



**AGREEMENT OF THE MEMBER STATE COMMITTEE
ON IDENTIFICATION OF
LEAD CHROMATE MOLYBDATE SULFATE RED (C.I. PIGMENT RED 104)
AS A SUBSTANCE OF VERY HIGH CONCERN**

**According to Articles 57 and 59 of
Regulation (EC) No 1907/2006¹**

Adopted on 27 November 2009

This agreement concerns

Substance name: Lead chromate molybdate sulfate red (C.I. Pigment Red 104)

EC number: 235-759-9

CAS number: 12656-85-8

Molecular formula: Not applicable

Structural formula: Not applicable

¹ Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC

France presented a proposal in accordance with Article 59(3) and Annex XV of the REACH Regulation (28 August 2009, submission number CC017228-63) on identification of *Lead chromate molybdate sulfate red (C.I. Pigment Red 104)* as a substance of very high concern because of its carcinogenic and toxic for reproduction properties.

The Annex XV dossier was circulated to Member States on 31 August 2009 and the Annex XV report was made available to interested parties on the ECHA website on the same date according to Articles 59(3) and 59(4).

Comments were received by both Member States and interested parties on the proposal.

The dossier was referred to the Member State Committee on 16 November 2009 and was agreed in the written procedure of the Member State Committee with closing date of 27 November

Agreement of the Member State Committee in accordance with Article 59(8):

***Lead chromate molybdate sulfate red (C.I. Pigment Red 104)* is identified as a substance of very high concern because it fulfils the criteria of Article 57 (a) and (c) of Regulation (EC) No 1907/2006 (REACH).**

UNDERLYING ARGUMENTATION FOR IDENTIFICATION OF SUBSTANCE OF VERY HIGH CONCERN

Carcinogenicity:

Pursuant to Annex IV of Commission Regulation (EC) No 790/2009² as of 1 December 2010 *Lead chromate molybdate sulfate red (C.I. Pigment Red 104)* will be listed in Table 3.2 (the list of harmonised classification and labelling of hazardous substances from Annex I to Directive 67/548/EEC) of Annex VI, part 3, of Regulation (EC) No 1272/2008³ as carcinogen category 2⁴, R 45 (May cause cancer).

Therefore, this classification of the substance in Commission Regulation (EC) No 790/2009 shows that the substance meets the criteria for classification as carcinogen in accordance with Article 57 (a) of REACH.

Toxic for reproduction:

Lead chromate molybdate sulphate red (C.I. Pigment Red 104) is listed in Annex VI, part 3, Table 3.2 (the list of harmonised classification and labelling of hazardous substances from Annex I to Directive 67/548/EEC) of Regulation (EC) No 1272/2008 as toxic to reproduction category 1, R61 (May cause harm to the unborn child)⁵.

Therefore, this classification of the substance in Regulation (EC) No 1272/2008 shows that the substance meets the criteria for classification as toxic for reproduction in accordance with Article 57 (c) of REACH⁶.

Reference:

1. Support Document on *Lead chromate molybdate sulphate red (C.I. Pigment Red 104)* (Member State Committee, 27 November 2009)

² Commission Regulation (EC) No 790/2009 of 10 August 2009 amending, for the purposes of its adaptation to technical and scientific progress, Regulation (EC) No 1272/2008 of the of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures (1st ATP).

³ Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures, amending and repealing Directives 67/548/EEC and 1999/45/EC, and amending Regulation (EC) No 1907/2006.

⁴ This corresponds to a classification as carcinogen 1B, H350 in Annex VI, part 3, Table 3.1 of Regulation (EC) No 1272/2008 (list of harmonised classification and labelling of hazardous substances) as amended by the 1st ATP to (EC) No 1272/2008.

⁵ This corresponds to a classification Repr. 1A; H360Df (May damage the unborn child. Suspected of damaging fertility.) in Annex VI, part 3, Table 3.1 of Regulation (EC) No 1272/2008 (list of harmonised classification and labelling of hazardous substances).

⁶ This substance is also mentioned in the 1st ATP which does not change its classification for toxic for reproduction.