



Brussels, 20.1.2025
C(2025) 95 final

COMMISSION IMPLEMENTING DECISION

of 20.1.2025

granting an authorisation under Regulation (EC) No 1907/2006 of the European Parliament and of the Council to Haas Group International sp. z.o.o. and others for a use of chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate

(Only the English text is authentic)

COMMISSION IMPLEMENTING DECISION

of 20.1.2025

granting an authorisation under Regulation (EC) No 1907/2006 of the European Parliament and of the Council to Haas Group International sp. z.o.o. and others for a use of chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate

(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) Chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate are listed in Annex XIV to Regulation (EC) No 1907/2006, and uses of those substances are subject to the authorisation requirement in Article 56(1), point (a), of that Regulation.
- (2) On 22 October 2019, by Commission Implementing Decision C(2019) 7447², an authorisation was granted to Aviall Services Inc and Wesco Aircraft EMEA Limited for certain uses of sodium chromate, including in sealing after anodising, chemical conversion coating, pickling and etching applications by the aerospace sector, where any of the following key functionalities or properties is necessary for the intended use: for the pickling/etching process — etch rate, intergranular attack/end grain pitting, surface contamination, fatigue testing, tensile testing, surface roughness, impact to shot peen compressive layer; and for the chemical conversion coating and sealing after anodising process — corrosion resistance, active corrosion inhibition, adhesion promotion, chemical resistance, layer thickness, electrical properties. Aviall Services and Wesco Aircraft EMEA Limited were assigned, for this use, authorisation numbers REACH/19/32/2 and REACH/19/32/3 respectively. The expiry of the review period referred to in Article 60(9), point (e) of Regulation (EC) No 1907/2006 for that authorised use of sodium chromate was set at 21 September 2024.

¹ OJ L 396, 30.12.2006, p. 1, ELI: <http://data.europa.eu/eli/reg/2006/1907/oj>.

² Commission Implementing Decision of 22 October 2019 partially granting an authorisation for certain uses of sodium chromate under Regulation (EC) No 1907/2006 of the European Parliament and of the Council (Aviall Services Inc. and Wesco Aircraft EMEA Limited)

- (3) On 29 October 2019, by Commission Implementing Decision C(2019) 7683³, an authorisation was granted to Wesco Aircraft EMEA Limited for the use of potassium dichromate in sealing after anodizing applications by the aerospace sector where the key functionalities of corrosion resistance or corrosion inhibition are necessary for the intended use. Wesco Aircraft EMEA Limited was assigned, for this use, authorisation number REACH/19/31/0. The expiry of the review period referred to in Article 60(9), point (e) of Regulation (EC) No 1907/2006 for that authorised use of potassium dichromate was set at 21 September 2024.
- (4) On 8 April 2020, by Commission Implementing Decision C(2020) 2073⁴, an authorisation was granted to Brenntag UK Ltd for certain uses of potassium dichromate, including in surface treatment of metals (such as aluminium, steel, zinc, magnesium, titanium, alloys), composites and sealings of anodic films for the aerospace sector in the surface treatment processes in which any of the key functionalities listed in the Annex to that Implementing Decision is required. Brenntag UK Ltd was assigned, for this use, authorisation number REACH/20/3/1. The expiry of the review period referred to in Article 60(9), point (e) of Regulation (EC) No 1907/2006 for those authorised uses of potassium dichromate was set at 21 September 2024.
- (5) On 14 April 2020, by Commission Implementing Decision C(2020) 2084⁵, an authorisation was granted to Brenntag UK Ltd and AD International BV for certain uses of sodium dichromate, including in surface treatment of metals (such as aluminium, steel, zinc, magnesium, titanium, alloys), composites and sealings of anodic films for the aerospace sector in surface treatment processes in which any of the key functionalities listed in the Annex to that Implementing Decision is required. Brenntag UK Ltd. and AD International BV were assigned authorisation numbers REACH/20/5/3 and REACH/20/5/5 respectively. The expiry of the review period referred to in Article 60(9), point (e) of Regulation (EC) No 1907/2006 for those authorised uses of sodium dichromate was set at 21 September 2024.
- (6) On 30 September 2020, by Commission Implementing Decision C(2020) 6518⁶, an authorisation was granted to Wesco Aircraft EMEA Limited for the use of sodium dichromate in sealing after anodizing applications by the aerospace sector where the key functionalities of corrosion resistance or corrosion inhibition are necessary for the intended use. Wesco Aircraft EMEA Limited was assigned, for that use, authorisation number REACH/20/14/0. The expiry of the review period referred to in Article 60(9), point (e) of Regulation (EC) No 1907/2006 for that authorised use of sodium dichromate was set at 21 September 2024.

³ Commission Implementing Decision of 29 October 2019 partially granting an authorisation for a use of potassium dichromate under Regulation (EC) No 1907/2006 of the European Parliament and of the Council (Wesco Aircraft EMEA Limited)

⁴ Commission Implementing Decision C(2020) 2073 of 8.4.2020 partially granting an authorisation for certain uses of potassium dichromate under Regulation (EC) No 1907/2006 of the European Parliament and of the Council (Brenntag UK Ltd).

⁵ Commission Implementing Decision C(2020) 2084 of 14.4.2020 partially granting an authorisation for certain uses of sodium dichromate under Regulation (EC) No 1907/2006 of the European Parliament and of the Council (Brenntag UK Ltd and others).

⁶ Commission Implementing Decision C(2020) 6518 of 30 September 2020 partially granting an authorisation for a use of sodium dichromate under Regulation (EC) No 1907/2006 of the European Parliament and of the Council (Wesco Aircraft EMEA Limited).

- (7) On 18 December 2020, by Commission Implementing Decision C(2020) 8797⁷, an authorisation was granted to Chemservice GmbH, Boeing Distribution Inc and Cromital S.P.A. for certain uses of chromium trioxide, including in surface treatment for applications in the aeronautics and aerospace industries, unrelated to functional chrome plating or functional chrome plating with decorative character, where any of the following key functionalities is necessary for the intended use: corrosion resistance / active corrosion inhibition, chemical resistance, hardness, adhesion promotion (adhesion to subsequent coating or paint), temperature resistance, resistance to embrittlement, wear resistance, surface properties impeding deposition of organisms, layer thickness, flexibility, and resistivity ('Chemservice use 4'). Chemservice GmbH, Boeing Distribution Inc and Cromital S.P.A. were assigned, for that use, authorisation numbers REACH/20/18/14, REACH/20/18/16 and REACH/20/18/18 respectively. An authorisation was also granted by that implementing decision for the use of chromium trioxide in surface treatment (except passivation of tin-plated steel (electrolytic tin plating - ETP)) for applications in architectural, automotive, metal manufacturing and finishing, and general engineering industry sectors, unrelated to functional chrome plating or functional chrome plating with decorative character, where any of the following key functionalities is necessary for the intended use: corrosion resistance/ active corrosion inhibition, layer thickness, humidity resistance, adhesion promotion (adhesion to subsequent coating or paint), resistivity, chemical resistance, wear resistance, electrical conductivity, compatibility with substrate, (thermo) optical properties (visual appearance), heat resistance, food safety, coating tension, electric insulation or deposition speed ('Chemservice use 5'). Chemservice GmbH, Boeing Distribution Inc and Cromital S.P.A. were assigned, for that use, authorisation numbers REACH/20/18/21, REACH/20/18/23 and REACH/20/18/25 respectively. The expiry of the review period referred to in Article 60(9), point (e) of Regulation (EC) No 1907/2006 for those authorised uses of chromium trioxide was set at 21 September 2024.
- (8) On 20 August 2019, the European Chemicals Agency ('the Agency') received a notification that Boeing Distribution Inc had succeeded in the rights and obligations of Aviall Services Inc. In its assessment, the Agency concluded that the notified change had no implications for the relevant Committee for Risk Assessment ('RAC') and Committee for Socio-economic Analysis ('SEAC') opinions referred to in the Commission Implementing Decision C(2019) 7447. The Commission accepts that conclusion.
- (9) On 20 November 2020, the Agency received a notification that Cromital S.P.A. in its legal capacity as Only Representative of Türkiye Şişe ve Cam Fabrikaları A.S had succeeded in the rights and obligations of Cromital S.P.A. in its legal capacity as Only Representative of Soda Sanayii A.S. In its assessment, the Agency concluded that the notified change had no implications for RAC and SEAC opinions referred to in Implementing Decision C(2020) 8797. The Commission accepts that conclusion.
- (10) On 30 November 2020, the Agency received a notification that Haas Group International SP. Z.O.O. had succeeded in the rights and obligations of Wesco Aircraft EMEA Limited. In its assessment, the Agency concluded that the notified change had no implications for the relevant RAC and SEAC opinions referred to in Implementing

⁷ Commission Implementing Decision C(2020) 8797 of 18.12.2020 partially granting an authorisation for certain uses of chromium trioxide under Regulation (EC) No 1907/2006 of the European Parliament and of the Council (Chemservice GmbH and others).

Decisions C(2019) 7447, C(2019) 7683 and C(2020) 6518. The Commission accepts that conclusion.

- (11) On 19 December 2020, the Agency received a notification that Brenntag Chemicals Distribution (Ireland) Ltd had succeeded in the rights and obligations of Brenntag UK Ltd. In its assessment, the Agency concluded that the notified change had no implications for the relevant RAC and SEAC opinions referred to in the Commission Implementing Decisions C(2020) 2073 and C(2020) 2084. The Commission accepts that conclusion.
- (12) On 8 September 2023, the Agency received a notification that Boeing Distribution Deutschland GmbH had succeeded in the rights and obligations of Boeing Distribution, Inc. In its assessment, the Agency concluded that the notified change had no implications for the relevant RAC and SEAC opinions referred to in Implementing Decision C(2020) 8797. The Commission accepts that conclusion.
- (13) On 14 February 2023, Haas Group International sp. z.o.o., AD International BV, Boeing Distribution Deutschland GmbH, Brenntag Chemicals Distribution (Ireland) Ltd, Chemservice GmbH and Cromital S.P.A. ('the applicants') submitted a review report in accordance with Article 61(1) of Regulation (EC) No 1907/2006 for authorisation for a use of chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate. The use for which authorisation was sought is anodise sealing in aerospace and defence industry and its supply chains.
- (14) The judgment of the Court of 20 April 2023 in Case C-144/21, *European Parliament v. Commission*⁸, partially annulled Commission Implementing Decision C(2020) 8797. The annulment covered also Chemservice use 4 and Chemservice use 5. Therefore, for the purpose of this Decision, the review report submitted by Chemservice GmbH, Boeing Distribution Deutschland GmbH and Cromital S.P.A. should be considered an application for authorisation as regards the use of chromium trioxide.
- (15) The Agency sent the opinions⁹ on the application adopted by RAC and SEAC to the Commission pursuant to Article 64(5), third subparagraph, of Regulation (EC) No 1907/2006. On 28 September 2024, the Commission received the opinions.
- (16) In its opinion, RAC concluded that it is not possible to determine a derived no-effect level for the carcinogenic and mutagenic properties of chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate in accordance with Section 1.4 of Annex I to Regulation (EC) No 1907/2006 and that therefore chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate are substances for which it is not possible to determine a threshold for the purposes of Article 60(3), point (a), of that Regulation. As a result, Article 60(2) of Regulation (EC) No 1907/2006 does not apply to chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate and an authorisation may therefore only be granted with respect to those substances under paragraph 4 of that Article.
- (17) In its opinion, RAC concluded that the risk management measures and operational conditions described in the review report and the application submitted by Chemservice GmbH, Boeing Distribution Deutschland GmbH and Cromital S.P.A are not appropriate and effective in limiting the health risk to workers posed by the use of chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate

⁸ C-144/21, ECLI:EU:C:2023:302.

⁹ <https://ec.europa.eu/docsroom/documents/61995>

described in the review report and in the application. However, RAC concluded that they are appropriate and effective in limiting the health risk to the general population posed by that use. In particular, as regards occupational exposure, RAC highlighted some major concerns about the inconsistent implementation of operational conditions and risk management measures across the downstream users, the manual nature of certain tasks, the absence of physical segregation between different work areas and the lack or inappropriate use of respiratory protective equipment.

- (18) Therefore, and in order to contribute to the improvement of the risk management measures with the aim of minimising occupational exposure of workers to hexavalent chromium (Cr(VI)), the toxic component of chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate, RAC recommended imposing additional conditions for authorisation. Among the recommended measures, RAC included the implementation of appropriate technical improvements. Such improvements depend on the specificity of the workplace, and potentially consist of automated or closed systems to perform the dipping of the parts, redesigning to remove loading and unloading from the treatment area, bath coverage, using mist suppressants and physical segregation or removal of the workers from the treatment area through remote operation of hoists.
- (19) Moreover, RAC expressed moderate concerns about the representativeness of the information provided by the applicants on the risk management measures and operational conditions applied by their downstream users, and of the provided exposure and risk data. Nevertheless, RAC concluded that the estimates of cancer risk as presented by the applicants allow a health impact assessment, also for the purpose of the further SEAC assessment. RAC considered it important that the applicants and their downstream users continue their monitoring programmes on occupational exposure to and environmental release of Cr(VI), increasing their frequency, if applicable, and that they carry out specific measurements for workers' exposure per worker contributing scenario and for environmental releases, as specified in the monitoring arrangements recommended by RAC.
- (20) Having evaluated RAC's assessment, the Commission agrees with its conclusion and recommendations. Nevertheless, the Commission notes that the estimated excess cancer risk values for workers are higher than as regards other comparable applications for authorisation for the use of Cr(VI) substances. The Commission acknowledges that those values are conservative estimates of the most likely excess risk values taken for the purpose of carrying out a risk-benefit analysis. However, and also taking into account the concerns related to the representativeness, it considers it appropriate to set out the measures concerning occupational exposure, recommended by RAC as monitoring arrangements, as conditions for authorisation.
- (21) In its opinion, SEAC concluded that the societal costs of not granting an authorisation are higher than the monetised risk to human health arising from the use of chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate. The Commission, having evaluated SEAC's assessment, concurs with that conclusion and considers that the applicants have demonstrated that the benefits of the continued use outweigh the risk to human health arising from that use.
- (22) For an alternative to be suitable it needs to be safer, available, and technically and economically feasible. Where suitable alternatives are available in the Union, but not technically or economically feasible for the applicant or its downstream users, the

applicant is required by Article 62(4), point (f), of Regulation (EC) No 1907/2006 to submit a substitution plan.

- (23) An alternative that provides the functionality and level of technical performance necessary for the use for which an authorisation is sought should be considered to be technically feasible. Certain potential alternatives may provide the functionality, but at some loss of performance or in a manner that involves technical compromises that would impair the functionality. In such cases, unless justified by particular circumstances, the Commission should not consider a potential alternative to be technically feasible for the applicant where the applicant has demonstrated that it or its downstream users are not able to accommodate such losses of performance or technical compromises by applying a reasonable additional effort, taking into account the circumstances of the case.
- (24) In its opinion, SEAC concluded that there were no technically feasible alternative substances or technologies available for the applicants or their downstream users but that there were technically or economically feasible alternatives in the Union at the time of adoption of the opinion. The Commission, having evaluated SEAC's assessment and the relevant information available, acknowledges that one of the identified alternatives has been certified by one company for a limited number of components subject to anodise sealing in the aerospace and defence sector in the Union and, therefore, can be considered to provide the overall functionality for at least some components covered by the use applied for. However, the Commission also notes that the identified alternatives cannot be implemented for the entire use applied for as they are not suitable for all types of alloys and for all part geometries and they do not provide, in particular, adequate corrosion protection, as required by the stringent regulatory framework of the aerospace and defence sector to ensure safety and airworthiness. Therefore, the Commission considers that the applicants have demonstrated that they are not yet able to accommodate such loss of performance and would need more time to further develop and implement an alternative. Thus, the Commission agrees with SEAC's conclusion and considers that, although suitable alternatives are available in the Union, they are not yet technically feasible for the applicants and their downstream users.
- (25) In its opinion, SEAC concluded that the substitution plan submitted by the applicants is credible and representative of the downstream users' situation. The Commission, having evaluated SEAC's assessment, concurs with that conclusion and considers, taking into account the availability of suitable alternatives in the Union for the use for which an authorisation is sought and the substitution plan submitted by the applicants, that the applicants have discharged their burden of proof in demonstrating the absence of suitable alternative substances or technologies.
- (26) Therefore, having regard to the conditions laid down in Article 60(4) of Regulation (EC) No 1907/2006, it is appropriate to authorise the use of sodium dichromate, potassium dichromate and sodium chromate described in the review report, as well as of chromium trioxide described in the application submitted by Chemservice GmbH, Boeing Distribution Deutschland GmbH and Cromital S.P.A., provided that the risk management measures described in the chemical safety report are applied and that the operational conditions described therein, as well as the conditions set out in this Decision, are fulfilled.
- (27) The Commission has based its assessment on all relevant scientific evidence available, as assessed by RAC and SEAC, and, after having carried out a detailed examination,

has concluded on the basis of a sufficient amount of material and reliable information. Nevertheless, additional scientific evidence would allow the Commission to perform its assessment on a more robust or broad evidentiary basis in the future. Hence, it is appropriate to require the authorisation holders to generate and include additional information about exposure and emissions in the review report.

- (28) In its opinion, SEAC recommended that the review period referred to in Article 60(9), point (e), of Regulation (EC) No 1907/2006 be set at 12 years. The Commission agrees with that recommendation, taking into account the relevant elements from RAC's and SEAC's assessments. In particular, the Commission considers RAC's conclusion that the risk management measures are appropriate and effective in limiting the risk to human health for the general population, as well as the additional authorisation conditions imposed to limit the risk based on RAC's conclusions that the current risk management measures and operational conditions are not appropriate and effective in limiting the risk for workers. The Commission also takes into account SEAC's conclusion on the applicants' commitment to the substitution of chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate, the current technical limitations of the identified alternatives, the stringent safety requirements in the aerospace and defence sector, as well as both the socio-economic benefits, including the contribution to the Union strategic autonomy, and the risk associated with the continued use of the substances.
- (29) The language used to describe the risk management measures and operational conditions in the application for authorisation may be different from the official language of the Member State where the use takes place. Therefore, in order to facilitate supervision and enforcement of compliance with the authorisation, it is appropriate to require the authorisation holders and their downstream users to submit, upon request, a brief summary of those risk management measures and operational conditions to the competent authority of that Member State in an official language of that Member State.
- (30) This Decision does not affect the obligation of the authorisation holders and their downstream users to ensure that the use of a substance does not adversely affect human health or the environment, having regard to the principle set out in Article 1(3) of Regulation (EC) No 1907/2006. Furthermore, this Decision does not affect the obligation of the authorisation holders under Article 60(10) of that Regulation to ensure that the exposure is reduced to as low a level as is technically and practically possible or the obligation of the employer under Article 4(1) and Article 5 of Directive 2004/37/EC of the European Parliament and of the Council¹⁰ to reduce the use of carcinogens, mutagens or reprotoxic substances at the place of work, in particular by replacing those substances, in so far as is technically possible, and to prevent workers' exposure to a risk to their health or safety. This Decision does not affect the application of Union law in the area of health and safety at work, in particular Council Directives 89/391/EEC¹¹, 92/85/EEC¹², 94/33/EC¹³, and 98/24/EC and Directive

¹⁰ Directive 2004/37/EC of the European Parliament and of the Council of 29 April 2004 on the protection of workers from the risks related to exposure to carcinogens, mutagens or reprotoxic substances at work (Sixth individual Directive within the meaning of Article 16(1) of Council Directive 89/391/EEC) (OJ L 158, 30.4.2004, p. 50, ELI: <http://data.europa.eu/eli/dir/2004/37/oj>).

¹¹ Council Directive 89/391/EEC of 12 June 1989 on the introduction of measures to encourage improvements in the safety and health of workers at work (OJ L 183, 29.6.1989, p. 1, ELI: <http://data.europa.eu/eli/dir/1989/391/oj>).

2004/37/EC, or any national binding occupational limit values which may be stricter than the applicable limit values under Union law.

- (31) This Decision does not affect any obligation to comply with emission limit values or other requirements set in accordance with Directive 2008/50/EC¹⁴ or Directive 2010/75/EU¹⁵ of the European Parliament and of the Council, nor any obligation to comply with emission limit values set to achieve compliance with the environmental quality standards established by Member States in accordance with Directive 2000/60/EC of the European Parliament and of the Council¹⁶ or the environmental quality standards established in Directive 2008/105/EC of the European Parliament and of the Council¹⁷. Compliance with the provisions of this Decision does not necessarily imply compliance with any emission limit values or environmental quality standards under any other provisions of Union law, which may include further or more onerous requirements.
- (32) 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

An authorisation is hereby granted in accordance with Article 60(4) of Regulation (EC) No 1907/2006 to the following persons for the following uses of chromium trioxide, (EC No 215-607-8; CAS No 1333-82-0), sodium dichromate (EC No 234-190-3; CAS No 10588-01-9, 7789-12-0), potassium dichromate (EC No 231-906-6; CAS No 7778-50-9) and sodium chromate (EC: 231-889-5; CAS: 7775-11-3):

Authorisation number	Authorisation holder	Authorised use
REACH/24/60/0	Boeing Distribution Deutschland GmbH	Use of chromium trioxide in anodise sealing in aerospace and defence industry and its supply chains

¹² Council Directive 92/85/EEC of 19 October 1992 on the introduction of measures to encourage improvements in the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding (tenth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC) (OJ L 348, 28.11.1992, p. 1, ELI: <http://data.europa.eu/eli/dir/1992/85/oj>).

¹³ Council Directive 94/33/EC of 22 June 1994 on the protection of young people at work (OJ L 216, 20.8.1994, p. 12, ELI: <http://data.europa.eu/eli/dir/1994/33/oj>).

¹⁴ Directive 2008/50/EC of the European Parliament and of the Council of 21 May 2008 on ambient air quality and cleaner air for Europe (OJ L 152, 11.6.2008, p. 1, ELI: <http://data.europa.eu/eli/dir/2008/50/oj>).

¹⁵ Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and control) (OJ L 334, 17.12.2010, p. 17, ELI: <http://data.europa.eu/eli/dir/2010/75/oj>).

¹⁶ Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (OJ L 327, 22.12.2000, p. 1, ELI: <http://data.europa.eu/eli/dir/2000/60/oj>).

¹⁷ Directive 2008/105/EC of the European Parliament and of the Council of 16 December 2008 on environmental quality standards in the field of water policy, amending and subsequently repealing Council Directives 82/176/EEC, 83/513/EEC, 84/156/EEC, 84/491/EEC, 86/280/EEC and amending Directive 2000/60/EC of the European Parliament and of the Council (OJ L 348, 24.12.2008, p. 84, ELI: <http://data.europa.eu/eli/dir/2008/105/oj>).

REACH/24/60/1	Chemservice GmbH	
REACH/24/60/2	Cromital S.P.A.	
REACH/24/60/3	Haas Group International sp. z.o.o.	Use of potassium dichromate in anodise sealing in aerospace and defence industry and its supply chains
REACH/24/60/4	Brenntag Chemicals Distribution (Ireland) Ltd	
REACH/24/60/5	Haas Group International sp. z.o.o.	Use of sodium dichromate in anodise sealing in aerospace and defence industry and its supply chains
REACH/24/60/6	AD International BV	
REACH/24/60/7	Brenntag Chemicals Distribution (Ireland) Ltd	
REACH/24/60/8	Haas Group International sp. z.o.o.	Use of sodium chromate in anodise sealing in aerospace and defence industry and its supply chains
REACH/24/60/9	Boeing Distribution Deutschland GmbH	

The authorisation is granted subject to the risk management measures and operational conditions described in the chemical safety report¹⁸, and to the conditions set out in Article 2.

Article 2

1. The authorisation is subject to the conditions set out in paragraphs 2 to 9.
2. Without delay, and at the latest by 20 January 2026, the authorisation holders and their downstream users shall:
 - (a) implement the necessary technical improvements to the risk management measures and operational conditions to ensure that occupational exposure to hexavalent chromium (Cr(VI)) is at a level as low as technically and practically possible at all downstream users' sites. Such measures shall follow the hierarchy of control principles set out in Article 5 of Directive 2004/37/EC;

¹⁸ <https://ec.europa.eu/docsroom/documents/61962>

- (b) ensure that manual handling of solid and liquid Cr(VI) substances for measuring, weighing and solution preparation is performed in dedicated work areas under local exhaust ventilation ('LEV') with high containment;
3. The authorisation holders and their downstream users shall:
- (a) until manually performed tasks related to dipping into baths, bath sampling, bath make-ups and concentration adjustment are performed under LEV and adequate technical improvements referred to in paragraph 2(a) are implemented, and exposure data pursuant to the measurements referred to in paragraph 4 or 6 allow for a conclusion that exposure to Cr(VI) is at a level as low as technically and practically possible, ensure that the workers manually performing these tasks use appropriate respiratory protective equipment ('RPE'), taking into account the duration of the tasks and the comfort of the workers during its use;
 - (b) until adequate technical improvements referred to in paragraph 2(a) are implemented, and exposure data pursuant to the measurements referred to in paragraph 4 or 6 allow for a conclusion that exposure to Cr(VI) is at a level as low as technically and practically possible, ensure that workers performing machining operations use appropriate respiratory protective equipment ('RPE'), taking into account the duration of the tasks and the comfort of the workers during its use;
 - (c) ensure that the relevant workers:
 - i. are provided with adequate RPE, which has been subjected to a fit test prior to its first use;
 - ii. always perform a fit check of the seal of their RPE before starting a relevant task; and
 - iii. are adequately supported to undergo the fit tests referred to in point (i) and trained to undertake the fit checks referred to in point (ii).
4. The authorisation holders and their downstream users shall conduct control measurements to validate the appropriateness and effectiveness of the additional risk management measures and operational conditions implemented in accordance with paragraphs 2. If necessary, additional risk management measures or operational conditions shall be implemented to further reduce exposure to Cr(VI) to a level as low as technically and practically possible.
5. By 20 January 2026 and afterwards each time when new relevant information becomes available, the authorisation holders and their downstream users shall carry out and document studies to assess the feasibility of implementing the following measures:
- (a) the substitution of solid Cr(VI) substances with liquid solutions or the implementation of a closed or automatic system to perform the dissolution of solid Cr(VI) substances and any subsequent (re-)filling of the baths with liquid solutions;
 - (b) the installation of a closed or automatic system to perform bath sampling tasks, where exposure to Cr(VI) is expected;
 - (c) the installation of a system that continuously controls the LEV and automatically triggers an alarm in case the LEV is not functioning properly and

the implementation of appropriate and effective measures to reduce the exposures to workers in case the LEV is not functioning properly; and

- (d) the installation of an air abatement system at those sites where such a system is not yet in place, even if the authorisation holder or downstream user expects a low Cr(VI) emission.

The authorisation holders and their downstream users shall act in accordance with the outcome of those studies.

6. The authorisation holders and their downstream users shall carry out a monitoring programme measuring occupational exposure to Cr(VI) at all sites. The programme shall include measurements which shall:
 - (a) take place at least annually, or more frequently if a significant increase of chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate consumption takes place on site, and shall be sufficiently frequent to capture any potential increase in exposure of workers to Cr(VI);
 - (b) be based on relevant standard methodologies or protocols;
 - (c) ensure a sufficiently low limit of quantification;
 - (d) comprise personal or static inhalation exposure sampling;
 - (e) be representative of all the tasks with possible exposure to Cr(VI), including maintenance tasks, the operational conditions and risk management measures for each of those tasks, and of the total number of workers that are potentially exposed;
 - (f) be recorded so as to include contextual information about the tasks performed during exposure sampling.
7. The authorisation holders and their downstream users that already conduct a biomonitoring program at their site shall continue with the programme and shall ensure that it covers a representative number of the workers potentially exposed to Cr(VI).
8. The authorisation holders and their downstream users shall use the information gathered by way of the measurements referred to in paragraphs 6 and 7 to review, at least annually, the appropriateness and effectiveness of the risk management measures and operational conditions in place. While doing so, the authorisation holders and their downstream users shall also review and, if needed, update their assessment of the combined exposure for the different groups of workers. If needed, based on the outcome of this review, the authorisation holders and their downstream users shall introduce measures to further reduce to a level as low as technically and practically possible occupational exposure to Cr(VI). Such measures shall follow the hierarchy of control principles set out in Article 5 of Directive 2004/37/EC.
9. The authorisation holders and their downstream users shall document and maintain the information from the monitoring programmes referred to in paragraphs 6 and 7 and from the control measurements referred to in paragraph 4, including the contextual information associated with each set of measurements, as well as the outcome and conclusions of the reviews and study and any measure taken in accordance with paragraphs 2, 4, 5 and 8, and shall make that information available, including pseudonymised or aggregated biomonitoring results, where relevant, upon

request, to the competent authority of the Member State where the authorised use takes place.

Article 3

The review period shall expire on 14 February 2035.

The authorisation shall cease to be valid on 14 February 2035 in relation to any authorisation holder who has not submitted the review report in accordance with Article 61(1) of Regulation (EC) No 1907/2006 by 14 August 2033.

Article 4

1. The monitoring arrangements set out in paragraphs 2 to 5 shall apply.
2. The authorisation holders and their downstream users shall carry out a monitoring programme measuring the environmental releases of Cr(VI) to the air and wastewater at all sites. The programme shall include measurements which shall:
 - (a) take place at least annually, or more frequently if a significant increase of chromium trioxide, potassium dichromate, sodium chromate or sodium dichromate consumption takes place on site, and shall be sufficiently frequent to capture any potential increase in emission of Cr(VI);
 - (b) be based on relevant standard methodologies or protocols;
 - (c) ensure a sufficiently low limit of quantification;
 - (d) be representative of the operational conditions and risk management measures used at the sites where the authorised use takes place;
 - (e) be recorded so as to include contextual information associated with each set of measurements.
3. The authorisation holders and their downstream users shall use the information gathered by way of the measurements referred to in paragraph 2 to review, at least annually, the appropriateness and effectiveness of the risk management measures and operational conditions in place. While doing so, the authorisation holders and their downstream users shall also review and, if needed, update their assessment of the exposure of the general population via the environment. If needed, based on the outcome of this review, the authorisation holders and the downstream users shall introduce measures to further reduce to a level as low as technically and practically possible Cr(VI) emissions to the environment.
4. The authorisation holders and their downstream users shall document and maintain the information from the monitoring programmes referred to in paragraph 2, including the contextual information associated with each set of measurements, as well as the outcome and conclusions of the reviews and any measure taken in accordance with paragraph 3, and shall make that information available, upon request, to the competent authority of the Member State where the authorised use takes place.
5. The authorisation holders and their downstream users shall document the steps taken to substitute chromium trioxide, potassium dichromate, sodium chromate and sodium dichromate in accordance with the substitution plan, including information on the technical difficulties to meet the required standards in the aerospace and defence sector. Any deviations from the initial substitution plan and information on any

contingency measures taken shall also be documented. The authorisation holders and their downstream users shall make such documentation available, upon request, to the competent authority of the Member State where the authorised use takes place.

Article 5

If a review report is submitted, it shall include the information referred to in Article 2(9) as well as in Article 4(4) and (5).

Article 6

Upon request, the authorisation holders and their downstream users shall submit a brief summary of the applicable risk management measures and operational conditions described in the chemical safety report to the competent authority of the Member State where the authorised use takes place. The brief summary shall be drafted in an official language of that Member State.

Article 7

This Decision is addressed to:

- (1) Haas Group International sp. z. o.o., ul. Ryszarda Chomicza 13E, 55 - 080 Nowa Wieś Wrocławska, Poland;
- (2) AD International BV, Markweg Zuid 274794, SN Heijningen, Noord-Brabant, Netherlands (the);
- (3) Boeing Distribution Deutschland GmbH, Rudolf Diesel Strasse 11-13, 24558 Henstedt-Ulzburg, Germany;
- (4) Brenntag Chemicals Distribution (Ireland) Ltd, Greenogue Business Park, Rathcoole, Dublin 24 Dublin, Ireland;
- (5) Chemservice GmbH, Herrnsheimer Hauptstrasse 1b, 67550 Worms, Germany;
- (6) Cromital S.P.A., Strada 4 - Palazzo A7, 20057 Assago (MI), Italy.

Done at Brussels, 20.1.2025

For the Commission
Stéphane SÉJOURNÉ
Executive Vice-President

