

MAIN CONCLUSIONS & ACTION POINTS - Forum-33
 (Adopted at the Forum-33 meeting)

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting
Item 1- Welcome and introduction		
1.2 Adoption of the Agenda	Agenda was adopted.	
Item 2 – Address by ECHA's Director of Risk Management		
Item 3 – Debriefing of the meeting with ECHA Directors		
Item 4 – Forum's enforcement activities		
4.1 Prioritisation of REF projects 4.1.1 WG progress report	Forum decided to engage in the pilot project on CLP focusing on classification of mixtures.	Forum-S to examine the possibility of extending the operational phase of a REF project. Forum-S to propose a timing for the CLP pilot project on classification of mixtures for Forum-34.
4.1.2 WG Mandate amendment	The Forum revised the mandate of the WG.	
4.2 Categorisation of risks in ICSMS 4.2.1 WG progress report	The Forum agreed to conditionally close down the WG after the adoption of the guideline for categorisation of Risks in ICSMS.	Forum members are invited to comment on the draft guideline by 22 August.
4.2.2 Mandate amendment	The Forum revised the mandate of the WG.	
4.3 Enforceability of Restrictions 4.3.1 WG progress report		
4.3.2 Mandate amendment	The Forum revised the mandate of the WG.	
4.4 Joint initiative ECHA Forum – ECHA ASOs on Improvement of the quality of SDSs 4.4.1 WG progress report		
4.4.2 WG Mandate amendment	The Forum revised the mandate.	
4.5 Pilot project Substances in Articles 4.5.1 WG progress report		
4.5.2 WG Mandate	The Forum revised the mandate of the WG.	

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4.6 REACH-EN-FORCE-8 4.6.1 WG progress report		<p>COM is invited to provide further information on the CASP initiative related to potential financing or other support of REF-8 inspections.</p> <p>WG REF-8 will examine the information from the COM and consider if funding or other support could be requested for the purposes of the REF-8 inspections.</p>
4.6.2 Mandate amendment	The Forum revised the mandate of the WG.	
4.7 Training for enforcement trainers 2019 4.7.1 WG progress report		<p>Forum members, who have not yet done so, are invited to nominate two participants per MSs for the REACH/CLP training (one of the participants should also be the National Coordinator for REF-8 project) by 28 June.</p> <p>Forum members are invited to submit the number of the core remote attendees by 20 September 2019.</p>
4.7.2 Mandate amendment	The Forum revised the mandate of the WG.	
4.8 Cooperation with Customs 2 4.8.1 WG progress report		
4.8.2 WG Mandate	The Forum revised the mandate of the WG.	
4.9 REF-7 project 4.9.1 WG progress report		
4.9.2 Mandate amendment	The Forum revised the mandate of the WG.	
4.10 Survey on OSH-REACH enforcement interactions 4.10.1 WG progress report		<p>Forum Members are invited to inform the Forum-S about the expected date of submission of the completed questionnaire at the latest by 28 June.</p>
4.10.2 Mandate amendment	The Forum revised the mandate of the WG.	

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4.11 Third pilot project on authorisation 4.11.1 WG progress report		
4.11.2 Mandate amendment	The Forum revised the mandate of the WG.	
4.12 REF-6 4.12.1 WG progress report		COM will provide response to Forum request related to enforcement of Article 45/Annex VIII of CLP by Forum-34.
4.12.2 Mandate amendment	The Forum revised the mandate of the WG.	
4.13 Implementation of Interact portal 4.13.1 WG progress report		Forum members are invited to submit the names of new WG members to Forum-S by 12 July
4.13.2 Update on ECHA IT tools		
4.13.3 Mandate amendment	The Forum revised the mandate of the WG.	
4.14 Interlinks 4.14.1 WG progress report		
4.14.2 Mandate amendment	The Forum revised the mandate of the WG.	
4.15 MS reporting 4.15.1 WG progress report		
4.15.2 Mandate amendment	The Forum revised the mandate of the WG.	
4.16 Training for enforcement trainers 2020 4.16.1 WG Set-up		<p>Forum members are invited to submit proposals of three topics for the Training 2020 by 31 August 2019. The Forum members are asked to rank the topics in order of priority 1, 2 and 3.</p> <p>Forum-s will reflect on the possibility of scheduling the training for trainers closer to the end of the year and inform the Forum at the next plenary.</p>

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Item 5 – Updates on the cooperation between Forum and BPR Subgroup		
Item 6 – Updates from other networks		
6.1 Forum representative(s) in the COM's Market surveillance WGs	<p>Forum mandated the AT Forum member to represent it at the meetings of the ADCO chairs group.</p> <p>Forum mandated the LU Forum member to represent it at the meetings of the ICSMS WG of the Commission.</p>	<p>Forum-S will draft the mandates to be signed by the Forum chair for the agreed representatives.</p> <p>Forum-S and COM will clarify to the Forum who will reimburse these missions.</p>
Item 8– Update on relevant developments by the Commission		
8.1 General updates by the European Commission	The Forum agreed to send EL forum member and the DE adviser to take part in the steering group of the COM study concerning integration of REACH into customs processes.	
Item 9 – Enforcement of Authorisation decisions		
9.1 Consequences on enforcement due the ruling by the ECJ on the authorisation case T-837/16 on lead chromates		<p>Forum-S will liaise with relevant units in the ECHA Secretariat about the review the information provided on the ECHA website about the authorisation decision concerned in this case.</p> <p>Forum-s will schedule an update on this case at one the future plenary meetings, when there are new developments in this case.</p>
9.2 Follow-up of COM's document on changes in authorisations		Forum members are invited to provide feedback on the approach outlined in the presentation by 20 August
Item 10 – Updates from the ECHA Forum Secretariat		
10.1 Forum meetings' dates in 2021		COM is invited to communicate the Forum meeting dates to the COM colleagues planning the CARACAL meetings
10.2 Future use of the collaborative platform 'Interact'		Forum members are invited to provide feedback on the interact portal to the Forum-s by 30 September

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Item 11 – Practical issues for enforcement of REACH and CLP		
Practical issues		<p>Forum members are invited to submit new practical issues by 11 September 2019</p> <p>Forum members are invited to close the HelpEx questions they have raised.</p>
33.1 Questions on restriction 47		<p>Forum-s will send the issue for written consultation by 28 June.</p> <p>Forum-S will revise the conclusion based on the comments received.</p>
32.2 Is it obliged to notify benzene in fuels according Article 8 of the PIC-regulation?	The Forum adopted the conclusion as presented.	Forum-s will send the issue for adoption in written procedure by 28 June
21.2 Who is responsible for the elaboration of a Safety Data Sheet when an only representative is appointed?		Forum-S will further examine the COM feedback and revise the conclusion before Forum-34
Item 12 – Updates from the ECHA Secretariat		
12.1 REACH evaluation joint action plan (REAP)		<p>Forum members are invited to provide feedback on the actions foreseen in the REAP by 16 August</p> <p>WG Interlinks is invited to discuss with ECHA Secretariat the handling and possible implementation of REAP actions 11, 12 and 14 before the next plenary meeting.</p> <p>WG MS Reporting is invited to discuss with ECHA Secretariat the handling and possible implementation of REAP action 14 before the next plenary meeting.</p> <p>ECHA Secretariat to estimate the volume of cases expected to be channelled to NEAs in context of Action 11 of the REAP.</p>
12.2 ECHA's position on "Use and Exposure Information in the Regulatory		

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Strategy" presented at CARACAL		
12.3 Update on the NMP Guideline		
12.4 Report on the consolidated surveys on downstream user information needs		
12.5 Follow-up of ECHA Decisions: updates from ECHA		
Item 13 – Enforcement projects in Member States		
13.1 The use of mobile analytical instruments in chemical inspections (SVHCs, restrictions)		
13.2 Inspection campaign of scented candles and diffusers		<p>FR Forum member will distribute the report on enforcement cases on labelling or packaging requirements for scented candles by 31 July</p> <p>Forum-s will investigate the status of the HelpNet discussions on labelling and packaging requirements for scented candles and diffusers and inform the Forum by 12 July</p>
13.3 Enforcement project Azo-dyes and Chromium VI in work gloves		
Item 14 – AOB		
Hungarian enforcement actions taken on MMS and PAH		
Addressing the "ghost ORs"		Forum-s to include the issue in the Forum-34 agenda about enforcement of ORs and compile the solutions considered for REF-3
Enforcement issues related to Nitrous oxide		NL Forum member will inform the members by email about the national enforcement actions related to nitrous oxide and resulting questions by 28 June.
Labelling of pens		NL Forum member will inform the members by email about the national enforcement actions related to labelling of pens by 28 June