38(1)	
311	Article 38(2)	
312	Article 38(3)	
313	Article 38(4)	
314	Article 39(1)	

315	Article 39(2)	
316	**CHAPTER VI**	
317	**COOPERATION**	
318	Article 40	
319	Article 41	
320	Article 42(1)	
321	Article 42(2)	
322	Article 42(3)	
323	Article 42(4)	
324	Article 42(5)	
325	Article 42(6)	
326	Article 43	
327	Article 44	
328	Article 45(1)	
329	Article 45(2)	
330	Article 45(3)	
331	Article 45(4)	
332	**CHAPTER VII**	
333	**DELEGATED POWERS AND COMMITTEE PROCEDURE**	
334	Article 46(1)	
335	Article 46(2)	
336	Article 46(3)	
337	Article 46(4)	
338	Article 46(5)	
339	Article 47(1)	
340	Article 47(2)	
341	**CHAPTER VIII**	
342	**AMENDMENTS**	
343	Article 48	We need to know whether articles 75.2, 75.3 y 75.4 of BPR about BPC are currently covered by art 14 of this ECHA basic regulation
344	Article 49	We support the activity of SEAC to help in the Socio Economic Assessments needed in the BPR
345	Article 50	

346	Article 51	
347	**CHAPTER IX**	
348	**TRANSITIONAL PROVISIONS**	
349	Article 52(1)	
350	Article 52(2)	
351	Article 52(3)	
352	Article 52(4)	
353	Article 52(5)	
354	Article 52(6)	
355	Article 53	
356	**CHAPTER IX**	
357	**GENERAL AND FINAL PROVISIONS**	
358	Article 54(1)	
359	Article 54(2)	
360	Article 54(3)	
361	Article 55(1)	
362	Article 55(2)	
363	Article 55(3)	
364	Article 55(4)	
365	Article 55(5)	
366	Article 56(1)	
367	Article 56(2)	
368	Article 56(3)	
369	Article 57(1)	
370	Article 57(2)	
371	Article 58	

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the European Chemicals Agency and amending Regulations (EC) No 1907/2006, (EU) No 528/2012, (EU) No 649/2012 and (EU) 2019/1021

Memberstate: France

Row	Reference in the text	MS comment (new line in cell: Alt + Enter)
1	Recital 1	
2	Recital 2	
3	Recital 3	
4	Recital 4	
5	Recital 5	
6	Recital 6	
7	Recital 7	
8	Recital 8	
9	Recital 9	
10	Recital 10	
11	Recital 11	
12	Recital 12	
13	Recital 13	
14	Recital 14	
15	Recital 15	
16	Recital 16	
17	Recital 17	
18	Recital 18	
19	Recital 19	
20	Recital 20	
21	Recital 21	
22	Recital 22	
23	Recital 23	
24	Recital 24	
25	Recital 25	

26	Recital 26	
27	Recital 27	
28	Recital 28	
29	Recital 29	
30	Recital 30	
31	Recital 31	
32	Recital 32	
33	Recital 33	
34	Recital 34	
35	Recital 35	
36	Recital 36	
37	Recital 37	
38	**CHAPTER I**	
39	**GENERAL PROVISIONS**	
40	Article 1	
41	Article 2(1)	
42	Article 2(2)	
43	Article 2(3)	
44	Article 3	
45	Article 4(1)	
46	Article 4(2)	
47	Article 4(3)	
48	Article 4(4)	
49	Article 4(5)	The French authorities suggest to add a task related to the prevention of conflict of interest. This is a crucial aspect to ensure that sound and reliable opinions are released in relation to the objectives of the Agency and it is in line with provisions included in the Common Approach on decentralised EU agencies. Thus, the following addition is proposed as a task listed in article 4(5): '**(l) ensure that conflicts of interest are prevented and managed to ensure the independence and reliability of the opinions released and actions conducted**.'
50	Article 4(5)(a)	
51	Article 4(5)(b)	
52	Article 4(5)(c)	
53	Article 4(5)(d)	

54	Article 4(5)(e)	
55	Article 4(5)(f)	
56	Article 4(5)(g)	
57	Article 4(5)(h)	
58	Article 4(5)(i)	
59	Article 4(5)(j)	
60	Article 4(5)(k)	
61	Article 4(6)	
62	**CHAPTER II**	
63	**ORGANISATION OF THE AGENCY**	
64	Artice 5(1)	
65	Artice 5(1)(a)	
66	Artice 5(1)(b)	
67	Artice 5(1)(c)	The French authorities suggest to mention that the RAC is also responsible for assessing the hazards of chemical substances considering its work on assessing harmonised classification dossiers under the CLP Regulation. The following paragraph could be proposed : 'a Committee for Risk Assessment (‘RAC’), which shall be responsible for preparing opinions of the Agency relating to **hazards and** risks of chemicals to human health or the environment;'.
68	Artice 5(1)(d)	
69	Artice 5(1)(e)	
70	Artice 5(1)(f)	
71	Artice 5(1)(g)	
72	Artice 5(1)(h)	
73	Artice 5(1)(i)	
74	Artice 5(1)(j)	
75	Artice 5(2)	
76	Article 6(1)	
77	Article 6(1)(a)	
78	Article 6(1)(b)	
79	Article 6(1)(c)	
80	Article 6(2)	
81	Article 6(3)	
82	Article 6(3)(a)	

83	Article 6(3)(b)	
84	Article 6(3)(c)	
85	Article 6(3)(d)	
86	Article 6(3)(e)	
87	Article 6(4)	
88	Article 6(5)	The French authorities suggest to delete the sentence 'All parties represented in the Management Board pursuant to Article 6 shall make efforts to limit the turnover of their representatives.'. The French authorities consider that this provision is not appropriate in a legal act.
89	Article 6(6)	
90	Article 6(7)	
91	Article 7(1)	
92	Article 7(2)	
93	Article 8(1)	
94	Article 8(2)	
95	Article 8(3)	
96	Article 8(4)	
97	Article 8(5)	
98	Article 8(6)	
99	Article 8(7)	
100	Article 8(8)	
101	Artice 9(1)	
102	Artice 9(1)(a)	
103	Artice 9(1)(b)	
104	Artice 9(1)(c)	
105	Artice 9(1)(d)	
106	Artice 9(1)(e)	
107	Artice 9(1)(f)	
108	Artice 9(1)(g)	
109	Artice 9(1)(h)	
110	Artice 9(1)(i)	
111	Artice 9(1)(j)	
112	Artice 9(1)(k)	
113	Artice 9(1)(l)	

114	Artice 9(1)(m)	
115	Artice 9(1)(n)	
116	Artice 9(1)(o)	
117	Artice 9(1)(p)	
118	Artice 9(1)(q)	
119	Artice 9(1)(r)	
120	Artice 9(1)(s)	
121	Artice 9(1)(t)	
	Artice 9(1)(u)	
122	Artice 9(1)(v)	
123	Artice 9(1)(w)	
124	Artice 9(1)(x)	
125	Artice 9(1)(y)	
126	Artice 9(1)(z)	
127	Artice 9(2)	
128	Artice 10(1)	
129	Artice 10(2)	
130	Artice 10(3)	
131	Artice 11(1)	
132	Artice 11(2)	
133	Artice 11(3)	
134	Artice 11(4)	
135	Artice 11(5)	
136	Artice 11(6)	
137	Article 11(7)	
138	Article 11(8)	
139	Article 11(9)	
140	Article 11(10)	
141	Article 12(1)	
142	Article 12(2)	
143	Article 12(3)	
144	Article 12(4)	
145	Article 12(5)	
146	Article 12(5)(a)	

147	Article 12(5)(b)	
148	Article 12(5)(c)	
149	Article 12(5)(d)	
150	Article 12(5)(e)	
151	Article 12(5)(f)	
152	Article 12(5)(g)	
153	Article 12(5)(h)	
154	Article 12(5)(i)	
155	Article 12(5)(j)	
156	Article 12(5)(k)	
157	Article 12(5)(l)	
158	Article 12(5)(m)	
159	Article 12(5)(n)	
160	Article 12(5)(o)	
161	Article 12(5)(p)	
162	Article 12(5)(q)	
163	Article 12(5)(r)	
164	Article 12(5)(s)	
165	Article 12(6)	
166	Article 12(7)	
167	Article 12(8)	
168	Article 13(1)	
169	Article 13(2)	
170	Article 13(2)(a)	
171	Article 13(2)(b)	
172	Article 13(3)	The French authorities suggest to clarify that only the scientific opinions provided by RAC according to article 13(2) are concerned by this provision. The paragraph could be reformulated as followed : 'The number of scientific opinions **as referred in paragraph 2** to be delivered and the timelines for their provision shall be decided between the Commission and the Agency on an annual basis.'.
173	Article 14(1)	
174	Article 14(2)	
175	Article 14(3)	
176	Article 14(4)	

177	Article 14(5)	
178	Article 14(5)(a)	
179	Article 14(5)(a)(i)	
180	Article 14(5)(a)(ii)	
181	Article 14(5)(a)(iii)	
182	Article 14(5)(a)(iv)	
183	Article 14(5)(a)(v)	
184	Article 14(5)(a)(vi)	
185	Article 14(5)(b)	
186	Article 14(6)	
187	Article 14(7)	
188	Article 14(8)	
189	Article 14(9)	
190	Article 14(10)	
191	Article 14(11)	
192	Article 14(12)	
193	Article 14(13)	
194	Article 14(14)	
195	Article 14(15)	The French authorities consider that even with an updated reference to paragraph 12 instead of 13, the article 14(15) should be reformulated to clarify the scope of the provision.
196	Article 15(1)	
197	Article 15(2)	
198	Article 15(3)	
199	Article 15(4)	
200	Article 15(5)	
201	Article 15(6)	
202	Article 16(1)	
203	Article 16(2)	
204	Article 16(3)	
205	Article 16(4)	
206	Article 16(5)	
207	Article 17(1)	
208	Article 17(2)	
209	Article 17(3)	

210	Article 17(4)	
211	Article 17(5)	
212	Article 18(1)	
213	Article 18(2)	
214	Article 19(1)	
215	Article 19(2)	
216	Article 19(3)	
217	Article 20(1)	
218	Article 20(2)	
219	Article 20(3)	
220	Article 20(4)	
221	Article 20(5)	
222	Article 20(6)	
223	Article 20(7)	
224	Article 21(1)	
225	Article 21(2)	
226	Article 21(3)	
227	Article 21(4)	
228	Article 22(1)	
229	Article 22(2)	
230	Article 22(3)	
231	Article 23	
232	Article 24(1)	
233	Article 24(2)	
234	Article 24(3)	
235	Article 25(1)	
236	Article 25(2)	
237	Article 25(3)	
238	Article 25(4)	
239	Article 26(1)	
240	Article 26(2)	
241	**CHAPTER III**	
242	**FINANCIAL PROVISIONS**	

243	Article 27(1)	
244	Article 27(1)(a)	
245	Article 27(1)(b)	
246	Article 27(1)(c)	
247	Article 27(1)(d)	
248	Article 27(2)	
249	Article 27(3)	
250	Article 27(4)	
251	Article 27(5)	The French authorities consider that article 27(5) should be clarified considering that two terms are used that were not introduced in the text before. The 'annual programming' document is mentionned : does it correspond to the 'overall strategic programming' document mentioned in paragraph 1? The term 'multi-annual programming' is also used with a reference to paragraph 1, although this term is not introduced in paragraph 1.
252	Article 27(6)	
253	Article 27(7)	
254	Article 27(8)	
255	Article 28(1)	
256	Article 28(2)	
257	Article 28(3)	
258	Article 28(4)	
259	Article 28(5)	
260	Article 28(6)	
261	Article 28(7)	
262	Article 29(1)	
263	Article 29(2)	
264	Article 29(3)	
265	Article 29(3)(a)	
266	Article 29(3)(b)	
267	Article 29(3)(c)	
268	Article 29(3)(d)	
269	Article 29(3)(e)	
270	Article 29(3)(f)	
271	Article 29(3)(g)	

272	Article 29(4)	
273	Article 29(5)	
274	Article 29(5)(a)	
275	Article 29(5)(b)	
276	Article 29(5)(c)	
277	Article 29(6)	
278	Article 30(1)	
279	Article 30(2)	
280	Article 31(1)	
281	Article 31(2)	
282	Article 31(3)	
283	Article 31(4)	
284	Article 31(5)	
285	Article 31(6)	
286	Article 31(7)	
287	Article 31(8)	
288	Article 31(9)	
289	Article 31(10)	
290	Article 32	
291	Article 33(1)	
292	Article 33(2)	
293	Article 33(3)	
294	Article 33(4)	
295	Article 33(5)	
296	Article 33(6)	
297	**CHAPTER IV**	
298	**STRAFF**	
299	Article 34	
300	Article 35(1)	
301	Article 35(2)	
302	Article 36	
303	**CHAPTER V**	
304	**INFORMATION AND COMMUNICATION**	

305	Article 37(1)	
306	Article 37(2)	
307	Article 37(3)	
308	Article 37(4)	
309	Article 37(5)	
310	Article 38(1)	
311	Article 38(2)	
312	Article 38(3)	
313	Article 38(4)	
314	Article 39(1)	
315	Article 39(2)	
316	**CHAPTER VI**	
317	**COOPERATION**	
318	Article 40	
319	Article 41	
320	Article 42(1)	
321	Article 42(2)	
322	Article 42(3)	
323	Article 42(4)	
324	Article 42(5)	
325	Article 42(6)	The French authorities suggest to clarify the term 'originator principle' by referring to the definition proposed in the upcoming regulation on a common data platform on chemicals from the OSOA legislative package. The end of the paragraph could be reformulated as followed 'in line with the originator principle **as defined in Regulation (EU) XX/XXX**'.
326	Article 43	
327	Article 44	
328	Article 45(1)	The French authorities suggest to align the provisions of article 45 with the last linguistic review of the OSOA package sent by the Council (Quality of Legislation) to ensure consistency.
329	Article 45(2)	The French authorities suggest to align the provisions of article 45 with the last linguistic review of the OSOA package sent by the Council (Quality of Legislation) to ensure consistency.
330	Article 45(3)	The French authorities suggest to align the provisions of article 45 with the last linguistic review of the OSOA package sent by the Council (Quality of Legislation) to ensure consistency.
331	Article 45(4)	The French authorities suggest to align the provisions of article 45 with the last linguistic review of the OSOA package sent by the Council (Quality of Legislation) to ensure consistency.

332	**CHAPTER VII**	
333	**DELEGATED POWERS AND COMMITTEE PROCEDURE**	
334	Article 46(1)	
335	Article 46(2)	
336	Article 46(3)	
337	Article 46(4)	
338	Article 46(5)	
339	Article 47(1)	
340	Article 47(2)	
341	**CHAPTER VIII**	
342	**AMENDMENTS**	
343	Article 48	
344	Article 49	
345	Article 50	
346	Article 51	
347	**CHAPTER IX**	
348	**TRANSITIONAL PROVISIONS**	
349	Article 52(1)	
350	Article 52(2)	
351	Article 52(3)	
352	Article 52(4)	
353	Article 52(5)	
354	Article 52(6)	
355	Article 53	
356	**CHAPTER IX**	
357	**GENERAL AND FINAL PROVISIONS**	
358	Article 54(1)	
359	Article 54(2)	
360	Article 54(3)	
361	Article 55(1)	

362	Article 55(2)	
363	Article 55(3)	
364	Article 55(4)	
365	Article 55(5)	
366	Article 56(1)	
367	Article 56(2)	
368	Article 56(3)	
369	Article 57(1)	
370	Article 57(2)	
371	Article 58	

FRANCE

Objet : Commentaires des autorités françaises à la suite de la réunion du groupe de travail du 1er septembre 2025 sur le projet de règlement concernant l'Agence européenne des produits chimiques et modifiant les règlements (CE) nº 1907/2006, (UE) nº 528/2012, (UE) nº 649/2012 et (UE) 2019/1021

Les autorités françaises remercient vivement la Commission européenne pour sa présentation lors du groupe environnement du 1er septembre 2025 ayant permis de répondre aux questions transmises au mois d'août. Elles remercient également la Présidence pour l'organisation et l'animation de ce groupe de travail.

Les autorités françaises souhaitent faire quelques propositions de modifications du texte, présentées dans le tableau joint à la présente note.

En complément de ces propositions, les autorités françaises émettent les commentaires et questionnements généraux suivants.

- **Chapitre 2 : Organisation de l'Agence**

Les autorités françaises considèrent qu'une réflexion devrait être engagée pour mettre en place au niveau réglementaire une implication plus systématique des Etats membres dans les travaux des comités de l'Agence. Le recours aux Etats membres pour alimenter les comités de l'ECHA dans les différentes procédures serait intéressant pour faire face à l'accroissement des besoins tout en permettant la soutenabilité de la charge de travail de l'Agence et faciliter le processus décisionnel des comités. Si les Etats membres sont déjà identifiés comme point d'entrée pour plusieurs textes réglementaires tels que REACH, CLP, biocides, ils pourraient également être identifiés dans d'autres cadres tels que ceux sur les cosmétiques ou pour l'élaboration de valeurs limites d'exposition professionnelle (VLEP). Cela permettrait également d'accroître l'harmonisation entre les différentes réglementations et d'assurer une cohérence avec le fonctionnement d'autres agences de l'Union comme l'EFSA. Cette implication systématique des Etats membres pourrait aussi contribuer à l'accroissement de la production scientifique et à maintenir une cohérence forte entre les Etats Membres et l'ECHA sur les différents sujets. Si ces changements peuvent relever des réglementations sectorielles en question, une accroche dans le règlement ECHA constituerait une base de discussions intéressante. Le rôle des Etats membres dans les cas identifiés ci-dessus pourrait notamment être précisé.

Comité d'évaluation des risques (RAC)

Les autorités françaises ne sont pas certaines, à ce stade, du caractère satisfaisant des adaptations proposées pour renforcer l'efficacité du comité d'évaluation des risques (RAC). Elles estiment qu'une modification du fonctionnement du comité est essentielle pour répondre à la problématique de surcharge du comité. Elles considèrent qu'il serait intéressant de pouvoir diviser le comité en sous-groupes de travail qui bénéficieraient chacun d'une autonomie dans la prise de décision afin d'accélérer le rendu des avis scientifiques. **Les autorités françaises interrogent la Commission sur la possibilité ou non de mettre en place un tel fonctionnement en modifiant les règles de procédures actuelles du comité.**

Les autorités françaises considèrent par ailleurs avec attention la proposition de la délégation belge de diviser le RAC en deux comités distincts, l'un chargé de l'évaluation des dangers et l'autre chargé de l'évaluation des risques. Cette proposition contribuerait à limiter la charge de travail actuelle du comité. Les autorités françaises demandent ainsi à la Commission d'indiquer si **cette nouvelle organisation** est **envisageable avec la proposition actuelle.**

Plus largement, ces interrogations questionnent le degré de prescription qui doit être défini au niveau du règlement ECHA sur le fonctionnement des comités. Un certain degré de flexibilité existe déjà, est nécessaire et doit être maintenu à travers les règles de procédures. Certaines dispositions prévues dans le projet de règlement, par exemple sur le nombre de membres dans les comités, pourraient limiter les capacités de l'ECHA à s'adapter à la réalité opérationnelle alors même que ce règlement n'a pas vocation à être modifié régulièrement.

Comité scientifique pour la sécurité des consommateurs (SCCS)

Les autorités françaises considèrent que le maintien des règles de fonctionnement actuelles du Comité scientifique pour la sécurité des consommateurs (SCCS) est discutable au regard de l'objectif visé d'harmoniser les pratiques des différents groupes d'experts au sein de l'ECHA. Le travail en transversalité qui apparait essentiel pour la cohérence de l'expertise au sein de l'ECHA semble compromis avec des règles de fonctionnement du SCCS qui ne sont pas alignées avec celles des autres comités[1].

Comité des produits biocides (BPC)

Les autorités françaises remercient la Commission pour les précisions apportées sur la mise en place de la nouvelle disposition permettant au comité des produits biocides (BPC) de recourir au Comité d'analyse socio-économique (SEAC) pour l'analyse socio-économique des critères dérogatoires à l'exclusion établis à l'article 5, paragraphe 2, du règlement biocides. En termes d'expertise, les autorités françaises considèrent que les experts du SEAC devront être compétents pour évaluer les usages biocides et prendre en compte les alternatives à l'utilisation des produits biocides. Elles **demandent à la Commission comment celle-ci envisage la montée en compétence des membres de ce comité sur ce volet.**

[1] Les experts du SCCS sont par exemple recrutés par le biais d'un appel à manifestation d'intérêt tandis que les experts du RAC et du SEAC sont nommés par les Etats membres. Les mandats des membres sont également différents, 5 ans pour les membres du SCCS contre 3 ans pour les membres du RAC et du SEAC.

This is a courtesy translation and in the event there are any differences between the French and English texts, the French text governs.

Comments from the French authorities following the working group meeting of 1 September 2025 on the draft regulation concerning the European Chemicals Agency (ECHA) and amending Regulations (EC) No 1907/2006, (EU) No 528/2012, (EU) No 649/2012 and (EU) 2019/1021

The French authorities would like to warmly thank the European Commission for its presentation at the Environment Working Group meeting on 1 September 2025, which provided answers to the questions submitted in August. They would also like to thank the Presidency for organising and chairing this working group.

The French authorities would like to make a number of proposals for amendments to the text, which are presented in the Excel table attached to this note.

In addition to these proposals, the French authorities have the following general comments and questions.

- **Chapter 2: Organisation of the Agency**

The French authorities believe that consideration should be initiated to establish, at the regulatory level, more systematic involvement of Member States in the work of the Agency's committees. Calling on Member States to contribute to ECHA committees in various procedures would be interesting in order to meet growing needs while ensuring the sustainability of the Agency's workload and facilitating the committees' decision-making process. While Member States are already identified as the point of entry for several regulatory texts such as REACH, CLP and biocides, they could also be identified in other frameworks such as those on cosmetics or for the development of occupational exposure limit values (OELs). This would also increase harmonisation between the various regulations and ensure consistency with the functioning of other EU agencies such as EFSA. This systematic involvement of Member States could also contribute to increasing scientific output and maintaining strong consistency between Member States and ECHA on various topics. While these changes can fall under the sectoral regulations in question, a reference in the ECHA Regulation would provide an interesting basis for discussion. The role of Member States in the cases identified above could notably be clarified.

<u>Risk Assessment Committee (RAC)</u>

The French authorities continue to question the proposed changes to improve the RAC's effectiveness. They believe that changes to the committee's operating procedures are essential to address the issue of its excessive workload. They believe it would be beneficial to divide the committee into working subgroups, each with decision-making autonomy, in order to speed up the delivery of scientific opinions. **The French authorities ask the Commission whether it would be possible or not to implement such a system by amending the committee's current rules of procedure.**

The French authorities also consider carefully the Belgian delegation's proposal to divide the RAC into two separate committees, one responsible for hazard assessment and the other in charge of risk assessment. This proposal also involves operating in autonomous sub-groups, which would help to limit the committee's current workload. The French authorities therefore ask the Commission to indicate whether **this new organisation is feasible under the current proposal.**

More broadly, this raises questions about the degree of prescriptiveness that should be defined in the ECHA regulation on the functioning of committees. A certain degree of flexibility exists, is necessary and must be maintained through the rules of procedure. Certain provisions in the draft regulation, for example on the

number of members in the committees, could limit ECHA's ability to adapt to operational realities, even though this regulation is not intended to be amended regularly.

Scientific Committee on Consumer Safety (SCCS)

The French authorities consider that maintaining the current operating rules of the SCCS is questionable in view of the objective of harmonising the practices of the various expert groups within ECHA. The cross-functional work that appears essential for the consistency of expertise within ECHA seems to be compromised by the operating rules of the SCCS, which are not aligned with those of the other committees[2].

Biocidal Products Committee (BPC)

The French authorities would like to thank the Commission for the clarifications provided on the implementation of the new provision allowing the BPC to use the Socio-economic analysis committee (SEAC) for the socio-economic analysis of criteria for derogations from exclusion. In terms of expertise, the French authorities consider that the experts of the SEAC should be competent to assess biocidal uses and take into account alternatives to the use of biocidal products. They ask the **Commission how it envisages improving the skills of the members of this committee in this area.**

[2] For example, CSAS experts are recruited via a call for expressions of interest, whereas RAC and SEAC experts are appointed by the member states. Members' terms of office are also different, 5 years for CSAS members versus 3 years for RAC and SEAC members.

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Memberstate: ITALY

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38	**CHAPTER I**	
39	**GENERAL PROVISIONS**	
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50	Article 4(5)(a)	
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52	Article 4(5)(c)	
53	Article 4(5)(d)	
54	Article 4(5)(e)	
55	Article 4(5)(f)	
56	Article 4(5)(g)	
57	Article 4(5)(h)	
58	Article 4(5)(i)	

59	Article 4(5)(j)	
60	Article 4(5)(k)	
61	Article 4(6)	
62	**CHAPTER II**	
63	**ORGANISATION OF THE AGENCY**	
64	Artice 5(1)	
65	Artice 5(1)(a)	
66	Artice 5(1)(b)	
67	Artice 5(1)(c)	
68	Artice 5(1)(d)	
69	Artice 5(1)(e)	
70	Artice 5(1)(f)	
71	Artice 5(1)(g)	Italy supports the Commission's intention to mantain the SCCS Committee as a stand alone Committee.Italy does not support the inclusion of the SCCS in the RAC.
72	Artice 5(1)(h)	
73	Artice 5(1)(i)	
74	Artice 5(1)(j)	
75	Artice 5(2)	
76	Article 6(1)	
77	Article 6(1)(a)	
78	Article 6(1)(b)	
79	Article 6(1)(c)	
80	Article 6(2)	
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82	Article 6(3)(a)	
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91	Article 7(1)	
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101	Artice 9(1)	
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109	Artice 9(1)(h)	
110	Artice 9(1)(i)	
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116	Artice 9(1)(o)	
117	Artice 9(1)(p)	
118	Artice 9(1)(q)	
119	Artice 9(1)(r)	
120	Artice 9(1)(s)	
121	Artice 9(1)(t)	

	Artice 9(1)(u)	Explore the possibility of extending payments to Member States not only for 'substance evaluation' activities under CoRAP, but also for other activities such as preparation of Annex XV for proposals on identification as SVHC and Restriction. Also, consider including payments for rapporteurship activities within RAC (e.g., CLH) and rapporteurship within MSC (e.g., recommendation Annex XIV, selection of candidate CoRAP substances, submission of CLH dossier as follow-up of SeV).
122	Artice 9(1)(v)	
123	Artice 9(1)(w)	
124	Artice 9(1)(x)	
125	Artice 9(1)(y)	
126	Artice 9(1)(z)	
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128	Artice 10(1)	
129	Artice 10(2)	
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131	Artice 11(1)	
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146	Article 12(5)(a)	
147	Article 12(5)(b)	
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149	Article 12(5)(d)	

150	Article 12(5)(e)	
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152	Article 12(5)(g)	
153	Article 12(5)(h)	
154	Article 12(5)(i)	
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179	Article 14(5)(a)(i)	
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181	Article 14(5)(a)(iii)	
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183	Article 14(5)(a)(v)	

184	Article 14(5)(a)(vi)	
185	Article 14(5)(b)	
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212	Article 18(1)	
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216	Article 19(3)	
217	Article 20(1)	

218	Article 20(2)	
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224	Article 21(1)	
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251	Article 27(5)	
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348	**TRANSITIONAL PROVISIONS**	

349	Article 52(1)	
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355	Article 53	
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367	Article 56(2)	
368	Article 56(3)	
369	Article 57(1)	
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371	Article 58	

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Memberstate: THE NETHERLANDS

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62	**CHAPTER II**	
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64	Artice 5(1)	
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67	Artice 5(1)(c)	
68	Artice 5(1)(d)	
69	Artice 5(1)(e)	
70	Artice 5(1)(f)	
71	Artice 5(1)(g)	The Netherlands welcomes the establishment of SCCS within ECHA pursuant to article 5 paragraph 1 point g. We believe this will contribute to harmonisation of risk assessments across legislative frameworks and valuable exchange of knowledge and expertise between the scientific committees and working groups eventually supporting objectives of One Substance, One Assessment (OSOA) at community level. We would like to suggest including a provision requiring the alignment of risk assessment methods applied by SCCS and RAC.
72	Artice 5(1)(h)	
73	Artice 5(1)(i)	
74	Artice 5(1)(j)	
75	Artice 5(2)	Article 5 paragraph 2 lays down the possibility for the committees and Forum to establish working groups. We wonder whether the Regulation allows for ECHA to establish horizontal working groups, similar to the PBT, ED, and nano expert groups that do not fall under any of the committees or Forum. Would it be necessary to include a provision on these horizontal working groups?
76	Article 6(1)	
77	Article 6(1)(a)	
78	Article 6(1)(b)	
79	Article 6(1)(c)	
80	Article 6(2)	
81	Article 6(3)	
82	Article 6(3)(a)	
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117	Artice 9(1)(p)	
118	Artice 9(1)(q)	
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120	Artice 9(1)(s)	
121	Artice 9(1)(t)	
	Artice 9(1)(u)	
122	Artice 9(1)(v)	
123	Artice 9(1)(w)	
124	Artice 9(1)(x)	
125	Artice 9(1)(y)	
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129	Artice 10(2)	
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140	Article 11(10)	
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168	Article 13(1)	
169	Article 13(2)	
170	Article 13(2)(a)	
171	Article 13(2)(b)	
172	Article 13(3)	
173	Article 14(1)	Article 14 (paragraphs 1 and 2) lays down the new requirement . The Netherlands supports the inclusion of article 14 paragraphs 1 and 2, which lays down the new requirement for Member States to nominate a minimum of two candidates for RAC and SEAC, with the possibility of extending this to four candidates. We believe that additional resources for the committees are necessary, especially considering the broadening scope of their work and additional tasks, and the already existing heavy workload. While we support increasing the capacity of RAC and SEAC, we recognise the challenges this presents, especially for smaller Member States. Therefore, we would like to raise the importance of capacity building. We find it important to discuss facilitating the participation of experts from Member States with limited experience as regards appointment of experts and the work in RAC and SEAC. By investing in training and development and improving skills and knowledge, contributions to the committees can be made more efficient and valuable. We believe capacity building and fostering a collaborative and more knowledgeable environment plays a significant role in reducing issues stemming from a heavy workload, especially when combined with the participation of more experts in the committees.
174	Article 14(2)	Please see our comment on article 14(1).
175	Article 14(3)	
176	Article 14(4)	
177	Article 14(5)	
178	Article 14(5)(a)	
179	Article 14(5)(a)(i)	
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181	Article 14(5)(a)(iii)	
182	Article 14(5)(a)(iv)	
183	Article 14(5)(a)(v)	

184	Article 14(5)(a)(vi)	
185	Article 14(5)(b)	
186	Article 14(6)	
187	Article 14(7)	
188	Article 14(8)	
189	Article 14(9)	
190	Article 14(10)	
191	Article 14(11)	Pursuant to article 14 paragraph 11, members of RAC, SEAC, MSC and BPC shall be appointed for a term of three years, and members of SCCS for a term of five years. These terms may be renewed. We support the possibility for the renewal of the terms. Regarding RAC, SEAC and SCCS, we would like to suggest amending the provision to state that renewal is permitted, provided that it is supported by appropriate justification.
192	Article 14(12)	Article 14 paragraph 12 states that members of the committees that are nominated or appointed by a Member State, shall ensure that there is appropriate coordination between the tasks of the Agency and the work of their Member State Competent Authorities. The tasks and mandate of RAC, SEAC and SCCS are clearly stated in legislation. We would like to understand the purpose of article 14 paragraph 12 in relation to RAC, SEAC and SCCS and would like to request for this to be clarified.
193	Article 14(13)	
194	Article 14(14)	
195	Article 14(15)	
196	Article 15(1)	
197	Article 15(2)	
198	Article 15(3)	
199	Article 15(4)	
200	Article 15(5)	
201	Article 15(6)	Article 15 paragraph 6 mandates that the Chairpersons of each committee shall be employees of the Agency. We support the appointment of members of ECHA as the chairpersons of the committees. We would like to suggest for members of the committees to have consent in the appointment of the chairpersons.
202	Article 16(1)	
203	Article 16(2)	
204	Article 16(3)	
205	Article 16(4)	
206	Article 16(5)	
207	Article 17(1)	
208	Article 17(2)	
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245	Article 27(1)(b)	
246	Article 27(1)(c)	
247	Article 27(1)(d)	
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276	Article 29(5)(c)	
277	Article 29(6)	
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326	Article 43	
327	Article 44	

328	Article 45(1)	We welcome article 45 on divergence of scientific opinions with other Union Bodies. We would like to suggest amending the provision to emphasise the principle of One Substance, One Assessment, and include that substances are assessed in the same way using validated methodologies. More importantly, deviations should be allowed solely on the basis of justifiable factors.
329	Article 45(2)	
330	Article 45(3)	
331	Article 45(4)	
332	**CHAPTER VII**	
333	**DELEGATED POWERS AND COMMITTEE PROCEDURE**	
334	Article 46(1)	
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338	Article 46(5)	
339	Article 47(1)	
340	Article 47(2)	
341	**CHAPTER VIII**	
342	**AMENDMENTS**	
343	Article 48	
344	Article 49	Article 49 amends the Biocidal Product Regulation. Article 49 paragraph 2 specifically amends the Biocidal Product Regulation to mandate SEAC to contribute to the work of the Biocidal Products Committee (BPC) by providing input on socio-economic analyses. By analogy, we would like to propose for SEAC to take on a similar role under the Cosmetics Regulation (Regulation No 1223/2009 on cosmetic products). The Cosmetics Regulation lays down rules on the safety of all cosmetic products. Substances that are carcinogenic, mutagenic, or toxic to reproduction (CMR) are, in principle, prohibited in cosmetics. Article 15(2)(b) of the Cosmetics Regulation provides the industry with the possibility to apply for an exemption. To date, this possibility has never been successfully used, partly due to uncertainty around the assessment criteria. One of the existing conditions is that no suitable alternatives are available. Efforts are currently being made to clarify this criterion in the Omnibus VI negotiations, but the open question remains: who should determine whether the conditions are met? At present, no authority has been designated to carry out this assessment. We see a potential role for SEAC in this regard. The criterion for authorising CMR substances in cosmetics closely mirrors the authorisation criteria under Annex XIV of REACH. Mandating SEAC would ensure an objective and independent assessment, rather than one influenced by experts representing either industry or individual Member States. No other body is currently in a position to take on this task: the SCCS can only assess the safety of a substance, not its socio-economic impact. For SEAC to take up this role, it would need to be explicitly mandated. This proposal has been put forward in the Cosmetics Group before, but the response was that SEAC does not currently have such a mandate. We therefore wish to raise it again here and ensure its inclusion in the ECHA Basic Regulation. The number of assessments concerned would most likely remain limited, so SEAC would not be overburdened with new requests. By analogy to article 49 paragraph 2, we would like to suggest adding a new article under Chapter VIII Amendments, that amends the Cosmetics Regulation: "Regulation EU No 1223/2009 is amended as follows: The Committee for Socio-economic Analysis shall, upon request from the Scientific Committee on Consumer Safety (SCCS), contribute to the work of the SCCS by providing input for tasks carried out under article 15".
345	Article 50	
346	Article 51	
347	**CHAPTER IX**	
348	**TRANSITIONAL PROVISIONS**	
349	Article 52(1)	
350	Article 52(2)	
351	Article 52(3)	
352	Article 52(4)	

353	Article 52(5)	
354	Article 52(6)	
355	Article 53	
356	**CHAPTER IX**	
357	**GENERAL AND FINAL PROVISIONS**	
358	Article 54(1)	
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368	Article 56(3)	
369	Article 57(1)	
370	Article 57(2)	
371	Article 58	

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the European Chemicals Agency and amending Regulations (EC) No 1907/2006, (EU) No 528/2012, (EU) No 649/2012 and (EU) 2019/1021

Member state: SLOVENIA

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14	Recital 14	
15	Recital 15	
16	Recital 16	
17	Recital 17	
18	Recital 18	
19	Recital 19	
20	Recital 20	Explanation is not sufficient - it is not explained well what will be the purpose of MSC
21	Recital 21	
22	Recital 22	
23	Recital 23	
24	Recital 24	
25	Recital 25	

26	Recital 26	
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38	**CHAPTER I**	
39	**GENERAL PROVISIONS**	
40	Article 1	
41	Article 2(1)	
42	Article 2(2)	
43	Article 2(3)	
44	Article 3	A new para: "**For the purpose of carrying out the Agency's tasks in an efficient and effective manner, the Agency can establish a local office in one or more Member states in accordance with Article 12(7).** " - It is note clear about the purpose and practical functioning of such a detached unit. More clarification would be appreciated.
45	Article 4(1)	
46	Article 4(2)	"as defined in the Commission recommendation of 6 May 2003 concerning the definition of micro, small and medium sized enterprises" - We are unable to support this recommendation, as we consider it fundamentally unfair."
47	Article 4(3)	
48	Article 4(4)	
49	Article 4(5)	
50	Article 4(5)(a)	
51	Article 4(5)(b)	
52	Article 4(5)(c)	

53	Article 4(5)(d)	
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55	Article 4(5)(f)	
56	Article 4(5)(g)	
57	Article 4(5)(h)	
58	Article 4(5)(i)	
59	Article 4(5)(j)	
60	Article 4(5)(k)	
61	Article 4(6)	
62	**CHAPTER II**	
63	**ORGANISATION OF THE AGENCY**	
64	Artice 5(1)	
65	Artice 5(1)(a)	
66	Artice 5(1)(b)	
67	Artice 5(1)(c)	The proposal does not specify the tasks of the MSC, which makes it difficult to understand its role as a non-scientific committee.
68	Artice 5(1)(d)	
69	Artice 5(1)(e)	
70	Artice 5(1)(f)	
71	Artice 5(1)(g)	
72	Artice 5(1)(h)	
73	Artice 5(1)(i)	
74	Artice 5(1)(j)	
75	Artice 5(2)	
76	Article 6(1)	
77	Article 6(1)(a)	
78	Article 6(1)(b)	SI can support the proposal of ES, one of the three persons representing interested parties should represent the industry .
79	Article 6(1)(c)	SI agrees with the Commission's proposal concerning the use of the term 'expert', clarifying that it refers to specialists from universities and related fields, rather than Members of the European Parliament.
80	Article 6(2)	
81	Article 6(3)	

82	Article 6(3)(a)	
83	Article 6(3)(b)	
84	Article 6(3)(c)	
85	Article 6(3)(d)	
86	Article 6(3)(e)	
87	Article 6(4)	We suggest replacing '**taking into account relevant**' with '**with due emphasis on their competences**', to more clearly underline the qualifications expected.
88	Article 6(5)	SI suggests a **5 year mandate**.
89	Article 6(6)	Members of the Management Board shall act exclusively in the interests of the **common EU chemical policy and its goals, while ensuring the integrity and effective functioning of the Agency.**
90	Article 6(7)	
91	Article 7(1)	
92	Article 7(2)	
93	Article 8(1)	
94	Article 8(2)	
95	Article 8(3)	SI suggests adding "**with voting rights**".
96	Article 8(4)	
97	Article 8(5)	The provision stating that members may 'be assisted at the meeting by advisers and experts' raises questions as to who will cover the related costs and whether this should be clarified in the Management Board's rules of procedure.
98	Article 8(6)	
99	Article 8(7)	SI notes that the procedure appears rather complex and would favour a simpler approach, whereby any conflict of interest could be declared directly to the Chair and the Secretariat.
100	Article 8(8)	
101	Artice 9(1)	
102	Artice 9(1)(a)	
103	Artice 9(1)(b)	
104	Artice 9(1)(c)	
105	Artice 9(1)(d)	
106	Artice 9(1)(e)	
107	Artice 9(1)(f)	
108	Artice 9(1)(g)	
109	Artice 9(1)(h)	

110	Artice 9(1)(i)	In SI opinion, this should not be intrinsic function of the MB; invitation could be made by the ED, MB should be informed, or approve such proposal by the ED.
111	Artice 9(1)(j)	Similarly, this should primarily be the task of the ED, MB should be informed
112	Artice 9(1)(k)	
113	Artice 9(1)(l)	
114	Artice 9(1)(m)	typo "to article 10"
115	Artice 9(1)(n)	
116	Artice 9(1)(o)	
117	Artice 9(1)(p)	
118	Artice 9(1)(q)	Is this role truly necessary, and what is its added value? Members are nominated by Member States on the basis of their expertise, then evaluated and accepted by the Agency according to their competences. It is not clear what additional role the Management Board would play beyond this.
119	Artice 9(1)(r)	
120	Artice 9(1)(s)	
121	Artice 9(1)(t)	
	Artice 9(1)(u)	
122	Artice 9(1)(v)	
123	Artice 9(1)(w)	
124	Artice 9(1)(x)	
125	Artice 9(1)(y)	
126	Artice 9(1)(z)	
127	Artice 9(2)	
128	Artice 10(1)	
129	Artice 10(2)	
130	Artice 10(3)	
131	Artice 11(1)	
132	Artice 11(2)	SI considers it important to maintain the reference to ‘relevant experience in the fields of chemical safety or regulation’, which currently appears to be missing. In addition, further clarification would be useful on what is meant by ‘an open and transparent selection procedure’, in particular whether this excludes the use of secret ballots as applied so far.
133	Artice 11(3)	
134	Artice 11(4)	
135	Artice 11(5)	

136	Artice 11(6)	
137	Article 11(7)	
138	Article 11(8)	
139	Article 11(9)	
140	Article 11(10)	
141	Article 12(1)	
142	Article 12(2)	
143	Article 12(3)	
144	Article 12(4)	
145	Article 12(5)	Incorporate 12(5)(c) The Executive Director shall be responsible **for managing all the Agency's resources as necessary** to implement the following tasks assigned to the Agency:
146	Article 12(5)(a)	
147	Article 12(5)(b)	SI suggest the deletion of the following text "for endorsement to the Management Board", as it is already specified in the MB tasks, art 9(1)(z)).
148	Article 12(5)(c)	Similarly, SI suggest deletion.
149	Article 12(5)(d)	
150	Article 12(5)(e)	
151	Article 12(5)(f)	
152	Article 12(5)(g)	SI suggests deletion, as it is already stated in Article 8(8).
153	Article 12(5)(h)	SI suggests deletion, as it is already stated in Article 9(s).
154	Article 12(5)(i)	
155	Article 12(5)(j)	
156	Article 12(5)(k)	SI would welcome clarification of what is meant by 'determine the terms and conditions for use of software packages', in order to better understand the scope of this provision.
157	Article 12(5)(l)	
158	Article 12(5)(m)	
159	Article 12(5)(n)	
160	Article 12(5)(o)	
161	Article 12(5)(p)	
162	Article 12(5)(q)	
163	Article 12(5)(r)	
164	Article 12(5)(s)	
165	Article 12(6)	
166	Article 12(7)	

167	Article 12(8)	
168	Article 13(1)	
169	Article 13(2)	
170	Article 13(2)(a)	
171	Article 13(2)(b)	
172	Article 13(3)	
173	Article 14(1)	SI cannot support the formulation 'shall nominate'; we would prefer a less prescriptive wording that does not create a mandatory obligation.
174	Article 14(2)	
175	Article 14(3)	SI notes that the provision 'one member to MSC' appears very open. It should be clarified, especially as MSC is clearly not a scientific committee.
176	Article 14(4)	
177	Article 14(5)	
178	Article 14(5)(a)	
179	Article 14(5)(a)(i)	
180	Article 14(5)(a)(ii)	
181	Article 14(5)(a)(iii)	
182	Article 14(5)(a)(iv)	
183	Article 14(5)(a)(v)	
184	Article 14(5)(a)(vi)	
185	Article 14(5)(b)	SI notes the reference to 'independence and absence of conflicts of interest' and suggests considering whether this requirement should also be explicitly extended to members of the other committees.
186	Article 14(6)	
187	Article 14(7)	
188	Article 14(8)	SI finds the formulation 'rapporteurs and co-rapporteurs shall act in the interest of the Union' somewhat unclear and overly broad. As their task is to provide scientific opinions, further clarification would be helpful.
189	Article 14(9)	
190	Article 14(10)	
191	Article 14(11)	
192	Article 14(12)	
193	Article 14(13)	

194	Article 14(14)	SI finds this paragraph insufficiently clear. Does it mean that a committee member employed at a public university could have a direct contract with the Agency?
195	Article 14(15)	SI notes that the reference to 'paragraph 13' appears to be an error; the correct reference should be to paragraph 14, as paragraph 13 contains no mention of the employer.
196	Article 15(1)	
197	Article 15(2)	
198	Article 15(3)	
199	Article 15(4)	
200	Article 15(5)	SI notes that the expression 'management of conflicts of interest' may not be the most appropriate. We would suggest using 'dealing with conflicts of interest' instead.
201	Article 15(6)	
202	Article 16(1)	
203	Article 16(2)	
204	Article 16(3)	
205	Article 16(4)	
206	Article 16(5)	
207	Article 17(1)	
208	Article 17(2)	
209	Article 17(3)	
210	Article 17(4)	
211	Article 17(5)	SI cannot support the current formulation on 'replacing members', as Forum members are nominated by Member States. We would prefer a softer approach: Member States should be informed if a member is underperforming, so they may decide not to renew the membership. Replacement should be limited to situations such as resignation or when a Member State chooses to nominate another representative. Legislation should help Member States ensure that committees function effectively, while ECHA should aim to be a good employer, supporting even weaker links in the chain. This dimension appears to be missing in the proposal.
212	Article 18(1)	
213	Article 18(2)	
214	Article 19(1)	
215	Article 19(2)	
216	Article 19(3)	
217	Article 20(1)	
218	Article 20(2)	

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SLOVAKIA

Comment on document WK 10939/2025: ECHA Basic Regulation: Follow-up to AHWP ECHA meeting on 1 September 2025

As a follow-up to the 1 September 2025 meeting of the Ad hoc Working Party on the ECHA Basic Regulation we submit the following comment:

In general, we welcome and support the introduction of a more flexible ECHA financing model compared to the current one, which could better reflect new ECHA tasks stemming from actions of the Chemical Strategy for Sustainability (CSS).

General remark on financial and administrative burden:

Since ECHA's activities assume the involvement and cooperation with Member States, capacities and resources of individual Member States should be considered as well. For SK as small Member State it is crucially that member states are not exposed to additional financial burdens. We would like to mention that in the current situation we cannot expect an increase in resources and capacities in connection with the new tasks stemming from strategy actions.

Article 14 Membership of the committees:

We consider the mandatory nomination of two candidates for membership of RAC and SEAC by each Member State to be disproportionate compared to the current provision, i.e. where nomination is voluntary for Member States. We find the mandatory nominations problematic particularly for small Member States, given the lack of expert and professional capacities. Furthermore, committee members are expected to dedicate at least 50% of their time to committee work and Member State Competent Authorities are obliged to provide support to committee members.

We are of the opinion that the regulation should also address the issue of equal remuneration for the work of committee members, regardless of which Member State the expert is nominated from.

FINLAND

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the European Chemicals Agency and amending Regulations (EC) No 1907/2006, (EU) No 528/2012, (EU) No 649/2012 and (EU) 2019/1021

Memberstate: FINLAND

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8	Recital 8	
9	Recital 9	
10	Recital 10	
11	Recital 11	
12	Recital 12	

13	Recital 13	
14	Recital 14	
15	Recital 15	
16	Recital 16	
17	Recital 17	FI: This recital falsely claims that the SCCS carries out assessment of substances **and mixtures** used in cosmetic products. SCCS only assesses substances, therefore **the words "and mixtures" should be deleted**.
18	Recital 18	FI: In this recital it could be added that despite keeping an independent status as a Committee in ECHA the SCCS should follow the procedures of the existing Committees in ECHA regarding administration and transparency. Regarding the SCCS website currently under the Commission where the Commission mandates and SCCS opinions and meeting minutes are published, will it be transferred to ECHA website?
19	Recital 19	
20	Recital 20	
21	Recital 21	
22	Recital 22	
23	Recital 23	
24	Recital 24	
25	Recital 25	
26	Recital 26	

27	Recital 27	
28	Recital 28	
29	Recital 29	
30	Recital 30	
31	Recital 31	
32	Recital 32	
33	Recital 33	
34	Recital 34	
35	Recital 35	
36	Recital 36	
37	Recital 37	
38	**CHAPTER I**	
39	**GENERAL PROVISIONS**	
40	Article 1	
41	Article 2(1)	
42	Article 2(2)	
43	Article 2(3)	
44	Article 3	

45	Article 4(1)	
46	Article 4(2)	
47	Article 4(3)	
48	Article 4(4)	
49	Article 4(5)	
50	Article 4(5)(a)	
51	Article 4(5)(b)	
52	Article 4(5)©	
53	Article 4(5)(d)	
54	Article 4(5)©	
55	Article 4(5)(f)	
56	Article 4(5)(g)	
57	Article 4(5)(h)	
58	Article 4(5)(i)	

59	Article 4(5)(j)	
60	Article 4(5)(k)	
61	Article 4(6)	
62	**CHAPTER II**	

63	**ORGANISATION OF THE AGENCY**	
64	Artice 5(1)	
65	Artice 5(1)(a)	
66	Artice 5(1)(b)	
67	Artice 5(1)©	
68	Artice 5(1)(d)	
69	Artice 5(1)©	
70	Artice 5(1)(f)	
71	Artice 5(1)(g)	
72	Artice 5(1)(h)	
73	Artice 5(1)(i)	
74	Artice 5(1)(j)	
75	Artice 5(2)	
76	Article 6(1)	
77	Article 6(1)(a)	
78	Article 6(1)(b)	
79	Article 6(1)©	
80	Article 6(2)	

81	Article 6(3)	
82	Article 6(3)(a)	
83	Article 6(3)(b)	
84	Article 6(3)©	
85	Article 6(3)(d)	
86	Article 6(3)©	
87	Article 6(4)	
88	Article 6(5)	
89	Article 6(6)	
90	Article 6(7)	
91	Article 7(1)	

92	Article 7(2)	
93	Article 8(1)	
94	Article 8(2)	
95	Article 8(3)	
96	Article 8(4)	
97	Article 8(5)	
98	Article 8(6)	

99	Article 8(7)	
100	Article 8(8)	
101	Artice 9(1)	
102	Artice 9(1)(a)	
103	Artice 9(1)(b)	
104	Artice 9(1)©	
105	Artice 9(1)(d)	
106	Artice 9(1)©	
107	Artice 9(1)(f)	
108	Artice 9(1)(g)	
109	Artice 9(1)(h)	
110	Artice 9(1)(i)	
111	Artice 9(1)(j)	
112	Artice 9(1)(k)	
113	Artice 9(1)(l)	
114	Artice 9(1)(m)	
115	Artice 9(1)(n)	
116	Artice 9(1)(o)	

117	Artice 9(1)(p)	
118	Artice 9(1)(q)	
119	Artice 9(1)©	
120	Artice 9(1)(s)	
121	Artice 9(1)(t)	
	Artice 9(1)(u)	
122	Artice 9(1)(v)	
123	Artice 9(1)(w)	
124	Artice 9(1)(x)	

125	Artice 9(1)(y)	
126	Artice 9(1)(z)	
127	Artice 9(2)	
128	Artice 10(1)	
129	Artice 10(2)	
130	Artice 10(3)	
131	Artice 11(1)	
132	Artice 11(2)	
133	Artice 11(3)	

134	Artice 11(4)	
135	Artice 11(5)	
136	Artice 11(6)	
137	Article 11(7)	
138	Article 11(8)	
139	Article 11(9)	
140	Article 11(10)	
141	Article 12(1)	
142	Article 12(2)	
143	Article 12(3)	
144	Article 12(4)	
145	Article 12(5)	
146	Article 12(5)(a)	
147	Article 12(5)(b)	
148	Article 12(5)©	
149	Article 12(5)(d)	
150	Article 12(5)©	
151	Article 12(5)(f)	

152	Article 12(5)(g)	
153	Article 12(5)(h)	
154	Article 12(5)(i)	
155	Article 12(5)(j)	
156	Article 12(5)(k)	
157	Article 12(5)(l)	
158	Article 12(5)(m)	

159	Article 12(5)(n)	
160	Article 12(5)(o)	
161	Article 12(5)(p)	
162	Article 12(5)(q)	
163	Article 12(5)©	
164	Article 12(5)(s)	
165	Article 12(6)	
166	Article 12(7)	
167	Article 12(8)	
168	Article 13(1)	
169	Article 13(2)	

170	Article 13(2)(a)	
171	Article 13(2)(b)	
172	Article 13(3)	
173	Article 14(1)	FI: The proposal to strengthen the capacity of the RAC committee is welcome. The requirement for Member States to appoint two members is appropriate and necessary in light of the increasing workload. However, it must be taken into account that Member States have very different resources – both financial and human – to participate in the work, and those not able to fill two positions should not be punished. Furthermore, the possibility to nominate two additional members is a positive and forward-looking measure, as the expanding scope of tasks demands a broad expertise that cannot reasonably be expected from a single individual. This flexibility will contribute to more effective and well-informed decision-making within the committee.
174	Article 14(2)	
175	Article 14(3)	
176	Article 14(4)	
177	Article 14(5)	
178	Article 14(5)(a)	
179	Article 14(5)(a)(i)	
180	Article 14(5)(a)(ii)	
181	Article 14(5)(a)(iii)	
182	Article 14(5)(a)(iv)	
183	Article 14(5)(a)(v)	

184	Article 14(5)(a)(vi)	
185	Article 14(5)(b)	
186	Article 14(6)	
187	Article 14(7)	
188	Article 14(8)	
189	Article 14(9)	
190	Article 14(10)	
191	Article 14(11)	FI: In the explanatory memorandum p. 22 under the title 5. Composition and functioning of SCCS it says that the 5-year term of the SCCS member **can be renewed once**, however in this article there is no mention of this rule. It should therefore be made clear in this article what the rule is for renewing of the SCCS membership.
192	Article 14(12)	

193	Article 14(13)	
194	Article 14(14)	
195	Article 14(15)	
196	Article 15(1)	
197	Article 15(2)	FI: Currently SCCS has its own website under the Commission where it publishes its opinions. Will this procedure continue after SCCS tasks are reattributed to ECHA or will the SCCS opinions and mandates be published on ECHA website?
198	Article 15(3)	

199	Article 15(4)	
200	Article 15(5)	FI: It could be added that despite keeping an independent status as a Committee in ECHA the SCCS should follow the procedures of the existing Committees in ECHA regarding administration and transparency
201	Article 15(6)	
202	Article 16(1)	
203	Article 16(2)	
204	Article 16(3)	
205	Article 16(4)	
206	Article 16(5)	
207	Article 17(1)	
208	Article 17(2)	
209	Article 17(3)	
210	Article 17(4)	
211	Article 17(5)	
212	Article 18(1)	
213	Article 18(2)	
214	Article 19(1)	
215	Article 19(2)	

216	Article 19(3)	
217	Article 20(1)	
218	Article 20(2)	
219	Article 20(3)	
220	Article 20(4)	
221	Article 20(5)	
222	Article 20(6)	
223	Article 20(7)	
224	Article 21(1)	
225	Article 21(2)	
226	Article 21(3)	

227	Article 21(4)	
228	Article 22(1)	
229	Article 22(2)	
230	Article 22(3)	
231	Article 23	
232	Article 24(1)	
233	Article 24(2)	

234	Article 24(3)	
235	Article 25(1)	
236	Article 25(2)	
237	Article 25(3)	
238	Article 25(4)	
239	Article 26(1)	
240	Article 26(2)	
241	**CHAPTER III**	
242	**FINANCIAL PROVISIONS**	
243	Article 27(1)	
244	Article 27(1)(a)	
245	Article 27(1)(b)	
246	Article 27(1)©	
247	Article 27(1)(d)	
248	Article 27(2)	
249	Article 27(3)	
250	Article 27(4)	
251	Article 27(5)	

252	Article 27(6)	
253	Article 27(7)	
254	Article 27(8)	
255	Article 28(1)	
256	Article 28(2)	
257	Article 28(3)	
258	Article 28(4)	
259	Article 28(5)	

260	Article 28(6)	
261	Article 28(7)	
262	Article 29(1)	
263	Article 29(2)	
264	Article 29(3)	
265	Article 29(3)(a)	
266	Article 29(3)(b)	
267	Article 29(3)©	
268	Article 29(3)(d)	
269	Article 29(3)©	

270	Article 29(3)(f)	
271	Article 29(3)(g)	
272	Article 29(4)	
273	Article 29(5)	
274	Article 29(5)(a)	
275	Article 29(5)(b)	
276	Article 29(5)©	
277	Article 29(6)	
278	Article 30(1)	
279	Article 30(2)	
280	Article 31(1)	
281	Article 31(2)	
282	Article 31(3)	
283	Article 31(4)	
284	Article 31(5)	
285	Article 31(6)	
286	Article 31(7)	
287	Article 31(8)	

288	Article 31(9)	
289	Article 31(10)	
290	Article 32	
291	Article 33(1)	
292	Article 33(2)	
293	Article 33(3)	

294	Article 33(4)	
295	Article 33(5)	
296	Article 33(6)	
297	**CHAPTER IV**	
298	**STRAFF**	
299	Article 34	
300	Article 35(1)	
301	Article 35(2)	
302	Article 36	
303	**CHAPTER V**	
304	**INFORMATION AND COMMUNICATION**	

305	Article 37(1)	FI: Currently SCCS has its own website under the Commission where it publishes its opinions. Will this procedure continue after SCCS tasks are reattributed to ECHA or will the SCCS opinions and mandates be published on ECHA website?
306	Article 37(2)	
307	Article 37(3)	
308	Article 37(4)	
309	Article 37(5)	
310	Article 38(1)	
311	Article 38(2)	
312	Article 38(3)	
313	Article 38(4)	
314	Article 39(1)	
315	Article 39(2)	
316	**CHAPTER VI**	
317	**COOPERATION**	
318	Article 40	
319	Article 41	
320	Article 42(1)	
321	Article 42(2)	

322	Article 42(3)	
323	Article 42(4)	
324	Article 42(5)	
325	Article 42(6)	
326	Article 43	

327	Article 44	
328	Article 45(1)	
329	Article 45(2)	
330	Article 45(3)	
331	Article 45(4)	
332	**CHAPTER VII**	
333	**DELEGATED POWERS AND COMMITTEE PROCEDURE**	
334	Article 46(1)	
335	Article 46(2)	
336	Article 46(3)	
337	Article 46(4)	
338	Article 46(5)	

339	Article 47(1)	
340	Article 47(2)	
341	**CHAPTER VIII**	
342	**AMENDMENTS**	
343	Article 48	
344	Article 49	FI: We consider this amendment appropriate in light of the implementation of the Biocidal Products Regulation. However, we also note that it's important to ensure that it does not result in an excessive workload for the SEAC.
345	Article 50	
346	Article 51	
347	**CHAPTER IX**	
348	**TRANSITIONAL PROVISIONS**	
349	Article 52(1)	
350	Article 52(2)	
351	Article 52(3)	
352	Article 52(4)	
353	Article 52(5)	
354	Article 52(6)	
355	Article 53	

356	**CHAPTER IX**	

357	**GENERAL AND FINAL PROVISIONS**	
358	Article 54(1)	
359	Article 54(2)	
360	Article 54(3)	
361	Article 55(1)	
362	Article 55(2)	
363	Article 55(3)	
364	Article 55(4)	
365	Article 55(5)	
366	Article 56(1)	
367	Article 56(2)	
368	Article 56(3)	
369	Article 57(1)	
370	Article 57(2)	
371	Article 58	