

Did you miss the DUIN deadline (27/10/2021)? Don't Panic



UK REACH Late DUIN is Still Possible

According to UK REACH, GB based downstream users and distributors under EU REACH are able to notify Health and Safety Executive (HSE) regarding the substances that they wish to continue importing into GB from the EU. The **Downstream User Import Notification (DUIN)** must be made within the first 300 days after the end of the transition period. The deadline on **27 October 2021** for DUIN submission is over.

However, based on the latest information from HSE, late DUIN is still possible. Companies who are eligible for DUIN, can still notify their substances via DUIN under UK REACH, if they import EU REACH registered substances into GB at or above one tonne per year.

Furthermore, UK Defra (Department for Environment Food & Rural Affairs) has committed to exploring alternative arrangements for transitional registrations including extending deadlines to provide full registration data. To facilitate this, the current deadlines have been extended by 3 years to 27 October 2026, 27 October 2028 and 27 October 2030 depending on tonnage and toxicity of the substances.

When is the late DUIN deadline?

Currently HSE does not set a deadline for late DUIN, recommends strongly that the companies shall submit their late DUIN as soon as possible, if eligible to do so.

Who can submit the late DUIN?

- GB based importers (previous GB based downstream users and/or distributors under EU REACH); or
- GB based Only Representative (OR) appointed by non-GB based manufacturer/formulator/article producer, on behalf of their GB based importers. In such case, the GB based importers in the same supply chain are regarded as downstream users under UK REACH and therefore do not have to submit DUIN their own.

Which substances are eligible for the late DUIN?

In order to be eligible for the late DUIN, the imported substance must have been imported from the EU/EEA and be covered by an existing EU REACH registration or if the import was from outside the EU/EEA it was being covered by an EU-based OR. Additionally, the downstream use of the substance in GB must have occurred in the two years leading up to the end of the transition period, i.e., from 1 January 2019 to 31 December 2020 inclusive.

Which shall be notified lately, substance itself or mixture?

Under UK REACH only substances should be notified, not mixtures. Companies need to consider the individual substances within those mixtures and calculate if any will be imported into GB at or above one tonne per year.

Our late DUIN Service for you

If you (as non-GB based company who holds a valid EU REACH registration) have an existing business in GB (during the period 2019 to 2020), we will gladly provide you with advice and support for gathering all relevant data for a quickest late DUIN. Our recommendation:

- ✓ List all substances that you will continue to export to GB;
- ✓ Calculate the tonnage band based on your existing/current business;
- ✓ Prepare for the data/information which is required for the late DUIN, e.g. substance identification data;
- ✓ Enrich your knowledge on UK REACH;
- ✓ Communication in the supply chain (direct and indirect export to GB).

We are looking forward to answering your questions and ensure that we are helpful in every possible way.