

TAXONOMY DELEGATED ACTS

APPENDIX C – GENERIC CRITERIA FOR DNSH TO POLLUTION PREVENTION AND CONTROL REGARDING USE AND PRESENCE OF CHEMICALS

See below the recommendations from SEA Europe concerning Appendix C (Generic criteria for DNSH to pollution prevention and control regarding use and presence of chemicals):

- Delete the last paragraph (option 1 proposed by the European Commission).
- Modify the introductory sentence of Appendix C as follows: *“The activity complies with the provisions of the following legislation”* instead of *“The activity does not lead to the manufacture, placing on the market or use of”*. The current wording makes it impossible for manufacturers to comply with Appendix C, despite the fact that they can legally place these products on the European market. Many of these products are green tech products, hence are enablers for the green transition.
- Introduce exemptions in paragraphs a), b) and c) for cases where there is full compliance with the conditions specified in the regulations referenced in those paragraphs.
- Extend the transition period in paragraph f) from 18 months to 36 months because manufacturers of complex articles usually do not have sufficient information on the presence of substances in components and parts received from their suppliers in complex supply chains, hence need time to collect such information throughout the supply chain.
- Delete *“under controlled conditions”* in paragraph f), as the absence of legal definition of this concept creates uncertainty for companies.