

Notice to Suppliers



REACH and Brexit - Compliance with the European Union and UK REACH Regulation

Originator: Marlen Moreno Sanchez
Job Title: Supply Chain Specialist – Chemicals Management
Business Unit: Innovation Hub

NTS Number: 527
Issue: 1
Date: 6 February 2021

For the attention of the Managing Director and Quality Manager

Scope/Applicability:

All Rolls-Royce plc suppliers /partners

Dear Supply Partner,

Introduction:

REACH is a Regulation concerning Registration, Evaluation, Authorisation and restriction of Chemicals.

The United Kingdom (UK) left the European Union (EU) on the 31st January 2020 and the transition period ended on the 31st December 2020, meaning that new rules apply from 1st January 2021.

Under the European Union (withdrawal Act 2018), the EU REACH regulation has been brought into UK law (named UK REACH) and as of the 1st January 2021 the EU Regulation no longer applies in the UK, except in Northern Ireland which continues to be subject to EU REACH in accordance with the Northern Ireland protocol.

Regulatory issues can disrupt the supply of chemicals to any business throughout the world by impacting the requirements placed on importers or manufacturers of chemical products or the supply of ingredients for such products.

Risks posed by this are dependent upon the chemicals used by you and/or your sub-tier suppliers and those countries from which chemicals are manufactured or sourced. The impact from these issues can be felt irrespective of where your business is located through your upstream supply chains either as a result of EU REACH, or as a result of new obligations under UK REACH.

Managing Obligations and Risks:

Please refer to the following sources of information which can help with understanding the obligations on users of chemicals and their upstream supply chain actors such as manufacturers, importers and formulators. You need to determine your compliance obligations under both UK REACH and EU REACH legislations.

European Union:

Please note that EU companies with new importer obligations have no transitional arrangements available, so any issues should be referred to the relevant national enforcement authority as soon as possible.

Please refer to the ECHA Brexit Web-Site <https://echa.europa.eu/uk-withdrawal-from-the-eu>

UK Government:

The UK Government has established transitional arrangements and issued guidance to help the UK industry and their supply chains prepare and comply with UK REACH.

Please click in the following link to understand the transitional arrangements, how to comply with UK REACH and maintain or gain access to the GB, EU/EEA and NI markets:

<https://www.hse.gov.uk/reach/index.htm>

Reporting of Supply Chain Issues:

Due to stocks of chemical products, which may still exist in the supply chain, it may take several weeks for a supply chain issue to become evident. It is therefore strongly recommended that suppliers continue to purchase speciality chemicals, formulations and mixtures as normal, reducing pre-stock levels gradually in order to validate that supply chains are still intact. We request that suppliers identify any potential disruption where your products or services cannot be provided due to dependence on an affected chemical product, either one that is purchased directly or in your sub-tier suppliers.

Action Required:

Please complete the following actions to help us work together to manage this potential situation:

1. Identify the chemicals and chemical mixtures that you use which are manufactured, sourced or used in the EEA and UK.
2. Confirm with your upstream suppliers that any relevant EU REACH Authorisations and Registrations held by UK entities have been transferred to an EU entity.
3. Confirm with your upstream supplier that any relevant EU REACH Authorisations and Registrations held by UK entities will be grandfathered under UK REACH.
4. Determine your compliance obligations under both UK and EU REACH Regulations.
5. Determine where there could be supply chain disruption and take necessary actions to cover any gap in the supply chain.
6. Notify Rolls-Royce of any issues as soon as possible, identifying the chemical products and ingredients affected.
7. Communicate with your sub-tier component suppliers and request your sub-tier part suppliers take action as identified above.

If you have any concerns, please contact reach.programme@rolls-royce.com.

NTS Category:

General Information / Communication

Authorised by:

Ian Bentley
Chief of Engineering Quality and Chemicals Management