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COVER NOTE

From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	24 February 2023
To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union

No. Cion doc.:	C(2023) 1151 final - Annex
Subject:	ANNEX to the COMMISSION DELEGATED REGULATION (EU) .../... amending Regulation (EU) 2019/1021 of the European Parliament and of the Council as regards perfluorooctanoic acid (PFOA), its salts and PFOA-related compounds

Delegations will find attached document C(2023) 1151 final - Annex.

Encl.: C(2023) 1151 final - Annex



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ANNEX

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COMMISSION DELEGATED REGULATION (EU) .../...

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ANNEX

In Annex I, Part A, in the table, in the entry 'Perfluorooctanoic acid (PFOA), its salts and PFOA-related compounds', the fourth column is amended as follows:

- (1) in point 3, the second sentence is replaced by the following:
'This exemption shall be reviewed and assessed by the Commission no later than 25 August 2023.';
- (2) point 4 is replaced by the following:
'4. For the purposes of this entry, Article 4(1), point (b), shall apply to concentrations of PFOA and its salts equal to or below 1 mg/kg (0,0001 % by weight) where they are present in polytetrafluoroethylene (PTFE) micropowders produced by ionising irradiation or by thermal degradation as well as in mixtures and articles for industrial and professional uses containing PTFE micropowders until [OP, please insert the date = 90 days after the date of entry into force of this Regulation]. All emissions of PFOA during the manufacture and use of PTFE micropowders shall be avoided and, if not possible, reduced as far as possible. The limit of 1 mg/kg (0,0001 % by weight) shall apply only to manufacture, placing on the market and use of PFOA and its salts where they are present in PTFE micropowders that are transported or treated for the purpose to reduce the concentration of PFOA and its salts below the limit of 0,025 mg/kg (0,0000025 % by weight).';
- (3) In point 5, subpoint (e) is deleted.