

Article 66 of Regulation (EC) No 1907/2006 on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH)

Who is subject to article 66 REACH?

Any Downstream User (DU) who uses a substance included in the Annex XIV of REACH, after the sunset date, based on an authorisation granted to an actor up his supply chain for that use. The use by the DU must be in accordance with the conditions set in the authorisation to the actor up his supply chain¹.

What does article 66 requires?

DUs are required to notify the European Chemicals Agency (ECHA) that they use a substance on Annex XIV in accordance with an authorisation granted to an actor up their supply chain (no tonnage criterion).

When do DUs have to notify ECHA?

After the publication of the authorisation decision summary in the Official Journal of the European Union, within three months of the first supply of the substance.

How can DUs notify ECHA?

By creating a REACH-IT account at <https://idp-industry.echa.europa.eu/idp/> and by selecting from the menu "Downstream user notification of authorised uses".

What information do DUs need to notify?

- Company name
- Address of the site(s) where the substance is used
- Relevant contact information
- Authorisation number and the notified use. The authorisation number is included in the safety data sheet provided by the supplier. It is also visible on the label of the substance or mixture.
- Upload any data that may be required by the Authorisation decision for the Annex XIV substance in question. Further additional data to be submitted by DUs will be specified in the specific Authorisation decision.

DUs can also submit on a voluntary basis the following information:

- Ranges for the typical annual quantity for the use of the Annex XIV substance in question
- Number of staff using the substance
- Brief additional description of their use
- Substitution activities

Who can access the notified information?

ECHA must grant access to the notified information to the Competent Authorities of the Member States.

¹ It is also possible that the applicants will in the future have to revise their exposure scenarios. Should this be the case, the information and new exposure scenarios will be available through updates in safety data sheets supplied with the substance(s).

Is the notified information made public?

ECHA publishes on its [website](#) the following information:

- Substance name
- Country of the site where the substance is used
- The tonnage band
- The aggregated value on the number of staff from all notifications received for the specific use
- The current status of the notification (active/inactive)

Furthermore, unless the notifier has claimed confidentiality when he made the notification, ECHA will also publish:

- The company name
- The address of site
- The use name
- The brief additional description of use
- Substitution activities

ECHA will not make public:

- Contact information
- The quantity/precise value of the substance used – only ranges are published (see above)
- The precise number of staff – only aggregated values are published (see above)
- Any data required by the Authorisation decision uploaded by the notifier
- The name of the upstream supplier holding the authorisation

Does the upstream supplier holding the authorisation receive any information from ECHA?

ECHA will share with the upstream supplier holding the authorisation the following information the DU has notified:

- Country of the site where the substance is used
- The tonnage band
- The number of staff
- The brief additional description of use
- Substitution activities
- Data required by the Authorisation decision uploaded by the notifier
- The current status of the notification (active/inactive)