

From: [REDACTED]
To: [REDACTED] (ENV); [REDACTED] (GROW)
Cc: [REDACTED] (GROW)
Subject: On site intermediates exemptions under the EU REACH and POP Regulations
Date: 08 July 2020 15:13:06
Attachments: [image001.gif](#)

Dear [REDACTED] Dear [REDACTED]

I hope this email finds you both well during these interesting times.

As PFOA recently moved from the REACH Restriction to the POP Regulation, I am contacting you for an advice regarding the 'on site intermediates':

- Am I correct in understanding that under the POP Regulation the on-site intermediates are not 'automatically' exempted, as they were under the REACH Article 68 (1)(§2) (= "on-site isolated intermediates are excluded from the introduction and amendment of restrictions"), but we would need to ask for a separate exemption for 'closed-system site-limited intermediate' (Article 4 (3) of the [POP Regulation \(EU\) 2019/1021](#))?
- We noted there is a transition period until 3 December 2020 for PFOA compounds that are currently subject to a derogation from the Annex XVII restriction (Recital 9). Would that extension apply also to on-side intermediate uses of PFOA compounds?
- Lastly, I would also like to understand better the conditions and sequence (+ timing) for requesting an exemption under Article 4(3) of the POP Regulation. It is not clear from that Article whether and to what extent the Commission must intervene in adopting a delegated act with such exemption, before or after notification to the POP secretariat.

I would appreciate your feedback on these three questions, as 3M Dyneon plant in Germany might need to request an exemption for closed-system site-limited intermediates under Article 4(3). I can be reached on my mobile phone [REDACTED] if you would like to discuss further by phone.

Thank you very much & Best regards, [REDACTED]



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