

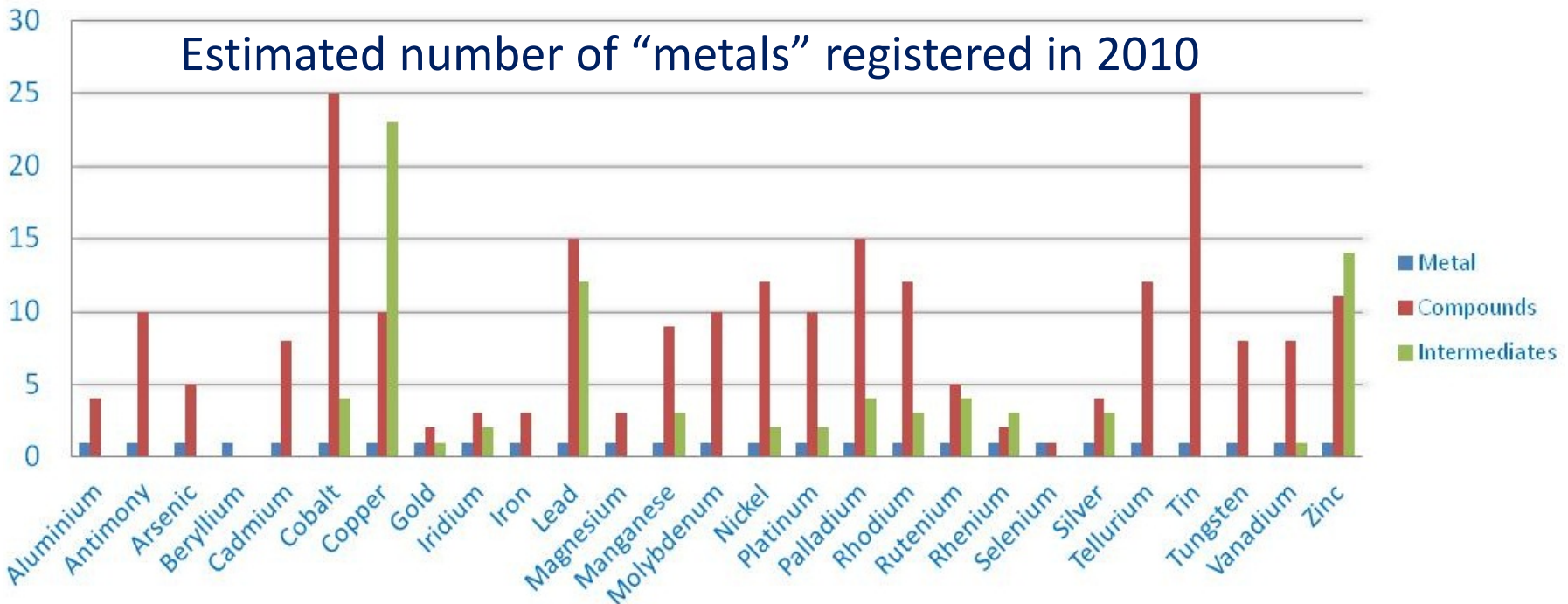
Added value of creation by using REACH data and methodologies in other EU or national policy fields

Inneke Claes (Eurometaux)

REACH Enforcement Forum Open Session – 29 October 2013

REACH data - Where are we?

- **REACH** for non-ferrous metals industry: *“responsible” investment*
 - Companies understand their responsibility to ensure safe use: submission of quality and reliable information & communication within the supply chain



REACH data - Where are we? (2)

- ***Give positive messages*** on what ***REACH*** has ***delivered***
 - New high quality datasets available
 - Across whole life-cycle
 - Cooperation between companies, with regulators
 - Development of tools, methodologies, increased understanding
- ***Industry committed to continue to improve dossier quality***
 - Areas of concern identified by ECHA
 - New information and new regulatory requirements
 - Strive to be transparent – sufficient explanations/justifications
 - Derive horizontal lessons and implement them - consistency

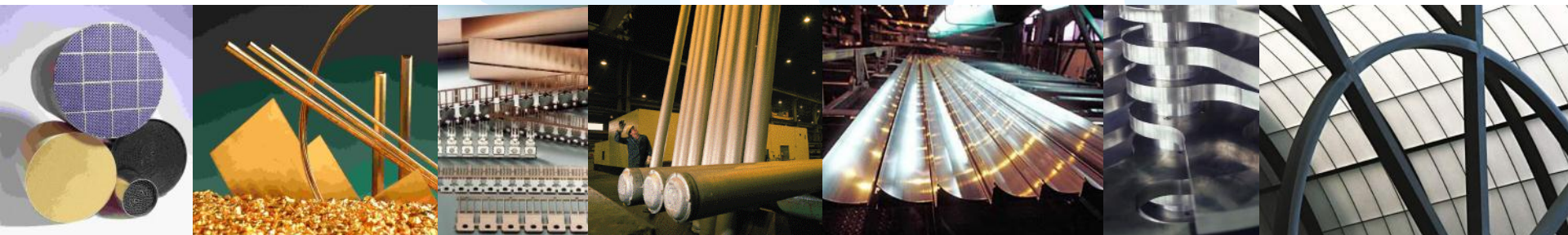
Quality of REACH datasets

- Most *recent* data
- Some dossiers *reviewed by assessor*
- *Peer reviewed publications*
- Peer reviewed *data* served as input for methodologies (e.g. MeCLas, SPERCs for metals)
- Dossier and substance *evaluation*
- OECD *cooperative chemical assessment programme* (follow-up CoCAM?)
 - Metals interested to submit REACH datasets on effects - mutual acceptance of data
 - Selected Mo compounds (2013 and 2014)
 - Cu and Cu compounds (2014)
 - Some Co compounds (2014)



Create added value – Views non-ferrous metals

- **Create added value** - maximise “return on investment” for regulators and industry
- **Use datasets and tools**
 - In other policy areas than REACH
 - At national, EU, International level
- **Examples**
 - International: informal contacts – request for effects datasets
 - RoHS – revision Annex II
 - Review German Groundwater Directive



Example of legal barrier

- German Groundwater Directive review 2012/2013
 - Derivation of no-effect thresholds (GFS – insignificance thresholds)
 - Based on 2004 data
 - But newer data available from registration dossiers
 - **Issue**: not allowed to use REACH registration dossiers for other regulatory purposes – pass on to other departments
 - Full access to registration dossiers needed
 - CSRs
 - Justifications for REACH DNELs or PNECs not disseminated

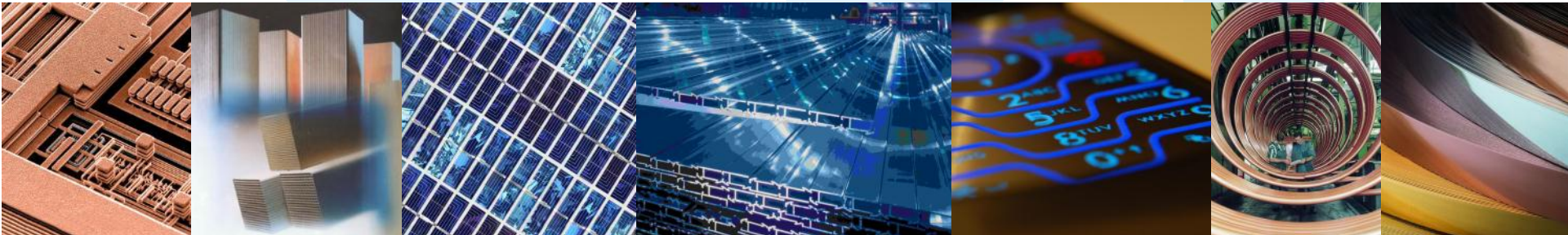
REACH data

- Already used for REACH enforcement
- Improve use of REACH data in other EU or national policy fields
- Discussion underway to solve legal barriers?
- *Metals industry ready to provide support*



EMA

Thank you for your attention





Recycled substances and authorisation Views from the non-ferrous metals industry

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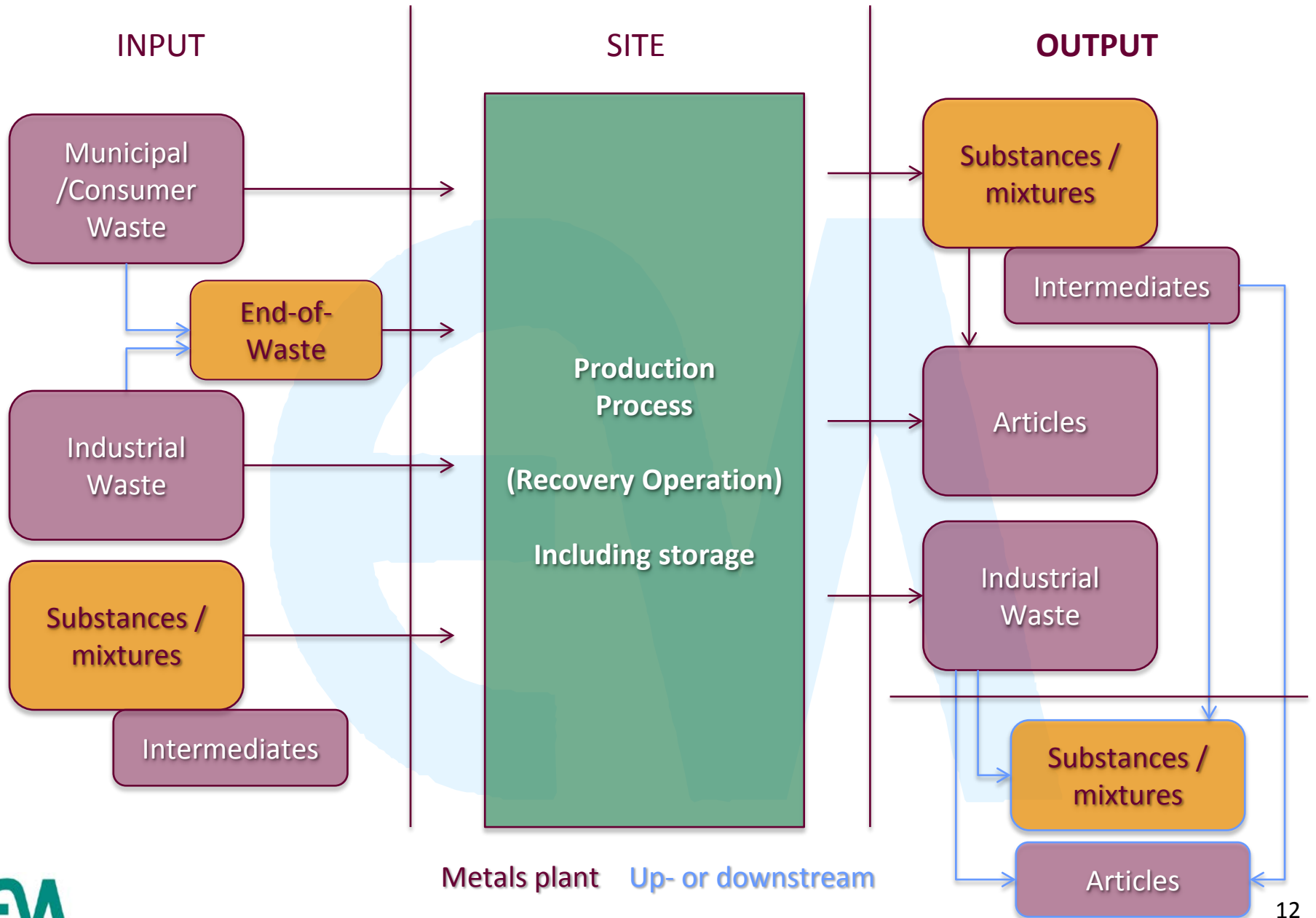
Background

- **Waste** not covered by REACH
- Recycled substances exempt from registration, but not from rest
 - **Authorisation**
 - Restriction
 - SDS, etc.
- **Precedent:** plasticisers (DEHP) in recycled PVC
 - Applications for authorisation for DEHP (Latest application date: 21 August 2013)
- **What for recycled metals?** E. g.
 - Pb compounds and As oxides both with LAD 21 November 2013
 - Cd and CdO on candidate list

Project

- **Aim** of this project on REACH authorisation and recycled substances for the metals industry
 - Help recyclers to determine authorisation duties when one of the substances they manufacture, or which is present in a material stream they manufacture, is subject to authorisation
 - Determine extent of issue for metals recyclers: what is impact (now and in future) and which streams?
- **Interpretation paper**” - In which cases does authorisation apply?
 - Look at all possible “configurations” of recycled material
 - Substance (mono, multi-constituent, UVCB) with impurities or constituents subject to authorisation - intermediates
 - Mixtures – alloys / Articles / Waste
- **Deliverables**: end 2013 – beginning 2014

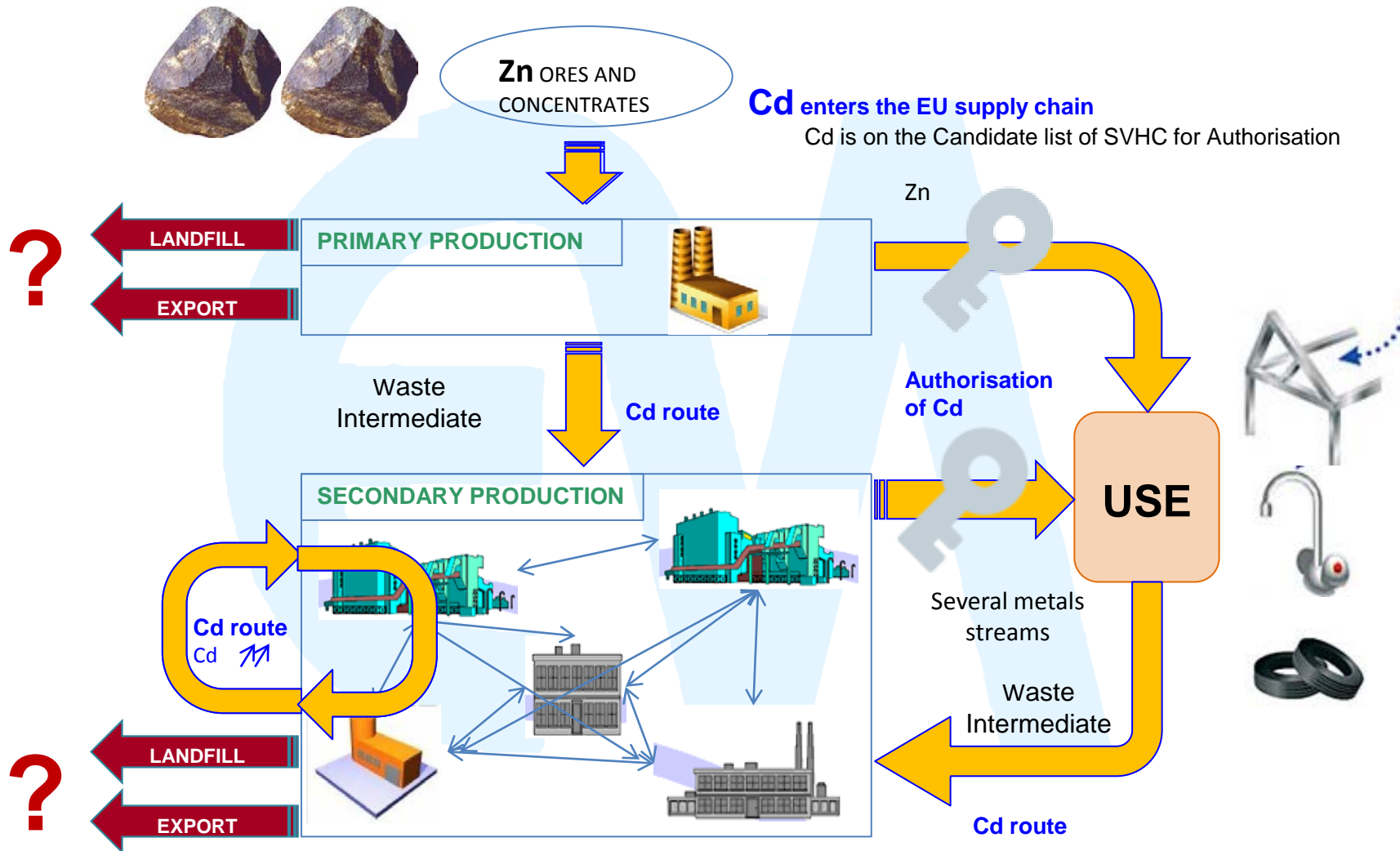
$$\Sigma In = \Sigma Out$$



Some thoughts ...

- *Aim is NOT for recyclers to “escape” REACH*
- *Metals are present in nature* and will not disappear from economic circuit in the EU by authorisation, only by export or landfill
 - Is *authorisation the most appropriate tool*?
- *Communication break in supply chain after waste stage*
 - Legislator provided solution for registration, not for authorisation
- Consistent approach between registration and authorisation
- *“Impurities” versus “Function”?*
- How to assess alternatives/substitutes?
- Who applies for authorisation? *“Hot potato”* along supply chain ...
- *Negative impact on recycling?* “Stigmatised” material – *turn to primary?*
- Boundary condition: No level playing field as different waste – non-waste status in different MS

Authorisation and metals recycling



Some distance to go ...



Thank you for your attention