



## **BREXIT FOR NON-EU COMPANIES AND CONSORTIA**

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## ABOUT ANTHESIS

Anthesis is a specialist global sustainability services and solutions provider founded on the belief that sustainable business practices are at the heart of long-term commercial success.

We develop value-driven sustainability strategy which is underpinned by technical experience and delivered by innovative, collaborative teams across the world. We not only develop solutions for clients, but act as a delivery partner too.

We combine the reach of big consultancies with the deep expertise of our practice leaders from across the globe.

Anthesis brings together expertise from countries around the world.

**Pronunciation:** /an'θi:sis/ [an-thee-sis]

**Noun:** BOTANY; Greek; the flowering period of a plant, from the opening of the flower bud.

# OUR GLOBAL PRESENCE

Anthesis brings together expertise from countries around the world and has offices in the US, Canada, UK, Ireland, Germany, Sweden, Finland, Middle East, China and the Philippines. We have a track record of pioneering new approaches to sustainability.

## At a glance

- Launched in March 2013 to meet market demand for an international firm whose core business is providing commercially relevant sustainability services.
- Over 210 staff globally, growing through organic and acquisitive growth
- We blend Consulting, Technology (software development), and Managed (outsourced) services
- We currently rank 8<sup>th</sup> in The Sunday Times Lloyds SME Export Track 100
- In the London Stock Exchange Group's 100 Companies to Inspire Britain 2017



## SPOTLIGHT ON SUSTAINABLE CHEMISTRY SERVICES



- Anthesis-Caleb has 20 years of consultancy experience in the chemical regulatory space
- Compliance: assist companies with the maze of national and international chemical regulations to ensure they are compliant in the countries and regions they do business.
- Issue Management: seeking to ensure a proportionate response to the issues raised by the presence of chemicals of concern in products, processes and supply chains.
- Approach: work with industry, regulators and other stakeholders to develop a consensus way forward based on knowledge of hazards, exposures, alternatives and barriers to substitution.
- Anthesis-Caleb's roles



# ONLY REPRESENTATIVE

## FACTS AND CHALLENGES



- Some statistics
  - 24% of all Registrations are submitted by Only Representatives<sup>1</sup>
  - 39% of all OR registrations are made by British Companies<sup>2</sup>
- Options?
  - The UK OR – establish or transfer clients to an affiliate based within EU-27
  - The non-EU companies – transfer to a non-UK OR
- Today there is a mechanism for a non-EU company to transfer from one OR to another
- Challenge
  - But what happens if your customers are in both the UK and EU-27?



<sup>1</sup> ECHA, August 2017

<sup>2</sup> Oral Evidence to the Environmental Audit Committee

# CONSORTIA

## FACTS AND CHALLENGES

- Huge variation in their size and number of substances handled
  - Representation from global companies, ORs and SMEs
  - Things in common
    - Investment in test data, dossier preparation & dossier updates
    - Ongoing discussions about the cost-sharing arrangements
  - Challenge
    - Data holders will still be data-holders, but what about the dossier?
    - What if the lead registrant is a UK-based legal entity?
    - How are the consortia and SIEF agreements written?
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# FURTHER CHALLENGES AND CONCERNS

## ONLY REPRESENTATIVES, CONSORTIA, REGISTRANTS

- Preparations for the 2018 registration deadline continues apace, but which legal entity should you use?
  - Manufactures have no choice who can register
  - Companies in EU could change their supply chain, but there are risks
- What implications does Brexit have on the validity of existing registrations and authorisations?
- Implications of on-going ECHA decisions?



# WISHES AND ASKS

## ONLY REPRESENTATIVES, CONSORTIA, REGISTRANTS

- March 2019: the UK is no longer a member of the EU
    - Registrations and authorisations should be transferred/duplicated and have continued validity in both UK and EU-27
  - 2019 and beyond
    - Provide access to EU-27 and for those in EU-27 to the UK
      - Mechanisms to maintain dossier quality
      - Minimise dossier duplication
    - Are there opportunities for divergence (e.g. SEA aspects)?
  - **Industry needs clarity; not just for March 2019, but beyond**
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