

To the co-registrants of lanthanum trichloride

Subject: Communication on final compliance check decision
Our reference: Rare Earth Consortium
Project number: 30199549
Date: 9 February 2024

Dear co-registrants of lanthanum trichloride,

On 9th of November, the final decision of the lanthanum trichloride dossier has been released by the ECHA (CAS: 10099-58-8, EC: 233-237-5) – see: <http://www.rare-earth-consortium.eu/sites/default/files/substances/lanthanum-chloride-anhydrous/dev-cch-3decfinalregpubliccch.pdf>

Grace as Lead Registrant is currently in the process of fine-tuning its strategy regarding the final decision. This includes discussion on potential disagreement with the content of the final decision as well as discussion on potential future endpoint coverage, which could be:

- Solving reporting issues
- Covering the endpoint or strengthening the endpoint by new available data
- Establishing more comprehensive read across approaches
- Set up or strengthening of weight-of-evidence approaches
- Revision of waivers, where appropriate
- Testing

Please note that the read across approach among the different La substances (which are considered as a category by the ECHA) is currently being revised and may entail testing as well to generate the required evidence.

As Grace as Lead Registrant is still in the process of evaluating the way forward and this way forward may also entail multiple consecutive steps (tiers) depending on the endpoint(s) under consideration, several communications might follow once there is clarity on potential costs that are expected to be incurred (e.g., testing costs, costs incurred for revision or strengthening of the endpoints, waivers, read across, etc.) and would require cost-sharing between all co-registrants in the different tonnage bands.

Impact on LoA costs

The current costs of the LoA per tonnage band already include a provision for future work on the dossier. See: <http://www.rare-earth-consortium.eu/sites/default/files/substances/lanthanum-chloride-anhydrous/may-2017-sief-communication-loas-available-for-lanthanum-chloride-cas-10099-58-8-ec-233-237-5.pdf>

Part of this provision has already been used. The balance will of course be used to finance the abovementioned work on the dossier. Depending on the total cost for this update, the remaining provision may be insufficient. In such case, the cost of the LoA per tonnage band shall be adapted accordingly and an additional invoicing to all the co-registrants can be deemed necessary.

The deadline provided by ECHA to comply with the requirements is 16th of August, 2027.

If you have any urgent questions, please contact the Rare Earth Consortium using the Consortium mailbox mentioned below.

With kind regards,
Arcadis Belgium nv/sa, for the Rare Earth Consortium

Contact: Rare Earth Consortium mailbox
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