

Re-attribution of scientific and technical tasks to the European Chemicals Agency

2023/0454(COD) - 25/02/2025 - Committee report tabled for plenary, 1st reading/single reading

The Committee on the Environment, Climate and Food Safety adopted the report by Dimitris TSIODRAS (EPP, EL) on the proposal for a directive of the European Parliament and of the Council amending Directive 2011/65/EU of the European Parliament and of the Council as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency.

The committee responsible recommended that the European Parliament's position adopted at first reading under the ordinary legislative procedure should amend the proposal as follows:

Application for the granting, renewal, or revocation of an exemption

Such an application must be submitted to the European Chemicals Agency established by Regulation (EC) No 1907/2006, in accordance with Annex V. Members specify that if the applicant fails to complete the application with the missing elements indicated by the Agency in accordance with Annex V within the specified time limit, the Agency will reject the application.

An application for the renewal of an exemption will be submitted no later than 18 months before the exemption expires. The Commission will adopt the decision on the application within six months of receiving the Agency's opinions.

Review

The list of restricted substances referred to in Directive 2011/65/EU will be reviewed periodically to ensure a high level of protection of human health, the environment, and consumer safety. Members proposes setting a review period of **at least 36 months**.

Proposals for the review and amendment of the list of restricted substances, or a group of similar substances, in Annex II will include information such as:

- the identity of the substance;
- a precise and clear wording for the entry of the proposed restriction in Annex II;
- references and scientific evidence for the restriction;
- information on possible alternatives, their availability and suitability;
- justification for considering a Union-wide restriction as the most appropriate measure.
- a socio-economic assessment.

Agency's resources

The Commission will monitor the situation regarding the resources of the European Chemicals Agency and the tasks, workload and remit of the scientific committees of the European Chemicals Agency and present, where necessary, a **legislative proposal** to reflect any needs of the European Chemicals Agency

stemming from tasks introduced by this Regulation and to improve the governance of its scientific committees.

Transitional Period

To amend the procedural provisions of Directive 2011/65/EU, Members propose a transitional period of **18 months** (rather than 12 months) to ensure that the European Chemicals Agency benefits from an appropriate allocation of resources and tasks.