NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** European Union **If applicable, name of local government involved (Article 3.2 and 7.2):**  |
| **2.** | **Agency responsible:** European Commission**Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:** European CommissionEU-TBT Enquiry PointFax: +(32) 2 299 80 43E-mail: grow-eu-tbt@ec.europa.euWebsite: <http://ec.europa.eu/growth/tools-databases/tbt/en/>  |
| **3.** | **Notified under Article 2.9.2 [****X],** **2.10.1 [****],** **5.6.2 [****X],** **5.7.1 [****],** **other****:**  |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Tattoo inks or permanent make-up |
| **5.** | **Title, number of pages and language(s) of the notified document:** Draft Commission Regulation amending Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) as regards substances in tattoo inks or permanent make-up (10 page(s), in English; 12 page(s), in English) |
| **6.** | **Description of content:** This draft Regulation relates to a new entry of Annex XVII to Regulation (EC) No 1907/2006.It would restrict the placing on the market and the use of substances in mixtures for use for tattooing purposes. These substances are: 1. substances with harmonised classification under Regulation (EC) No 1272/2008 (CLP) as carcinogenicity, mutagenicity or toxicity to reproduction, skin sensitisation, skin corrosion or irritation and serious eye damage or irritation;
2. substances prohibited by the Cosmetic Products Regulation, Regulation (EC) No 1223/2009 Annex II and Annex IV under specific conditions as listed in its columns g, h and i and
3. impurities exceeding the concentration limits as listed in the Appendix to the draft Commission Regulation.

Application of the restriction is deferred for 1 year to allow sufficient time to adapt and achieve compliance with the Regulation. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Tattoo and permanent make-up inks are mixtures administered by intentional injection into the dermis or inside the eyeball or in the mucous membranes. The insoluble pigments mostly remain in the skin, soluble constituents of the ink are distributed in the body being quickly systemically available. The aim of the restriction is to prevent the exposure of the skin and other organs over an extended period of time to the effects of substances which have hazardous properties leading to a risk to human health. The transitional period (12 months) before the application of the proposed restriction will allow stakeholders sufficient time to comply with the proposed restriction and to ensure adequate communication throughout the supply chain. |
| **8.** | **Relevant documents:** * Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH Regulation):

<http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1423064258789&uri=CELEX:32006R1907> * The opinions of the Committees for Risk Assessment (RAC) and Socio-economic Analysis (SEAC):

<https://echa.europa.eu/documents/10162/dc3d6ea4-df3f-f53d-eff0-540ff3a5b1a0>* Further background information is available at [<https://echa.europa.eu/nl/registry-of-restriction-intentions/-/dislist/details/0b0236e180dff62a>](https://echa.europa.eu/nl/registry-of-restriction-intentions/-/dislist/details/0b0236e180dff62a)
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| **9.** | **Proposed date of adoption:** Second half of 2020**Proposed date of entry into force:** 20 days from publication in the Official Journal of the EU (the restriction will begin to apply one year after the date of entry into force) |
| **10.** | **Final date for comments:** 60 days from notification |
| **11.** | **Texts available from: National enquiry point [** **]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:** European CommissionEU-TBT Enquiry PointFax: + (32) 2 299 80 43E-mail: grow-eu-tbt@ec.europa.euThe text is available on the EU-TBT Website: <http://ec.europa.eu/growth/tools-databases/tbt/en/><https://members.wto.org/crnattachments/2020/TBT/EEC/20_2471_00_e.pdf><https://members.wto.org/crnattachments/2020/TBT/EEC/20_2471_01_e.pdf> |