

Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (Text with EEA relevance)

[^{X1} TITLE VI

EVALUATION

CHAPTER 1

Dossier evaluation

[^{X1} Article 41

Compliance check of registrations

- 1 The Agency may examine any registration in order to verify any of the following:
 - a that the information in the technical dossier(s) submitted pursuant to Article 10 complies with the requirements of Articles 10, 12 and 13 and with Annexes III and VI to X;
 - b that the adaptations of the standard information requirements and the related justifications submitted in the technical dossier(s) comply with the rules governing such adaptations set out in Annexes VII to X and with the general rules set out in Annex XI;
 - c that any required chemical safety assessment and chemical safety report comply with the requirements of Annex I and that the proposed risk management measures are adequate;
 - d that any explanation(s) submitted in accordance with Article 11(3) or Article 19(2) have an objective basis.
- 2 The list of dossiers being checked for compliance by the Agency shall be made available to [^{F1}the appropriate authorities that request it].
- 3 On the basis of an examination made pursuant to paragraph 1, the Agency may, within 12 months of the start of the compliance check, prepare a draft decision requiring the registrant(s) to submit any information needed to bring the registration(s) into compliance with the relevant information requirements and specifying adequate time limits for the submission of further information. Such a decision shall be taken in accordance with the procedure laid down in Articles 50 and 51.
- 4 The registrant shall submit the information required to the Agency by the deadline set.
- 5 [^{F2}The registration dossiers selected by the Agency for compliance checking must include—
 - a until 27 October 2027, not less than 20% of the registration dossiers received by the Agency for substances referred to in Article 127P(4B)(a);

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 1907/2006 of the European Parliament and of the Council, Article 41 . (See end of Document for details)

- b until 27 October 2030, not less than 20% of the registration dossiers received by the Agency for substances referred to in Article 127P(4B)(b);
- c until 27 October 2035, not less than 20% of the registration dossiers received by the Agency for substances referred to in Article 127P(4B)(c).]

[^{F3}In this paragraph, references to registration dossiers do not include the dossiers referred to in Article 127B(9).]

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[^{F5}7 The Secretary of State may, by regulations, make provision to modify the effect of paragraph 5 by—

- a modifying the percentage of dossiers to be selected;
- b modifying the criteria which determine the dossiers to which priority is to be given.

Regulations under this paragraph may amend paragraph 5.

The Secretary of State must consult the Agency before making regulations under this paragraph.

Regulations under this paragraph are to be made by statutory instrument; and a statutory instrument containing regulations under this paragraph is subject to annulment in pursuance of a resolution of either House of Parliament.

The function of making regulations under this paragraph is subject to the consent requirement in Article 4A.]]

Editorial Information

- X1** Substituted by Corrigendum to Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (Official Journal of the European Union L 396 of 30 December 2006).

Textual Amendments

- F1** Words in Art. 41(2) substituted (31.12.2020) by The REACH etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/758), reg. 1(1), **Sch. 1 para. 31(2)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in Art. 41(5) substituted (19.7.2023) by The REACH (Amendment) Regulations 2023 (S.I. 2023/722), regs. 1(2), **3(2)(a)**
- F3** Words in Art. 41(5) inserted (19.7.2023) by The REACH (Amendment) Regulations 2023 (S.I. 2023/722), regs. 1(2), **3(2)(b)**
- F4** Art. 41(6) omitted (31.12.2020) by virtue of The REACH etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/758), reg. 1(1), **Sch. 1 para. 31(4)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Art. 41(7) substituted (31.12.2020) by The REACH etc. (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/758), reg. 1(1), **Sch. 1 para. 31(5)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 1907/2006 of the European Parliament and of the Council, Article 41 .