



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 19 October 2007**

**14036/07**

**COMPET 287  
ENV 524  
CHIMIE 29  
MI 242  
ENT 128**

**"I/A" ITEM NOTE**

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from : General Secretariat of the Council  
to : Permanent Representatives Committee/Council

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No. Cion Prop 12262/07 COMPET 230 ENV 434 CHIMIE 20 MI 190 ENT 94  
(COM (2007) 449 final)

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Subject : Proposal for a Council Regulation adapting Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), by reason of the accession of Bulgaria and Romania  
- Adoption

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1. On 26 July 2007<sup>1</sup> the Commission adopted its Proposal for a Council Regulation adapting Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), by reason of the accession of Bulgaria and Romania.
2. The legal basis for this Proposal is the Act of Accession of Bulgaria and Romania<sup>2</sup>, and in particular Article 56 thereof.

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<sup>1</sup> Document 12262/07 COMPET 230 ENV 434 CHIMIE 20 MI 190 ENT 94 (COM (2007) 449 final)

<sup>2</sup> OJ L 157, 21.6.2005, p. 203.

3. The aim of the Proposal is to modify the definition of phase-in substance so as to subject substances manufactured or marketed in Bulgaria and Romania before accession to the European Union to the same conditions as substances manufactured or marketed in the other Member States.
  4. On 10 and 11 September 2007, the Working Party on Technical Harmonisation (Dangerous Substances) examined the Proposal. All delegations could support it.
  5. On this basis, it is recommended that the Permanent Representatives Committee invite the Council to adopt the Regulation set out in document 13366/07<sup>3</sup> as an "A" item at one of its forthcoming meetings.
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<sup>3</sup> Text finalised by the Legal/ Linguistic Experts.