

December 1, 2010

## Momentive Performance Materials Statement on REACH and CLP

Dear Valued Customer:

Momentive Performance Materials GmbH and its affiliates are dedicated and fully committed to the successful implementation of Regulation (EC) No 1907/2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) as well as Regulation (EC) No 1272/2008 on the classification, labelling and packaging of substances and mixtures (CLP) and their amendments and updates.

This letter is to assure you that all necessary measures have been taken to comply with the legislation now and in the future, as well as to answer the most commonly asked questions regarding REACH and CLP.

For more information on REACH and CLP, please consult the ECHA website at <http://echa.europa.eu/>.

### Products purchased from Momentive Performance Materials outside the European Economic Area (EEA)

- 1) Customers who buy products from Momentive Performance Materials outside the EEA and subsequently wish to import into the EEA are obligated by REACH to manage their own obligations under REACH and CLP.
- 2) Should you need assistance or information regarding the import of Momentive Performance Materials' products into the EEA, please contact [REACH@momentive.com](mailto:REACH@momentive.com).

### Pre-registration

- 1) Momentive Performance Materials GmbH and/or its affiliates have pre-registered all substances that Momentive Performance Materials currently manufactures in the EEA or imports into the EEA and which are subject to the registration obligations under REACH.
- 2) Actual registration deadlines of our pre-registered substances and pre-registration numbers are not useful to Momentive Performance Material's customers and are confidential business information. Accordingly, Momentive Performance Materials does not disclose such information.

### Registration

- 1) Momentive Performance Materials GmbH and/or its affiliates have successfully registered all substances that are manufactured or imported by Momentive Performance Materials in the EEA and that were due to be registered on November 30, 2010.
- 2) Momentive Performance Materials has an established program for complying in the future with REACH and currently intends to register all substances that are integral parts of Momentive Performance Materials' current and future products and the respective applications of which we are aware..

Momentive Performance Materials reserves the right to make changes to its product portfolio, but will take all commercially feasible steps to inform the customer well in advance and work with the customer to identify suitable alternative products.

#### Identified and registered uses

- 1) Momentive Performance Materials will communicate on a regular basis with its customers and suppliers about registration updates and registered uses.
- 2) Provided that our customers report their specific uses and the associated exposure data of our products in time, Momentive Performance Materials will review such applications and, if required and appropriate, include such applications in the Chemical Safety Assessment and Chemical Safety Report. Momentive Performance Materials does not require its customers to disclose end uses of Momentive Performance Materials products. Customers whose uses are not sufficiently reflected should review the REACH requirements for downstream users.

#### Substances of very high concern (SVHC)

- 1) Momentive Performance Material's goal is to limit to a minimum the production and import of products containing any substances that are considered SVHC under REACH.
- 2) If you require detailed, product-specific confirmation whether the products you are buying contain any SVHC, please send e-mail to [REACH@momentive.com](mailto:REACH@momentive.com).

#### CLP Notification

- 1) Momentive Performance Materials either filed CLP Notifications or submitted REACH Registrations for substances sold or imported by Momentive in the EEA. This included "Classified" EU Polymers. Notification was not required for non-Classified Polymers.
- 2) For Substances listed in Annex VI of the CLP, Momentive Performance Materials' CLP Notification was identical to the Annex VI listing.
- 3) For some of the 2010 registrations, a detailed hazard assessment by the Lead Registrant indicated that the current CLP Annex VI classification cannot be supported due to certain data/facts. Momentive Performance Materials has submitted the new proposed classification to the ECHA within the registration dossier.
- 4) The CLP classification and labelling will be included on the SDS and the hazard labels for substances and mixtures.

#### REACH contact

If you have additional questions about the REACH policies and processes of Momentive Performance Materials, please contact:

<b>Felix Send</b>	Momentive Performance Materials
REACH Customer Support Engineer	Chempark, Gebäude T 39
+49 214 30 67340	51368 Leverkusen
<a href="mailto:REACH@momentive.com">REACH@momentive.com</a>	Germany
<a href="http://www.momentive.com/Internet/Corporate/REACH">http://www.momentive.com/Internet/Corporate/REACH</a>	

We strive to inform our customers to the best of our ability.

Sincerely

Dr. Robert Gnann  
Senior Vice President and Managing Director EMEA & India

i.A. Ralf Maecker  
Global REACH Manager