



Forum-27/M/2017 – Public
Adopted on 3/10/2017

Minutes of the
27th meeting of the Forum for Exchange of Information on Enforcement
Helsinki, Finland
20-21 June 2017

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I. Summary record of the proceedings

Item 1 – Welcome and introduction

1.1 Opening by the Chair of the Forum

The Chair welcomed all the participants. She announced apologies and stated there were no proxies appointed. The Chair informed that the quorum requirement was met.

1.2 Adoption of the agenda

The Chair indicated the changes in the agenda (Content IV, [Annex 1](#)). The agenda was adopted.

1.3 Declarations of conflicts of interest with regard to agenda items

The Chair requested all participants to declare any potential conflicts of interest for any of the agenda items, according to Article 9(2) of the Rules of Procedure. No conflict of interest was declared in the meeting.

1.4 State of play with action points from Forum-26

The ECHA Forum Secretariat informed the plenary on the status of action points from Forum-26 and highlighted the open actions.

1.5 Practicalities and brief recapitulation of results of the written procedures between Forum-26 and Forum-27

The Chair referred to the document with the results of the written procedures between Forum-26 and Forum-27.

Item 2 – Address by ECHA’s Director of Registration

The Director welcomed the discussion on the scope of future REF projects and encouraged the Forum to agree on a project focused on registration obligations in cooperation with customs including the verification of the strictly control conditions applicable to on-site isolated and transported isolated intermediates that benefit from reduced registration requirements. She appreciated the proposed pilot project on authorisation of Chromates since these substances were still widely used and relatively few applications for authorisation have been received. She welcomed Forum’s decision to initiate the first enforcement project on PIC obligations. She also showed appreciation for the Forum’s initiative to engage in a joint action with the Accredited Stakeholder Organisations on the quality of SDSs. ECHA Secretariat finds the collaboration with ASOs very important and supported the Forum’s work towards a common practical goal as a good way of liaising with stakeholders. ECHA Secretariat was also interested in the Forum’s plans regarding the scope of enforcement of the new notification obligation in reference to the Poison Centres. The Director informed the Forum on ECHA Secretariat’s efforts towards defining the strategic priorities beyond the end of the phase-in of REACH in 2018. In the last phase-in registration deadline, the registration-related work will continue as ECHA Secretariat was constantly receiving a large segment of registrations of new substances. ECHA Secretariat continuously alerts the registrants to improve the quality of their dossiers and to keep them updated. That was essential for all authorities and for companies to take the appropriate risk management measures.

Item 3 – Enforcement projects in Member States

3.1 Challenging intermediate registration status – An example from a Substance Evaluation case

This presentation was postponed for a future plenary meeting.

3.2 Risk Based Approach in Chemical Product Enforcement in Finland

The Finnish expert presented the strategy used by the Finnish authority when prioritising the chemicals to be enforced by using a risk-based approach. It took into consideration the probability and the exposure effect of the hazard of the substance itself.

Some Forum members indicated that they have a similar approach to prioritising the substances subject to enforcement.

The presenter summarised that such strategy was mostly useful to help prioritise the work taking into account the number of available inspectors.

Item 4 – Updates from the ECHA Forum Secretariat

The ECHA Forum Secretariat informed that hands-on training on the HelpEx tool was available during the lunch breaks of the meeting for the participants. The Forum members received the needed credentials by email during the meeting.

4.1 Celebration of the Forum's 10th anniversary

The ECHA Forum Secretariat informed that two proposals for posters and two proposals for presentation at Forum-28 were received. It was also exploring the possibility of having the celebration back-to-back with next Forum meeting in Brussels¹. The Forum members were invited to submit their expression of interest in participating in the poster exhibition on national and Forum REACH/CLP enforcement projects, to be displayed in the conference area also during the open session at Forum-28. Moreover, the members were also encouraged to make a presentation, preferably in the open session, on the evolution of enforcement and the impact of the Forum.

4.2 Update on the cooperation with ASOs

The ECHA Forum Secretariat informed about ECHA's Workshop with the Accredited Stakeholder Organisations (ASOs) that will take place in Brussels on 18 October 2017. The agenda of this workshop will include an item of ninety minutes for the Forum to discuss with the ASOs about the information they expect to receive from the Forum and vice-versa and on how to improve their involvement in the Forum's work. ASOs were invited to provide feedback about their needs and help prepare for the Workshop. This request was also included in ECHA's Stakeholder update (bimonthly) together with information that the Forum was considering a joint action on the improvement of SDSs (Forum-27 agenda item 4.4) and a link to the Forum meeting's webpage.

The ECHA Forum Secretariat invited some Forum members to consider taking part in the workshop and to take active part in the discussions and support the discussion groups with the ASOs at the event. ECHA would cover the costs.

The Forum-27 provisional agenda was also sent to the ASOs with the request for them to provide any documents for the Forum's consideration when discussing any issues covered at the meeting. No feedback was received from ASOs. They were

¹ Post-meeting note: the Forum-28 meeting as well as the celebration of Forum's 10th anniversary will take place in Helsinki, not Brussels.

also informed that they will be contacted in the summer to participate in the elaboration of the agenda of the Forum's annual open session.

COM representative shared that COM would also be involved in such workshop.

4.3 Forum Work programme 2019 onwards

The ECHA Forum Secretariat reminded the meeting that ECHA's Single Programming Document (SPD) reflected known or foreseeable Forum outputs. That information was recorded by ECHA Forum Secretariat and further alignment was ensured by having the regular meetings between ECHA Directors and Forum Chairs. ECHA Secretariat is preparing the Strategic Plan 2019-2023 that will outline the strategic objectives of ECHA for the years 2019-2023. The draft is being prepared and it was advised that the Forum members' input be channeled directly via the Management Board members. Additionally, the Forum could provide input during the public consultation in early 2018 (*see agenda item 9*).

The ECHA Forum Secretariat proposed to establish a new WG to develop the Forum's Activity Programme 2019 onwards in November 2017 that would replace the current Multi Annual Work Programme 2014-2018. The Forum agreed to set-up the WG at Forum-28. The WG would be mandated to contribute to ECHA's strategic planning in 2018.

4.4 Report on the joint actions on the quality of SDSs

The ECHA Forum Secretariat reported that ECHA ASOs were invited to express interest on the joint action with the Forum to improve the quality of the SDSs and received interest from 15 ASOs, both from industry and NGOs. Considering the high interest, the Secretariat proposed joint actions focusing on the identification of issues of concern with the SDS, discuss with the ASOs the solutions to address the SDSs quality problems (e.g. trainings/materials for companies), implementing them and report on the practical experience on the occasions of the Forum's open sessions in 2018 and 2019. For that, the ECHA Forum Secretariat suggested to establish a WG to discuss, prepare the scope and plan the actions for this joint initiative. A timeline for the proposed deliverables was presented.

Many Forum members welcomed such joint action with the ASOs. The DG GROW representative encouraged such an initiative. He advised to prioritise the issues to be included in the scope of the project.

A Forum member highlighted the possibility to explore SDS of Biocidal products and highlighted that some of the ASOs' interest was mainly on classification. Another Forum member stressed the importance of implementing the actions developed by the WG at national level, *i.e.* with the national associations, closer to the SMEs.

Some participants mentioned the need for the ASOs to approach the project with a practical view, providing solutions, how to implement them and help improve the situation of the low quality SDS.

The Forum set-up a WG and adopted the mandate ([Annex 2a](#)).

Item 5 – Forum's enforcement activities - Projects under preparation

5.1 Characterisation of risks

5.1.1 TF progress report

The ECHA Forum Secretariat presented the considerations included in the thought starter prepared by the Task Force (TF).

The Forum agreed for the TF to elaborate guidelines assisting the inspectors to categorise the risks when using ICSMS. Additionally, to assess the outcome of the COM project granted to PROSAFE and guidance on risk assessment of phthalates in toys for notifications under RAPEX and conclude whether a more integrated methodology could be proposed.

5.1.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2b](#)).

5.2 Training for enforcement trainers 2018

5.2.1 Mandate set-up

A draft mandate was proposed. The Forum discussed the possibility of having BPR as a topic of the 1,5 day yearly Forum training event.

ECHA Forum Secretariat clarified that the participation of the BPR trainee would be an addition to the two trainees attending REACH/CLP training (confirmation pending). ECHA Forum Secretariat supported merging the preparation and execution of both REACH/CLP and BPR trainings with the view to optimise the resources from ECHA and Member States experts. ECHA indicated that it did not yet have the budget for BPR training for trainers.

The Chair proposed for the BPR training to be organised separately by the BRPS and their experts. A Forum member supported this suggestion since in some countries different authorities were dealing with the different regulations.

Other member suggested extending the number of hours of the training to include all regulations. Some Forum member suggested covering PIC as well in the training.

Ultimately, the Forum agreed to treat the events separately, but possibly combine forces for their preparation. The Forum will have 1,5 day training for REACH/CLP/PIC. The ECHA Forum Secretariat would request additional BPR budget for a half to one day training for BPR topics. If budget is available also for BPR training, it will be organised back-to-back with the REACH/CLP/PIC training. The WG would then include two groups of experts – appointed by Forum and BPRS - to prepare the training topics. The BPRS members would be consulted during the plenary meeting BPRS-2 on their views regarding BPR training for 2018.

The Forum adopted the updated mandate ([Annex 2c](#)).

5.3 PIC pilot project

5.3.1 Discussion of the project proposal

The ECHA Forum Secretariat presented the outline of the proposal of the first Forum project on PIC. Many Forum members expressed interest in participating in the project. Some Forum members shared experience with enforcing PIC when checking SDS of an exported substance and their cooperation with customs authorities. The Forum set-up a WG to further develop the proposal into a project manual.

5.3.2 Mandate set-up

The Forum adopted the WG mandate and timeline ([Annex 2d](#)).

5.4 Prioritisation of REF projects

5.4.1 WG progress report/Scope of future project REF-7

The ECHA Forum Secretariat summarised the activities of the WG and presented the collection of the proposals submitted for the scope of REF-7. The WG assessed all the proposals and suggested the scope of the next REF project to be on

“Enforcement of Registration obligations after the last registration deadline in cooperation with customs authorities including the verification of the strictly control conditions applicable to the substances registered as intermediates”.

A Forum member suggested to include the investigation of the quality of the registration dossier submitted to ECHA. The ECHA Forum Secretariat would explore the possibility to make a screening of interesting cases before the operational phase for the countries’ consideration. The WG developing the manual could also consider integrating monomers in the scope of the project.

The Forum agreed on the scope of REF-7 as recommended by the WG Prioritisation. The Forum voted and agreed on the third pilot project on authorisation and its timeline.

Amendment of the WG mandate to include the BPR within the scope of the REF project methodology

The WG welcomed the feedback provided by the WG Prioritisation of Biocides Projects suggesting to use the REF project methodology for the prioritisation, selection and management of the Biocide enforcement projects.

The Forum agreed with the recommendation of the WG to open the mandate of the WG to review the REF project methodology to include the BPRS activities. The BPRS would be invited at BPRS-2 to nominate experts to be appointed to the WG to drive the revision process in coordination with the WG. The revision would only tackle the inclusion of the BPR terminology and should be adopted by the Forum at Forum-28.

5.4.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2e](#)). The Forum agreed to exempt the WG from the elaboration of guidelines for inspectors for the projects REF-1, REF-2 and REF-3.

**Item 6 – Role of NEAs in relation to the Poison centres and CLP
Article 45**

The ECHA Secretariat informed the Forum on the new Annex VIII that introduced harmonised requirements for information about hazardous mixtures that were to be notified to the appointed bodies in the Member States. He presented the work undertaken by ECHA, such as the poison centres website gone live and the feasibility study to assess the possibility to have a single point of entry for industry to submit their information. The presenter explained the type of information that the companies would need to notify. He invited the Forum to define the scope of enforcement activities to enforce Article 45 and Annex VIII of CLP. If agreed, he proposed for such activity to be included in the revised work programme of the Forum. He clarified that it was early for ECHA to commit to any type of support that ECHA could provide to NEAs, since discussions with Member States on the role of ECHA and the Poison Centres Notification (PCN) portal were still ongoing. However, ECHA was keen to consider the needs of NEAs early on in the process.

COM representative informed that COM was preparing a study on potential workability issues of the Regulation for particular product types (petroleum derivatives and construction products) by the end of 2018. A discussion on the interpretation of a mixture intended for industrial use was being held within COM.

The Chair proposed to mandate the WG REF-6 to recommend to ECHA, during 2018, the NEAs’ needs regarding the enforcement of Article 45 and Annex VIII of CLP.

The WG REF-6 chair and experts present in the meeting agreed to take over the task and it was recorded in the WG mandate.

Item 7 - Coordination between Forum and BPR Subgroup

7.1 Update on the coordination of the BPR enforcement

The Chair of the BPRS informed the Forum on the outcomes of the first BPRS meeting in March 2017 and summarised the topics to be discussed at BPRS-2. The BPRS Chair added that the members were eager to start enforcement projects and could benefit from Forum's processes/methods already in place.

The Forum Chair proposed for future consultations of joint Forum-BPRS documents to be done in parallel and Forum agreed to such proposal. However, since sequential work on revising the Rules of procedure and MAWP had already begun, it would be continued. These two documents will be first reviewed and agreed by the BPRS and then handed over to the Forum for the last consultation and approval. If Forum makes further changes, the documents will be re-consulted with the BPRS.

Item 9 – Debriefing of the meeting with ECHA Directors

The Chair summarised the discussions held with ECHA's directors.

The Chair invited the Forum members to propose topics for the next meeting with the Directors.

Item 10 – Practical issues for enforcement of REACH and CLP

Issue 26.2 – Recovery of UVCB substances

After Forum-26, the issue was launched for consultation and the conclusion was reviewed. The feedback received showed serious concerns about the possibility of tackling such specific cases. This led to ECHA proposing a new practical issue with a more generic approach to the enforcement of the registration exemption for recovered substances (see issue [27.3](#)).

Some Forum members supported the new version of the draft conclusion and agreed to keep this specific issue 26.2 as an annex of the more generic one (27.3). The new draft conclusion would be re-submitted to the Forum for consultation.

Issue 26.4 - Can inspectors accept test of multi-constituent substances to override CLH?

The ECHA Forum Secretariat summarised the issue and added that a similar case was handled in the pilot project on CMRs.

The ECHA Forum Secretariat presented the draft conclusion. Since not all Forum members agreed with the conclusion, a written consultation round would be launched.

Issue 27.1 - Does Article 25(4) of CLP apply where the use of the wording "non-toxic" etc. does not refer to the hazard classification assigned to the product?

The Forum member that submitted the issue presented it and summarised the draft conclusion.

The Forum members discussed the issues underlying the draft conclusion and agreed to launch a further written consultation to address the discussed aspects.

Issue 27.2 - Stocks of un-registered substance after the registration deadline

The Forum member that submitted the issue summarised it and the ECHA Forum Secretariat presented the draft conclusion.

The Forum agreed and adopted the conclusion, to be included in the Manual of Conclusions. A consultation would be launched to give the opportunity for the members to make final editorial adaptations in the conclusion.

Issue 27.3 – Verification of a company’s decision to benefit from the registration exemption under Article 2(7)(d) and not to register a recovered substance

The ECHA Forum Secretariat prepared an outline of a generic guide for inspectors regarding enforcement of the registration exemption for the recovered substances.

Forum members were invited for the written comments on the presented outline, after which ECHA would work further on developing the guide.

Item 11 – Forum’s enforcement activities - Ongoing projects

11.1 REACH-EN-FORCE-4 on Restrictions

11.1.1 WG progress report

The WG chair presented the preliminary results of the project. The WG was preparing the report with the view to have it adopted by Forum-28, if possible.

11.1.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2f](#)).

11.2 Enforceability of restrictions

11.2.1 WG progress report

The Chair summarised the activities of the WG and informed on the advices elaborated so far. She stated that the ECHA Forum Secretariat participated in the Restriction Workshop at ECHA in May 2017. The Workshop explored potential ways to identify substances for restriction. As a complementary way to identify potential substances for restrictions, it was proposed to involve the Forum to identify the experiences of NEAs regarding the needs for specific new restrictions in REACH.

The Forum members agreed to mandate the WG to prepare a plenary discussion at Forum-28 on the issue raised at the workshop.

11.2.2 Restriction proposal regarding the use of lead shots over wetlands

The ECHA Secretariat presented the problems identified that led to the new restriction proposal submitted by ECHA and that was found in conformity by RAC and SEAC. The restriction was intended to protect the wetlands covered by the RAMSAR Convention from the pollution of lead used in hunting shots. Issues identified were the extension of the wetland and the suitability of REACH to cover possession of lead gunshot.

Since the enforcement of such restriction might not be done in the usual way and might involve environmental/nature inspectors, ECHA Secretariat encouraged the Forum members to involve national nature inspectors when providing advice on the enforceability of this restriction proposal.

The Forum would provide advice on this restriction via the WG Enforceability of restrictions.

11.2.3 Mandate amendment

The Forum adopted the updated mandate ([Annex 2g](#)).

11.3 Pilot project Substances in Articles

11.3.1 WG progress report

The Chair summarised the status of the ongoing work of this WG. The first draft of project manual was prepared and would be finalised by the end of August. The

11.3.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2h](#)).

11.4 REACH-EN-FORCE-6 on classification and labelling of mixtures

11.4.1 WG progress report

The Chair summarised the status of the ongoing work of this WG. The WG agreed to include biocides in the scope of the project, hence additional WG members (BPRS experts) were appointed. The WG continued to draft the manual.

The WG chair agreed to mandate the WG to assess the issue of mechanical compression strength of liquid laundry detergent capsules (LLDC) and potentially include a note in the REF-6 manual.

11.4.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2i](#)).

11.5 Implementation of PD-NEA

11.5.1 WG progress report

The Chair summarised the ongoing work of this WG. The WG would review the proposed new features for PD-NEA and provide further suggestions as seen relevant for the releases planned for 2018.

11.5.2 Update on ECHA IT tools for inspectors

The Chair informed on the latest news concerning ECHA's IT tools (PD-NEA and ePIC).

11.5.3 Mandate amendment

The Forum adopted the updated mandate ([Annex 2j](#)).

11.6 Information and Communication System for Market Surveillance (ICSMS)

11.6.1 WG progress report

The Chair summarised the ongoing work of this WG. There was no information on the time for the release of REACH Directive related product information (DRPI). Meanwhile, the WG revised the CLP DRPI requirements. At the previous meeting, a Forum member raised the issue of double reporting, *i.e.* in the national system and ICSMS. This was tackled by creating a web service linking the national system with the Generic DRPI and expanding it to others DRPIs.

Depending on availability of the CLP module, it could be possible to use ICSMS as a communication tool for REF-6. COM representative expected for the CLP part of the tool to be ready in 2017.

The Forum agreed for the WG to prepare a discussion in the next plenary meeting on the use of the tool (*e.g.* what to register in ICSMS).

COM representative invited the Forum to mandate a member to attend the ICSMS meetings, once per year and share the enforcement perspective and experiences with the tool. The WG chair informed that a member from the WG would be appointed to represent the Forum and attend the meetings.

11.6.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2k](#)).

11.7 Training for enforcement trainers 2017

11.7.1 WG progress report

The WG chair informed that the WG have been preparing the training material. The training will take place on 4-5 October 2017 and will be followed by the training for REF-6 National Coordinators on 5 October 2017. For that, the Forum members were invited to nominate two trainees where one of them would be the REF-6 National Coordinator.

11.7.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2m](#)).

11.8 Pilot project on Control of internet sales of hazardous chemicals

11.8.1 WG progress report

The Chair informed that the operational phase was still ongoing until 31 August 2017.

11.8.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2n](#)).

11.9 Cooperation with Customs 2

11.9.1 TF progress report

The ECHA Forum Secretariat presented the results of the questionnaire to the Forum members on cooperation with customs. The main findings were that all responding countries have put in place a cooperation with customs authorities. There were at least five different models for that cooperation – from direct checks by customs to simple provision of information. The obligations that were most commonly checked by customs were REACH Restrictions and Registration. Based on that, the TF would prepare a cooperation model that will cover five REACH/CLP obligations and would have six different ways to involve the customs. That would allow flexibility for Member States to adjust the level of involvement of customs authority. The TF would look into the recommendations of previous WGs, Cooperation with customs and REF-3. The TF continued to plan to deliver a presentation at the workshop with PARCS, organised by COM at the end of 2017.

COM representative informed that the workshop with customs authorities and NEAs would take place on 22 November 2017 in Brussels and was being prepared by DG TAXUD. COM reached an agreement on the legal basis for customs to be an enforcement authority for REACH obligations. The document would be developed by several DGs and it was foreseen to be concluded by November 2017.

The COM representative reminded the meeting that it has developed a document on REACH and customs, available in CIRCABC.

11.9.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2l](#)). A chair was appointed and the TF became a WG.

11.10 REACH-EN-FORCE-5 on Extended SDS, exposure scenarios, risk management measures and operational conditions

11.10.1 WG progress report

The Chair informed that the operational phase was ongoing (whole year 2017). 23 National coordinators provided an update on the status of the inspections done at national level and it was found that the majority of the inspections planned were still to be done in the second half of the year. ECHA continued providing support to Cluster 1 (Registrant level) inspectors. The meeting was informed on the upcoming workshop organised by ECHA for the National coordinators and inspectors of Cluster 1 and Cluster 2 (Supplier level). The Workshop entitled "*REACH exposure scenarios for communication – exchange of experience from REF-5 inspections of extended safety data sheets*" will take place on 6 (PM)-7 (AM) September 2017.

11.10.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2o](#)).

11.11 Revision of the best practice documents

11.11.1 TF progress report

The Chair informed that the progress report of this TF was also submitted to the BPRS meeting. The TF prepared a draft of the new best practice document entitled "*Strategies and minimum criteria for enforcement of Chemical Regulations*". Both Forum and BRPS members were invited to comment in parallel on the draft document.

During the reviewing exercise, the TF addressed the action point allocated during the Forum-26 meeting, whether it was possible to integrate in the document that the control of SDS should be an integral part of each inspection (or a given percentage of inspections) in the enforcement strategies or in the enforcement plans of the national enforcement authorities. The TF decided that the document was to remain high-level in order to be adjustable to all Member State's enforcement activities. Therefore, the SDS issues was seen as very specific and did not fit in the general scope of the document. The TF recommended for this issue to be addresses by the future WG/TF reviewing the MAWP, by developing activities that specifically tackle this issue.

The Forum members discussed in which document would be best to include the control of SDS issue. Since the vast majority of the Member States had such controls already as part of their routine inspections, the Forum agreed that it was not needed to include it in the MAWP and closed the action point from Forum-26.

11.11.2 Mandate amendment

The Forum adopted the updated mandate ([Annex 2p](#)). A chair was appointed and the TF became a WG.

Item 12 – Update on relevant developments by the Commission

12.1 General updates by the European Commission

The Chair informed that a document with the latest updates regarding new legislative modifications and other acts from the COM was submitted to the meeting.

The COM representative encouraged the Forum members to apply to COM for funding for the exchange of inspectors programme. The ECHA Forum Secretariat would provide support to the Forum members interested in applying.

Item 13- Updates from the ECHA Secretariat

13.1 Enforcement of the implementing act on data sharing

ECHA Secretariat updated the Forum on the consequences of the implementing regulation on joint submission and data sharing. He presented the work done by ECHA with the "OSOR legacy" work, i.e. the existing cases of breaches of the joint submission obligation. ECHA sends a letter to the companies breaching REACH Article 11 requesting that they join a joint submission. If this does not happen, the registration is revoked.

Some Forum members suggested ECHA to contact the NEAs before deciding to revoke the registration number since the NEAs could contact the companies and help them become compliant. The presenter clarified that ECHA contacted the companies several times during the process before the revocation decision is taken. If needed, national Helpdesks were also involved. The revocation decisions, once taken, would be delivered to NEAs following the same Interlinks process as other revocations. However, those Forum members interested in getting information on companies from their countries which have received the letter from ECHA about breaching the OSOR principle, were invited to flag such interest.

This OSOR work was related to existing cases before the implementing act was set in place. After that, REACH-IT automatically blocks the process in a registration outside the joint submission was detected.

The presenter informed that ECHA's website contained information on the joint submission obligations as well as negotiation advices. It was not foreseen to have a leaflet with the information present in the website.

13.2 Follow-up of ECHA Decisions: updates from ECHA

The Chair informed that a document was submitted with the summary of the cases sent to the Focal points by 2 June 2017. ECHA's Forum Secretariat clarified that the NEAs in charge of cases that were open for more than one year, were contacted. For those that have provided feedback, the cases remained open or closed, depending on the wish of the NEA. One case, for which no feedback was received, would be closed.

13.3 Update on ECHA guidance activities

The Forum took note of the updates from ECHA Guidance.

13.4 Improving risk management advice in the supply chain

ECHA Secretariat invited the Forum to contribute to the ENES Work programme until 2020 by promoting the implementation of existing ENES tools and methods to improve use and exposure information in registration dossiers and in the registrant's extended SDSs. The ENES work programme was being developed in cooperation with the stakeholders and a final draft could be provided to the Forum after the summer.

A Forum member requested a link to the ECHA's website to be used as an entry point for the companies start their learning about the ENES tools.

13.5 Use of alternatives to testing in animals (ECHA Art 117(3) Report) – possible enforcement considerations

ECHA Secretariat presented the learnings from two pilot projects on compliance checks for registrants suspected of non-compliance with REACH Article 13(1). The

registrants submitted *in vivo* studies rather than using the available 3R² methods, to meet REACH obligations. The presenter summarised the findings from the ECHA report (Article 117(3) report³) and presented suggestions on how ECHA and its partners could address this potential non-compliance of Article 13(1). The issues raised in the document were also brought to the attention of the CARACAL (28-29 June 2017).

Item 14 – A.O.B.

An invited expert shared some experiences in relation to the practical issue 26.3, adopted at Forum-26.

A Forum member suggested to add this existing restriction to the collection of substances that have caused concern for the NEAs and will be proposed by the WG on restrictions for discussion at Forum-28.

Item 16 – Closing of the meeting

The Chair thanked the participants, the COM and the ECHA Forum Secretariat for their contributions and support. With that, she closed the meeting.

² Reduction, refinement, replacement of animal testing

³

https://echa.europa.eu/documents/10162/13639/alternatives_test_animals_2017_en.pdf/075c690d-054c-693a-c921-f8cd8acbe9c3

II. MAIN CONCLUSIONS & ACTION POINTS - Forum-27
20-21 June 2017

(Adopted at the Forum-27 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 Registration		
Item 3 – Enforcement projects in Member States		
3.1 Challenging intermediate registration status – An example from a Substance Evaluation case	Item was postponed	
3.2 Risk Based Approach in Chemical Product Enforcement in Finland		
Item 4 – Updates from the ECHA Forum Secretariat		
4.1 Celebration of the Forum's 10th anniversary		<p>Forum members are invited to volunteer to prepare presentations on evolution of enforcement by 31 August.</p> <p>Forum members to prepare posters (to be printed by Forum-s) on national projects REACH and CLP enforcement projects run in years 2007-2017 by 31 August</p> <p>Forum members from Nordic countries are invited to send the posters used for the Nordic Inspection Group to be printed by Forum-s</p> <p>IT, EL and CY Forum members are invited to confirm the possibility to present at Forum-28 and provide posters by 31 August.</p> <p>DG GROW to consider contributing a poster for the exhibition.</p> <p>Forum-S will prepare posters on Forum projects REACH and CLP enforcement projects run in years 2007-2017 for Forum-28</p>

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting
4.2 Update on the cooperation with ASOs		2-4 more Forum Members are invited to indicate interest to participate in the ECHA ASO Workshop on 18 October 2017 by the end of July 2017. Forum-S to liaise with DG GROW about com participation in the ASO workshop.
4.3 Forum Work programme 2019 onwards	Forum decided to establish a new WG to prepare its Action Programme for years 2019 onwards at Forum-28.	Forum-S will schedule an agenda item for establishing the new WG for drafting the Forum Activity Programme 2019+ at Forum-28
4.4 Report on the joint actions on the quality of SDS	Forum agreed to initiate a joint action with ASOs on the improvement of quality of SDS. The Forum established a WG that will drive the preparation of the joint action after inviting the ASOs.	Forum members are invited to confirm names of WG members by 7 July
Item 5 – Forum’s enforcement activities- Projects under preparation		
5.1 Characterisation of risks 5.1.1 Task Force progress report	Forum agreed to develop a guide for inspectors for categorising the risks from non-compliance when using ICSMS.	
5.1.2 Mandate amendment	The Forum revised the mandate of the task force.	
5.2 Train the trainers 2018 5.2.1 Mandate set-up	The Forum established a WG to prepare the training for trainers 2018.	Forum members are invited to submit proposals of three topics for the Training 2018 by 31 August 2017. The Forum members are invited to rank these topics in order of priority 1, 2 and 3.
5.3 PIC pilot project 5.3.1 Discussion of the project proposal	The Forum established a WG to prepare the PIC pilot project for 2018.	Forum members are invited to indicate whether they wish to participate in the project and whether they need a translation of the questionnaire by 16 July.
5.3.2 Mandate set-up	The Forum revised the mandate of the WG.	Forum members are invited to confirm name of WG members by 16 July
5.4 Prioritisation of REF projects	The Forum agreed that its seventh coordinated enforcement project will focus	WG REF-7 will consider the inclusion of an optional module on the

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting
5.4.1 WG progress report/Scope of future project REF-7	<p>on registration, intermediates and customs.</p> <p>The Forum agreed to start a 3rd pilot project on Authorisation in 2019.</p> <p>The Forum agreed to publish the "Registry of REACH, CLP and PIC obligations addressed in the past inspection and enforcement campaigns of the Forum".</p> <p>Forum agreed to revise the methodology for prioritising the Forum projects to include the BPR terminology and Annex I with the essential requirements of BPR.</p>	<p>registration of monomers in polymers within the project.</p> <p>Forum-S will schedule a point at the agenda of Forum-28 to establish a WG to prepare REF-7.</p>
5.4.2 Mandate amendment	The Forum revised the mandate of the WG.	
Item 6 – Role of NEAs in relation to the Poison centres and CLP Article 45		
		WG REF-6 to define the scope of enforcement activities under Art 45 and Annex VIII of CLP in the first half of 2018.
Item 7 – Cooperation between Forum and BPR Subgroup		
Update on the cooperation with the BPR enforcement	The Forum agreed to prepare joint Forum-BPRS documents through parallel consultations and independent adoptions.	
Item 9 – Debriefing of the meeting with ECHA Directors		
Item 10– Practical issues for enforcement of REACH and CLP		
Practical issues		Forum members are invited to send new practical issues by 15 September
Issue 26.2 What information is sufficient for the inspector to accept company's decision to benefit from exemption under		Forum-S will send the issue for written consultation by 30 June

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting
2(7)(d) and not to register a (UVCB) recovered substance, which was recovered from a waste coming from outside the EU with "unknown" origin?		
<p>Issue 26.4</p> <p>Can NEAs accept test results on a multi-constituent substance containing a constituent with a harmonised classification in Annex VI where the test result contradicts the classification of the multi-constituent substance based on its constituents?</p>		<p>Forum-S will send the issue for written consultation by 30 June</p>
<p>Issue 27.1</p> <p>Does Art. 25(4) of CLP apply where the use of the wording "non-toxic" etc. does not refer to the hazard classification assigned to the product?</p>		<p>Forum-S will send the issue for written consultation by 7 July</p>
<p>Issue 27.2</p> <p>1. What can be done with stocks of un-registered substance after the registration deadline, if the company ceased manufacture or import?</p> <p>2. Can inspector allow the sale or use of stocks of un-</p>	<p>The Forum agreed the conclusion on this practical issue at the meeting.</p>	<p>Forum-S will send a supplement for the MOC for Forum consultation on minor editorial modifications by 7 July 2017</p>

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting
registered substance after the registration deadline, if the company submitted the registration, but does not yet have the registration number?		
<p>Issue 27.3</p> <p>How can inspectors verify a company's decision to benefit from the registration exemption under Article 2(7)(d) and not to register a recovered substance?</p>		<p>Forum-S will send the outline of the issue for written feedback by 30 June.</p> <p>SE Forum member will send the national guide for inspectors on this issue to the Forum-S by 30 June</p> <p>Forum-S will consider whether ECHA will be able to translate this.</p>
Item 11 – Forum's enforcement activities- Ongoing projects		
<p>11.1 REF-4</p> <p>11.1.1 WG progress report</p>		<p>Forum members are invited to propose the title for the best practice documents prepared after the REF-4 project by 31 August.</p>
11.1.2 Mandate amendment	The Forum revised the mandate of the WG.	
<p>11.2 Enforceability of Restrictions</p> <p>11.2.1 WG progress report</p>		<p>WG Restrictions, with Forum-s, will organize the discussion on proposals from NEAs/Forum for substances for restriction at Forum-28.</p>
<p>11.2.2</p> <p>Restriction proposal regarding the use of lead shots over wetlands</p>		<p>Forum members are invited to involve the enforcers of the "Nature directives" when giving (or commenting on) advice on this restriction proposal.</p>
11.2.3 Mandate amendment	The Forum revised the mandate of the WG.	
<p>11.3 Pilot project Substances in Articles</p> <p>11.3.1 WG progress report</p>		<p>Forum members interested to join the project are invited to signal interest by 30 June 2017</p>
11.3.2 WG Mandate	The Forum revised the mandate of the WG.	

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting
<p>11.4 REF-6</p> <p>11.4.1 WG progress report</p>		<p>WG REF-6 will distribute the draft manual for comments of the Forum at the end of June/beginning of July.</p> <p>Forum members are invited to provide their input for the Manual after it has been circulated.</p> <p>IE Forum member is invited to inform the Detergents WG that Forum is working on the enforcement of the requirements for tensile strength of the LLDC.</p>
<p>11.4.2 Mandate amendment</p>	<p>The Forum revised the mandate of the WG.</p>	
<p>11.5 Implementation of PD-NEA</p> <p>11.5.1 WG progress report</p>		
<p>11.5.2 Update on ECHA IT tools for inspectors</p>		
<p>11.5.3 Mandate amendment</p>	<p>The Forum revised the mandate of the WG.</p>	
<p>11.6 Information and Communication System for Market Surveillance (ICSMS)</p> <p>11.6.1 WG progress report</p>		<p>WG ICSMS is invited to designate a member for regularly attending the ICSMS meetings organised by COM.</p> <p>DG GROW is invited to confirm the release dates for REACH, CLP and PIC DRPIs.</p> <p>WG ICSMS will prepare a discussion about the use of ICSMS for Forum-28.</p>
<p>11.6.2 Mandate amendment</p>	<p>The Forum revised the mandate of the WG.</p>	
<p>11.7 Training for enforcement trainers 2017</p> <p>11.7.1 WG progress report</p>		<p>Forum members, who have not done that yet, are invited to nominate two participants per MSs for the training event envisaged for 04-05 October 2017 as soon as possible. One of the two nominated participants should also</p>

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting
		<p>be the National Coordinator for REF-6 project.</p> <p>Forum members are invited to submit to Forum-s the number of the core remote attendees by 15 September 2017.</p>
11.7.2 Mandate amendment	The Forum revised the mandate of the WG.	
<p>11.8 Pilot project on Control of internet sales of hazardous chemical</p> <p>11.8.1 WG progress report</p>		
11.8.2 Mandate amendment	The Forum revised the mandate of the TF.	
<p>11.9 Cooperation with Customs 2</p> <p>11.9.1 Task Force progress report</p>		
11.9.2 TF Mandate	The Forum revised the mandate of the WG.	
<p>11.10 REACH-EN-FORCE-5</p> <p>11.10.1 WG progress report</p>		<p>Forum members are invited to nominate an additional participant (in liaison with the National Coordinator) for the Workshop on "REACH exposure scenarios for communication – exchange of experience from REF-5 inspection of extended safety data sheets".</p>
11.10.2 Mandate amendment	The Forum revised the mandate of the WG.	
<p>11.11 Revision of the best practice documents</p> <p>11.11.1 Task force progress report</p>		<p>Forum members are invited to provide comments on the room document by 11 August.</p>
11.11.2 Mandate amendment	The Forum revised the mandate of the WG.	
<p>Item 12 – Update on relevant developments by the Commission</p>		

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting
12.1 General updates by the European Commission		Forum members are invited to consider applying for the exchange of inspectors to COM. Applications possible by the end of March 2018
Item 13 – Updates from the ECHA Secretariat		
13.1 Enforcement of the implementing act on data sharing		<p>Forum-S will ask which Forum members want to know about cases that may be revoked due to breach of OSOR principle, before the revocation is processed by 7 July.</p> <p>Forum members wishing to receive such information are invited to indicate it by 31 July.</p> <p>ECHA will prepare and send that information to MS Focal Points, where it is requested by Forum members.</p>
13.2 Follow-up of ECHA Decisions: updates from ECHA		
13.3 Update on ECHA Guidance activities		
13.4 Improving risk management advice in the supply chain		<p>The Forum members are invited to provide feedback on whether ENES activities outlined in the meeting document are the right activities to do by 31 July 2017.</p> <p>Forum member are invited to provide examples in writing of concrete steps that Member States are taking at national level so that the ECHA Secretariat can learn from the Forum and vice versa, by 31 July 2017.</p> <p>Forum-S will indicate the part of ECHA webpages that will be the best entry point for inspectors when informing the companies about the tools developed by ENES by 30 June.</p>
13.5 Use of alternatives to testing in animals (ECHA Art 117(3) Report) –		The Forum members are invited to provide comments in writing on the proposed actions and other aspects that can be useful to consider when

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting
possible enforcement considerations		<p>ECHA analyses the cases or prepares its further information or communications to the Member State Authorities. Feedback should be submitted by 18 August 2017.</p> <p>Forum-S will schedule a discussion on this subject at the next plenary meetings of the Forum.</p>
Item 14 – AOB		
		<p>Forum members are invited to submit examples of cases, products or substances that have caused concern for the NEAs for discussion on potential new and existing restrictions planned for Forum-28 by the end of September 2017.</p>

III. List of Attendees

Forum members

	Country	Name
1	AT	ANWANDER Eugen
2	BE	CUYPERS Paul
3	BG	ZIDAROVA Elena
4	CY	ORPHANOU Maria
5	CZ	JAROLÍM Oldřich
6	DE	VOM HOFE Katja
7	DK	BØRGLUM Birte
8	EE	HONGA Aljona
9	EL	FOUFA Eleni
10	ES	SÁNCHEZ-PEÑA Pablo
11	FI	ASSMANN Mervi
12	FR	PIONNEAU Clotilde
13	HR	KREKOVIĆ Dubravka
14	HU	DEIM Szilvia
15	IE	MCMICKAN Sinead
16	IT	POLCI Letizia
17	LT	PIPIRAITE-VALISKIENE Donata
18	LU	ENGELS Kim
19	LV	KAZEROVSKA Kristine
20	MT	FARRUGIA Bernice
21	NL	VAN DEN BERG Jos
22	NO	HAGEN Gro
23	PL	MOCZULAK Aleksandra
24	PT	BRAVO Graça
25	RO	Maria MIJA
26	SE	HEDLUND Henrik
27	SI	NOVAK Vesna
28	SK	POČAROVSKÁ Miriam
29	UK	POTTS Mike

Invited experts

	Country	Name
1	AT	WURM Gernot
2	CZ	MARKO Martin
3	DK	RAVN BHARATHAN Anette
4	EE	LINNO Annemari
5	ES	ZAMORA NAVAS Laura
6	FI	LAHTINEN Marilla
7	HR	PILETIĆ Kaća
8	LT	GRINCEVIČIŪTĖ Otilija
9	NO	SKJÆRGÅRD Cathrine
10	PT	BARATA Sofia
11	SE	RUMAR Karin

	Country	Name
12	UK	CARTER Paul

Advisers

	Country	Name
1	DE	FRENZEL Stefan
2	DE	WURSTHORN Sibylle
3	DK	FAGERLUND Michael
4	FI	OLLIKKA Jussi

European Commission representative

	DG	Name
1	GROW	AGUADO-MONSONET Miguel
2	ENV	MAURER Helmet

ECHA

	ECHA	Unit
1	BARANSKI Maciej	Support, Forum and HelpNet Secretariat
2	CALVO TOLEDO Juan Pablo	Support, Forum and HelpNet Secretariat
3	CLIFFE Brendan	Support, Forum and HelpNet Secretariat
4	FELICIANO Tania	Support, Forum and HelpNet Secretariat
5	FRONTINI Ales	Support, Forum and HelpNet Secretariat
6	KURONEN Terhi	Support, Forum and HelpNet Secretariat
7	KUSTER Jonathan	Substance ID and data sharing Unit
8	LOGTMEIJER Christiaan	Risk Management Implementation Unit
9	MUSSET Christel	Director of Registration
10	NOUWEN Johan	Support, Forum and HelpNet Secretariat
11	ROSSI Laura	Evaluation Unit
12	SOMPOLSKI Daniel	Dossier submission and PIC Unit
13	TŁOCZEK Magdalena	Support, Forum and HelpNet Secretariat
14	TUOMAINEN Anita	Support, Forum and HelpNet Secretariat

IV. List of Annexes

ANNEX 1. Final agenda Forum-27

ANNEX 2. Revision of mandates of Forum WGs/Task Forces

ANNEX 2 a – “Joint initiative ECHA Forum – ECHA ASOs on Improvement of the quality of SDSs”

ANNEX 2 b – “Categorisation of risks”

ANNEX 2 c – “Training for Enforcement Trainers 2018”

ANNEX 2 d – “Forum Pilot project on PIC”

ANNEX 2 e – “Prioritisation of REF Projects”

ANNEX 2 f – “Coordinated enforcement project REACH-EN-FORCE-4 on Restrictions”

ANNEX 2 g – “Enforceability of restrictions”

ANNEX 2 h – “Pilot project Substances in Articles”

ANNEX 2 i – “Coordinated enforcement project REACH-EN-FORCE-6”

ANNEX 2 j – “Implementation of PD-NEA”

ANNEX 2 k – “Information and Communication System for Market Surveillance (ICSMS)”

ANNEX 2 l – “Cooperation with Customs 2

ANNEX 2 m – “Training for Enforcement Trainers 2017”

ANNEX 2 n – “Forum Pilot Project on CLP focusing on control of internet sales”

ANNEX 2 o – “Coordinated enforcement project REACH-EN-FORCE-5 on Exposure Scenarios, extended SDS, RMM and OC”

ANNEX 2 p – “Revision of the best practice documents”

ANNEX 3. Glossary of acronyms and abbreviations

Annex 1 – Final agenda Forum-27

28 March 2016
ECHA/Forum-26/2017/A

**Draft Agenda
Twenty seventh meeting of the
Forum for Exchange of Information on Enforcement
(Forum-27)
20-21 June 2017
European Chemicals Agency
Helsinki, Finland
Tuesday, 20 June: starts at 09:00
Wednesday, 21 June: ends at 16:30**

DAY 1 Tuesday 20 June 2017

CLOSED SESSION

Item 1 – Welcome and Introduction 09:00-09:20

- 1.1 Opening by the Chair of the Forum – *Chair*
- 1.2 Adoption of the Agenda – *Chair*
- 1.3 Declarations of conflict of interest with regard to agenda items –
Chair
- 1.4 State of play with action points from Forum-26 – *ECHA Forum
Secretariat*
- 1.5 Results of the written procedures between Forum-26 and Forum-27
- *ECHA Forum Secretariat*

*ECHA/Forum-27/2017/dA
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***For adoption
For information***

Item 2 – Address by ECHA's Director of Registration 09:20-09:30

For information

Item 3 – Enforcement projects in Member States 09:30-10:20

- 3.1 Challenging intermediate registration status – An example from a
Substance Evaluation case – *DE expert (20')*
- 3.2 Risk Based Approach in Chemical Product Enforcement in Finland –
FI expert (30')

For discussion

Item 4 – Updates from the ECHA Forum Secretariat 10:20-12:05

- 4.1 Celebration of the Forum's 10th anniversary (10')
- 4.2 Update on the cooperation with ASOs (15')

For information

Coffee break 10:45-11:15

- 4.3 Forum Work programme 2019 onwards (20')
- 4.4 Report on the joint actions on the quality of SDS (30')

ECHA/Forum-27/2017/4.3
ECHA/Forum-27/2017/4.4

For discussion

Item 5 – Forum's enforcement activities- Projects under preparation 12:05-16:00

- 5.1 *Characterisation of risks (45')*
 - 5.1.1 Task Force progress report - *Chair*
 - 5.1.2 Mandate amendment - *ECHA Forum Secretariat*
- 5.2 *Train the trainers 2018 (10')*
 - 5.2.1 Mandate set-up - *ECHA Forum Secretaria*

Lunch break 13:00-14:00

- 5.3 *PIC pilot project (40')*
 - 5.3.1 Discussion of the project proposal – *ECHA Forum Secretariat*
 - 5.3.2 Mandate set-up- *ECHA Forum Secretariat*
- 5.4 *Prioritisation of REF projects (80')*
 - 5.4.1 WG progress report/Scope of future project REF-7 - *WG Chair*
 - 5.4.2 Mandate amendment- *ECHA Forum Secretariat*

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ECHA/Forum-27/2017/5.4.1
ECHA/Forum-27/2017/5.4.1_AnnexV
ECHA/Forum-27/2017/5.4.1_AnnexVI
ECHA/Forum-27/2017/Draft_mandates

For discussion
For adoption

Coffee break 16:00 - 16:30

Item 6 – Role of NEAs in relation to the Poison centres and CLP Article 45	<i>16:30-17:00</i>
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For discussion

Item 7 – Cooperation between Forum and BPR Subgroup	<i>17:00-17:30</i>
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Update on the cooperation with the BPR enforcement – *BPRS Chair*

ECHA/Forum-27/2017/7

For discussion

Item 8– Adoption of conclusions from day 1	<i>17:30-17:45</i>
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For adoption

Regular meeting with ECHA Directors and Forum Chairs	<i>18:15-19:00</i>
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DAY 2 CLOSED SESSION Wednesday 21 June 2017

Item 9 – Debriefing of the meeting with ECHA Directors	<i>09:00-09:30</i>
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For information

Item 10 – Practical issues for enforcement of REACH and CLP	<i>09:30-10:30</i>
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Items raised by Forum/ECHA/COM (list of practical issues is prepared independently from the agenda)

ECHA/Forum-27/2017/10

For discussion

Coffee break 10:30-11:00

Item 11 – Forum’s enforcement activities- Ongoing projects	<i>11:00-14:50</i>
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11.1 REACH-EN-FORCE-4 on Restrictions (30')

11.1.1 WG progress report – WG Chair

11.1.2 Mandate amendment- ECHA Forum Secretariat

11.2 Enforceability of Restrictions (30')

11.2.1 WG progress report - WG Chair

11.2.2 Restriction proposal regarding the use of lead shots over wetlands - ECHA Secretariat

11.2.3 Mandate amendment - ECHA Forum Secretariat

11.3 Pilot project on substances in articles (10')

- 11.3.1 WG progress report- *WG Chair*
- 11.3.2 Mandate amendment - *ECHA Forum Secretariat*

11.4 REACH-EN-FORCE-6 on CLP (10')

- 11.4.1 WG progress report - *WG Chair*
- 11.4.2 Mandate amendment - *ECHA Forum Secretariat*

11.5. Implementation of PD-NEA (10')

- 11.5.1 WG progress report – *WG Chair*
- 11.5.2 Update on ECHA IT tools for inspectors - *ECHA Forum Secretariat*
- 11.5.3 Mandate amendment - *ECHA Forum Secretariat*

11.6 Information and Communication System for Market Surveillance (ICSMS) (10')

- 11.6.1 WG progress report - *WG Chair*
- 11.6.2 Mandate amendment - *ECHA Forum Secretariat*

11.7 Training for enforcement trainers 2017 (10')

- 11.7.1 WG progress report - *WG Chair*
- 11.7.2 Mandate amendment - *ECHA Forum Secretariat*

11.8 Pilot project on Control of internet sales of hazardous chemicals (10')

- 11.8.1 WG progress report – *WG Chair*
- 11.8.2 Mandate amendment- *ECHA Forum Secretariat*

Lunch break 13:00 -13:45

11.9 Customs 2 (40')

- 11.9.1 Task Force progress report – *Chair*
- 11.9.2 Mandate amendment- *ECHA Forum Secretariat*

11.10 REACH-EN-FORCE-5 on Extended SDS, exposure scenarios, risk management measures and operational conditions (10')

- 11.10.1 WG progress report – *WG Chair*
- 11.10.2 Mandate amendment- *ECHA Forum Secretariat*

11.11 Revision of the best practice documents (15')

- 11.11.1 Task force progress report – *Chair*
- 11.11.2 Mandate amendment- *ECHA Forum Secretariat*

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ECHA/Forum-27/2017/11.3.1_room_doc
ECHA/Forum-27/2017/11.4.1
ECHA/Forum-27/2017/11.5.1
ECHA/Forum-27/2017/11.5.2
ECHA/Forum-27/2017/11.6.1
ECHA/Forum-27/2017/11.7.1

ECHA/Forum-27/2017/11.8.1
ECHA/Forum-27/2017/11.9.1
ECHA/Forum-27/2017/11.9.1_Annex2
ECHA/Forum-27/2017/11.10.1
ECHA/Forum-27/2017/11.10.1_room_doc
ECHA/Forum-27/2017/11.11.1
ECHA/Forum-27/2017/11.11.1_room_doc
ECHA/Forum-27/2017/Draft_mandates

For information
For discussion
For adoption

Item 12 – Update on relevant developments by the Commission	14:50-15:00
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12.1 General updates by the European Commission

ECHA/Forum-27/2017/12.1

For information

Item 13 – Updates from the ECHA Secretariat	15:00-16:00
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- 13.1 Enforcement of the implementing act on data sharing (20')
- 13.2 Follow-up of ECHA Decisions: updates from ECHA (5')
- 13.3 Update on ECHA guidance activities (5')
- 13.4 Improving risk management advice in the supply chain (5')
- 13.5 Use of alternatives to testing in animals (ECHA Art 117(3) Report)
 - possible enforcement considerations (15')

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ECHA/Forum-27/2017/13.3
ECHA/Forum-27/2017/13.4
ECHA/Forum-27/2017/13.4_room_doc
ECHA/Forum-27/2017/13.5_room_doc

For information

Item 14 – A.O.B.	16:00-16:15
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For information

Item 15 – Adoption of conclusions from day 2	16:15-16:30
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For adoption

Item 16 – End of the meeting	16:30
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coffee available

[BPRS- 2 meeting: Thursday 22 June]

Annex 2 a “Joint initiative on Improvement of the quality of SDSs”

Forum Working Group “Joint initiative ECHA Forum – ECHA ASOs on Improvement of the quality of SDSs” (Mandate established at Forum-27)

Composition:

Chair: Henrik HEDLUND (SE)

Forum Members/Alternates

- Chiel BOVENKERK (NL Alternate)
- Sinead MCMICKAN (IE)
- Oldrich JAROLIM (CZ)
- Bernice FARRUGIA (MT Alternate)
- Abdulqadir SULEIMAN (NO Alternate)

Invited Experts

- Annette RAVN BHARATHAN (DK)
- Tarja KARLEMO (FI)
- HU?
- Filipe VITORINO (PT)
- DE?
- Paul CARTER (UK)
- IT (BPR)

Commission

- Miguel AGUADO MONSONET (DG GROW)

ECHA

ECHA Accredited Stakeholder Organisations

Objectives:

Identify the common deficiencies found in the SDSs and propose solutions for improvement and encourage ECHA ASOs to implement the solutions and monitoring the progress.

Mandate:

- Define the detailed scope of the joint action (including potentially BPR)
- Prepare an action plan including such actions as:
 - o The collection of data on deficient SDSs
 - o Identify the topics that require priority actions
 - o The analysis of the data and the identification of reasons for the deficiencies
 - o The identification of potential solutions
 - o The implementation by the ECHA ASOs of the solutions
 - o The monitoring of the progress with the improvements
- Oversee the implementation of the joint action
- Oversee the reporting from the joint action and from follow-up of the solutions identified by it during the open sessions in 20

Tentative Timeline:

- Draft scope and action plan: October 2017
- Adoption of the action plan: Open session Forum-28 (November 2017)
- Implementation of the action plan:
 - o Data collection : December 2017 – April 2018
 - o Analysis of the data and identification of potential solutions– May 2018 – October 2018
 - o Presentation of the outcomes in the open session of Forum-31 (November 2018)
- Monitoring of results
 - o 2019 onwards: Implementation of the solutions proposed in the action plan by ASOs
 - o 2019 onwards: ASOs report on actions taken during annual open sessions of the Forum meetings

Annex 2 b "Categorisation of Risks"

Forum Task Force
Work Packages B.1 and C.1
"Categorisation of Risks"
(Mandate adopted at Forum-27)

Composition:

Chair

Forum Members/Alternates

- Kristine KAZEROVSKA (LV)
- Eugen ANWANDER (AT)
- Paul CUYPERS (BE)
- Stefan FRENZEL (DE)
- Sofia BARATA (PT)

Invited Experts

- Margareta DAHO (SE)
- Andrea MAYER FIGGE (DE)
- Shima DOBEL (DK)
- Roberto VALADARES (PT)

ECHA

Celia Tanarro (Unit A.2, Support, Forum & HelpNet Secretariat)

COM

- Miguel Aguado (DG GROW)
- Ana Blas (DG GROW)

Objective:

Develop the guidelines enabling the inspectors and NEAs to categorise the risks from non-compliance when using ICSMS.

Mandate:

The Task Force shall:

- Develop an example(s) enabling the Forum members to make a choice on the methodology to follow to elaborate the guidelines for inspectors and NEAs to categorise the risks
- Elaborate the methodology to be validated by the Forum.
- provide input to the COM projects undergoing developing guidelines to tackle serious risk (e.g. PROSAFE project) and assess the results of these projects.

Timelines:

- F-29: Example(s) to be presented for the Forum for validation of the methodology utilised
- F-32: Guidelines for the inspectors for the use of ICSMS

Annex 2 c "Training the trainers 2018"

Forum Working Group
Work Package C.2.
"Training for enforcement trainers 2018"
(Mandate created at Forum-27)

Composition:

Chair: Mike POTTS (UK)

Forum Members/Alternates

- Krisitīne Kazerovska (LV)?
- Donata PIPIRAITĒ-VALIŠKIENĒ (LT)
- Aljona HONGA (ET)
- Bernice FARRUGIA (MT)
- Dominik PISAREK (PL) (BPRS)
- Anne Marie LINNO (EE) (BPRS)

Invited Experts

- Semira HAJRLAHOVIĆ MEHIĆ (SI)
- Paul CARTER (UK)
- Alexandros GAVRIEL (CY) (BPRS)
- Jenny KARLSSON (SE) (BPRS)
- DE (BPRS)
- Becky HAMER (UK) (BPRS)
- NL? (BPRS)

Commission

ECHA

Objective:

- Prepare and deliver the training for trainers on the enforcement of REACH, CLP and PIC in the fourth quarter of 2018 (additional option to cover enforcement of BPR back to back with Training 2018)

Mandate:

- Examine the training subjects relevant for enforcement in the fourth quarter of 2018 and prepare the priority topics for agreement before Forum-28
- Specify as early as possible the envisaged level of the content of the training
- Prepare materials necessary for the training such as presentations or documents
- Actively conduct the training event with support from other Forum members, ECHA and COM and other experts in specific topics as necessary
- Collect, summarise and evaluate the recommendations and reactions of participants
- Consider inviting input from the Accredited Stakeholders Organisations

Timeline:

- Before Forum-28: conclude on list of subjects and prioritisation
- Forum-31/Forum-32: final report

Annex 2 d "Pilot Project on PIC"

Forum Working Group "Forum Pilot Project on PIC" (Mandate created at Forum-27)

Composition:

Chair: Jos VAN DEN BERG

Forum Members/Alternates

- Eugen ANWANDER

Invited Experts

- Panagiota SKAFIDA (EL)
- Andrea ENGELHARDT (DE)
- Isabel COSTA (PT)
- Vytautas DANILEVIČIUS (LT)

COM

-

ECHA

- Chiara MACCHI (Unit C1, Dossier submission and PIC)

Objectives:

- Coordinate and manage the preparatory, operational and reporting phases of the Forum pilot project on PIC.

Mandate:

- Develop the project manual and other materials needed for the execution of the project
- Coordinate and provide consulting assistance to the national coordinators from the participating countries during the operational and reporting phase of the project
- Collect and compile results from the national coordinators
- Prepare final project report and present it to the Forum plenary

Timeline:

- Preparatory phase: July – December 2017
- Operational phase: January - June 2018
- Reporting phase: July - December 2018

Annex 2 e “Prioritisation of REF Projects”

Forum Working Group Work Package A.1 **“Prioritisation of REF Projects”** (Mandate adopted at Forum-27)

Composition:

Chair: Tasoula KYPRIANIDOU LEONTIDOU (CY) – rotating Chair

Vice Chair(s):

-

Forum Members/Alternates

- Maria Letizia POLCI (IT alternate)
- Paul CUYPERS (BE)
- Oldrich JAROLIM (CZ)
- Dubravka KREKOVIC (HR)
- Abdulqadir SULEIMAN (NO Alternate)

Invited Experts

- Roberto VALADARES (PT)
- Semira MEHIC (SI)
- Hannah DOHERTY (UK)
- Andrea MAYER-FIGGE (DE)
- Tamas KOVACS (HU)

ECHA

- Juan Pablo CALVO TOLEDO

Objective:

- Propose annually the subject for the next harmonised enforcement project coordinated by the Forum (REF Projects)

Mandate:

According to the working procedure for the prioritisation and selection of REF projects, the WG shall:

- Review annually a list of proposals for REF projects submitted by Forum members, ECHA Secretariat, the Commission and the Stakeholder Organisations accredited by ECHA (ASOs);
- Prioritise the subjects by applying Forum’s methodology for the prioritisation, selection and management of REF projects
- Draft a recommendation proposing the subject for the next REF project
- Elaborate and update a registry of legal obligations subject to previous enforcement projects.

Propose to the Forum topics for pilot and small-scale projects as an output of the prioritisation exercise where appropriate.

In addition, the WG will revise the methodology for the prioritisation, selection and management of REF projects and implementing its working procedures to be adopted by the Forum. The WG will propose the adjustments of the methodology with regard to the inclusion of the BPR terminology and the Annex I with the essential requirements of BPR. The WG shall signal if any more significant changes will be needed to use the REF project methodology for the BPR projects so that BPR projects can be prioritised and managed according to this methodology(subject to the agreement in the BPR Subgroup to be decided at the BPRS-2).

The WG will operate from Forum-16 (October 2013) until the end of 2018 (end of the Forum WP 2014 – 2018). The mandate of the WG can be renewed to operate after this period.

Timelines:

- The basic timeframes are regulated by the Forum Methodology on Prioritisation and Selection of Project Proposals and the working procedure for the prioritisation and selection of harmonised enforcement projects coordinated by the Forum
- Propose the revised methodology including the BPR terminology by Forum-28 (to be adopted by the BPR-S and by the Forum)
- Shortlist of subjects for REF-8 by Forum-31.

Annex 2 f “REF-4”

Forum Working Group

Work Package A.1

“Coordinated enforcement project REACH-EN-FORCE-4 on Restrictions”

(Mandate adopted at Forum-27)

Composition:

- **Chair:** Marilla LAHTINEN (FI)

Forum Members and Alternates

- Maria ORPHANOU (CY Alternate)
- Eugen ANWANDER (AT)
- Pablo SANCHEZ-PENA (ES)

Invited Experts

- Ingviold KVIEN (NO) – remote participant
- Matthias ZIERHUT (DE)
- Rachael ALLEN (UK)
- Gonçalo BAPTISTA (PT)

Commission

Objective:

- conceive and manage the fourth major Forum enforcement project

Mandate:

- Develop the project manual (guidance document, checklist, planning, recommendations) for the execution of the project
- Prepare and deliver the training for project national coordinators
- Management of the Operational phase
- Management the Reporting phase: Follow-up operational phase, collect the results and draft project evaluation
- Elaborate tips and hints for inspectors based on the relevant outcomes from the project and best practices on the enforcement of the restrictions covered in the REF-4 project

Timeline:

- Approve the scope: 2015
- Project manual: Q4 2015
- Prepare and deliver the training for project national coordinators: Q1 2016
- Operational phase: 2016
- Reporting phase (National Coordinators): Q1 2017
- Evaluation phase: Q3 2017
- Draft report: Q4 2017
- Adoption of the report: Q4 2017
- Tips and hints for inspectors and best practices on the enforcement of the restrictions covered in the REF-4 project: Q4 2017

Annex 2 g “Restrictions”

Forum Working Group “Enforceability of restrictions” Work Package B12

(Mandate adopted at Forum-27)

Composition:

Chair: Eugen ANWANDER (AT) – rotating Chair

Vice-Chair: Maria Letizia POLCI (IT Alternate)

Forum Members/Alternates

- Mariano ALESSI (IT)
- Aljona HONGA (EE)
- Jos VAN DEN BERG (NL)
- Tasoula KYPRIANIDOU-LEONTIDOU (CY)
- Karin RUMAR (SE)

Invited Experts (advisory process)

-
- Leonello ATTIAS (IT)
- Tone Line FOSSNES (NO)
- Uwe LICHT-KLAGGE (DE)
- Gernot WURM (AT)
- Katarina WAGNER (DE)
- Rachael ALLEN (UK) (Remote participation)

Invited experts (analytical methods)

- Werner ALTKOFER (DE)
- Kevin PITCHFORD (UK)
- Carolina FERRANTI (IT)
- Julia GONZALEZ GUTIERREZ (ES)
- Durk SCHAKEL (NL)
- Aristotelis PAPAGEORGIOU (EL)
- Andromachi KATSONOURI (CY)

European Commission

- Patricia HUALDE GRASA (DG GROW)
- Giuseppina LUVARÀ (DG ENV)

ECHA

- Juan Pablo CALVO TOLEDO (ECHA)

Objective:

- Facilitate the enforceability of restrictions

Mandate:

- According to the working procedure for developing the Forum advice on enforceability of the Annex XV proposals for restrictions adopted by the Forum, the WG shall:
 - Prepare a draft Forum advice on the enforceability of Annex XV proposals for restrictions that are in conformity with the REACH requirements, taking into account the comments of the Forum members. This draft Forum advice will be submitted to the Forum for adoption.
 - Provide support when possible on enforcement related issues to RAC and SEAC during the process of the elaborating the RAC and SEAC opinions.
- In the execution of this mandate, the members of the WG shall follow the rules and principles established in the mandate given by the Chair of the Forum to the individual members and invited experts of the WG.
- The WG shall report to the Forum plenary the results of its findings and its actions between the plenaries
- Review in 2018 the information provided by the stakeholders during 2016/2017 and revise if needed the methodology and the compendium by F-32 (Q4 2018).
- Provide opinion to the Commission on the development of standard methods when invited to do so by the Commission, in line with the proposal from the Forum to the Commission on this matter.
- Consider to provide an advice to the Commission on the restriction proposal prepared by the COM regarding Article 68 (2) CMR in textile articles.
- Provide ad-hoc support to the WG managing the pilot project on Substances in Articles
- Elaborate a discussion paper exploring ways for enforcement authorities and the Forum to identify and to propose substances for restriction to be discussed at Forum-28

Timeline:

- 30 June 2017, reporting at each plenary meeting

**Annex 2 h “Substances in Articles”
Forum Working Group
“Pilot project Substances in Articles”
(Mandate adopted at Forum-27)**

Composition:

Chair: Karin RUMAR (SE Alternate)

Forum Members/Alternates

- Mervi ASSMAN (FI)
- Maria Letizia POLCI (IT Alternate)
- Eugen ANWANDER (AT)

Invited Experts

- Ingvild KVIEN (NO)
- Sibylle WURSTHORN (DE)
- Juergen SCHMID (DE)
- Susana BARBOSA ANDRADE (PT)
- Haidi KANAMAE (EE)
- Nikoletta MAROSVÖLGYI (HU)

Commission

-

ECHA

- Telmo VIEIRA PRAZERES
- Rémi LEFEVRE

Objectives:

- conceive and manage the pilot project on substances in articles

Mandate:

- Develop the project manual (guidance document, checklist, planning, recommendations) for the execution of the project
- Prepare and deliver the training for project national coordinators
- Management of the Operational phase
- Management the Reporting phase: Follow-up operational phase, collect the results and draft project evaluation

Timeline:

- Project manual: Q32017
- Prepare and deliver the training for project national coordinators: Q3 2017
- Operational phase: October 2017 – June 2018
- Reporting phase (National Coordinators): Q32018
- Evaluation phase: Q Q3 2018
- Draft report: Q4 2018
- Adoption of the report: Q4 2018

Annex 2 i "REF-6"

Forum Working Group

Work Package A.1

"Coordinated enforcement project REACH-EN-FORCE-6"

(Mandate adopted at Forum-27 and BPRS-2)

Composition:

- **Chair:** Henrik HEDLUND (SE)

Forum Members and Alternates

- Gro HAGEN (NO)
- Elena ZIDAROVA (BG)
- Dimitrios CHATZIANANTINO (EL Alternate)
- Sofia BARATA (PT Alternate)
- Pablo SANCHEZ-PEÑA (ES)

Invited Experts

- Petra SCHLAG (DE)
- Markus MAKI (FI)
- Mariana DE VRIES-HLAVACOVA (NL) (also biocides?)
- Žilvinas UŽOMECKAS (LT)
- Zsuzsanna KISS (HU)
- Panagiota SKAFIDA (EL)

BPRS Members and Experts

- Viktoriya HRISTOVA (BG)
- Emma BERGSTROM (SE)
- Gilles CROIZÉ-POURCELET (FR)
- Anna MASLARSKA (BG)

Objective:

- conceive and manage the sixth major Forum enforcement project REF-6

Mandate:

- Develop the project manual (guidance document, checklist, planning, recommendations) for the execution of the project
- Prepare and deliver the training for project national coordinators
- Management of the Operational phase
- Management the Reporting phase: Follow-up operational phase, collect the results and draft project evaluation
- Elaborate tips and hints for inspectors based on the relevant outcomes from the project
- Include biocides in the scope of the project in collaboration with the appointed BPR experts
- Define the scope of enforcement activities under Art 45 and Annex VIII of CLP
- Address in the manual the issue of mechanical compression strength of the LLDCs

Timeline:

- Project manual: Q4 2017
- Prepare and deliver the training for project national coordinators: Q4 2017
- Define the scope of enforcement activities under Art 45 and Annex VIII of CLP: Q2 2018
- Operational phase: 2018
- Reporting phase (National Coordinators): Q1 2019
- Evaluation phase: Q3 2019
- Draft report: Q4 2019
- Adoption of the report: Q4 2019
- Tips and hints for inspectors: Q4 2019

Annex 2 j "PD-NEA"

**Forum Working Group
"Implementation of PD-NEA"**
(Mandate adopted at Forum-27)

Composition:

Chair: Pablo SANCHEZ-PEÑA (ES)

Forum Members/Alternates

- Eugen ANWANDER (AT)
- Sofia BARATA (PT)
- Eleni FOUFA (EL)

Invited Experts

- Juergen SCHMID (DE)

Objective:

- Support the implementation of the PD-NEA allowing inspectors access to data submitted to ECHA

Mandate:

- Provide input during further development and implementation of PD-NEA
- Verify that the UAT conditions are implemented with and follow up the implementation of the WG improvement requests

Timeline:

- Forum-29 (Q1 2018)

Annex 2 k "ICSMS"

Forum Working Group "Information and Communication System for Market Surveillance (ICSMS)"

(Mandate adopted at Forum-27)

Composition:

Chair: Birte BØRGLUM (DK)

Forum Members/Alternates

- Pablo SÁNCHEZ PEÑA (ES)
- Elena ZIDAROVA (BG)

Invited Experts

- Tone Line FOSSNES (NO)
- Gernot WURM (AT)
- Piergiuseppe CALÀ (IT)
- Axel DORENBECK (DE)

Commission

- Peter BARICIC

Objectives:

- Support the European Commission in expanding the tool and contribute to promoting best practices in its use among REACH/CLP/PIC inspectors after it is released

Mandate:

- Cooperate with the Commission to provide any necessary feedback about WG ICSMS requests or specification that are needed for implementing the agreed changes
- Test the new version of ICSMS before it is released, ensuring that all agreed changes are in place

Timeline:

- Forum-28 (Q4 2017)

Annex 2 I "Customs 2"

Forum Working Group "Cooperation with Customs 2" (Mandate adopted at Forum-27)

Composition:

Chair: Tasoula Kyrianidou-Leontidou (CY)

Forum Members/Alternates

- Eleni FOUFA (EL)

Invited Experts

- Paivi SIMPANEN (FI) (Customs)
- Efstathios THEOCHAROUS (CY) (NEA)
- Sibylle WURSTHORN (DE) (NEA)
- Ricardo FERREIRA MARMELO (PT) (Customs)
- Annemari LINNO (EE) (NEA)
- Alfred EBNET (DE) (Customs)

Commission

- Miguel AGUADO (COM)

Objectives:

- Prepare proposals for the discussion with the European Commission DG TAXUD and the Customs Authorities on the possible involvement of Customs in control of REACH and CLP (and possibly aspects of PIC)

Mandate:

1. Collect and list the experience of countries where Customs was involved in checking of REACH and CLP and on that basis prepare a list of specific REACH and CLP checks that could potentially be done customs authorities.
2. Examine the outputs of Forum WG "Cooperation with Customs" and examine if the proposals made therein are still actual.
3. Once it becomes available in 2017, examine the COM position on the exact extent of the role of Customs on the application of REACH, and see whether any of the proposals identified in tasks 1 and 2 fall within the scope of Customs responsibilities identified by the COM.
4. Prepare the Forum position for the discussion with DG TAXUD and the Customs Authorities at the workshop planned by the COM in 2017.
5. Propose to test in practice the proposal developed in Task 1 and if agreed with Customs and Forum, prepare, oversee and report from it.
6. Prepare a presentation about the Forum for the plenary meeting for the PARCS network in June or November 2017, in advance of the workshop identified in Task 4.

Timeline:

- Forum 29 (Q1 2018) – Tasks 1-4 and 6.
- Timing of Task 5 can be determined after the workshop with PARCS

Annex 2 m "Train the trainers 2017"

Forum Working Group
Work Package C.2.
"Training for enforcement trainers 2017"
(Mandate adopted at Forum-27)

Composition:

Chair: Mike POTTS (UK)

Forum Members/Alternates

- Eugen ANWANDER (AT)
- Otilija GRINCEVICIUTE (LT Alternate)
- Henrik HEDLUND (SE)
- Tasoula KYPRIANIDOU-LEONTIDOU (CY)
- Clotilde PIONNEAU (FR)
- Kristīne KAZEROVSKA (LV)

Invited Experts

- Erika BURAI (HU)
- Paul CARTER (UK)
- Hannah DOHERTY (UK)
- Semira HAJRLAHOVIĆ MEHIĆ (SI)
- Irena Zorica JEŽIĆ VIDOVIĆ (HR)
- Uwe LICHT-KLAGGE (DE)
- Chrysanthi NAKOPOULOU (EL)
- Dominik PISAREK (PL)
- Caroline WALSH (IE)
- FR

Commission

SLIC-Chemex

- Nathan KUPER

ECHA

Objective:

- Prepare and deliver the training for trainers on the enforcement of REACH and CLP in the fourth quarter of 2017

Mandate:

- Examine the training subjects relevant for enforcement in the fourth quarter of 2017 and prepare the priority topics for agreement before Forum-25
- Specify as early as possible the envisaged level of the content of the training
- Prepare materials necessary for the training such as presentations or documents
- Actively conduct the training event with support from other Forum members, ECHA and COM and other experts in specific topics as necessary
- Collect, summarise and evaluate the recommendations and reactions of participants
- Consider inviting input from the Accredited Stakeholders Organisations

Timeline:

- Before Forum-25: conclude on list of subjects and prioritisation
- Forum-28/Forum-29: final report

Annex 2 n "Internet sales"

Forum Working Group "Forum Pilot Project on CLP focusing on control of internet sales" (Mandate adopted at Forum-27)

Composition:

Chair: Gro HAGEN (NO)

Forum Members/Alternates

- Eugen ANWANDER (AT)
- Eleni FOUFA (EL)
- Stefan FRENZEL (DE Alternate)
- Martin MARKO (CZ Alternate)

Invited Experts

- Sabine HAMACHER (DE)
- Jorun HOLME (NO)
- Blaž OMAHEN (SI)
- Maria PALEOMILITOU (CY)

COM

- Miguel AGUADO MONSONET DG GROW

CLEEN (cooperation – preparatory phase)

- Heribert BÜRGY
- Lutz ERDMANN

Objectives:

- Coordinate and manage the preparatory, operational and reporting phases of the Forum pilot project on control of the internet sales

Mandate:

- Develop the project manual and other materials needed for the execution of the project
- Coordinate and provide consulting assistance to the national coordinators from the participating countries during the operational and reporting phase of the project
- Collect and compile results from the national coordinators
- Prepare final project report and present it to the Forum plenary
- Cooperate with CLEEN network

Timeline:

- Preparatory phase – January 2016 – November 2016
- Operational phase – December 2016 – August 2017
- Reporting phase – September 2017 – February 2018
- After Forum-30 (Q3 2018) - final report

Annex 2 o "REF-5"

Forum Working Group

Work Package A.1

"Coordinated enforcement project REACH-EN-FORCE-5 on Exposure Scenarios, extended SDS, RMM and OC"

(Mandate adopted at Forum-27)

Composition:

Chair: Abdulqadir SULEIMAN (NO Alternate)

Forum Members

- Dimitrios CHATZIANTONIOU (EL Alternate)
- Eugen ANWANDER (AT)
- Henrik HEDLUND (SE)
- Maria ORPHANOU (CY Alternate)
- Otilija GRINCEVICIUTE (LT)
- Paul CUYPERS (BE)
- Sofia BARATA (PT Alternate)

Invited Experts

- Renske BEETSTRA (NL)
- Marie CARDFELT (SE)
- Annette KRÜGER (DE)
- Jouni RÄISÄNEN (FI)
- Ida SCHARFF (DK)
- Gediminas VALENTĖLIS (LT)
- Janka MORÁVKOVÁ (CZ)

ECHA

- Andrew MURRAY (Risk Management Implementation Unit)

Objective:

- Conceive and manage the fifth major Forum enforcement project

Mandate:

- Identify the difficulties for conducting the project and propose the actions to facilitate the project in 2017
- Narrow down and propose a specific scope of the project and recommend it to Forum for adoption
- Develop the project manual (guidance document, checklist, planning, recommendations) for the execution of the project
- Prepare and deliver, if needed, the training for project national coordinators
- Management of the Operational phase
- Management the Reporting phase: Follow-up operational phase, collect the results and draft project evaluation
- Cooperate with WG Train the trainers 2016 during the preparation and delivery of the content of the training
- Elaborate tips and hints for inspectors based on the relevant outcomes from the project

Timeline:

- Assessment of needs and proposals to facilitate the project: Q4 2015
- Approve the scope by the Forum: Q4 2015
- Project manual: Q4 2016
- Prepare and deliver the training for project national coordinators:Q4 2016
- Operational phase: 2017
- Reporting phase: Q1 2018
- Evaluation phase: Q3 2018
- Draft report: Q3 2018
- Adoption of the report: Q4 2018
- Tips and hints for inspectors: Q4 2018

Annex 2 p “Best practices”

**Forum Working Group
“Revision of the best practice documents”
(Mandate adopted at Forum-27)**

Composition:

Chair: Sinead McMICKAN (IE)

Forum Members/Alternates

- Katja VOM HOFE (DE) (also BPR)
- Marilla LAHTINEN (FI Alternate)
- Eugen ANWANDER (AT) (also BPR)

Forum BPR Subgroup members

- Emma BERGSTRÖM (SE)

Commission

- Miguel AGUADO

Objectives:

- Review and amend the Forum’s best practice documents “Strategies for the enforcement of REACH and CLP” and “Minimum Criteria for REACH and CLP Inspections” according to the MWAP 2014-2018.

Mandate:

- Revise the best practice documents taking into account the information in the MAWP 2014-2018 and the experience from the Member States in the application and implementation of these documents.
- Consider the REACH review and the experience obtained with the Forum’s projects to cover new issues and any changes that affect the implementation of the Chemicals legislation.
- Include enforcement activities related to the PIC Regulation and BPR.
- Cooperate with the Forum’s BPR Subgroup and revise the documents to include enforcement activities related to BPR.

Timeline:

- Q4 2017: Adoption of the revised best practice documents by the Forum.

Annex 3- Glossary of acronyms and abbreviations

ADCO: Administrative Cooperation Groups
A.I.S.E: International Association for Soaps, Detergents and Maintenance Products
ASO: ECHA's Accredited Stakeholder Organisations
BEG: Biocidal enforcement group (chaired by DG SANTE)
BPR: Biocidal Product Regulation
BPRS: BPR Subgroup - Forum's coordination of BPR enforcement
BPRS-x: Meeting x of the BPRS
CARACAL: MSCA Committee for REACH and CLP
CCH: Compliance checks
CLH: Harmonised classification and labelling
CLP or CLP Regulation: Regulation (EC) No 1272/2008 on Classification, Labelling and Packaging of Substances and Mixtures
C&L: Classification and Labelling
CMR: Carcinogenic, mutagenic or toxic to reproduction
COM: European Commission
CSR: Chemical Safety Report
DG: Directorate General at Commission
DRPI: Directive related product information
DU: Downstream Users
ECHA: European Chemicals Agency
ES: Exposure Scenario
ENES: REACH Exchange Network on Exposure Scenarios
ENV: Environment
EU: European Union
GPSD: General Product Safety Directive
GROW(TH): DG for Internal Market, Industry, Entrepreneurship and SMEs
ICSMS: Information and Communication System for Market Surveillance
MAWP: Multi Annual Work Programme
MSCA: Member State Competent Authority
NEAs: National Enforcement Authorities
NGO: Non-governmental organisation
POP: persistent organic pollutants
RAC: Committee for Risk Assessment
REACH and REACH Regulation: Regulation (EC) No 1907/2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals
REF: REACH-EN-FORCE, Coordinated Enforcement Project of the Forum
RMM: Risk Management Measure
PD-NEA: Portal Dashboard for National Enforcement Authorities – the successor system to RIPE
SDS: Safety Data Sheet
SEAC: Committee for Socio-economic Analysis
SME: Small and Medium Sized Enterprises
SONC: Statement of Non-Compliance
SVHC: Substance of very high concern
TCC: Technical completeness check
TF: Task Force of the Forum
UVCB: Substance of Unknown or Variable composition, Complex reaction products or Biological materials
WG: Working Group of the Forum