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Minutes of the 10th meeting of the Forum for Exchange of Information on Enforcement European Chemicals Agency, 3-5 October 2011

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I. Summary Record of the Proceedings

Item 1 - Welcome and introduction

a) Opening

The Forum Chair welcomed the participants and recalled the apologies from LI, LUX, IS, ES Forum Members not attending the meeting.

b) Welcome of the newly appointed members

The Forum Chair announced that the Forum Member from LT received the proxy according to Article 5 (4) of the Forum Rules of Procedure (hereinafter RoPs) from the Forum Member from ES. The Forum Chair announced that the quorum requirement was met and informed the participants that the meeting was recorded for the purpose of writing the minutes. The recordings will be destroyed once the minutes are adopted.

c) Adoption of the agenda and declarations of conflict of interests with regard to the agenda points

The Agenda was adopted. No conflicts of interest were declared.

d) State of play with action points from Forum-9

The Forum Chair informed the members that all of the actions points of the Forum-9 have either been resolved or have been addressed in other items of the agenda.

e) Practicalities and brief recapitulation of results of the written procedures between Forum-8 and Forum-9 (Secretariat)

The Forum-S informed the plenary on the seven written procedures concluded between Forum-9 and Forum-10 and on the new service and opportunity offered by ECHA with respect to the participation of invited experts at the plenary meetings.

ECHA explained the reimbursement rules regarding the invited expert in addition to the Forum member, which followed the same rules as the Member State Committee. For the sake of continuity the invited expert could also be the alternate. The reason was that ECHA would wish to promote further active involvement of MSs in the work of the Forum and the WGs. ECHA will observe the activity levels of invited experts according to the indicators set and evaluate whether this policy impacts on active involvement of experts in the plenary and the working groups. Depending on the findings after 1 year the approach of funding invited experts will be continued or halted.

f) Introductory remarks from the Forum Chair

In line with Article 9(7) of the Forum ROPs the Forum Chair informed the Forum Members that when they are invited and they intend to speak about Forum activities they should request, prior to the event, the

mandate from the Forum Chair. In such cases, they should inform the Forum Chair about the subject of their presentation. After the meeting, the participants should prepare a brief summary note mentioning the participants at the meeting and the topics discussed. These notes should be submitted to the Forum Chair and to the Forum-S. They will be compiled and made available on CIRCA to other Forum members.

Item 2 - Address by the Director of Cooperation in ECHA

The Director of Cooperation of ECHA addressed the plenary and stressed, among other things how ECHA's Management Board acknowledged the increasing importance of the Forum and encouraged the Forum to consider the need for further transparency regarding the outcomes of its activities. Also, the participation of the Stakeholder organisations in the meetings of the Forum should remain in line with the transparency policy applied in the Agency.

The Director continued by emphasising that the work of the working groups is very important in the delivery of the outputs of the WGs and to this end ECHA would like to organise a get together between the Chairs of the WGs in 2012 and ECHA Management to stimulate the members to participate in the management of these activities. It is essential that the Forum Members enjoy being part of a body, the Forum, which is an integral part of ECHA.

Item 3 - Update on relevant developments by Commission

a) Update on current Commission studies

The representative of the COM updated the members on the current Commission studies and other subjects.

The Draft interim report on REACH and CLP inspections

COM has submitted the document "Strategies for Enforcement" which is a part of the "Enforcement Study"
With respect to the study made by the COM, the Forum Members and the Forum-S made the following remarks:

After F9, the Forum-S collected the comments made by the Forum Members and sent them to COM. During the summer of 2011 the consultant provided the Forum-S with a first draft of the document ('Interim Report'). Due to the limited time given for comments, the draft was commented on only by the Forum-S and by the Forum Chair. However, it was agreed that the Forum Members would have the opportunity to provide comments on the first draft until 28 of October ('First Draft Report'). The Forum-S would compile the results and would forward them to the COM.

The Draft Final report (named 'Inspection requirements for REACH and CLP') was planned to be ready by mid November. The consultant would be quite flexible in accepting the comments and in giving enough time to the Forum Members to reply. The Forum members agreed to provide comments on the Draft Final report by 9 December 2011.

For comparison reasons, the study also covered the analysis of some aspects of performing exposure scenarios under the occupational health and safety legislation.

The Criteria used for the realisation of the study, was based on the analyses of REACH and CLP inspections in six MS. The countries were chosen based on the geographic criteria (north and south division), on accession to the EU (new and old MS), on the type of chemical industry (large and small) and on the different administrative structures (federal and centralised).

PIC and Biocides Regulations

With regard to the re-cast of the PIC Regulation, the Forum Members mentioned that the controls performed by the customs at the border could be different from those performed under REACH or CLP. The term 'control' used by the custom services did not have the same understanding as for the national enforcement authorities (Forum-S). It needed to be considered which exact tasks would be allocated to the Forum in the context of the PIC Regulation. In this sense a correlation between Article 18 of the PIC Regulation and Article 77(4) of the REACH Regulation should be made.

With regard to the Biocides Regulation, the representative of the COM agreed to contact his colleagues and to inform the Forum Members about the future tasks foreseen for the Forum.

Update on penalties for CLP

The inquiry procedure (called EU-pilot) has been launched against 5 MS *(BE, CZ, IT, PT and LUX)*.

The Forum Chair reminded the members about the deadlines for the notification of CLP penalties and urged them to take action on a national level.

Follow-ups from Forum-9

The tonnage downgrade issue was still under discussion within COM. COM will provide the feedback by Forum-11.

b) Update on CARACAL and other issues

COM updated the Forum Members on the issues discussed at CARACAL and on other issues relevant for the Forum.

COM emphasised to the participants the organisation of the Enforcement Conference in 2012. It was mentioned that the Conference would be held in Brussels back to back with Forum-11. Forum members were invited to submit their comments on the draft agenda of the Enforcement Conference and to volunteer five speakers and one Forum Chair by 31 October.

Item 4 - Update from the European Defence Agency on REACH Defence Exemption

EDA presented the challenges with the documenting and mutual recognition of defence exemptions under Article 2.3 of REACH (and other legislations).

One Forum Member mentioned that his national regulatory framework system regarding exemptions is built exactly like a mirror of REACH. First the Ministry of Defence (MoD) had to check if the dossier asking for an exemption relates to the interests of the defence, and then the Ministry of Ecology had to assess the dossier (using the same criteria as for each point of REACH procedure. – i.e. if an exemption of registration was claimed, the operator who asked for that, would have to comply with the REACH requirements for registration.) There was no difference for a REACH dossier prepared for submission for registration to ECHA and a dossier submitted for a defence exemption.

It was however not clear whether all the ministries of defence (hereinafter MoD) had their own inspectors for checking the REACH exemptions or whether they were asking civil chemical inspectors to go on site and make the inspections. According to the figures of EDA, about half of the MoDs are making the inspections on their own whereas the other half prefers the combined version (Ministry of Defence and Ministry of Environment).

Item 5 - Update on relevant developments by ECHA Secretariat

a) Update on developments in ECHA guidance

The ECHA Secretariat gave an update on ECHA's guidance activities.

The guidance documents on the Scope of exposure assessment, SDS, Requirements for Substances in Articles, Labelling and packaging in line with CLP had been finalised since Forum-9.

The Forum would be consulted on the guidance documents on Data sharing (Oct 2011), Registration (Dec 2011), Guidance for Annex V (GMOs) (TBC), Guidance on the Application of the CLP criteria (2011).

The main issues for discussions were related to:

- the availability on the ECHA website of the older guidance versions
- the issue of translations
- the estimated timeline for freezing the guidance before the 2013 deadline

Availability on the ECHA website of the older guidance versions

With regard to the availability on the ECHA's website of older guidance versions, ECHA said that obsolete versions of the guidance cannot be kept on the website as it will risk confusing the readers who might download inappropriate documents. However, if the inspectors are interested in consulting the old draft versions of the guidance they

could check ECHA's website on the consultation procedures available at http://guidance.echa.europa.eu/guidance4_en.htm

Issue of translations

Concerning the translations, ECHA confirmed the fact that it would be quite feasible to give prior warning to the relevant MS to review the documents when the guidance is ready for verification.

Estimated timeline for freezing the guidance before the 2013 deadline

As far as the timeline for freezing the guidance process is concerned, ECHA decided to do it towards the end of 2012 (6 months before the second registration deadline).

b) Registrations of intermediates

The ECHA secretariat informed the Forum about ECHA's activities and plans related to the screening of intermediate dossiers.

The Forum took note of the information about ECHA's activities related to the verification of the status of intermediates.

The following lines were raised by the Forum Members and by COM:

There was a need for NEAs to be well aware of the specific activities undertaken by ECHA. The Forum suggested that the WG on Interlinks would consider and report to the plenary how the details of ECHA's activities on the verification of intermediates could be provided to the NEAs.

The verification of intermediates is interesting for NEAs.

COM expressed the view that the authorities should actually encourage the industry to develop intermediates as they had a key role in innovation and competitiveness. It might be that a small number of intermediates were incompliant and would not yet fulfil the criteria.

The ECHA secretariat emphasised that a second screening which addressed the issue of risk management measures was necessary as the quality of the dossiers was not fulfilling the legal requirements.

The ECHA secretariat also added that the verifications and the questions addressed to the dossier submitter would help to ensure the same level playing field for all the competitors on the market.

c) ECHA Reports under Article 54 and Article 117(3) and issues of enforcement relevance

The ECHA secretariat informed the Forum on ECHA's report on evaluation activities (Art. 54) and the report on the implementation and use of non-animal alternative test methods (Art. 117(3)).

The Forum took note of the information provided.

Item 6 - Practical issues for enforcement of REACH and CLP

a) Introduction

The Forum Chair introduced the room documents containing the issues raised by ECHA, Forum members and follow-ups from issues discussed at Forum-9.

The Forum Chair explained that in order to conclude the discussions on the practical issues, the Forum secretariat would schedule similar follow-up discussions at the following plenary meetings. The Forum secretariat proposed to also use these conclusions to prepare a living document called the "Manual of Conclusions" where the conclusions of Forum discussions would be included.

b) Items raised by ECHA Secretariat

Issue 1 – CLP and DPD Labelling

The ECHA secretariat introduced the issue of labelling of outer packaging.

It was discussed whether outer packaging can display both CLP and DPD labelling when the inner components are made up of a CLP compliant substance and a DPD compliant mixture.

The Forum concluded that during the interim period inspectors are recommended to accept that the outer package of such products may contain both the CLP labelling of the substance and the DPD labelling of the mixture. However, the labels should be as clear as possible in order to avoid confusing the consumer.

Issue 2 – Reminder letters for pending NONs decisions sent in copy to MSCAs in two Member States

The ECHA secretariat introduced the issue of reminders on pending NONS decisions sent to two different MS, because the notifier has moved to a different MS.

The Forum took note of the information provided, comments were made by several Forum Members and the following was agreed:

With regard to the authority to take the lead in the process, it has been decided that it should be the MSCA and the NEA of the country where the enforcement needs to take place. Taking into consideration that the enforcement is linked to the national jurisdiction, the country where the action takes place is in a better position than the country who initiated the process.

It was recognised that this kind of NONS cases would require cooperation between NEAs of different countries and also between ECHA and the relevant NEAs. The WG on Interlinks would consider the procedural issue of who should receive the information from ECHA in these cases.

With regard to the translation of the letters in the language of the country were the enforcement was going to take place the Forum decided to wait until ECHA's Management Board decided on the matter.

c) Items raised by Forum Members

Issue 3 – follow up from the initiative on hazardous substances for consumers

The designated Forum Member informed the participants on the follow up of the initiative of their authorities to close down retailers of products containing hazardous psychoactive substances. The Forum took note of the status of the activities.

Issue 4 - OR and late preregistrations

The Forum discussed the issue concerning cases where importers who failed in pre-registrations might benefit from late pre-registration through another legal entity. The issue was discussed at the previous plenary meeting and the Forum Member presented findings of the consultation that followed Forum-9.

The following scenarios were considered:

1. An importer who failed to pre-register uses another EU based legal entity to do a late pre registration as the first time importer and becomes its DU
2. An importer who failed to pre-register ensures that their non-EU-supplier appoints an only representative (OR) who can late pre-register. The importer than becomes the DU of the OR
3. Appointment of new OR by non EU manufacturer to late pre-register and serve a new group of importers. Existing customers have pre-registered
4. Appointment of new OR by non EU manufacturer to help the existing customers with registration

The Forum members agreed with the following lines presented by the representative of ECHA:

Scenario 1. Use of another EU based legal entity to do a late pre registration as the first time importer

Importers who failed in pre-registration could use another EU based legal entity which then had the facility to "late pre register" as "first time importer" as long as this new importer complied with Article 28. The original importer, provided that he would no longer directly import the substance, then could become a downstream user. In fact it was also possible for the original importer to set up a new company as long as it is correctly legally incorporated to become the "late pre registrant".

Scenario 2: Appointment of an OR to submit a late pre-registration

ECHA representative stated that the Registration Guidance clarifies in which situations an OR can do a late pre-registration.

An OR can only make use of the pre-registration facility in accordance with Article 28(6), if the substance originating from the EU manufacturer who appointed him as an OR has not been placed on the market in the EU

before. If the substance originating from the non-Community manufacturer was imported by importers at any time after 1 June 2008, the omission of these importers to late pre-register can hence not be remedied by the subsequent appointment of the OR.

However, in this situation, nothing prevents new importers from submitting a late pre-registration, provided that they themselves fulfil the conditions of Article 28(6). In addition, the OR can always proceed to register the substance. From the moment the imports are covered by an OR registration, the importers concerned will become downstream users.

Scenario 3: New appointment of OR who late pre-registers to serve a new group of importers

This case assumes there is non-EU manufacturer who only supplies to a single EU based importer. This EU importer pre-registered as it was not necessary to appoint an OR. However, the non EU manufacturer then finds a big new market and starts to sell to many EU based importers. At this point the non-EU manufacturer considereds it necessary to appoint an OR to cover these many new imports.

As explained under scenario 2, ECHA Representative stated that the new OR will no longer be able to late pre-register as the substance originating from the same EU manufacturer had been placed on the market before by the existing importer. However, the new importers could still submit a late pre-registration, provided that they themselves fulfil the conditions of Article 28(6).
Alternatively, the new OR could submit a registration covering the "old" and "new" imports. Once the substance is registered by the OR, the importers will be considered as downstream users.

Scenario 4: Appointment of new OR to help the existing customers with registration

This scenario assumes that a number of small importers had pre-registered, but they find the ongoing registration process to be difficult and they are struggling to meet their duties. The non EU manufacturer then decides to appoint an OR to help their customers and act as a registrant.

ECHA representative explained that the importers will still covered by their pre-registrations until their respective registration deadlines. There are no objections against a situation where the registration is then done by an OR. Once ECHA has assigned the registration number to the OR registration, the importers covered by this registration will be freed from their registration obligations and become downstream users.

ECHA recommends that in this situation the OR indicates the pre-registration numbers of the importers in his registration in the "remarks" field.

COM concluded that the late pre-registration was not a way for providing companies who failed to pre-register with another chance to do it.

Issue 5 – Meaning of professional use

The Forum discussed the meaning of "professional use" and its verification in the context of restrictions. The findings of the consultation since Forum-9 were presented.

Forum members agreed that there is a need for a clearer definition of the term "professional use" which might then be included in the Manual of Conclusions. For this purpose COM was invited to inform the Forum on the results of their restrictions study with regard to the issue of "professional use" by Forum-11.

Issue 6 - Duty to communicate information on substances in articles

The Forum discussed the enforcement of Article 33(2) and the results of the consultation among the members on this subject which took place since Forum-9.

The Forum Members' feedback is summarised below:

A common conclusion on the procedure for complaints needed

Not all the Forum Members considered it necessary to have a common approach for complaints - taking into consideration the specifications in each country. However, the Forum Members mentioned that the imperatives of the global trade and the fact that there are a lot of NGOs who are acting at EU level might require NEAs to adopt a general procedure.

It was thus agreed that the designated Forum member will draft a general procedure for handling complaints and make the draft available for discussions at the next plenary meetings.

NGOs could represent consumers.

During discussion the Forum sought clarification whether Non Governmental Organisations could represent consilers under Article 33. ECHA representative explained that while the legal text does not mention "consumer organizations" it has to be borne in mind that individual staff members of such organisations could be considered "consumers" and thus could submit an Art 33 request on their own behalf.

Cooperation between inspectors in different states is needed

The Forum Members agreed that during the inspections, it could be useful if the inspectors helped each other and facilitated the cooperation between the MS. It was proposed by some Forum Members that the WG on interlinks should agree on the minimum criteria for cooperation between inspectors with regard to issues related to Article 33 (2). Whenever such cases arose, feedback to the Forum secretariat should be given.

Issue 7 – Information to be provided to inspectors to benefit from derogation under Article 61 CLP

The appointed Forum Member introduced the issue and presented the results of the consultation since Forum-9.

The Forum Member concluded that while the documentation should be decided on a case by case basis, there were some typical examples of documentation that enforcers should look at. The general types of documentation are contracts, invoices, receipts, analytical documentation, import documentation, transport documentation, analytical certificates, inventory documentation including tonnages manufactured, imported or supplied but also REACH related documentation like registration numbers, pre-registration numbers, safety data sheets and labels.

The Forum agreed that the list presented by the Forum Member includes typical documentation requested by inspectors.

Issue 8 – Intermediates are a registration issue or a use issue?

The relevant Forum Member introduced the discussion on whether lack of implementation of strictly controlled conditions (hereinafter SCC) should be seen as non compliance with regard to use provisions or registration provisions.

All the Forum Members agreed with the position presented by the representative of ECHA which stated that in principle it is a registration issue. It should be in the benefit of the registrant to prove that SCCs were met. However it would be disproportionate to require the registrant to go physically to every user's site and confirm themselves that the SCCs were actually met. So the authorities should require the user to declare that the substance was used under SCCs and the registrant should simply collect these declarations.

If the users would not keep the promise they put formally in their declarations and would use the substance outside the SCCs, then the matter should be investigated under the DU side, as the registrant could not be held liable for something that he could not foresee.

Nevertheless, from the moment the registrant knew that the user was not respecting his declaration, the registrant would no longer be in good faith for supplying that user. From that moment, the registrant would have to either update the dossier to a full registration; or to stop supplying that user.

Issue 9 and 10 – Substances in Articles (Article 33 REACH)

The designated Forum Member presented the issues 9 and 10 posing a number of questions referring to the duties under Article 33. .

At the top of the supply chain a manufacturer or importer of an article has the duty to provide information on the SVHCs to his customers (Article 33 (1) - top down duty). However, distributors who are in the middle of the supply chain could be asked by their customers if there are any SVHCs in their articles. In case the distributors had not been informed by their

suppliers about the SVHCs, should they go back - up the supply chain - and check whether there are any SVHCs in that article?

However, in case the distributors were not told by their suppliers that the articles contain SVHCs, should they assume that there is no information to be communicated to them or should they consider that the supplier did not know that he was supposed to tell something to them and they should actively check it. In this sense, how should the notion of 'sufficient information, available to the supplier' be interpreted?

Taking into consideration that there was no legal requirement for a bottom up obligation, in case the distributor refused to give information to his consumers about the SVHCs in the article, should the inspectors go up the supply chain and find out that information, or they should request the distributors to ask their suppliers if there were any SVHCs in the article?

There could be occasions when an article was stored for a significant length of time between the first placing on the market and the next placing on the market. In case where the substances that were present in the articles, were added to the candidate list while the article was in storage, did the distributor have the obligation to go up in the supply chain and ask his supplier about the presence of SVHCs that had actually not been on the candidate list when the article was first placed on the market?

The ECHA Secretariat was invited to present ECHA's legal view and the Forum Members to present their comments. The issues were discussed as four separate issues; *the bottom-up duty, the concept of 'availability', the procedure to be followed by the inspectorates and the cut-off date for providing the recipient with information*.

The concept of 'availability'
The information that the distributor had, should be assessed not on the basis of 'availability' but on the basis of risks. Suppliers should carefully document their analysis of the exposures and risks associated with the uses of the article, including any considerations why the information provided was considered to be sufficient to ensure safe handling of the article. In case the distributor had doubts on how the guides on the safe use should be formulated, out of due diligence, they should ask for further information from their supplier.

The duty to ask information up the supply chain (bottom-up duty)
According to Article 33 there is explicitly only the obligation to communicate information downstream. However the precautionary principle has to be respected by all the actors in the supply chain (article 1 (3) REACH). In addition, as explained above, that "available" information should be seen in context of risk rather than possession. This means that even suppliers might be requested to observe the market, the scientific development and inquire for information up the supply chain in order to provide relevant information if needed.

Duty to provide information to consumers (Art. 33(2))
During the discussion it was emphasised that the distributor could not refuse to give an answer to the request from the consumer. Additionally it is in its own market interest to ensure their clients that the products are safe. The distributor should communicate the answer to their consumers also when it is negative (i.e. supplier stated that there is no SVHC in the article or supplier did not mention anything).

Investigation for further information by inspections
Taking into account the cross border situations, it was preferable that NEA and not the distributor in the middle of the supply chain should investigate for further information on the existence of SVHCs.

The date from which the candidate list should be considered when identifying the obligation to supply information
Article 33 linked the obligation directly with the supply of the article, without qualifying this as the first supply or first placing on the market. The obligation to provide the recipient with information applied directly upon supply. Consequently the date of supply was the relevant date. As a consequence if a new substance is added to the candidate list between the time of first supply to the distributor and the time when they place the substance on the market, then from the moment the substance is placed on that the candidate list the information needs to be provided for articles supplied after this date, even though the article may have been produced before the date.

The Forum Member who raised the questions will consult the other Forum members on the key questions related to issues 9 and 10 and volunteered to prepare a summary of their replies including practical approaches followed in other Member States.

Issue 11 – Canadian SDS contain information from other legislative regimes (US, CANADA)

The issue was postponed until Forum 11.

Issue 12 – RAPEX and serious risk

COM introduced the issue of differing interpretations given to the notion of 'serious risk' under the AMS regulation.

The question posed was whether, and under which conditions, noncompliance with REACH restrictions or with other chemical related legislations (like CLP, Biocides) should be considered a serious risk?

Forum Members acknowledged that RAPEX was used differently in the member States. While some used RAPEX only for consumer products and not for general REACH items, others used the RAPEX notification system for products not complying with the REACH Regulation.

In some MS the notification was justified by the fact that certain products found on the national market contained restricted substances in

concentrations that exceeded those mentioned in the Annex XVII of REACH.

In one case even though a study developed in one MS showed that the products were not posing serious risks to the consumers, some Forum Members considered that the alert should be maintained because the products were also sold on the market to sensitive categories of consumers (like children) and thus stricter measures should be taken.

RAPEX was also used for certain biocidal products which were incompliant under the Biocidal Products Directive. The justification for using the notification system this way was that the products were similar to candies and thus did entail high risk to consumers.

With regard to the common criteria for assessing the serious risk the Forum Members agreed to consult the documents developed by one of the MS on the assessment of the 'serious risk', the RAPEX web tool for risk assessment[1] and the COM Decision on guidelines for the management of RAPEX[2].

The Forum Member who also raised this question agreed to compile the Forum Members opinions on the conditions for using RAPEX and to provide them to COM and to ECHA.

Finally the Forum Members agreed to consider the inclusion of the discussion of the criteria for serious risk and RAPEX notifications on the Agenda of Forum-11.

Issue 13 – Which testing methods for Azodyes?

The nominated Forum Member noted that restriction entry 43 (Azodyes) Annex XVII REACH contains old testing methods. The question raised was what standard measures would be better to refer to: those mentioned by REACH or the new test methods?

COM replied that in June 2011 a CARACAL paper CA/56/2011 was issued. The document changed the analytical methods in the restrictions and the particular case of Azodyes was mentioned in the paper. The Forum Members could refer to the above mentioned document until the legislation would be reviewed.

The Forum acknowledged that the update of the testing standards would take place during the upcoming review of the REACH Regulation. The Forum also agreed that future updates of the restrictions should make a reference to a list of test methods that can be updated by the COM without the need to change the Annex XVII.

COM was invited to inform the Forum on the progress of the initiative to change the test standards at Forum-11.

[1] available at: http://europa.eu/sanco/rag

[2] Commission Decision 2010/15/EU of 16 December 2009 laying down guidelines for the management of the Community Rapid Information System RAPEX established under Article 12 and of the notification procedure established under Article 11 of Directive 2001/95/EC (the General Product Safety Directive) at http://ec.europa.eu/consumers/safety/rapex/guidelines_states_en.htm

Issue 14 – Multiple emergency numbers in the SDS

The issue was postponed until Forum 11.

Issue 15 – Update on NL enforcement experience

The Forum took note of the experiences of the Netherlands. The Forum agreed to elaborate a step by step procedure on how to handle cases of enforcing the obligations related to intermediates, starting with ECHA's Article 36 letters. This document would be prepared after the Forum examines the compilation prepared under issue 16.

Issue 16 – Plans for enforcement action on intermediates

One of the Forum Members asked other members about their experience and plans with regard to verifications of intermediate status, also in relation to ECHA's activities.

It was agreed that the Forum Member who initiated the question would consult the Forum members on their experience and plans related to the activities on intermediates and would compile their feedback.

Item 8 - Work Packages - Activity Reports

a) Implementation of RIPE (B.3)

Forum secretariat informed the Forum about the progress made with the implementation of RIPE.

It was mentioned that the RIPE User Acceptance Testing (17 testers) took place in April/May (cf. 8.a.2) and that ECHA completed the conditions set by the WG, fixed major bugs and released RIPE on 27 June 2011.

The WG Chair informed the participants about the work of the Working Group since March 2011, in particular its involvement in User Acceptance Testing in May 2011 and its findings and recommendations to ECHA.

The Forum Members took note of the progress report given by the representative of ECHA and by the WG Chair on the Implementation of RIPE. The Forum agreed that further work on RIPE 2.0 is needed in order to develop new and more advanced functionalities. Forum secretariat invited the Forum Members and RIPE SPOCs to send feedback on their experience on the use of RIPE.

b) Develop an electronic information exchange system (B.4)

Forum secretariat informed the Forum that ECHA did not further analyse how an EIES could be implemented. It was mentioned that such an analysis requires a preliminary examination and study of different options and that there have not been resources so far for this task. It is estimated that ECHA will present further results by Forum-11.

Forum secretariat also summarised the EIES-related consultations of the Forum undertaken after Forum-9

The Forum Members agreed to use the interim solution when technically possible or an equivalent system until EIES will be available. It was also agreed that COM will send further information on ICSMS to Forum-S.

c) Training for trainers 2012 (B.6)

The WG Chair presented the progress report of the WG.

The Forum Members concluded that the event in 2012 should cover the following items:

- Obligations applicable to Manufacturers, Importers and Downstream Users
- SDS
- Classification and Labelling of substances and mixtures

It was also decided to extend the duration of the training to two (2) days.

The Forum decided to create and include in the next training programme, a Manual of Conclusions regarding the practical issues for enforcement. It was proposed that the Forum secretariat will prepare, in consultation with the Forum Members, the first draft of the Manual of Conclusions. It was agreed that the preparation of the first draft would be ready by Forum 11.

d) Advice on enforceability of proposals for restriction (B.14)

The WG Chair presented the progress report of the WG.

In the period Forum-9 – Forum-10, the Working group drafted the Forum's position with regard to RAC/SEAC's question concerning the restriction dossier on Phenylmercury and Mercury in measuring devices (Forum's 2nd advices), started examining the restriction proposal regarding phthalates, analysed the impact the Forum advice had on the Commission Regulations and RAC and SEAC (draft) opinions, gave suggestions on improving the working procedure for developing Forum advice on enforceability of restrictions, agreed on practicalities to improve the working process within the WG, started the revision of the Forum guide agreed at Forum-9 and started developing the position of the Forum regarding analytical methods.
New intentions had been notified in the Registry of Intentions. The proposals will be submitted in 2012: *Chromium VI (DK) and Nonylphenol (SE).*

It was agreed that Forum secretariat will coordinate with the WG Restrictions the publication of the inventory of the analytical methods.

The Forum Chair encouraged the Forum Members to participate in the written consultations and written procedures organised by the WG on the first advice regarding the dossier on phthalates and on the further elaboration of documents.

e) Interlinks between ECHA, MSCAs and Enforcement Authorities (B.2)

The WG Chair presented the progress report of the WG.

The WG worked on revising and expanding the inventory of interlinks and started drafting the Position Paper intended to capture and to describe the interlinks listed in the inventory. The WG decided to develop a pilot project, containing a manual and a questionnaire focused on only representatives (OR) and on substances for product and process oriented

research and development (PPORD) to test the communication channels described by the WG.
In line with Article 86 (2) of the REACH Regulation, in order to ensure coherent and good exchange of information, the Forum Members were invited to liaise with their MSCAs to submit comments jointly on the Position Paper.

In order to revise and refine the Position Document and the Pilot project, the WG Chair proposed the prolongation of the mandate of the Interlinks WG until Forum 11. With regard to the implementation of the pilot project and the verification of interlinks it was proposed to report by Forum 13. Both proposals were adopted.

f) MS Report under Art 46 of CLP

The WG Chair presented the progress report of the WG.

The WG prepared a template including a list of common issues, such as information on enforcement strategies or activities, necessary to the MS for their report to the Agency under Article 42 of the CLP Regulation.

The Forum adopted the template of the MS Report. It was agreed that Forum secretariat will deliver the final template shortly after the Forum-meeting requesting the Member States to respond by 20 January 2012. The Forum agreed that the Member States should not differentiate in their reports between the CLP inspections and the inspection of C&L under DSD/DPD and they should count the inspections made under the old and the new regime.

One Forum Member accepted to draft a proposal for a harmonised definition of the term "official controls" mentioned in Article 46 (1) of the CLP Regulation by Forum-11.

g) Forum coordinated projects (A.1)

g.1) REF-1

The selected Forum Member presented the results and outputs of the prolongation phase of the REF-1 project and the associated Draft Facts Report.

The Forum decided that the final facts report should be adopted by written procedure.

The Forum agreed to have a simple correction of the results in the final facts report.

g.2) REF-2

The WG Chair introduced the item.

The Forum endorsed the Progress Report and the two units module tool, interactive PDF forms and predefined Excel table, as well as the manuals prepared by the WG on the use of these reporting tools.

Moreover, it agreed with the conclusion from the WG according to which the preferred method to communicate results from the inspections within the project should be the Excel sheet and that the interactive pdf-forms should be the primary tool for the National Coordinators (NCs) to collect the information.

The Forum mandated the Forum secretariat to collect and organise along with the WG the information submitted by the NCs and agreed on the need of harmonised reporting tools and handling of data resulting from the Forum coordinated projects and mandated a WG to research the issue and identify possible solutions.

The Forum decided that the deadline would be postponed for three months.

g.2.1) Communication of exposure in the supply chain. Challenges and support from ECHA

The Forum Chair gave the floor to ECHA.

The Forum was informed and took note on the discussions ECHA had with DUs regarding the dissemination of exposure information in the supply chain and on how the DUs are supported by ECHA.

g.3) REF 3 project

The newly established WG should come up with ideas for the third Forum enforcement project. The WG should prioritise the proposals and develop a suitable manual.

The Forum took note of the proposal of the WG. It was agreed that the scope of REF-3 will cover the following aspects: Registration obligations for importers, manufactures and ORs, close cooperation with customs, compliance of ORs with their duties.

With regard to the intermediates the Forum agreed that some Members of the Forum would launch a pilot project. One Forum member expressed his interest in the pilot project and volunteered to take the lead of the pilot project provided that its scope is well defined.

Regarding the item on the restrictions, the Forum would wait for the study of COM which might give to the WG members some input on how to proceed with the issue. The Forum may consider whether the restrictions can be added to the scope of REF-3 during Forum-11.

g.4) PAH project

The invited expert presented the progress of the preparation of the PAH project report. The expert presented the state of play in the 12 participating countries.
It was mentioned that the collection of feedback for the report will commence in November 2011 and the final report should be delivered at Forum-11

The Forum took note of the progress of the PAH project.

Item 9 - Exchange of inspectors

a) Follow up on the offers of exchange of inspectors and procedures for applying for pilot exchanges

The representative of ECHA presented the offers and requests for exchange of inspectors submitted by members and described the procedure through which ECHA can finance such pilot exchanges in 2011.

The Forum acknowledged that the pilot exchanges of inspectors must be initiated in 2011 in order to benefit from the support of ECHA.

The participating Forum Members in the exchange of inspectors were invited to get into bilateral contact and to arrange the practicalities and timelines of the visits.

b) LIFE+ programme

COM presented the LIFE+ programme as a future alternative way to fund exchanges of inspectors.

It was agreed that the Forum secretariat will further investigate the possibilities and practical procedures involved with benefiting from the LIFE+ programme.

Item 10 - Preparation of stakeholder workshop

The Forum reviewed the subjects for discussion during the workshop with Stakeholder Organisations.

Item 11 - Review and establishment of WG mandates

The Forum reviewed the mandates of the existing Working Groups and established a new Working Group on "Horizontal methodology for a harmonised elaboration, management, reporting and evaluation of Forum coordinated enforcement projects"

The Forum members were invited to clarify the names of experts participating in the WGs.

Item 12 - Update on cooperation with other networks

a) Update on SLIC WG: CHEMEX projects

The ECHA secretariat informed the participants on the recent activities of the SLIC CHEMEX Working Group.

It was indicated that the last SLIC-CHEMEX Meeting was held on 12 May and the next one would be on 13 October.

During the last SLIC-CHEMX meeting it was mentioned that it would be beneficial to provide some case studies on good practice on specific areas of enforcement and to coordinate in future the questionnaires with ECHA to minimise the burden for NLIs.

b) Update on CLEEN

The Forum Chair gave the floor to the Forum Member, also a Member of the CLEEN Secretariat, who informed the Forum about the developments of the 12th CLEEN conference.

An intermediate report of the **eCommerce-II** project was presented and accepted. The project would continue to focus on the increasing illegal trade of dangerous chemical products over the internet, e.g. very toxic or ozone depleting substances or biocidal products, and intensify controls of affected traders and web shops. Banned chemicals in fireworks - an update on the **EuroPOP** project was presented. The project was focussed on the Persistent Organic Pollutants (POPs) content of fireworks. Preliminary investigations showed that many fireworks contain the banned chemical hexachlorobenzene (HCB). Inspection of potentially dangerous detergents: simultaneous enforcement action across a number of European countries would be planned for 2012 to enforce the stipulations of the EU Detergents Regulation (**EuroDeter project**). Further work planned on biocides: because of the high number of non-compliances detected in the first EuroBiocides project there would be a sequel campaign on biocidal products (**EuroBiocides II** project).

The next CLEEN conference would be held in Vilnius, Lithuania, September 2012.

c) Update on IMPEL

The representative of IMPEL informed the Forum about IMPEL's activities.

The representative informed about the latest enforcement projects performed by IMPEL, in particular with regard to their experiences and conclusions.

It was mentioned that IMPEL will organise a Conference in 2012, which will cover the links regarding REACH and IPPC, waste as well as other recycling issues.

Forum took note of this report and acknowledged the need to look into the enforcement-related links between REACH, IPPC, WFD and other related legislation.

Item - 13 AOB

a) Exchange Network between ECHA and Stakeholders

ECHA secretariat informed the Forum that ECHA is establishing a network with the industry in order to share experience and good practice related to exposure scenarios (ES).

The ECHA secretariat invited the Forum Members to submit information on any experience with ES to the Forum secretariat and to express willingness to participate in the Networks seminar in Brussels on 24-25 November 2011.

The Forum took note of the information provided.

Item 14 - Closing of the meeting

The Forum Chair thanked the participants and the Forum secretariat for their contributions and support and closed the meeting.

II. Main Conclusions and Action Points - Forum-10, 3-5 October 2011

(Adopted at the Forum-10 meeting)

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
Item 1: Welcome and introduction		
1.c) Adoption of the agenda and declarations of conflict of interests with regard to agenda points	The agenda was adopted.	-
1.f) Introductory remarks from the Chair	The Forum took note of the proposed procedure related to speaking requests for the Forum members.	-
Item 2 – Address from the Director of Cooperation		
Address from the Director of Cooperation	The Forum took note of the messages provided.	
Item 3 – Update on relevant developments by Commission		
3.a Update on current Commission studies	The Forum took note of the information provided and discussed the approach to COM studies. The Forum stressed the need for its through consultation and allowing sufficient time for providing the feedback.	**Forum-S** to distribute the draft "REACH/CLP Inspections Strategy" document by 7 October **Forum members** to provide the comments on the interim report delivered as room document to Forum-10 by 21 October **Forum members** to provide comments on the REACH/CLP Inspections Strategy by 28

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
		October **Forum-S** is to compile the results and forward to the COM by 12 November **COM** to provide draft final report in the study "REACH and CLP Inspections" for Forum comments by **mid November** **Forum members** to provide comments on the draft final reports by 9 December
3.b. Update on CARACAL and other issues	The Forum took note of the information provided.	**Forum members** are invited to submit the comments on the draft agenda of the Enforcement Conference and volunteer 5 speakers and one Chair by 31 October **Forum-S** will distribute the COM feedback on the nominated person responsible for SDS to the Forum by 7 October. **COM** will provide the feedback on the tonnage downgrade by Forum-11

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
		COM will confirm if Forum consultation on the draft report from restrictions study is possible by 31 October
Item 4 – Update on REACH Defence Exemption		
4. Update from the European Defence Agency	The Forum took note of the information provided about the procedures for harmonised implementation and mutual recognition of REACH defence exemptions in Member States.	**ECHA and COM** to consider how the dialog and cooperation with the EDA can be taken forward by Forum-11
Item 5 – Update on relevant developments by ECHA Secretariat		
5.a. Update on relevant developments with the guidance.	The Forum took note of the recent and future developments of the guidance including the timelines of the upcoming consultation periods. Guidance on CLP will be consulted with the Forum.	
5.b. Update on registration of intermediates	The Forum took note of the information about ECHA activities related to verification of the status of intermediates. The Forum stressed the need that NEAs are well aware of the specific activities undertaken by ECHA.	**Forum-S and WG Interlinks** to consider and report to the plenary how the details of ECHA activities on verification of intermediates can be provided to the NEA by Forum-11.
5.c. ECHA Report under Art 54 and Art 117(3) and issues of enforcement relevance.	The Forum took note of the information provided on ECHA Reports.	-
Item 6 – Practical issues for enforcement if REACH and CLP		

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
Introduction	-	**Forum-S** will provide the ECHA legal input in writing by 21 October
Issue 1 CLP and DPD Labelling	The Forum took note of the issue related to labelling of outer packaging of products containing both the CLP compliant substance and the DPD compliant mixture. The Forum concluded that during the interim period the inspectors will accept that outer package of such products may contain both the CLP labelling of the substance and the DPD labelling of the mixture.	
Issue 2 – Reminder letters for pending NONs decisions sent in copy to two MSCAs	The Forum took note of the information provided. The Forum concluded that in similar cases, because enforcement is always in jurisdiction of the given Member State, the MSCA and NEA of the country where the enforcement needs to take place will take the lead in any enforcement action.	**WG Interlinks** will consider the procedural issue of who should receive the information from ECHA in similar cases.
Issue 3 – follow up from the initiative on hazardous substances for consumers	The Forum took note of the status of the activities.	-
Issue 4 – OR and late pre-registration	The Forum took note of the issue and agreed to follow the line expressed in the legal opinion provided by ECHA.	
Issue 5 – meaning of	The Forum took note of the compilation of the answers of	**COM** is invited to inform the Forum

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
professional use	the Forum members. It acknowledged that more clarity is needed on the definition of the term "professional use" and agreed to come back to the issue after the results of the COM study on restrictions are known.	on the results of their restrictions study with regard to the issue of "professional use" by Forum-11
Issue 6 – Duty to communicate information on substances in Articles	The Forum discussed the issue and acknowledged that NGOs may represent the consumers under Article 33.2. The Forum agreed to draft a proposal for a general procedure for handling such requests, including an aspect of cooperation between Member States.	**FR Forum member** to draft a general procedure for handling complaints and send it for consultation to Forum members by 30 November **Forum members** to provide feedback by 23 December **FR Forum** member to revise the procedure and make the final draft available in time for discussion Forum-11
Issue 7 – Information to be provided to inspectors to benefit from derogation under CLP	The Forum agreed with the list of typical documents needed by inspectors in similar cases.	-
Issue 8 – Are intermediates a registration issue or use issue for inspectors?	The Forum discussed the approaches in the Member States and agreed with the understanding expressed by the ECHA.	
Issue 9 –	The Forum discussed the	**UK Forum**

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
Substances in articles – what is meant by "available to the supplier" Issue 10 - Substances in articles – "which version of the candidate list"	understanding and practical approaches followed in the Member States in similar cases.	member to consult the Forum members on three key questions related to issue 9 and 10 by 21 October **Forum members** to reply informing about practical approaches followed in their Member States by 23 December **UK Forum** member to prepare a compilation and a summary of the replies in time for discussion Forum-11.
Issue 11 – can SDS contain information from other legislative regimes?	*Postponed*	
Issue 12 – RAPEX and serious risk	The Forum members exchanged their experiences on the use or RAPEX and the approach to the assessment of what is the serious risk.	**DE Forum** member is invited to send the DE paper on criteria for serious risk to COM and ECHA by 14 October. **Forum-S** will distribute the above document to the Forum members by 4 November

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
		CY Forum member to consult the Forum about the criteria used in Member States to identify "serious risk" in determining when to use RAPEX by 28 October **CY Forum** member is invited to compile the results, summarise them and provide to COM and ECHA by 18 November **COM** to inform DG SANCO on 17 Oct that a compilation of Forum views on this matter is going to be made and report back at Forum-11. **Forum-S** to distribute to Forum members the link submitted by EE Forum member by 14 October **Forum-S** will consider the inclusion of the discussion of the criteria for serious risk and RAPEX notifications for agenda of Forum-11

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
Issue 13 – which test methods for azodyes?	The Forum acknowledged that the update of the testing standards will take place during the upcoming review of REACH. The Forum also agreed that future updates of the restrictions should make a reference to a list of test methods that can be updated by the COM without the need to change of the Annex XVII.	**COM** is invited to inform the Forum on the progress of the initiative to change the test standards at Forum-11. Forum-S to distribute the CARACAL document on the azodyes to the Forum members by 14 October
Issue 14 – multiple emergency numbers in the SDS	*Postponed*	
Issue 15 – Update on NL enforcement experience	The Forum took note of the experiences of the Netherlands. The Forum agreed to elaborate a step by step procedure on how to handle cases of enforcing the obligations related to intermediates (both with ECHA's Art 36 letters and without). This document will be prepared after the Forum examines the compilation prepared under issue 16.	**Forum-S** to distribute the guidance of Labour Inspectors developed by DE and discussed by WG CHEMEX by 14 October. **Forum-S** to distribute the CARACAL document on copy rights to the Forum members by 14 October
Issue 16 – plans for enforcement action on intermediates	The Forum discussed the experiences from the Member States and decided to collect the feedback in writing.	**DE Forum** member is invited to consult the Forum members on their experience and plans related to the activities on intermediates by

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
		21 October **Forum members** to reply to the consultation on 11 November. **DE Forum** member to compile, summarise and distribute the feedback to the Forum-S and Members by 9 December
Item 8 – Work Packages – Activity Reports		
B.3. Implementation of RIPE		
8.a.1 – progress of RIPE project 8.a.2 – progress report from WG Implementation of RIPE	Forum Members took note of the progress report given by ECHA Secretariat and WG on Implementation of RIPE. The Forum agreed that further work on RIPE 2.0 to develop new and more advanced functionalities will be very important for inspectors.	**Forum-S** to invite the Forum members and RIPE SPOCs to send feedback on their experience on the use of RIPE by 14 October **Forum members** and RIPE SPOCs to submit the information by 14 November
B.4 – Develop an electronic information exchange system		
8.b Update from ECHA Secretariat on EIES	The Forum took note of the information provided. The members agreed to use the interim solution when technically possible until EIES is available.	**COM** to send further information on ICSMS to Forum-S by 28 October.
B.6 – Training for Trainers 2012		
8.c Progress report and adoption of the subject of training for	The Forum took note of the progress of the WG. It was agreed that the subjects of the next training	**Forum-S** to prepare a scope document about the manual of conclusions and

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
trainers	for trainers will be: - Obligations of manufacturers, importers, ORs and DUs - SDS - C&L for substances and mixtures The Forum also agreed that the training will last 2 days. Forum supported the idea of the manual of conclusions but its purpose, format, content and maintenance of will be further discussed and agreed.	consult it with Forum by 21 October **Forum members** to send feedback by 4 November **Forum-S** will organise a written procedure to agree on the purpose, content scope and maintenance of the manual by 18 November **Forum-S** will prepare the first draft of the manual of conclusions by Forum-11
B.14 – Advice on enforceability of proposals for restriction		
8.d Progress report from WG Chair	The Forum took note of the progress of the Working Group. The Forum acknowledged the need for the Forum members to take part in the consultations organised by the WG	**Forum-S** will coordinate with the WG Restrictions the publication of the inventory of the analytical methods prepared by the WG by 25 November.
B.2 Interlinks between ECHA, MSCAs and Enforcement Authorities		
8.e Progress report from the WG Chair	The Forum took note of the progress report and collected some comments on the Position Paper. The Forum agreed that the collection of comments should	**WG Chair will submit** a clean version of the position paper for consultation to Forum members by 14 October

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
	involve the MSCAs.	**Forum members** are invited to liaise with their MSCA to submit jointly comments on the position paper by 18 November **Forum-S** will send out the CARACAL document to the Forum members before the CARACAL meeting
MS Report under Art 46 of CLP		
8.f Final report from WG Chair	The Forum took note of the progress of the WG and adopted the template of the MS Report. ECHA will deliver the final template shortly after the Forum-10 meeting requesting the Member States to respond by 20 January 2012. The Forum agreed that the Member States should not differentiate between the CLP inspections and the inspection of C&L under DSD/DPD under this report and count in inspections under both old and the new regime.	**DE Forum member** will draft the definition of "official controls" by Forum-11
A1 Forum Coordinated projects		
8.g.1 REF-1 final report from the WG	The Forum took note of the results of the prolongation phase of REF-1 project and congratulated the WG for the work done. It was agreed that the final facts report will be agreed in written procedure.	**NL Forum** member will make simple corrections to the facts report requested by the participating countries by 28 October.

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
	The Forum agreed that the full report consolidating both phases of the project will be prepared.	**Forum-S** will send the corrected facts report of the prolongation phase for adoption in written procedure by 4 November
8.g.2 REF-2 Progress from the WG	The Forum took note of the progress of the project. The Forum agreed to prolong the operational and reporting phase of the project, approved the selection of the reporting tool and mandated the Forum Secretariat to collect and handle the data together with the WG.	-
8.g.2.1 Communication of exposure in the supply chain.	The Forum took note of the information provided.	
8.g.3 REF-3 project	The Forum took note of the proposal of the WG. It was agreed that the scope of REF-3 will cover the following aspects - registration obligations for importers, manufactures and ORs - close cooperation with customs, - compliance of ORs with their duties. The Forum will consider if restrictions can be added to the scope of the REF-3 during Forum-11. In parallel the Forum will launch a pilot project on the enforcement of intermediates.	**DE Forum** member will confirm the participation in the pilot project by 14 October **Forum members** are welcome to express their willingness to participate in the pilot project on intermediates by 28 October
8.g.4 Progress on PAH project	Forum took note of the progress of the PAH project.	-
Item 9 – Exchange of Inspectors		

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
9.a Follow up on offers of exchange of inspectors and procedure for applying for pilot exchanges	The Forum took note of the information about the offers received and the procedure for benefiting from the pilot exchanges of inspectors. The Forum acknowledged that the pilot exchanges of inspectors must be initiated in 2011 in order to benefit from the support of ECHA.	**ES and LT Forum members** are invited to get into bilateral contact with DE and UK Forum members to arrange the practicalities and timeline of the visits.
9.b LIFE+ programme	The Forum took note of the information provided	**Forum-S** will further investigate the possibilities and practical procedures involved with benefiting from the LIFE+ programme by Forum-11
Item 10 - Preparation of Stakeholder workshop		
10. Preparation of stakeholder workshop	The Forum reviewed the subjects for discussion during the workshop with Stakeholder Organisations.	-
Item 11 – Working group mandates		
11 Review and establishment of WG mandates	The Forum reviewed the mandates of the existing Working Groups and established a new Working Group on "Horizontal methodology for a harmonised elaboration, management, reporting and evaluation of Forum coordinated enforcement projects"	**Forum members** are invited to clarify the names of experts participating in the WGs by 19 October.
Item 12 – Cooperation with other networks		
12.a Update from SLIC WG CHEMEX	The Forum took note of the information provided.	-
12.b. Update from CLEEN	The Forum took note of the information provided.	-
12.c Update	The Forum took note of the	-

Agenda point	Conclusions / decisions / minority opinions	Action requested after the meeting (by whom/by when)
from IMPEL	information provided. Forum acknowledged the need to look into the enforcement-related links between REACH, IPPC, WFD and other related legislation.	
Item 13 AOB		
13.a Exchange Network between ECHA and Stakeholders	The Forum took note of the information provided.	-

III. List of Attendees

	MS	Forum Members
1	RO	ALBULESCU Mihaiela
2	IT	ALESSI Mariano
3	AT	ANWANDER Eugen
4	DK	BØRGLUM Birte Nielsen
5	PT	CABRITA Rui
6	BE	CUYPERS Paul
7	HU	DEIM Szilvia
8	FI	EKMAN Annette
9	EL	FOUFA Eleni
10	CZ	JAROLÍM Oldřich
11	SK	KOLESAR Dušan
12	SI	NOVAK Vesna
13	IS	SKULADOTTIR Bergþóra H.
14	CY	KYPRIANIDOU-LEONTIDOU Tasoula
15	FR	MAURER Luc
16	MT	MIFSUD Shirley
17	IE	O'SULLIVAN Tom
18	LV	PALLO Parsla
19	PL	PAWLAK Dorota
20	UK	POTTS Mike
21	EE	PROMET Natali
22	ES	MANCISIDOR Patricia Lopez
23	BG	SAVOV Nikolay Stanimirov
24	LT	ŠEŠKAUSKAS Viktoras
25	NL	VAN DEN BERG Jos
26	DE	VOM HOFE Katja
27	SE	WESTERBERG Agneta
28	NO	WIKHEIM Maren

	MS	Advisers announced
1	NO	SKJAERGAARD Cathrine (Maren Wikheim)
2	FI	LEIKOSKI Mervi and FORSBACKA Anna (Annette Ekman)
3	IT	LETIZIA POLCI Maria (Mariano Alessi)
4	BE	LEYNEN Michel (Paul Cuypers)
5	DK	PETERSEN Pia Gitte (Birte Børglum)
6	SE	SILLREN Barbro (Agneta WESTERBERG)
7	DE	ZEITLER Reinhard and FRENZEL Stefan (Katja vom Hofe)

		Invited experts
1	UK	COX Claire
2	EDA	MARAK Reinhard
3	IMPEL	HOLZGREAWE Gisela

	MS	Invited experts (assisting Forum Members)
1	HU	MAROSVOLGYI Nikoletta
2	IE	McMICKAN Sinead
3	LV	KAZEROVSKA Kristine
4	PL	OSOWNIAK Marta
5	PT	PRAZERES Telmo

	DG	Commission
1	ENTR	AGUADO Miguel
2	ENV	BALCERZYK Bartlomiej

	ECHA	Unit
1	BASMATZI Theodora	A1- Helpdesk
2	BARANSKI Maciej	A2 – Guidance and Forum Secretariat
3	CALVO TOLEDO Juan Pablo	A2 – Guidance and Forum Secretariat
4	CARTLIDGE George	E2- Evaluation
5	CLIFFE Brendan	A2 – Guidance and Forum Secretariat
6	FEEHAM Margaret	E1 – Evaluation
7	HARALAMBIADE George	A2 – Guidance and Forum Secretariat
8	HERDINA Andreas	A0- Director of Cooperation
9	IBER Andrea	B2 - Legal Affairs
10	JACQUET Cyril	B2 - Legal Affairs
11	KOWALSKI Ulrike	A2 – Guidance and Forum Secretariat
12	MEGAW Peter	A2 – Guidance and Forum Secretariat
13	MURRAY Andrew	D2 – Risk Management
14	NOUWEN Johan	A2 – HoU Guidance and Forum Secretariat
15	RIALA Ritta	E3- Evaluation
16	TŁOCZEK Magdalena	A2 – Guidance and Forum Secretariat

IV. List of Annexes

ANNEX I. Final agenda Forum-10

ANNEX II. Revision and Establishment of mandates of Forum WGs:

- ANNEX II a) Revised mandate of the WG "Preparation of coordinated enforcement project REACH-EN FORCE-3" (A1)
- ANNEX II b) Revised mandate of the WG "REACH-EN-FORCE-2 project: Obligations of Downstream Users - formulators of mixtures" (a1)
- ANNEX II c) Mandate of the WG "Horizontal methodology for a harmonised elaboration, management, reporting and evaluation of Forum coordinated enforcement projects" (A1-B1-B5)
- ANNEX II d) Revised mandate of the WG "Interlinks between ECHA, MSCAs and Enforcement Authorities" (B2)
- ANNEX II e) Revised mandate of the WG "Implementation of RIPE" (B3)
- ANNEX II f) Revised mandate of the WG "Electronic Information Exchange System" (B4)
- ANNEX II g) Revised mandate of the WG "Training for enforcement trainers 2012" (B6)
- ANNEX II h) Revised mandate of the WG "Enforceability of restrictions" (B12)

ANNEX III. List of meeting documents and room documents for Forum-10

ANNEX IV. Glossary of acronyms and abbreviations used in the minutes

ANNEX I. Final agenda Forum-10

September 2011
ECHA/Forum-10/2011/A/01 draft

Provisional Draft Agenda

Tenth meeting of the

Forum for Exchange of Information on Enforcement

(Forum-10)

3-5 October 2011

European Chemicals Agency

Helsinki, Finland

3 October: starts at 13:00
5 October: ends at 18:15

DAY 1

Item 1 – Welcome and Introduction	*13:00 – 13:30*

a) Opening by the Chair
b) Welcome to the newly appointed members and/or alternates
c) Adoption of the Agenda and declarations of conflict of interest with regard to Agenda points *(Forum Chair)*
d) State of play with action points from Forum-9 *(ECHA Secretariat)*
e) Practicalities and brief recapitulation of results of the written procedures between Forum-9 and Forum-10 (*ECHA Secretariat*)
f) Introductory remarks from the Chair

For information
ECHA/Forum-10/2011/01

Item 2 – Address by the Executive Director of ECHA	*13:30 – 13:45*

Item 3 – Update on relevant developments by Commission	*13:45-14:45*

a) Update on current Commission studies (*COM*)
b) Update on CARACAL and other issues *(COM)*
    a. *Forum 11 back to back with COM conference on enforcement in Brussels*

For information

Item 4 – Update on REACH Defence exemption	*14:45-15:30*

a) Presentation from the European Defence Agency *(EDA)*

Coffee break 15:30-16:00

Item 5 – Update on relevant developments by ECHA Secretariat	*16:00 – 17:00*

a) Update on developments in ECHA guidance *(ECHA Secretariat)*
b) Registrations of intermediates *(ECHA Secretariat)*
c) ECHA Reports under Article 54 and Article 117(3) and issues of enforcement relevance *(ECHA Secretariat)*

For information

Item 6 – Practical issues for enforcement of REACH and CLP	*17:00 – 18:00*

a) Introduction
b) Items raised by ECHA Secretariat
c) Items raised by members

For discussion
ECHA/Forum-10/2011/02

Item 7 – Adoption of conclusions from day 1	*18:00 – 18:30*

For adoption

DAY 2

Item 6 – Practical issues for enforcement (continued)	*9:00 – 12:00*

For discussion

Coffee break: 10:30 – 11:00

Item 8 – Work Packages - Activity Reports	*D2 12:00 – 18:15*

a) B.3 – Implementation of RIPE

a.1) update on RIPE *(ECHA Secretariat)*

a.2) Progress report from the WG Chair

ECHA/Forum-10/2011/08

For information

b) B.4 - Develop an electronic information exchange system

Update from ECHA Secretariat

For information

Lunch Break: 13:00 – 14:00

c) B.6 Training for trainers 2012

Progress report and adoption of the subject

ECHA/Forum-10/2011/09

For adoption

d) B.14 – Advice on enforceability of proposals for restriction

Progress report from the WG Chair

ECHA/Forum

For information

Coffee break: 16:00 – 16:30

e) **B.2 - Interlinks between ECHA, MSCAs and Enforcement Authorities** Progress report from the WG Chair

ECHA/Forum-10/2011/06

For information

f) MS Report under Art 46 of CLP

Final report from the WG Chair

ECHA/Forum-10/2011/07

For information

Item 7 – Adoption of conclusions from day 2	*D2 18:15 – 18:45*

For adoption

DAY 3

Item 8 – Work Packages - Activity Reports (continued)	*D3 9:00 – 11:30*

g) A.1 – Forum coordinated projects

g.1) REACH-EN-FORCE 1 (prolongation)
Update and final report from the WG

ECHA/Forum-10/2011/03
For information/discussion

g.2) REACH-EN-FORCE 2
Progress report from the WG Chair
g.2.1) Communication of exposure in the supply chain. Challenges and support from ECHA *(Echa Secretariat)*

ECHA/Forum-10/2011/04
For information/discussion

g.3) Preparation of REF-3
Progress report from the WG Chair and adoption of subject

ECHA/Forum-10/2011/05
For adoption

Coffee break: 10:30 – 11:00

g.4) PAH project
Progress report by United Kingdom

For information

Item 9 – Exchange of Inspectors	*11:30-12:00*

a) Follow up on the offers of exchange of inspectors and procedures for applying for pilot exchanges *(ECHA Secretariat)*
b) Presentation of LIFE+ *(COM)*

Lunch break: 12:00 – 13:00

Item 10 – Preparation for the Stakeholder Workshop	*13:00 – 15:00*

Discuss the subjects proposed for discussion during the Forum Stakeholder Workshop and, where possible, agree on common line to be taken in discussion.

ECHA/Forum-10/2011/12

For information/discussion

Item 11 – Forum working group mandates	*15:00 – 16:00*

Review and revise existing WG mandates and composition (participation of new members)

Room document

For discussion/adoption

Coffee break: 16:00 – 16:30

Item 12 – Update on cooperation with other networks	*16:30 – 17:30*

a) Update on SLIC WG: CHEMEX projects *(CHEMEX)*
b) Update on CLEEN *(ECHA Secretariat)*
c) Update on IMPEL *(IMPEL)*

For information

Item 7 –Conclusions and action points from meeting	*17:30-18:00*

Conclusions of the meeting and list of action points *(ECHA Secretariat)*

For adoption

Item 13 – AOB	*18:00 – 18:15*

a) Exchange Network between ECHA and Stakeholders *(ECHA Secretariat)*

Item 14 – Closing of the meeting	*18:15*

Closing by the Chair

Dinner 19:30

ANNEX II. Revision and Establishment of mandates of Forum WGs

Annex II a.

Forum Working Group
"Preparation of coordinated enforcement project REACH-EN-FORCE-3"
Work Package A.1
(Mandate revised at Forum-10)

Composition:

Chair: Paul CUYPERS (BE)

Forum Members
Nikolay SAVOV (BG)
Jos VAN DEN BERG (NL)
Viktoras SESKAUSKAS (LT)
Eugen ANWANDER (AT)
Shirley MIFSUD (MT)
Luc MAURER (FR)

Invited Experts

Alfred EBNET (DE) (customs)
Lauri ERVOLA (FI) (customs)
Panagiotis GIMNAOU (CY)
James GUERRIER (FR) (customs)
Ruta Birute DAUKSIENE (LT) (customs)
Maria Letizia POLCI (IT)
Andrew BUTTIGIEG (MT) (customs)
Sibyle WURSTHORN (DE)

Commission
Bartlomiej BALCERZYK (COM)

Objective:
- Prepare the third major Forum enforcement project

Mandate:
- Prepare a document identifying and proposing priority of possible subjects for third Forum enforcement project, considering the project prioritisation criteria
- Subject proposals shall include an aspect where the procedure of cooperation with customs could be tested
- After the subject is approved by the Forum, develop the project manual (guidance document, checklist, planning,

recommendations) for the execution of the third Forum enforcement project

Timeline:

- Subject proposals and prioritisation: 1 September 2010
- Approval of the REF-3 subject : Forum-10
- Project manual: Forum-12

Annex II b.

Forum Working Group

"REACH-EN-FORCE-2 project:
Obligations of Downstream Users - formulators of mixtures"
Work Package A.1
(Mandate revised at Forum-10)

Composition:

Chair: Nikolay SAVOV (BG)

Forum Members
Maren WIKHEIM (NO)

Invited Experts
Marta OSOWNIAK (PL)
Cecilia WESTOO (SE)
Nikoletta MAROSVOLGYI (HU)
Lutz ERDMANN (DE)
Maria TARANCÓN ESTRADA (ES)
Hannah BEMBRIDGE (UK)

Objective:
- Coordinate and manage the operational and reporting phase of the REACH-EN-FORCE-2 project

Mandate:
- Revise the project manual further to comments submitted at Forum-8
- Coordinate and provide consulting assistance to the national project coordinators from the participating countries within the operational and reporting phase of the project,
- Supply the national coordinators with up-to-date versions of project documents
- Collect and compile results from the national coordinators
- Prepare final project report and present it to the Forum plenary
- Elaborate guidance for REACH & CLP enforcers on the basis of manual and experience obtained in the project

Timeline:
- Q4 2012, reporting to the Forum at each plenary
- Interim results from the project – Forum-12
- Final project report and guidance – Forum-13

Annex II c.

Forum Working Group
"Horizontal methodology for a harmonised elaboration, management, reporting and evaluation of Forum coordinated enforcement projects"

Work Packages A.1, B.1 and B.5
(Mandate established at Forum-10)

Composition:

Chair: Luc MAURER (FR)

Forum Members
Katja VOM HOFE (DE)
Mike POTTS (UK)
Birte BØRGLUM (DK)
Paul CUYPERS (BE)
Rui CABRITA (PT)

Invited Experts
Andrea MAYER-FIGGE (DE)
Nikoletta MAROSVOGYI (HU)

Commission
Miguel Aguado-Monsonet (COM)

Objectives:

- Draft the consolidated final report of the REACH-EN-FORCE-1 (REF-1) project

- Set up a methodology for a harmonised elaboration, management, reporting and evaluation of Forum coordinated enforcement projects. This methodology would take into account the experience gathered on enforcement methods and enforcement practice when dealing with REF-1, REF-2 and PAH projects (and later on with REF-3 and potientially other projects)
- Elaborate a draft document (to be adopted by the Forum) retracing this methodology

Mandate:

- Compile the facts reports regarding REF-1 project and draft a final project report considering the revision of conclusions and recommendations from the WG REF-1 adopted by Forum

- Set up a methodology for a harmonised elaboration (including selection, prioritisation, manual elaboration, identification of success criteria), management (including implementing, training, assistance to the national coordinators), reporting (including reporting tools, data analysis and drawing of conclusions and recommendations for further actions) and evaluation (including indicators) of Forum coordinated enforcement projects.
- Draft, in cooperation with the ECHA Forum Secretariat, a document retracing this methodology. It will include a procedure reflecting the method adopted (including time-schedule).
- Liase with national coordinators from REF-1, REF-2, ex-members of REF-1 and members of the WG REF-2 as far as possible. Later on, liase also with members of REF-3 and potientially other projects.

Timeline:

- Draft the consolidated REF-1 Project Report : **December 2011**
- Present to Forum a progress report on setting up the methodology for a harmonised elaboration, management, reporting and evaluation of Forum coordinated enforcement projects : **Forum-12, Forum-13**
- Propose a draft document retracing this methodology : **Forum-14**

Annex II d.

Forum Working Group
"Interlinks between ECHA, MSCAs and Enforcement Authorities"
(Revised Forum-10)

Composition:

Chair: Mihaela ABULESCU (RO)

Forum Members
Maren WIKHEIM (NO)
Oldrich JAROLIM (CZ)
Jos VAN DEN BERG (NL)
Anette EKMAN (FI)
Sinead MCMICKAN (IE)

Invited Experts
Barbro SILLRÉN (SE)
Pia PETERSEN (DK)
Cedric MESSIER (FR)
Rosemarie GREIWE (DE)

COM
Jacek ROZWADOWSKI (COM)

Objective:

- Draft the Forum's position on interlinks (particularly communication channels and procedures) between ECHA, MSCAs and Enforcement Authorities, which are relevant for enforcement. The Forum will use that document to launch and facilitate a discussion with ECHA, COM and CARACAL

Mandate:

Prepare the document on interlinks between ECHA, MSCAs and EAs by:

- Reviewing and elaborating the thought starter on interlinks prepared by ECHA, considering and evaluating the existing proposals and ideas for cooperation
- Consulting any other relevant documents dealing with similar subject, such as those prepared for CARACAL
- Consulting MSs and ECHA with regards to their need for communication among themselves and also with the enforcement authorities
- Identifying for which relevant processes and activities coordination, cooperation and communication between the different actors is warranted Further describing the relevant processes and indicating division of tasks and timelines

- Elaborate the project manual for the pilot project focusing on ORs and PPORDs.
- Coordinate the execution of this pilot project with the participating countries and elaborate the final project report
- Consult the document with the Forum, at least once before submitting it for adoption

Timeline:

- Position paper: Forum-11
- Draft manual for adoption: Forum-11
- Progress report: Forum-12
- Project report: Forum-13

Annex II e.

Forum Working Group
"Implementation of RIPE"
(Mandate revised at Forum-10)

Composition:

Chair: Pablo SANCHEZ-PEÑA (ES)

Forum Members
Eugen ANWANDER (AT)

Invited Experts
Barbro SILLREN (SE)
Paolo IZZO (IT)
Andrea MAYER-FIGGE (DE)
Søren Jakobsen (DK)
Telmo PRAZERES (PT)

Additional testers for User Acceptance Testing (Q1/Q2 2012)

1. Heiko Herbrand (DE)
2. Gro HAGEN (NO)
3. Jeremy TARMOUL (FR)
4. Gunther BAUER (AT)
5. Natali PROMET (EE)
6. Matthew HALLAM (UK)
7. Luigia SCIMONELLI (IT)
8. Maria TARANCON ESTRADA (ES)

Objective:

Support the implementation of the REACH Information Portal for Enforcement (RIPE) allowing inspectors access to data from REACH-IT

Mandate:

- Provide input during the development and implementation stage of the application
- Participate in testing of the application
- Provide input to documents defining the security and audit needs for RIPE and the security and audit guidance, if necessary
- Provide input to RIPE manuals
- Provide input during preparation of functional requirements specification of RIPE 2.0

Timeline:

- Forum – 13
- progress reports at plenary meetings in between

Annex II f.

Forum Working Group
"Electronic Information Exchange System"
(Mandate revised at Forum-10)

Composition:

Interim Chair: Birte BORGLUM (DK)

Forum Members
Pablo SÁNCHEZ PEÑA (ES)

Invited Experts
Tone Line FOSSNES (NO)
Maria TARANCON (ES)
Marta OSOWNIAK (PL)
Ludwig FINKELDEI (DE)
Søren JAKOBSEN (DK)
Gernot WURM (AT)
Piergiuseppe CALÁ (IT)

Commission
Peter BARICIC

Objectives:

- Identify general functional requirements for the system of electronic exchange of information for REACH and CLP enforcement, in order to fulfill the Forum task in Article 77 (4) (f).

Mandate:

- Provide answers to questions on the functional requirements documents from ECHA or ICSMS team.
- Discuss any open issues regarding the functional requirements for EIES, if needed

Timeline:

- Forum-11

Annex II g.

Forum Working Group
"Training for enforcement trainers 2012"
(Mandate revised at Forum-10)

Composition:

Chair: Tasoula KYPRIANIDOU-LEONTIDOU (CY)

Forum Members
Eugen ANWANDER (AT)
Natali PROMET (EE)
Mariano ALESSI (IT)
Mihaiela ALBULESCU (RO)

Invited Experts
Michael KAUFHOLD (DE)
Susanna NORTHON-RISBERG (SE)
Cathrine SKJÆRGÅRD (NO)
Kristine KAZEROVSKA (LV)
Celsino GOVONI (IT)
Patricia LOPEZ-MANCISIDOR (ES)
Maria ORPHANOU (CY)

Objective:
- Prepare and deliver the training for trainers on the enforcement of REACH and CLP in second half of 2012

Mandate:
- Examine the training subjects relevant for enforcement for second half of 2012 and prepare a subject proposal to the Forum
- Prepare materials necessary for the training such as presentations or documents
- Actively conduct the training event with support from other Forum members, as necessary
- Collect and summarise the reactions of participants and formulate recommendations for next trainings

Timeline:
- Forum-10: list of subjects and prioritisation
- Forum-13 or 14 – final report, depending on the date of the training

Annex II h.

Forum Working Group
"Enforceability of restrictions"
Work Package B12
(Mandate revised at Forum-10)

Composition:

Chair: Paul CUYPERS (BE)

Forum Members
Mariano ALESSI (IT)
Jos VAN DEN BERG (NL)

Invited Experts
Karin RUMAR (SE)
Rachael ALLEN (UK)
Tone Line FOSSNES (NO)
Leonello ATTIAS (IT)
Uwe LICHT-KLAGGE (DE)
Mervi LEIKOSKI (FI)

European Commission
Pieter DEHOUCK (COM)

Objective:
- Facilitate the elaboration of the Forum advice on enforceability of restrictions

Mandate:
- Prepare the draft Forum advice on enforceability of proposals for restrictions within Annex XV dossiers that are in conformity with the REACH requirements, taking into account the comments of the Forum members
- Facilitate the elaboration of a revised Forum working procedure for developing Forum advice on enforceability of restrictions in close cooperation with ECHA.
- Revise the Forum guidance document for preparing the Forum advice on proposals for new restrictions in Annex XVII
- Examine COM's response to the Forum advice on inclusion of analytical methods in Annex XVII and if required, draft a Forum's position considering the input from the Forum members

Timeline:
- 31 December 2012 - reporting at each plenary meeting
- Forum-11 - Evaluate and revise Forum guidance document for preparing advice

ANNEX III. List of meeting documents and room documents for Forum-10

AP	Document	Number
1b	Final Draft Agenda	*ECHA/Forum-10/2011/A/01 final draft*
1e	Written procedures report (F9-F10)	*ECHA/Forum-10/2011/01*
3a	Current COM Studies	*Room document 1 (draft final report from study on REACH & CLP inspections)*
3b	Update from CARACAL *(enforcement conference)*	*ECHA/Forum-10/2011/14 (enforcement conference)*
6	Practical issues for enforcement	*ECHA/Forum-10/2011/02* *Room document 2 – professional use summary*
8a2	Progress report WG RIPE	*ECHA/Forum-10/2011/08*
8a2	Annex 3 – RIPE UAT bugs September.xls	*Annex to progress report*
8c	Training for trainers	*ECHA/Forum-10/2011/09*
8d1	Progress Report – WG Restrictions	*ECHA/Forum-10/2011/10*
8d2	Annex 1 – Progress Report WG Restrictions.xls	*Annex to progress report*
8e 1	Progress Report – WG Interlinks	*ECHA/Forum-10/2011/06*
8e 2	Annex 3 – Progress Report Interlinks – Inventory	*Annex to progress report*
8f	Progress Report – WG MS CLP Report	*ECHA/Forum-10/2011/07*
8g1	REF-1 report	*ECHA/Forum-10/2011/03*
8g2 – 1	REF-2 progress report	*ECHA/Forum-10/2011/04*
8g2 – 2	Annex 2 – REF-2 Progress Report	*Annex to progress report*
8g3 1	REF-3 progress report	*ECHA/Forum-10/2011/05*
8g4	PAH progress report	*ECHA/Forum-10/2011/13*
9.a	Exchange of Inspectors	*ECHA/Forum-10/2011/11*
10	Preparation of stakeholder workshop – lines to take	*ECHA/Forum-10/2011/12*
11	WG Mandates	*Room document*
12a	Chemex update	*ECHA/Forum-10/2011/15*
12b	CLEEN Update	*Room document 3 – CLEEN press release*

ANNEX IV. Glossary of acronyms and abbreviations used in the minutes

AMS: Regulation (EC) No 765/2008 concerning the Accreditation and Market Surveillance
CARACAL: MSCA Committee for REACH and CLP
CEN: European Committee for Standardisation
C&L: Classification and Labelling
CLH: Harmonised Classification and Labelling
CLP or CLP Regulation: Regulation (EC) No 1272/2008 on Classification, Labelling and Packaging of Substances and Mixtures
CMR: a substance or mixture which is carcinogenic, mutagenic or toxic to reproduction
COM: European Commission
DIR: Directorate
DU: Downstream Users
ECHA: European Chemicals Agency
EDA: European Defence Agency
EEA: European Economic Area
EFTA: European Free Trade Agreement
EIES: Electronic Information Exchange System
ENTR: DG Enterprise and Industry at the European Commission
ENV: DG Environment at the European Commission
EU: European Union
Forum-S : ECHA Forum Secretariat
ICSMS: The internet-supported information and communication system for the pan-European market surveillance of technical products
IMPEL : EU Network for the Implementation and Enforcement of Environmental Law
ISO: International Standards Organization
IUCLID: the International Uniform Chemical Information Database
MB: the Management Board of ECHA
MoD: Ministry of Defence
MS: Member State(s)
MSC: Member States Committee
NCs: National Coordinators
NEAs: National Enforcement Authorities
NLIs. National Labour Inspectorate
NONs substances that have been notified under Directive 67/548/EEC and have a recognised notification number
ORs: Only Representatives
PBT: Persistent, Bioaccumulative, Toxic substances
PEG: Partners Expert Group
PVC: Polyvinyl chloride
RAC: Risk Assessment Committee
RAPEX: EU rapid alert system
R&D: Research and Development
REACH and REACH Regulation: Regulation (EC) No 1907/2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals
REF 1 : REACH-EN-FORCE 1: 1st Coordinated Enforcement Project of the Forum
REF 2 : REACH-EN-FORCE 2: 2nd Coordinated Enforcement Project of the Forum

REF 3 : REACH-EN-FORCE 3: 3rd Coordinated Enforcement Project of the Forum
RIPE: REACH Implementation Portat for Enforcers - IT system for Enforcers
RMM: Risk Management Measures
SCCs: Strictly controlled conditions
SDS: Safety Data Sheet
SEAC: Socio Economic Analysis Committee
SIEF: Substance Information Exchange Forum
SLIC-CHEMEX: Subgroup of Senior Labour Inspection Committee
SME: Small and Medium Sized Enterprises
SPOC: Single Point of Contact
vPvB: very Persistent and very bioaccumulative substances
WG: Working Group of the Forum
WP: Work Programme of the Forum