

Forum's achievements since last open session

Szilvia Deim

Chair of the Forum

Forum for Exchange of Information on
Enforcement

Where were we at Forum-13?

- We had the preliminary results of REF-2
- We were before the operational phase of REF-3
- We had the preliminary results on our pilot project on restriction (PAH in tyres)
- We had some preliminary results of our pilot project on intermediates
- We were to launch a „project“ on analytical methods in relation to Annex XVII

REF-2 final results are published

- Main findings of REF-2:
 - Improvement in the availability of SDS – compared to REF-1 (13% → 3%)
 - High percentage of non-compliant SDS (52%!) calls for industry to improve
 - Low level of awareness of CLP obligations (20% non-compliance)
 - Substances were unlawfully manufactured or imported in more than 10% of cases

REF-2 results are published

- Forum's report has identified several recommendations to Forum, NEAs and inspectors, ECHA, and industry.
- Main issues for industry:
 - Awareness raising and knowledge-building for and within industry are needed
 - Difficulty to get good SDS from supplier and in national language calls for improving communication in supply chain
 - Companies should consider implementation of documentation management systems
 - Keep track of and raise awareness on SDS, share best practice – SDS stewardship

Operational phase of REF-3 is finished

- We are in the reporting phase, no overall results yet
- The Forum decided to prolong the project in order to gain more experience after the second registration deadline

Report on PAH in tyres published

- Main findings of the project:
- Useful in identifying issues and challenges, like
 - Understanding a restriction
 - Assessing compliance
 - Possible problems with analysis
- Number of non-compliances is limited
 - Extender oil analysis (IP346) oils analysed/non-compliances: 10/3
 - Tyre analysis (ISO 21461) tyres analysed/non-compliances: 94/4
- Good communication around the project raising awareness
- It is assumed that many companies have assessed their own compliance and taken actions without the involvement of NEAs

Report on Intermediates published

- Article 36 letters of ECHA followed up by inspectors in order to check:
 - Strictly controlled conditions
 - Attestations by downstream users
- ECHA provided the relevant decision support documents
- Final results:
 - 14 cases enforced in the pilot,
 - Only 1 case of severe non-compliance: SCC were not met
 - Update of the dossiers was needed in some cases
 - Registrants were willing to cooperate
- The project was proven as useful, further actions, inspections are expected related to intermediates
 - outside the pilot project, but building on the experience gained

Continuous work of Forum

- Advising on the enforceability of proposed restrictions
- Interlinks between ECHA, NEAs and MSCAs
- Development of electronic tools for inspectors (RIPE)
- Training for inspectors
- Preparation for new harmonized projects

Restrictions

- Forum's advice on proposals:
 - In 2013 the Forum has worked on its advice concerning the following restrictions:
 - 1,4-DCB (1,4-dichlorobenzene)
 - Lead in articles intended for consumer use
 - NP/NPE (nonylphenol / nonylphenoethoxylates in textiles)
 - NMP (N-Methylpyrrolidone)
- Preparation of a compendium of analytical methods for the enforcement of Annex XVII

Interlinks and RIPE

- The cooperation between various authorities is ongoing, the communication channels work efficiently
- Forum receives regular update, and Forum and other ECHA units have regular exchange of information
- RIPE as main tool:
 - Continuous development of the system with the support of ECHA
 - RIPE training will be organized for inspectors

Training of Inspectors

- Regular train the trainers sessions organized by ECHA, next event: November, 2013
- Detailed theoretical and practical knowledge to be shared (presentations and case studies)
- Main topics:
 - exposure scenarios,
 - intermediates and SCC,
 - substances in articles (notification, duty to communicate, restrictions),
 - C&I of mixtures

New harmonized projects

- 2014: Prolongation of REF-3
- For future: programmed preparation for, elaboration and execution of projects

Other developments

- Preparation of Forum for tasks related to enforcement of PIC regulation
- Preparation of Forum for Authorization: cooperation between Forum and other ECHA units

Further details will come in the next presentations on

- Prioritisation and selection of harmonized enforcement projects
and
- Analytical methods

Thank you for your attention!