



**Information to our customers - TSCA
(Per 40 CFR 751, Regulation of Certain Chemical Substances & Mixtures, Under
TSCA Section 6)**

Dear Sir or Madam,

We want to inform you about a mandatory regulatory requirement called 'Toxic Substances Control Act of 1976', which is applicable to our Eppendorf products delivered to the United States of America (USA).

The Toxic Substances Control Act of 1976 (TSCA) regulates the manufacturing, import, distribution, use, release, and disposal of new and existing chemicals in U.S. commerce.

- TSCA is the primary U.S. chemicals management law.
- The Environmental Protection Agency (EPA) can use TSCA to restrict the use of existing substances.

In 2016, TSCA was recast as the Frank R. Lautenberg Chemical Safety for the 21st Century Act, also known as the Lautenberg Chemical Safety Act.

EPA published five final rules on January 6, 2021 with different compliance periods regarding the chemicals shown below.

- Phenol, isopropylated phosphate (3:1) (PIP 3:1), a phosphate-ester flame retardant, anti-wear additive, and plasticizer, CAS 68937-41-7.
- Decabromodiphenyl ether (DecaBDE), a brominated flame retardant, CAS 1163-19-5.
- 2,4,6-tris(tert-butyl) phenol (2,4,6-TTBP), a lubricant and fuel additive, CAS 732-26-3.
- Hexachlorobutadiene (HCBD), a chlorinated hydraulic, heat transfer, or transformer fluid, CAS 87-68-3.
- Pentachlorothiophenol (PCTP), a chlorinated plasticizer, CAS 133-49-3.

However, the EPA issued a 180-day "no action assurance" (NAA) memorandum¹ on 8 March 2021, pausing enforcement on prohibition for the processing and distribution in commerce of PIP (3:1) for use in articles including PIP (3:1)-containing articles. This was due to the EPA having received many stakeholders' comments e.g. those from the electronic and electrical manufacturing industry who raised significant concerns about this prohibition, asking for an extension of the compliance date to help them clear existing stocks, find and certify alternative chemicals, produce or import new articles without PIP (3:1).

With this letter we want to inform our customers about the emerging prohibition of the mentioned chemicals and the transition period of PIP (3:1).

¹ https://www.epa.gov/sites/production/files/2021-03/documents/oeca_naa_tsca_pip_3-1_rule_3_8_21.pdf

As an expert partner offering high-quality, high-performance products, systems and services, Eppendorf AG is committed to providing compliant, safe products for our customers. According to our Code of Conduct for Suppliers, environmental protection is an integral part of our procurement activities. Material Compliance is therefore part of our supplier specification. The Eppendorf Group evaluates their supply chains on an ongoing basis.

At Eppendorf, we expect that our suppliers comply with all applicable national statute. Eppendorf has informed our suppliers about the requirement and requested them to issue us timely with appropriate conformity. If there is a deviation from the requirements by any of our suppliers, we will inform our customers expeditiously.

Yours sincerely,

Lutz Metterhausen



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Eppendorf AG
Head of Global Regulatory Affairs