

REACH information

Registration, Evaluation and Authorization of Chemicals

Scotts

is growing to

REACH

Information Letter n°2 : PRE-REGISTRATION PHASE : WE DID IT !

On the 1st of November 2008 Scotts is "100% REACH compliant" : this means that Scotts has fulfilled its obligations under REACH before the end of the first step of the regulation : the pre-registration phase.

- REACH Team has contacted 100 % of Scotts suppliers and subcontractors.
- 100 % of the Raw Materials Scotts purchased have been checked.
- 100 % of the Raw Materials purchased or imported should be pre-registered under REACH by the 1st of December.
- 100 % of the Finished Products have been assessed to know which contain Substances of Very High Concern (SVHC), as defined in REACH, and we will continue to monitor this.

NEXT STEPS

→ 1- Follow up on pre-registration : On the 1st of January 2009, ECHA will make public the list of all pre-registered substances. The REACH Team will verify that all the Raw Materials used by Scotts are on this list. Unfortunately, a commitment to pre-register does not guarantee pre-registration, so this will need to be verified by the REACH Team. After the pre-registration our suppliers will be contacted for their substances' pre-registration number.

Scotts purchases **370 Raw Materials (RM)** from SAP and QAD Suppliers, the REACH Team will have to follow up on **243 Raw Materials** ■ ; the other **127 Raw Materials** ■ are exempted as they are natural and not chemically modified products. Also, Scotts purchases **715 Finished Products (FP)** from SAP and QAD Subcontractors and the REACH Team will again have to follow up on the compliance of **521 Finished products** ■ (**194 Finished Products** ■ are exempted).

So in total, Scotts purchases 1085 Raw Materials or Finished Products of which **764 will require tracking and management** (243 + 521) after the end of the pre-registration phase and eventually through to making sure Scotts' uses of the Raw Material are supported in the registration process.

Scotts is also an importer of several Finished Products (Poly S, Miracle-Gro Singles) and Raw Materials, due to this we had to pre-register **9 Substances** ■. This additional responsibility beyond being a down-stream user means members of the REACH Team will have to attend several Substance Information Exchange Fora (SIEF) dedicated to the support and registration of the substances Scotts has pre-registered.

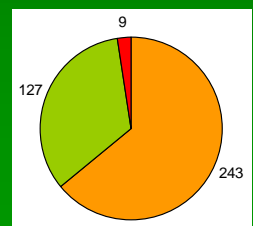
→ 2- Check the REACH compliance of any new Raw Material or new Supplier : From the 1st of November 2008, every new Raw Material and third party Finished Product (SAP & QAD) will have to be REACH qualified before the code creation and prior to the use of the RM (please follow the process by using NMRF Form for SAP & NPR Form for QAD).

→ 3- Go live REACH Access Database : From the 1st of January 2009, appropriate Scotts' employees will have full access to the Database and a lot of information on the Raw Materials, the Formulations and the Suppliers : Material Safety Data Sheet, Technical Data Sheet, Specification signed between Scotts and the supplier, heavy metal content etc.

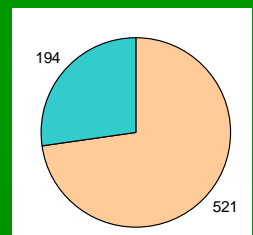
→ 4- Continue customer support : REACH Team will continue to answer customer's enquiries in a timely fashion.

→ 5- Design a preferred list of Raw Material and supplier : With the formulators' help the REACH Team will design a REACH catalogue of the Raw Materials that should be considered first to develop a new formulation.

→ 6- REACH as an advantage : Identification of Scotts' products containing no SVHCs (probably more than 95% of products) could offer us the chance to communicate our good stewardship and possibly gain some marketing differentiation.



370 RM purchased



715 FP purchased

OUR REACH VISION

- Make sure we fully comply to the regulation
- Scotts long term aim is to minimize our use of SVHC thereby demonstrating our real concern for human health and the environment

