

Enforcement Forum – indicators 2018

January 2019



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1. Forum indicators

The Forum indicators quantify and measure a number of key activities of the Forum for Exchange of Information on Enforcement. They are part of the system of indicators¹ originally developed² by the European Commission to measure the performance of enforcement of REACH and CLP. They have been adapted and modified by the Forum to allow the level of implementation of the activities of the Forum to be easily followed and monitored.

The indicators will be measured and published annually starting from 2018. The starting date of various indicators is different, depending on when the Forum began conducting the given type of activity and when the data were available.

2. Best practice in enforcement

2.1. Practical enforcement issues addressed (F3)

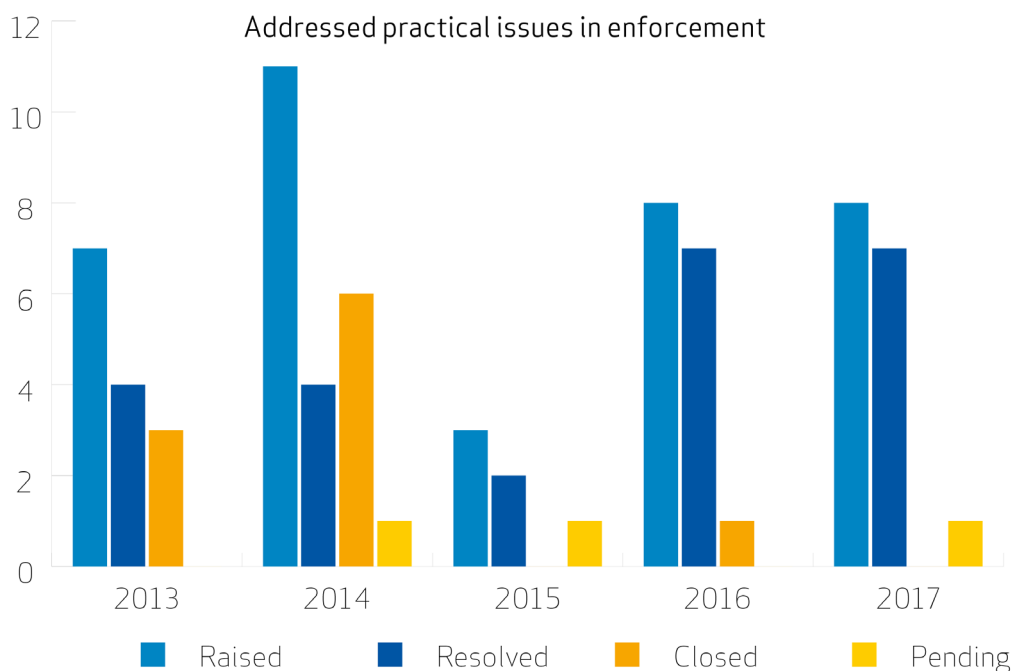
Practical enforcement issues are essentially questions from inspectors about how inspectors should approach a given situation. The questions are relatively general, though they are based on actual cases faced by inspectors. The conclusions give specific advice on the steps to be taken by the inspectors when checking a specific obligation or when providing an answer to a legal question in the context of enforcement.

The indicator shows the status of the questions raised since 2013. "Resolved" issues have been settled and included in the Forum's manual of conclusions. "Closed" issues are those that were deemed to be unsuitable for discussion in the Forum, for example, because they were dealing with the interpretation of legal provisions or addressed a topic that was discussed by different authorities. "Pending" issues are for some reason yet unresolved, for example, because the Forum is awaiting feedback from the Commission Services.

¹ Commission also developed indicators to measure enforcement at EU level and Member State level.

² http://ec.europa.eu/growth/content/measuring-reach-and-clp-enforcement-new-study-0_en

Figure 1: Practical enforcement issues addressed



2.2. Application of Forum standards (F4)

“Forum standards” refers to the Forum’s recommendations for best practice in enforcement. Originally they were described in two documents: “Strategies for enforcement of REACH and CLP” and “Minimum Criteria for REACH and CLP inspections”, which were merged into one document at the end of 2017. The indicator shows the average number of Member States whose enforcement and inspection strategies are in line with the best practice devised by the Forum.

The data for this indicator is sourced from the Member States’ reports submitted to the European Commission in 2015³ for the period 2010-2014. ECHA will update this indicator after the next reporting deadline in 2020.

Table 1: Application of Forum standards

Application of Forum standards	
Years	Countries implementing Forum standards
2010-2014	28

3. Forum trainings

3.1. Trainers trained by the Forum (F5)

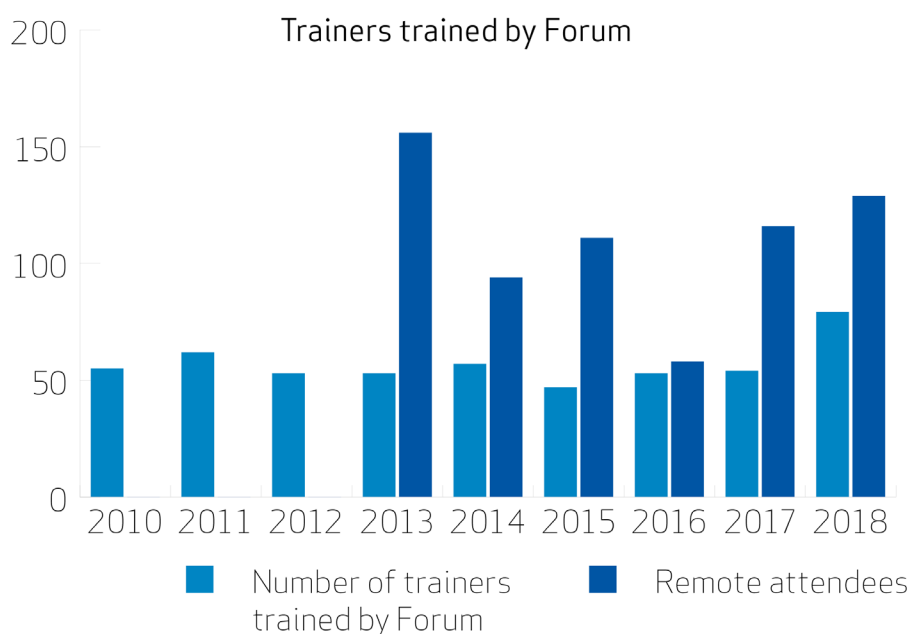
The Forum is organising a training for enforcement trainers every year, to share best practice in enforcement and expert knowledge, and to prepare training relevant materials. The training

³ This reporting is required under Article 117(1) of REACH.

topics are chosen every year depending on the needs. This could encompass topics of general interest such as classification of mixtures or specifically related to the upcoming Forum enforcement projects.

The indicator shows the number of trainers trained by the Forum, who physically attended the training each year and in addition the number of “remote connections”. The trainings are web streamed so inspectors may attend most of the training “remotely”. One or several inspectors may use each remote connection.

Figure 2: Trainers trained by the Forum



3.2. Forum training multiplier (F6)

The trainers trained annually by the Forum organise trainings for inspectors at the national level to further disseminate the knowledge and materials offered by the Forum. This contributes to the continuous increase of competences of inspectors and “multiplying” the effects of the trainings organised by the Forum.

The indicator shows the number of inspectors trained at the national level by the trainers who attended the Forum trainings. The data has been collected since 2016. Trainings are conducted in the autumn each year and data for this indicator is collected one year after the training event.

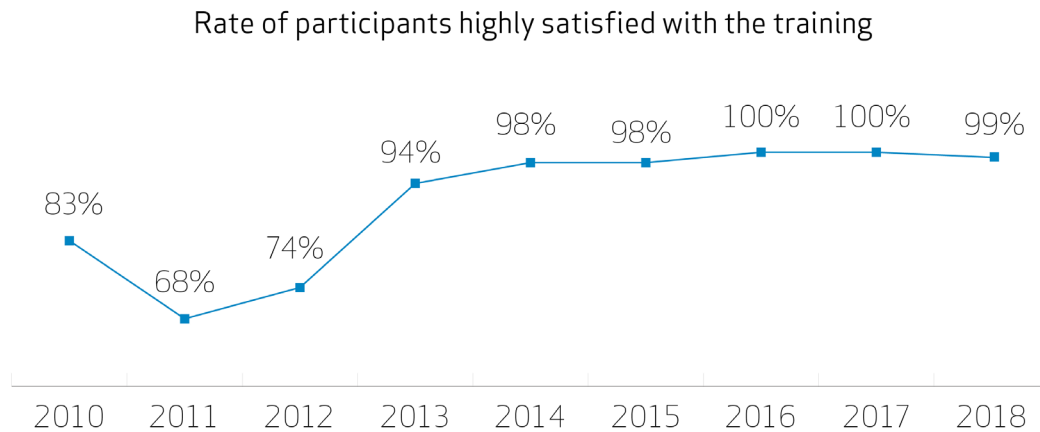
Table 2: Forum training multiplier

Forum training multiplier	
Year	Number of inspectors trained on the national level
2016	923
2017	1 119

3.3. Quality of Forum training (F7)

The quality of annual trainings is assessed by the participants every year to collect feedback about elements that went well and those that need improvement. This indicator measures the percentage of participants that were highly satisfied⁴ with the training.

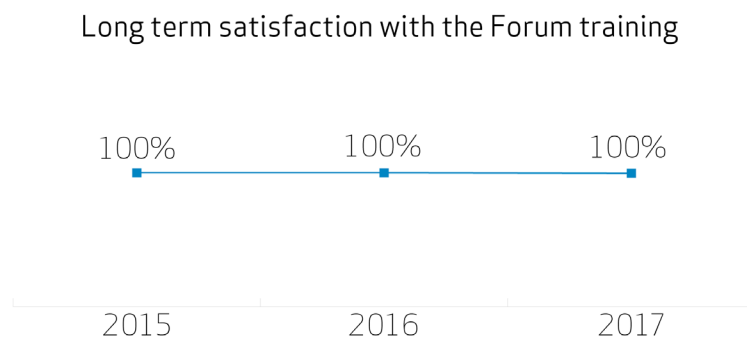
Figure 3: Quality of Forum training



3.4. Long-term satisfaction with the Forum training (F8)

It is important that the trainings offered by the Forum are relevant and useful in the long term. To check the long-term usefulness of its trainings, the Forum also collects follow-up feedback about each training’s continued usefulness one year after the event. The indicator shows the percentage of participants who were highly satisfied⁵ with the Forum training’s usefulness from the previous year.

Figure 4: Long-term satisfaction with the Forum training



⁴ Participants are deemed “highly satisfied” if they mark two highest marks for overall rating of the training event in the feedback questionnaire.

⁵ Participants are deemed “highly satisfied” if they mark two highest marks for rating of the usefulness of the training event from the last year.

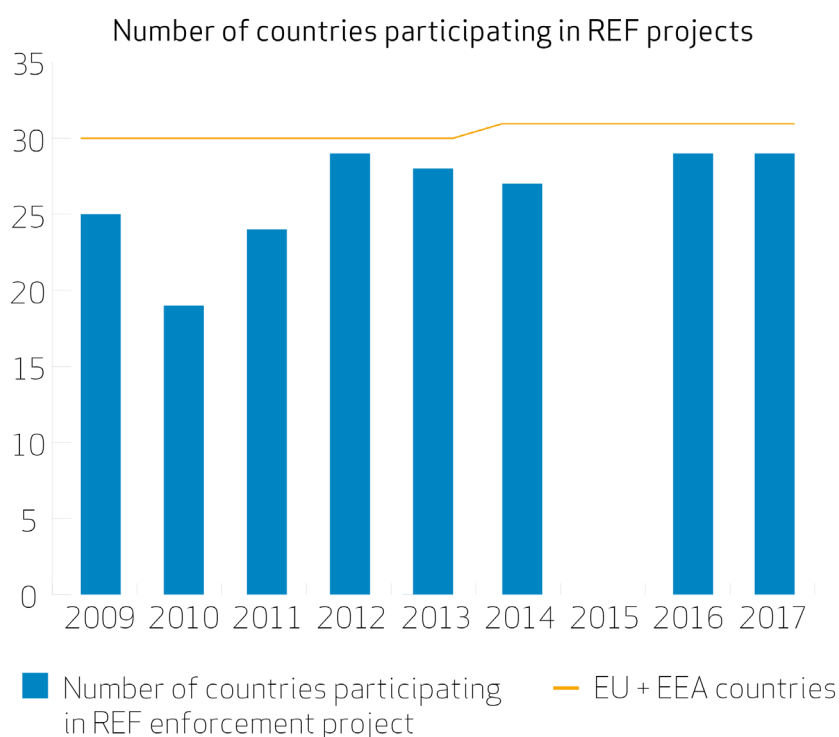
4. Forum enforcement projects

The Forum organises many enforcement projects where inspectors in EEA countries check the same obligations according to similar methodology and using the same questionnaires. Forum runs two types of enforcement projects. Larger scale REACH-EN-FORCE (REF) projects cover a broader scope of duties and involve nearly all countries. Smaller scale pilot projects involve a narrower scope and fewer countries. The pilot projects are used to test new enforcement practice.

4.1. Participation in REF enforcement projects (F-9)

This indicator shows the number of EEA countries participating in an operational phase of REF projects for a given year. The operational phase is when inspections are conducted.

Figure 5: Participation in REF enforcement projects



Note: In 2015, REF projects did not have an operational phase. This year, the Forum conducted inspections of three pilot projects and worked on reporting from REF-3 and preparing REF-4. At the end of 2013, the Forum adopted its project methodology streamlining the REF projects to have one-year phases (prioritisation, preparation, operations, reporting). The first project that followed this methodology was REF-4.

4.2. Participation in pilot enforcement projects (F-11)

This indicator shows the number of EEA countries participating in an operational phase of pilot projects for each year.

Figure 6: Participation in pilot enforcement projects



Note: There were years when several pilot projects had an operational phase. Also inspection phases of some pilot projects spanned more than one calendar year (e.g. internet sales). Until the adoption of project methodology at the end of 2013, the Forum pilot projects were considered *ad hoc*. In 2014, Forum was preparing three pilots projects, which went into operation in 2015.

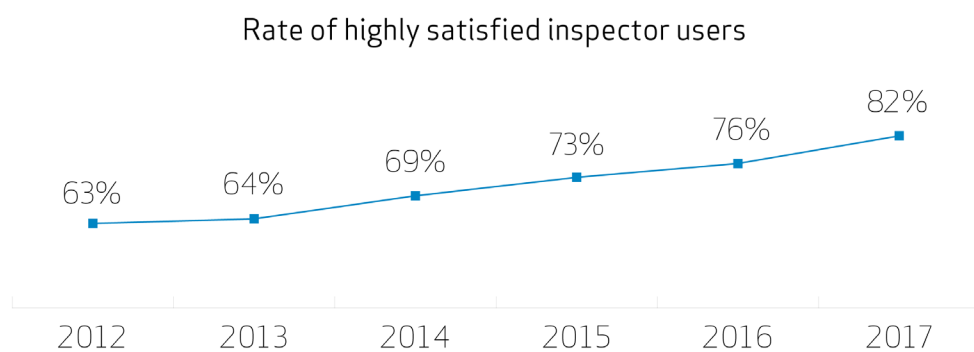
5. Tools for inspectors

5.1. Satisfaction with ECHA IT tools for inspectors (F13)

Since 2011, ECHA has provided an IT tool for REACH and CLP inspectors giving them access to the data submitted to ECHA by industry. The tool was originally called RIPE⁶ and as of 2016 it was superseded by the Portal Dashboard for National Enforcement Authorities (PD-NEA). It is essential for efficient enforcement of both regulations. The ECHA Secretariat maintains and continually improves the tool in close cooperation with the Forum.

The indicator shows the rate of inspector users of the tool, who are highly satisfied⁷ with it.

Figure 7: Satisfaction with ECHA IT tools for inspectors



⁶ RIPE: REACH Information Portal for Enforcement.

⁷ Users are deemed “highly satisfied” if they mark two highest marks for satisfaction with the tool.

6. Cooperation with stakeholders

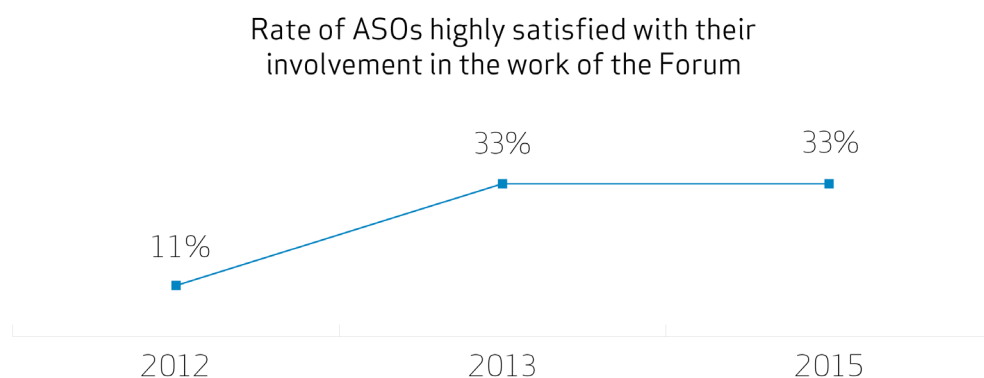
6.1. Stakeholder opinion on cooperation with the Forum (F16)

The Forum started cooperating with Accredited Stakeholder Organisations (ASO) soon after its establishment. This is mostly done through the annual open sessions of the Forum taking place in November. In 2017, the Forum initiated a joint action with ASOs on the quality of SDSs and if it proves successful, this type of cooperation should continue.

Due to the nature of Forum's work – focusing on the enforcement and verification of compliance of industry with the provisions of REACH – the level of transparency will not be as high as the other ECHA bodies so as to safeguard the purpose of inspections. The Forum is keen to develop the best possible cooperation with ASOs within these established limits.

This indicator measures the rate of high satisfaction⁸ of the ASOs with the cooperation of the Forum.

Figure 8: Stakeholder opinion on cooperation with the Forum



Note: The next update of this indicator will be done in 2020 after the next stakeholder survey expected in 2019.

⁸ ASOs are deemed “highly satisfied” if they mark two highest marks for satisfaction with the cooperation with the Forum.

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