



9 February 2012 (16:00 - 17:30 CET)

Chairman: *Guy Ethier, Umicore*
Co-Chairman: *Mark Raffray, Johnson Matthey*

Minutes

AP refers to Action Points listed in the table at the end of this document

1. Welcome and Introduction

1.1. Confidentiality and Competition Law

Participants were reminded on their obligation to comply with confidentiality and Competition Law rules.

1.2. Tour de table

Confirmed participants are available in Annex 1.

1.3. Actions agreed at last MC and Assembly meetings: 13 Sept 2011, 4 Nov 2011, 6 Dec 2011

A recap of all the actions agreed at the last MC and Assembly calls and meetings is available in Annex 1:

- Four companies have not yet signed the latest version of the Consortium Agreement. PMC secretariat has used a stronger mechanism (name and shame) to push these companies who have since become more responsive on the request.
- Sample management, tracking and reimbursement remains a difficult area (cf. item 4.1 below).
- The 2011 reserves are being calculated with the Accountant, a meeting was held on 16 Feb and a final check is foreseen on 27 Feb 2012. Based on the final 2011 amounts the 2012 budget will be reviewed (to take account of latest developments in the Ag and Refinables project) and 2012 invoices will be calculated. AP1
- LR remain difficult to be found for some PM CN- and PGM. Direct requests to “responsible” companies shall be made by PMC secretariat. AP2

1.4. Approval minutes of last meetings: 13 Sept 2011 and 4 Nov 2011

All minutes were approved.

1.5. Change in composition of Management Committee

Mr Mohammed Moukassi formerly representing the Société de Fonderies de Plomb du Zellidja (Morocco) on the MC has left the company. SFPZ does not wish to replace Mr. Moukassi on the PMC MC, which remains quorated and representative.

2. PMC projects

2.1. Ag

2.1.1. Update of Ag dossiers in follow-up of ECHA’s decision on testing proposals submitted in 2010

Dossier update is progressing well. An update was sent to MC prior to the call to summarise all changes made to the concerned dossiers. Participation of K. Rothenbacher and EBRC in a recent BfR conference on nanosilver (Berlin, 8-9 Feb 2012) however allowed to find out about on-going research on silver acetate and nanosilver which could fill-in data gaps in the Ag and Ag compounds files and relieve PMC from additional test work. This new information requires the Ag update paper to be updated.

Although MC welcomed the good news, concern was raised on:

- whether monitoring for the availability of new data or newly initiated 3rd party testing (public domain sources) is done in a sufficiently robust and regular manner by PMC, in order to prevent redundant work and to maintain dossier currency. A strategy to prevent similar situations in future (i.e. missing relevant data) will be devised by the secretariat (AP3); and
- whether recently discovered information would be ready in-time for the ECHA submission and, once/if ready, whether the information would be easily accessible by PMC for reference in the relevant dossiers. PMC secretariat will update the Ag update document reflecting these concerns (Annex 2).

As regards the costs for the additional work, it was proposed to adjust the Ag budget or to



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keep all Ag reserves in-house instead of reimbursing 50% of these in Members' 2012 invoices as agreed at the 6 Dec 2011 PMC Assembly meeting. MC expressed a preference for keeping available monies in-house rather than requesting additional funds from Members. A simulation will be prepared by C. Braibant on the basis of final 2011 reserves (cf. item 1.3 above) for discussion by MC (AP1).

2.1.2. Evaluation: status of communication with PMC members

No work has been launched yet, due to the need to dedicate all available resources to the dossiers updates (cf. 2.1.1) and the fact that the final CoRAP list is not yet published. Once it is, PMC will convene a meeting with the Ag co-registrants and explore which improvements can be made to the Ag dossier to maximise the chances of a successful Evaluation. Coordinated response at Eurométaux level and a meeting with the MS in charge of the Evaluation are also considered by PMC Secretariat (AP4).

2.1.3. Remaining registrations - exchange with Imaging and Printing Association

Three Ag halides remain in scope of the Ag project but have no firm LR or urgent registration deadline as per PMC Members.

However, companies members of the Imaging and Printing Association (I&P) and who are not Members of PMC have an interest in finalizing and submitting three Ag halides dossiers ASAP (AP5). A meeting was held with some of these companies on 17 Feb 2012 where the following was understood:

Post-meeting note: The I&P association need the following registrations:

- Silver chloride, full substance, > 100 t/a, ASAP - the additional work involved would be the addition of an ES for the use of this halide in the photographic industry
- Silver bromide, full substance, > 100 t/a, ASAP - the additional work involved would be the preparation of a CSR and associated ES (much will likely be a copy-paste of the AgCl one)
- Silver iodide, full substance, 1-10 t/a, by 2018 (or in parallel with above files considering potential for read-across and copy-paste across files) - no significant additional work would be required

The I&P would not need any secretarial support from PMC but only have PMC secretariat involved as a supervisor/QA. They would work with H. Waeterschoot for the scientific/technical coordination of the work.

They prefer to leave the LR-ship in the hands of a PMC Member and follow the LoA route rather than joining PMC (to be confirmed). Ames proposed to take over the LR role in the absence of other solutions.

The LoA prices of PMC would have to be agreed with I&P in order to reflect the special arrangement (e.g. no/less administration by PMC) in the final LoA cost.

2.2. PGM: update on 2013 registrations, situation re sample provision, and Phase IV preparation

Diamminedichloropalladium is the only substance (non-intermediate) requiring registration by 2013. It is hence being fast-tracked for registration and used as a test case to better prepare for the full testing programme and other phases of the PGM project.

The testing programme has commenced and seems to be running well. Sample provision has improved now that samples are sent to and dispatched by one centralised test house (Charles River); however this solution remains to be tested for a larger number of test materials.

Collection of exposure and emission data (on Diamminedichloropalladium) should ideally take place in the third quarter of 2012, with additional support (cf. 3.2.2 below). EBRC has been selected for the workplace exposure assessment. Preparation of concerned Members and coordination between WCA and EBRC will be arranged at an *ad hoc* kick-off meeting.

2.3. Questions from Management Committee on other projects

An update of the projects is available in Annex 1.

- The Nano TF is forming up, the support documents are being collected and a meeting will probably be organized in end Feb/early Mar 2012 (AP6).
- Updated CLP notifications have been discussed and agreed at the 7 Feb 2012 CLP meeting and will be submitted to ECHA by end of Feb 2012.



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- The Hydrazine TF held a conference call in the morning of 9 Feb 2012; the HTF agreed that preparatory work on the authorisation request should commence in summer 2012 in order to ensure an in-time and complete preparation of the request (and possible pre-screening at ECHA before formal submission in due course) with the support of Risk & Policy Analysts Ltd. Meetings with RPA and the Hydrazine Consortium will be organized around mid-Mar 2012 (tentatively scheduled in Brussels on 21 Mar 2012 as two separate back-to-back sessions).

MC expressed support for the work and direction taken by the HTF and other work groups of PMC.

3. PMC budget

3.1. 2012 Contribution to EM REACH work

PMC MC agreed to co-fund the REACH work done by Eurométaux for an amount of 35 000 € for 2012. **Post-meeting note:** C. Braibant signed the relevant commitment on 16 Feb 2012. Following an *ad hoc* group meeting held on 13 Feb 2012 this amount is likely to apply for 2013 and 2014 too.

3.2. PMC work and HR from Q3 2012 on

3.2.1. Office Manager's maternity leave

A. Rondepierre will be on maternity leave from Jun 2012 till Jan 2013. It is proposed to work with a temporary worker to replace her during her absence. Interviews will begin in Mar 2012 and the selected candidate should in principle commence work around mid-May 2012 to allow some overlap for training and to cover for unforeseeable changes in A. Rondepierre's condition.

This requires an adjustment of the budget or keeping all Generic reserves in-house instead of reimbursing 50% of these in Members' 2012 invoices as agreed at the 6 Dec 2011 PMC Assembly meeting. MC expressed a preference for keeping available monies in-house rather than requesting additional funds from Members. A simulation will be prepared by C. Braibant on the basis of final 2011 reserves (cf. item 1.3 above) for discussion by MC (AP1).

3.2.2. Other resource needs: business case

More than having to enlarge the resources available at PMC secretariat for upcoming work, EPMF is also re-considering the best manner to organize the available EPMF staff to address non-REACH items. Several scenarios will be discussed by the EPMF Board at their 15 Mar 2012 meeting, following which a more complete proposal will be made to MC (AP7). This proposal will also reflect the outcome of the exchange with ARCHE (e.g. K. Arijs' (Project Manager of Refinables Project) maternity leave from Mar till Jun 2012) foreseen on 15 Feb and 1 Mar 2012.

4. Other actions

4.1. Sample management protocol and post-testing refinement

Following several requests, refiners have indicated that their standard terms and charges would be prohibitive for an economic return on amounts as small as those handled by PMC, with no guaranteed return.

Also, WCA has brought to PMC secretariat's attention that the actual recovery of samples from test media or tissues may involve costs exceeding the actual value of the test material to be recovered (even for PM materials). RSA (consultancy in charge of PGM testing programme monitoring) has summarized this in an *ad hoc* report.

The remaining options will be explored by C. Braibant and presented to MC for agreement (AP8).

4.2. REACH archiving and communication tools: Baytouch and REACHCentrum

All contractual, administrative, and technical questions on the services and tools proposed by REACHCentrum have been raised, clarified and checked. REACHCentrum tools are cheaper, more flexible and more user-friendly than Baytouch's.

As long as PMC's contract with Baytouch is terminated before 1 Jun 2012, such termination should



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not result in any cost. As regards the transfer of information from Baytouch's to REACHCentrum's tools, C. Braibant and A. Rondepierre have found a solution which should not trigger any additional costs to PMC either (i.e. working from WCA's "clean" library of final reports). MC formally approved the termination of Baytouch's contract and the signature of REACHCentrum's one by PMC.

Post-meeting note: Baytouch and REACHCentrum have been informed on the decision of PMC on 16 Feb 2012. A discount for the 2012 fee was requested to REACHCentrum who agreed to charge 10 000 € for the first year instead of 15 000 €. This will decrease the financial impact generated by the temporary overlap of the two service providers (Baytouch contract ending in Aug, REACHCentrum contract commencing in Mar 2012).

4.3. Data-sharing agreement with IPA

A draft data-sharing agreement has been prepared by C. Braibant and A. Palmers and is currently under review by the IPA. Whether this data-sharing should take place free of charge or against payment remains to be discussed by PMC and IPA in due course.

4.4. License to Use agreement with non-PMC Members

A draft license to use agreement has been prepared by C. Braibant and A. Palmers (Annex 3). MC is happy for this document to be used by PMC secretariat.

4.5. BASF *et al.*

Every year C. Braibant informs BASF on the activities of the PMC, inviting this company to share relevant data and information to prevent unnecessary testing and to join PMC. So far this has been unsuccessful.

No further action was recommended by MC.

4.6. PMC post-2014

Based on the experience gathered with Ag, Refinables, Nanos and Hydrazine, it becomes evident that REACH does not end at the time of registration submission and that in addition to acting as a contact and coordination point, PMC secretariat will remain involved in testing proposals, dossier updates and upgrades, Evaluation and Authorisation work, etc.

C. Braibant invited MC to share ideas on how PMC would work once all registration dossiers are finalized and the workload decreases or changes (e.g. from other consortia). It was proposed to invite another NFM Consortium representative (e.g. Cu) at the next PMC Plenary Meeting to present their post-registration plans (AP9).

5. AOB, next calls/meetings and closing remarks

One Member of the MC expressed concern on the cost REACH is causing to industry, which is difficult to cascade down to customers; it could possibly be addressed as an *ad hoc* surcharge for REACH compliance on invoices in some jurisdiction where this practice is acceptable. Due to Competition Law, MC could not express itself on this concern nor make any recommendations to the concerned Member.

No date was proposed for the next call or meeting of the MC but according to the actions listed in Table 1 below the next exchange should take place towards the end Mar/early Apr 2012.

Annexes:

1. Annotated Agenda and list of participants
2. Ag update paper
3. Licence to Use Agreement



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Table 1. Actions agreed at the 9 Feb 2012 MC conference call

	What?	Who?	When?
1.	Review 2012 PMC budget and invoices on the basis of 2011 final accounts and reserves, and the need to compensate for additional generic and Ag-specific costs	CB	Mar/Apr 2012
2.	Contact potential LR of remaining PM CN- and PGM	CB	ASAP
3.	Devise strategy to ensure regular literature searches and monitoring before registration or notification submission or update	KR, TAP	ASAP
4.	Explore possible avenues to maximise chances of success of Ag Evaluation and present to MC for approval	KR, Ag WG and TAP	As of publication of final CoRAP list
5.	Explore cooperation avenues with I&P association Members and present to MC for approval	CB	Mar/Apr 2012
6.	Launch kick-off meeting of PMC Nano TF and liaise back with Eurométaux	CB	End Feb/Early Mar 2012
7.	Propose scenario and options to MC to agree on best way to re-organise and expand PMC human resources as of Q3 2012 (following EPMF Board decision on 15 Mar 2012)	CB	Mar/Apr 2012
8.	Propose solutions to sample management, tracking and reimbursement for discussion by MC	CB	Mar/Apr 2012
9.	Invite representative of the Cu Consortium to present their post-registration plans and structure to PMC Members at 2012 PMC Plenary Meeting	CB	ASAP