

Clause REACH & CLP - Contract

Article [●] – REACH and CLP

- [●].1 Supplier expressly undertakes that all chemical substances contained in the products and/or materials supplied under this Agreement (including substances which Supplier does not make or import) comply in all respects with the provisions of (i) the European Regulation (EC) n° 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorization and Restriction of Chemicals entered into force on June 1st 2007 (the “REACH Regulation”), including, if and when applicable, being submitted for registration to the European Chemicals Agency according to statutory registration deadlines and (ii) the European Regulation (EC) n° 1272/2008, concerning the Classification, Labelling and Packaging entered into force on 20th January, 2009 (the “CLP Regulation”).
- [●].2 Supplier expressly undertakes to provide relevant information in accordance with REACH Regulation and CLP Regulation for any chemical substance, materials or product supplied under this Agreement, including but not limited to information provided in the relevant safety data sheet or any similar material document enclosed in this Agreement, unless otherwise agreed in writing by Solvay.
- [●].3 In addition, Supplier undertakes to properly and timely inform Solvay of any restriction set forth by the REACH Regulation or otherwise undertaken by the relevant authorities in the implementation of the REACH Regulation, including but not limited to any restriction on use or authorization, impacting or likely to impact the use, sale or otherwise disposal of any substance contained in the products and/or materials supplied under this Agreement.
- [●].4 Upon written request of Solvay, Supplier shall as soon as practicable provide Solvay with the information reasonably necessary to Solvay relating to the substances, materials or products supplied under the Agreement to ensure Solvay’s compliance under REACH Regulation and CLP Regulation.
- [●].5 For the avoidance of doubt, Supplier shall bear all costs, charges and expenses related to pre-registration and registration under REACH Regulation of the chemical substances subject of this Agreement or contained in the products and/or materials supplied under this Agreement or otherwise in connection with the evaluation of the said substances under REACH Regulation as well as for their compliance with CLP Regulation.