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# Material Compliance Guideline

## Guideline for ensuring material compliance requirements

**Version 1.00 from 29.03.2023**

This document supersedes Material Compliance Standard WN 401

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## List of abbreviations

CoRAP ..... *Community Rolling Action Plan*  
ECHA.....*Europäische Chemikalienagentur*  
EPA ..... *Environmental Protection Agency*  
PBT.....*Persistent, Bioakkumulativ, Toxisch*  
POP .....*Persistente organische Schadstoffe*  
REACH....*Registration, Evaluation, Authorisation of Chemicals*

RoHS *Restriction of (the use of certain) Hazardous Substances in electrical and electronic Equipment*  
SCIP. *Substances of Concern In articles as such or in complex objects*  
SVHC.....*Substances of Very High Concern*

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## 1 Purpose and scope of application

The purpose of this guideline is to define the legal, customer-specific and internal requirements of Weitmann & Konrad GmbH & Co. KG (hereinafter: WEKO) and thus to ensure the material compliance of our products.

This document is a compilation of the legal requirements. If any changes in the law are not yet reflected in this guideline, this does not release our suppliers from the obligation to take these changes in the law into account and to comply with these requirements. The supplier is obliged to check the validity of the guideline and the legal requirements on his own responsibility and on a regular basis.

This document supplements our purchasing conditions as well as the quality assurance agreements concluded with you. By accepting the order, the supplier accepts the requirements of this guideline.

The guideline will be made available on our homepage. Our suppliers are obligated to regularly check that the guideline is up to date; there is no automated notification in the event of an amendment to the guideline. The validity of the previous version expires with the publication of the current version.

In the event of contradictory requirements of contractual specifications, official or statutory guidelines, ordinances or laws, the stricter specification shall always apply, regardless of whether it is based on a contract, ordinance or law.

## 2 Contact person

If you have any questions, please contact your contact person or the following mail address:  
[mc@weko.net](mailto:mc@weko.net)

## 3 Prohibited substances and substances to be regulated <sup>1</sup>

### 3.1 CLP (Verordnung (EG) Nr. 1272/2008)

The CLP Regulation contains uniform requirements for the classification, labeling and packaging of chemical substances and mixtures according to the Globally Harmonized System of the United Nations (GHS). Companies must properly classify, label and package hazardous chemicals before marketing them.

To protect our employees and customers, the requirements of the regulation and its 8 annexes must be followed.

*Here* you will find the requirements for classification, labeling and packaging of chemical substances and mixtures..

### 3.2 POP (Regulation (EU) 2019/1021)

Persistent organic pollutants (POPs) are organic substances that persist in the environment, accumulate in living organisms and pose a risk to our health and the environment.

In order to fulfill our obligations, among others according to the POP Waste Monitoring Ordinance, it is therefore important for WEKO to be informed about such substances.

#### 3.2.1 Annexes of the POP Ordinance

Substances in:

- Annex I of the Ordinance are subject to a ban (with specific exemptions) on production, placing on the market and use;
- Annex II of the Regulation is subject to restrictions on manufacture, placing on the market and use;
- Annex III of the regulation is subject to release reduction provisions; and
- Annex IV of the regulation is subject to waste management provisions.

Note that some substances listed in Annex I may be subject to specific exemptions for the prohibition of their use, production and placing on the market.

*Here* you will find all substances currently listed in the relevant annexes of the POPs Regulation.

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<sup>1</sup> All EU regulations and directives can be found at [eur-lex.europa.eu](http://eur-lex.europa.eu).

### 3.3 REACH (Regulation (EG) Nr. 1907/2006)

The REACH regulation serves to protect human health and the environment from risks that can arise when handling chemicals.

#### 3.3.1 Annex XIV - List of Substances Subject to Authorization

Substances that are transferred from the list of substances of very high concern to Annex XIV of the REACH Regulation are subject to a process, at the end of which the substances are subject to authorization. After a transitional period, the substance may only be used with an authorization or its use is banned.

The current Annex XIV can be found [here](#).

#### 3.3.2 The current Annex XIV can be found

Substances listed here may only be used within the scope of the exceptions and time limits listed there.

The current Annex XVII can be found [here](#).

### 3.4 RoHS (Directive 2011/65/EU)

The RoHS Directive 2011/65/EU restricts the use of certain hazardous substances in electrical and electronic equipment. Depending on the intended use, the materials must comply with the requirements of Directive 2011/65/EU.

It is implemented in Germany by the Electrical and Electronic Equipment Substances Ordinance. Annex III lists exceptions to the substance restrictions.

#### 3.4.1 Substance regulations

For regulated substances, a tolerated maximum concentration by weight applies in homogeneous materials.

With the Delegated Directive (EU) 2015/863, Annex II of the RoHS Directive is extended by 4 substances.

Substanzgruppen	toleriertes Konzentrationsmaximum
Cadmium (Cd)	0,01 %
Lead (Pb)	0,10 %
Butyl benzyl phthalate (BBP)	
Cadmium (Cd)	
Di(2-ethylhexyl) phthalate (DEHP)	
Dibutyl phthalate (DBP)	
Diisobutyl phthalate (DIBP)	
Polybrominated biphenyls (PBB)	
Polybrominated diphenyl ethers (PBDE)	
Mercury (Hg)	
Hexavalent chromium (Cr6+)	

## 3.5 Packaging Directive (Directive 94/62/EC)

The Packaging Directive aims primarily to prevent waste from packaging and to recycle unavoidable waste. All packaging and packaging waste, regardless of the material, must comply with the requirements of the EU Packaging Directive 94/62/EC and all supplementary directives (amendment of the Packaging Directive).

## 3.6 WEEE- Directive (Directive 2012/19/EU)

The WEEE Directive regulates the separate collection and recycling of waste electrical equipment. The amendment of 2021 takes into account B2B devices.

It is implemented in Germany by the Electrical and Electronic Equipment Act (ElektroG).

## 4 Substances subject to declaration

### 4.1 Conflict minerals

Conflict minerals are tantalum, tin, gold and tungsten mined in conflict and high risk areas. In the EU, the requirements of EU Regulation 2017/821 must be met.

All suppliers are therefore obligated to immediately report to WEKO any use, discovered use, or indications of possible use of conflict minerals in supplied parts, components, materials, or products.

We are aware of our responsibility, which is why the use of conflict minerals, regardless of concentration, must be approved by WEKO.

### 4.2 SCIP database

The Waste Framework Directive, amended in 2018, requires that from 05 January 2021, any supplier of articles with SVHC concentrations greater than 0.1% by mass must report this to ECHA.

### 4.3 SVHC Candidate List

According to Article 33 of Regulation 1907/2006/EC (REACH), each supplier of an article is obliged to notify WEKO without request of all SVHC substances contained therein with a concentration greater than 0.1% mass percent (w/w), which are published on the candidate list of the Regulation.

This applies to substances of very high concern in components, spare parts, packaging and accessories. If an article delivered to WEKO falls under these requirements, the supplier is requested to provide the information. This also applies if such a substance is only added to the candidate list during the supply relationship. This list is constantly updated. Every supplier is obliged to inform himself regularly about the update of the list.

The candidate list can be found [here](#).

## 5 Further requirements

### 5.1 Safety Data Sheet

A safety data sheet is an important part of the supply chain communication for hazardous substances or mixtures. The requirements for the format and content of a safety data sheet are contained in Annex II of Regulation 1907/2006/EC (REACH).

An up-to-date safety data sheet must be supplied with every order. WEKO prefers an electronic transmission to the following e-mail address: [weko-sicherheit@weko.net](mailto:weko-sicherheit@weko.net).

Safety data sheets must, according to Art. 31 (9), be updated without delay if

- new information is available that may have an impact on risk management measures,
- an authorization has been granted or refused
- a restriction has been issued.

This updated version shall be made available to WEKO without delay.

### 5.2 TCSA (Toxic Substances Control Act 1976)

The Toxic Substances Control Act 1976 is a federal law of the US chemical regulation for the control of hazardous substances, which the EPA is charged with implementing.

A duty to inform arises from the Act 40 CFR Part 751, which is comparable to Article 33 of the REACH Regulation.

In addition to the substances, this regulation also applies to all occurrences of the same in mixtures or products.

#### 5.2.1 Regulation PBT Chemicals under TSCA Section 6(h)

In December 2020, EPA published final regulations under the Toxic Substances Control Act (TSCA) to reduce exposure to five persistent, bioaccumulative, and toxic chemicals.

Chemical	CAS No.	current EU regulated
Decabromodiphenyl ether Decabromodiphenyl ether Deca BDE	1163-19-5	REACH Annex XVII Entry 67, RoHS
Phenol, isopropylated phosphate 3:1 Phenol, isopropylated phosphate (3:1) PIP 3:1	68937-41-7	REACH CoRAP
2,4,6-Tris(tert-butyl)phenol 2,4,6-Tris(1,1-dimethylethyl)phenol 2,4,6-TTBP	732-26-3	REACH CoRAP
Hexachlorobutadiene Hexachlorobuta-1,3-diene Hexachlorobutadiene HCBd	87-68-3	POP
Pentachlorothiophenol Pentachlorobenzenethiol PCTP	133-49-3	

The substance evaluation table from the EU Action Plan (CoRAP) can be found [here](#).





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## 6 Change history

V1.00	29.03.2023	1st version of the document created and published
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