

Bauer Gear Motor GmbH

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Your Message

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Dear Business Partner

**Use of substances (chemicals) in products¹,
in this case: geared motors and their spare parts**

Products of Bauer Gearmotor GmbH (hereinafter referred to as "Bauer") are members in a supply chain and are thus subject to the relevant regulations of the European law regulating chemicals in terms of their ingredients. Bauer asks its suppliers to comply with these regulations.

Bauer ensures that any modifications, extensions and intensification of existing and possibly new use prohibitions and restrictions on use are noted in the relevant rules and standards and Bauer need not be asked by the client to do so. Therefore, Bauer asks to desist of relevant inquiries, e.g. in case of extension of the "Candidate List of Substances of Very High Concern for Authorisation".

- The legislation regarding use prohibitions, restrictions on use of substances (chemicals) in products (**REACH² Annex XVII**) are respected by Bauer. Bauer uses no substances that are subject to authorization according to the REACH Annex XIV. If applicable, the above mentioned restrictions apply as observed, if the specified limit is met³. Material limits are met also in the packaging used by Bauer⁴.
- **Registration requirements** according to REACH: Bauer does not provide non-registered substances but substances that are subject to registration, along with the products. Bauer shall in no event take over registrations.
- Currently, Bauer does not use **substances in its products** that are released under normal or reasonably foreseeable conditions of use in accordance with Article 7 (1) of REACH. This means that the obligations in accordance with Article 7 are omitted in connection with such substances.

¹ The term "product" as used herein corresponds to the definition of Regulation (REACH) Article 3 (3). Product is the product supplied by Bauer as a whole.

² Regulation (EC) No. 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and cancelling the Council Regulation (EEC) No. 793/93 and Commission Regulation (EC) No. 1488/94, Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC - REACH regulation - in the current version

³ If no limit > 0 is specified in the above mentioned rules and regulations related to substance bans, restrictions and declaration requirements or there are other not analytically verifiable formulations, the requirement is considered to have been met if the substance in question is not detectable using industry-standard analysis methods (below the operating range of the measuring method). The claim shall be considered complied with if materials appear only as customary or normal superficial impurities.

⁴ Directive 94/62/EC of the European Parliament and of the Council of 20 December 1994 on packaging and packaging waste with Directive 2004/12/EC of the European Parliament and of the Council of 11 February 2004 amending Directive 94/62/EC on packaging and packaging waste

- Bauer does not use any SVHC substances according to Article 57 of REACH⁵, which are published as "**candidates**" according to Article 59 (10) of ECHA^{6 7}, in a concentration above 0.1% (w/w) based on the product placed on the market by Bauer. If in special cases it is not possible or it is difficult to avoid the application, the customer shall be informed in due time and without being asked.
- Bauer supplies only products with a material composition that complies with the so-called **RoHS II Directive**⁸, regardless of whether the application of these rules and standards is necessary for the delivered products or not. Variations require an explicit agreement.

Other substance prohibitions or restrictions on use that apply only in special cases are met only if the customer provides such a request when ordering.

Declarable substances in accordance with IMO regulations⁹ for use in shipbuilding are not prohibited at this place and their use can not be excluded a priori, unless there are substances which are not used (may not be used) on the basis of other, previously mentioned legislation. Declaration statements in accordance with "Green Passport" (MEPC197 (62)) must be requested by the customer.

Other declaration obligations or restrictions that the customer would like to or must meet, for example from non-European legislation, must be clarified in advance with Bauer.

In case you would have any queries, please do not hesitate to contact us on peter.cagan@bauergears.com.

⁵ Substances of Very High Concern, particularly worrying substances

⁶ European Chemicals Agency, Helsinki

⁷ <http://echa.europa.eu/web/guest/addressing-chemicals-of-concern/authorisation/substances-of-very-high-concern-identification/candidate-list-of-substances-of-very-high-concern-for-authorisation>

⁸ 2011/65/EU of the European Parliament and the Council of 8 June 2011 on the restriction of certain hazardous substances in electrical and electronic equipment (new formulation) (OJ No. L 174 of 01.07.2011 p. 88), replaced by "RoHS II", Directive 2011/65/EU of the European Parliament and the Council of 8 June 2011 on the restriction of certain hazardous substances in electrical and electronic equipment (new formulation) (OJ No L 174 of 01.07.2011 p. 88, calc 2012 L 209, p. 18):

Electrical and electronic equipment, including cables and spare parts may be marketed only if the maximum permissible concentrations of the following substances shall not exceed 0.1 percent by weight of lead, mercury, hexavalent chromium, polybrominated biphenyls (PBB) or polybrominated diphenyl ethers (PBDEs) per homogenous material or 0.01 percent by weight of cadmium per homogeneous material.

⁹ IMO Resolution A.962(23) Adopted on 5 December 2003 (Agenda item 19) IMO GUIDELINES ON SHIP RECYCLING in connection with MEPC62/24 ANNEX 3 RESOLUTION MEPC.197(62) Adopted on 15 July 2011; 2011 GUIDELINES FOR THE DEVELOPMENT OF THE INVENTORY OF HAZARDOUS MATERIALS