

LANXESS Deutschland GmbH / 51369 Leverkusen, Germany

TO WHOM IT MAY CONCERN

REACH

Ladies and Gentlemen,

Comprehensive information on REACH please find on our web site <http://corporate.lanxess.com> under Company/ Sustainability/ REACH.

For more specific inquiries on REACH you are welcome to contact our central REACH implementation team via reach@lanxess.com.

Please find below our statement on all products supplied by LANXESS:

The European REACH regulation [VO (EC) No 1907/2006] on the Registration, Evaluation, Authorization and Restriction of Chemicals provides for the registration of substances that are already being marketed in the European Union, and stipulates transition periods of between 3¹/₂ and 11 years. One requirement for making use of these transition periods is that the substances are pre-registered by December 1, 2008.

This letter is to inform you that LANXESS has pre-registered by the set date all the substances it currently has on the market that require registration.

The registration deadlines for pre-registered substances differ and are linked to the quantities of the substance produced or imported per manufacturer/importer. The basic registration deadline data are as follows:

November 2010

- for all substances in quantities > 1,000 (metric) tons per year
- for environmentally hazardous substances with an N classification (R50/53)*, from 100 tons per year
- for CMR* classified substances (cat. 1 and 2), from 1 ton per year

May 2013

- for other substances in quantities of 100 to 1,000 tons per year

May 2018

- for other substances in quantities of 1 to 100 tons per year

November 14, 2008

LANXESS Deutschland GmbH
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VAT ID no. DE 814 000 384

From the legal point of view, REACH will therefore not restrict the availability of LANXESS products before December 2010.

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However, LANXESS reserves the right to thoroughly examine its entire product portfolio with respect to REACH. We will of course inform you in good time if this examination should lead us to make any changes in our product range.

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Polymers are exempt from the obligation to register

... regardless as to whether they are used. But the monomers forming the polymer have to be registered by the monomer manufacturer or importer as follows.

An importer of a polymer has to register the monomer substances (forming the polymer) equal or above 2 % weight by weight if the total quantity of such monomer substance makes up 1 metric ton or more per year.

Additives used for the polymer products (e.g. release agents, colorants) have to be registered too if the imported quantity of such additives sums up to 1 metric ton or more per year. LANXESS is therefore only using raw materials for the production of polymer products, which are registered by its manufacturer or importer.

As the polymers are exempt from the obligation to register and preparing of exposure scenarios is not requested, we do not need information on the use of the supplied polymer products.

Safety Data Sheets under REACH

With the entry into force on June 1, 2007 of REACH, the generation of safety data sheets became subject to new rules, and the previously valid Directive on safety data sheets 91/155/EC will no longer apply.

However, only certain changes need to be made to the content of the safety data sheets:

- Under REACH, the information regarding composition or components must be stated in Chapter 3 (Chapter 2 under the previous regulations).
- Any possible hazards should be noted in Chapter 2 (Chapter 3 under the previous regulations).
- The e-mail address of the expert who is responsible for the safety data sheet should be given.
- The safety data sheet must (in the case of substances classified as hazardous that require labelling) contain an exposure scenario as an annex, if a chemical safety report is compiled.

Transitional deadlines for changes of Safety Data Sheets are not defined in the REACH Regulation. In accordance with Article 31 (9) of the REACH Regulation, the Safety Data Sheet must be updated immediately if new information on the

hazard becomes available, risk management measures are modified or the status of the chemical substance changes.

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For purely formal reasons it is not necessary to modify the safety data sheets. Our safety data sheets therefore will be adapted only in such case, updating would be required in line with Article 31 (9) of the REACH Regulation. The safety data sheets for new products, we are generating according to the format prescribed in Annex II, anyway.

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This interpretation is justified, as the requirements regarding the contents of the existing safety data sheet comply with the requirements in the REACH Regulation.

Please pass on this Info-Mail to all employees within your organization who are involved with REACH or with LANXESS products.

Please let us know if you require any further information.

Yours sincerely,
LANXESS Deutschland GmbH



Xandra Haslinger

Environmental & Quality Stewardship / REACH
Ion Exchange Resins Marketing

- * N (R50/53): dangerous for the environment, very toxic to aquatic organisms, may cause long-term adverse effects in the aquatic environment
- * CMR: carcinogenic, mutagenic, reprotoxic

This information and our technical advice – whether verbal, in writing or by way of trials – are given in good faith but without warranty, and this also applies where proprietary rights of third parties are involved. Our advice does not release you from the obligation to check its validity and to test our products as to their suitability for the intended processes and uses. The application, use and processing of our products and the products manufactured by you on the basis of our technical advice are beyond our control and, therefore, entirely your own responsibility. Our products are sold in accordance with the current version of our General Conditions of Sale and Delivery.