

Part 1 Exemptions for Categories 8 and 9 Equipment

A. General requirement

JBCE member companies producing equipment covered by the WEEE categories 8 and 9 fully support the conclusions and recommendations of the relevant ERA report¹. Importantly, the study behind the report was carried out on the basis of the existing exemptions. Therefore, category 8 & 9 equipment that will be ROHS compliant in near future will include hazardous substances which are exempted now. It would be impossible to change the design in the short term so that the equipment did not contain the currently exempted hazardous substances.

Indeed, category 8 and 9 equipment differs markedly from equipment covered by the other eight WEEE categories (see pp 27-33 of ERA report). For example, many types of equipment are safety critical and technically demanding, and it therefore takes a much longer time to evaluate substitutes. Furthermore, this type of equipment is produced in relatively small quantities, but the diversity is great. Checking the chemical content of all parts from the complete supply chain is more time-intensive than is the case with equipment covered by the other WEEE categories. Finally, category 8 and 9 equipment typically has a very long lifetime, lifecycle, and development time.

JBCE therefore proposes that equipment covered by categories 8 and 9 should be considered separately in the study of the need to maintain or withdraw existing exemptions.

B. Specific requirements

The following items are application specific and they are essential for the corresponding products/product groups (we need much longer time for exemption than mentioned in A):

- 4. Mercury in other lamps not specifically mentioned in this Annex
- 13. Lead and cadmium in optical and filter glass

Attached you will find the technical data and detailed discussion concerning each individual item.

Part 2 Exemptions for Questionnaires

Please refer to following attachments with regards to Exemption No. 3, 4, 5, 7(a), 7(c) and 13.

¹ ERA Report 2006-0383 "Review of Directive 2002/95EC (RoHS) Categories 8 and 9" http://ec.europa.eu/environment/waste/pdf/era_study_final_report.pdf