



Ministry of Infrastructure and the Environment



# Impact of Court and Board of Appeal decisions on REACH and ECHA's processes

Jan Wijmenga

*Directorate for Environmental Safety and Risks*

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## Impact?

- 'Carbon tetrachloride' -> combination of different evaluations?
- 'Solutia' -> an endless loop of decisions?
- 'Zinkhütte' -> how to address intermediates?
- 'Nanomaterials 1/2' -> are their properties addressed?
- 'Nanomaterials 3' -> ?
  
- C-106/14 -> information obligation for components of an article
- T-268/10 -> 7 years, is the end near?
- C-689/13 -> what went wrong...?

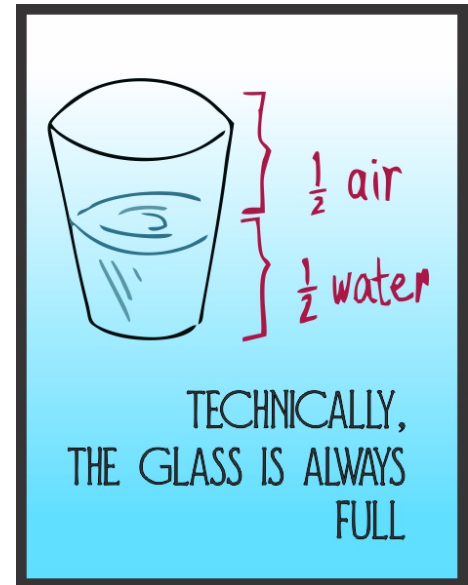


# Impact!

*The glass is not half empty!*

'Carbon tetrachloride' and  
'Hexyl salicylate'

-> when to request  
data



C-323-4/14 (Polynt ao v ECHA) -> scope of Article 57f

T-115/15 (DEZA v ECHA) -> Identification of new SVHC ground

T-521/14 (Sweden ao v COM) -> criteria for EDC should be proposed



## What if...

...submitted data have deficiencies?

...it takes years to request information?

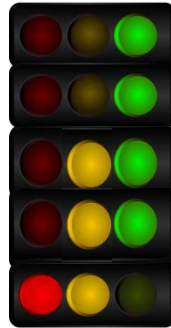
...certain information cannot be requested?





# 10 years REACH

- Information
- Decision making
- Board of Appeal
- Courts
- Legislation





## (Best) wishes

- Focus on what REACH is intended to deliver
- Try and fail is much better than not trying at all
- Adapt legislation to cover new challenges
- Faster results from legal processes  
BoA as referee?

