



Brussels, 12.1.2024
C(2024) 57 final

COMMISSION IMPLEMENTING DECISION

of 12.1.2024

**correcting Implementing Decision C(2023) 5 granting an authorisation under
Regulation (EC) No 1907/2006 of the European Parliament and of the Council to PPG
Europe B.V. and others for certain uses of 4-(1,1,3,3-tetramethylbutyl)phenol,
ethoxylated (4-tert-OPnEO)**

(Only the English text is authentic)

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(Only the English text is authentic)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard 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/EC¹, and in particular Article 64(8) thereof,

Whereas:

- (1) On 5 January 2023, by Commission Implementing Decision C(2023) 5², the Commission granted an authorisation to PPG Europe B.V., in its legal capacity as Only Representative of PRC DeSoto International Inc. (OR5), PPG Industries (UK) Ltd. (OR23), Sealants Europe SAS, Boeing Distribution Inc. and Haas Group International SP. Z.O.O., for certain uses of 4-tert-OPnEO. The authorised uses are the formulation of a hardener component containing 4-(1,1,3,3-tetramethylbutyl)phenol, ethoxylated (4-tert-OPnEO) in aerospace and defence two-part polysulphide sealants, with the authorisation bearing numbers REACH/22/40/0 to REACH/22/40/4, and the mixing of base polysulfide sealant components with 4-tert-OPnEO-containing hardener, resulting in mixtures containing less than 0,1 % w/w of 4-tert-OPnEO for aerospace and defence uses that are exempt from authorisation under Article 56(6), point (a), of Regulation (EC) No 1907/2006, in the aerospace and defence sector and associated supply chains, with the authorisation bearing numbers REACH/22/40/5 to REACH/22/40/9.
- (2) Wesco Aircraft EMEA Ltd was one of the legal entities that submitted the application for authorisation assessed by the Commission in Implementing Decision C(2023) 5. All information provided by and related to that applicant had undergone the assessment by the Commission. Commission conclusions as regards granting the authorisation for the uses of 4-tert-OPnEO present in Implementing Decision C(2023)

¹ OJ L 396, 30.12.2006, p. 1.

² Commission Implementing Decision of 5 January 2023 granting an authorisation under Regulation (EC) No 1907/2006 of the European Parliament and of the Council to PPG Europe B.V. and others for certain uses of 4-(1,1,3,3-tetramethylbutyl)phenol, ethoxylated (4-tert-OPnEO).

5 apply to Wesco Aircraft EMEA Ltd. However, Wesco Aircraft EMEA Ltd was erroneously omitted from the list of authorisation holders in Article 1, first subparagraph, and from the list of addressees in Article 4 of Implementing Decision C(2023) 5.

- (3) It is therefore appropriate to correct Implementing Decision C(2023) 5 to include Wesco Aircraft EMEA Ltd among the holders of the authorisation granted by that Decision and among the addressees of that Decision.
- (4) The measures provided for in this Decision are in accordance with the opinion of the Committee established by Article 133 of Regulation (EC) No 1907/2006,

HAS ADOPTED THIS DECISION:

Article 1

Implementing Decision C(2023) 5 is corrected as follows:

- 1. in Article 1, first subparagraph, the table is replaced by the following:

‘Authorisation number	Authorisation holder	Authorised use
REACH/22/40/0	PPG Europe B.V. in its legal capacity as Only Representative of PRC DeSoto International Inc. - OR5	Formulation of a hardener component containing 4-tert-OPnEO in aerospace and defence two-part polysulphide sealants
REACH/22/40/1	Sealants Europe SAS	
REACH/22/40/2	PPG Europe B.V. in its legal capacity as Only Representative of PPG Industries (UK) Ltd. - OR23	
REACH/22/40/3	Boeing Distribution, Inc.	
REACH/22/40/4	Haas Group International SP. Z.O.O.	
REACH/22/40/5	PPG Europe B.V. in its legal capacity as Only Representative of PRC DeSoto	Mixing of base polysulfide sealant components with 4-tert-OPnEO-containing hardener, resulting in mixtures containing less than 0,1 %

	International Inc. - OR5	w/w of 4-tert-OPnEO for aerospace and defence uses that are exempt from authorisation under REACH Article 56(6), point (a), in the aerospace and defence sector and associated supply chains
REACH/22/40/6	Sealants Europe SAS	
REACH/22/40/7	PPG Europe B.V. in its legal capacity as Only Representative of PPG Industries (UK) Ltd. - OR23	
REACH/22/40/8	Boeing Distribution, Inc.	
REACH/22/40/9	Haas Group International SP. Z.O.O.	
REACH/22/40/10	Wesco Aircraft EMEA Ltd	Formulation of a hardener component containing 4-tert-OPnEO in aerospace and defence two-part polysulphide sealants
REACH/22/40/11	Wesco Aircraft EMEA Ltd	Mixing of base polysulfide sealant components with 4-tert-OPnEO-containing hardener, resulting in mixtures containing less than 0,1 % w/w of 4-tert-OPnEO for aerospace and defence uses that are exempt from authorisation under REACH Article 56(6), point (a), in the aerospace and defence sector and associated supply chains'

2. Article 4 is replaced by the following:

'Article 4

This Decision is addressed to:

- (1) PPG Europe B.V. in its legal capacity as Only Representative of PRC DeSoto International Inc. (OR5) and of PPG Industries (UK) Ltd. (OR23), Amsterdamseweg 14, 1422 AD Uithoorn, The Netherlands;
- (2) Sealants Europe SAS, 84-116 rue Salvador Allende 95870 Bezons, France;

- (3) Boeing Distribution, Inc., Schillingweg 40 2153PL Nieuw-Vennep Noord-Holland, The Netherlands;
- (4) Haas Group International SP. Z.O.O., ul Ryszarda Chomicza, Nowa Wieś Wrocławska, 13 - E, 55 – 080 Wrocławska, Wrocław, Poland.
- (5) Wesco Aircraft EMEA Ltd, Prologis Park Wrocław V DC8B 55-080 Nowa Wieś Wrocławska Wrocław, Poland.’

Article 2

This Decision is addressed to:

1. PPG Europe B.V. in its legal capacity as Only Representative of PRC DeSoto International Inc. (OR5) and of PPG Industries (UK) Ltd. (OR23), Amsterdamseweg 14, 1422 AD Uithoorn, The Netherlands;
2. Sealants Europe SAS, 84-116 rue Salvador Allende 95870 Bezons, France;
3. Boeing Distribution, Inc., Schillingweg 40 2153PL Nieuw-Vennep Noord-Holland, The Netherlands;
4. Haas Group International SP. Z.O.O., ul Ryszarda Chomicza, Nowa Wieś Wrocławska, 13 - E, 55 – 080 Wrocławska, Wrocław, Poland.
5. Wesco Aircraft EMEA Ltd, Prologis Park Wrocław V DC8B 55-080 Nowa Wieś Wrocławska Wrocław, Poland.

Done at Brussels, 12.1.2024

For the Commission
Thierry BRETON
Member of the Commission

