



11-12 of October 2010

Chairman: E. Broekaert (Umicore)

*Metals Conference Centre
Rue du Duc 100 - 1150 Brussels (BELGIUM)*

MINUTES

1. Introduction

1.1. Confidentiality and European Competition Law provisions. Participants were reminded on their obligation to comply with Confidentiality and Competition Law provisions.

1.2. Tour de table and apologies. The list of participants is available in Annex 1.

1.3. Pending actions and approval of the minutes of the 7 Sept 2010. The slides presented at the meeting (corrected where necessary) are provided in Annex 2. All actions agreed on 7 Sep have been finalised but two (regarding TCC minimum requirements) which remain in progress as they require the IUCLID 5 files to be finalised (*cf. slide 4 of Annex 2*).

1.3.1. Strictly controlled conditions. *Cf. slides 5-6 of Annex 2.* An update was given to participants on the situation regarding the evolving interpretation of strict control (Annex 3). The only adjustment that is to be made to the dossiers to be submitted in 2010 is the addition of generic statements on strict control in the Guidance on Safe Use (Section 11 of IUCLID 5). **AP1** The PM Refiners WG will meet again in early 2011 to agree on a strategy to update the dossiers as needed on the basis of the new guidance. **AP2**

1.3.2. Availability of MeClas: timing and conditions. *Cf. slide 7 of Annex 2.* Classifications of individual streams were derived by ARCHE using MeClas in order to provide a group overview of likely classifications for each Refinable to the PMC. Company-specific sheets were provided to each concerned company for information.

In the event companies wish to confirm the classifications derived by ARCHE or derive classifications for adjusted or new/separate compositions, several options are proposed to allow each company to acquire a licence to the online tool as described on www.metals.eu.

The online tool will contain the elemental composition and classification of all reference samples (those that were tested or used as reference to derive the starting classification) created by the several consortia having used MeClas. Access to these reference samples will however be limited to those users having received the share codes from the respective Consortium. **AP3**

1.4. Objective of the day and approval of the Agenda. *Cf. slide 8 of Annex 2.* The Agenda was approved.

2. Proposed environmental and human health classifications for all Refinables following finalisation of T/D tests and evaluation of company-specific streams. Slides presented at the meeting were removed from Annex 2 and replaced by Annex 4. Actions resulting from the discussions are provided in Table 1 below (**AP4** to **AP6**). The timeline is available in slide 11 of Annex 2.

3. Status of tests performed at Harlan and resulting physico-chemical classification. All tests have been conducted and only a few final reports are awaited for WCA to progress/finalise sections 2 and 4 of the IUCLID 5 files.

The results of the physico-chemical properties and physico-chemical hazards were addressed one by one for each Refinable to allow companies to check the validity and relevance of each result. A summary of the general comments made and the suggested actions is available in Annex 5 (three worksheets). **AP7, AP8**

4. Progress achieved in preparation of IUCLID 5 files and proposed timeline for LR dossier submission & joint submissions. *Cf. slides 14-16 of Annex 2.*

- WCA has created a IUCLID 5 file for each Refinable and has included, where applicable, extracts from the ID Cards which have been produced by the PM Refiners WG and supported by the SIEFs.
- Section 1.2 on Substance composition already contains, for all Refinables, the generic composition provided in each ID Card, though this is only indicative and will not be associated to any specific classification in section 2.
- Sections 1.2 and 2 will be completed as soon as AP4 to AP6 are finalised into Annex 4, therefore



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providing a final overview of the different classification groups and pick-lists to be added to each Refinable file. Although this task will be time-consuming, WCA will have at hand the necessary resources to progress as quickly with this part of the work.

- Meanwhile, all results from Outotec and Harlan, as well as all waiving statements (but for the ones on oxidising properties, as addressed in Annex 5) have been added to each Refinable file.
- T/D test data is being added to section 5.6 of IUCLID (the .pdf of the final report will be attached to IUCLID) with a reference to section 4 of Annex IV of CLP in the event evaluators are not familiar with T/D testing approaches. [AP9](#), [AP10](#)
- A generic reference to MeClas and the way it operates to derive environmental and human health classifications has been added to each file in a way that is similar to the approach followed by the Cu and Pb consortia. This will be completed by adding a summary of the classification approach followed by PMC in Section 13 of each IUCLID 5. [AP11](#)
- The generic statements on strict control will be added to section 11 of each IUCLID 5 file as they become available from Eurométaux. [AP12](#) The Precautionary statements (P-statements) in section 2 together with the safety measures provided in section 11 should be sufficient to orient registrants towards a strict control scenario. It was agreed to leave the fields on transport information in section 11 empty (unless it is needed to pass the Technical Completeness Check (TCC) in which case the P-statements applicable to transport-relevant classification will be copy-pasted from section 2 to section 11).
- It was proposed to have all IUCLID 5 files finalised and ready for submission by 25 Oct, following which PM Refiners WG would be given a couple of days to review the content in an .html version of each file before submission by the LR (with or without support of WCA) before 31 Oct. [AP13](#)

5. Q&A, next meetings, AOB and concluding remarks

- All questions have been addressed during the course of the meeting
- A list of next meetings/workshops is provided below and in slide 19 of Annex 2:
 - o Conference call to address any pending issue before dossier finalisation: tbd
 - o Brussels, 8-10 November: PMC joint submission session for all Members (voluntary)
 - o Brussels, 29 November: EM workshop on strict control of intermediates
 - o Brussels, 11 January 2011: PM Refiners WG meeting on 2011 strategy (see AP2 below)
 - o Brussels, 12 January 2011: PMC Assembly meeting
- AOB - Participants inquired about:
 - o *Success of the sameness and LR survey conducted over summer in the SIEF*: the ID cards were indeed circulated and nor the identification, composition or LR proposed were challenged.
 - o *Release of the LoA Agreement for non-Members*: as regards the LoA, these have been finalised and circulated through REACHsuite on 12 Oct. Not much LoA activity is expected for Refinables in 2010. However, PMC will duly circulate the classification results to remind pre-registrants on the need to consider classification in addition to their tonnages when determining the date on which they are required to register under REACH.
 - o *CLP notifications*: for Refinables and any substance registered in 2010 these will be included in the REACH files. For other precious metals and rhenium substances and intermediates, it is expected to finalise the classification proposals in early December (see meetings proposed above) allowing LR to submit the notifications by 15 Dec and other notifiers to agree with the proposed classification before 3 Jan 2011 (exact procedure to be confirmed).
- The Chairpersons thanked the participants, the consultants and the staff for their fruitful contribution to the discussions and progress of the Refinables project.

Annexes:

1. Agenda and list of participants
2. Slides
3. Slides on strict control
4. Outcome of discussions on HH & ENV classification of Refinables
5. Outcome of discussions on physico-chemical properties and classification of Refinables

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Table 1. Actions agreed at PM Refiners WG meeting on 11-12 Oct 2010

	What?	Who?	When?
1.	Circulate updated guidance on strict control (including matte example) and generic statements to be added to dossier header and Guidance on Safe Use to be used by WCA in preparation of IUCLID 5 files	EM	15 Oct
2.	Organise a PM Refiners WG meeting to discuss and agree on a proposed strategy for 2011 which will include: - Assessment of new ECHA guidance on intermediates/strict control - Assessment of Refinables at risk of requiring full registration - Understanding on what is required in the event of a full registration for Intermediates including budget predictions - Advocacy to defend non-testing strategy to complete some of the information and classification requirements (i.e. MeClas approach) - Testing requirements to close gaps, back-up expert statements and refine exposure assessment and/or classification (e.g.: self-heating N4 test, dustiness, bio-accessibility, etc.) - Generation/collection of exposure data	CB	11 Jan 2011, 10h30 - 16h30
3.	Circulate share codes for PMC Reference samples in MeClas to PMC Secretariat	ARCHE	W/c 18 Oct
4.	Correct species triggering classification in the MeClas tool (based on PMC Members' expertise on processes and expected composition)	ARCHE	15 Oct
5.	Add classification options (including the separation of Acute Toxicity 1 from Acute Toxicity 2 and 3) and possibility for refinement on the basis of PSD data	CB	15 Oct
6.	Check proposed classification groups and pick-lists (to make sure all current and future streams are covered) and highlight significant gaps	Members	13 Oct
7.	Take actions highlighted in green in Annex 5 forward	WCA	15 Oct
8.	Take actions highlighted in blue in Annex 5 forward	CB	15 Oct
9.	Send final T/D test reports to PMC for inclusion in IUCLID 5 files	ECTX / CB	15 Oct
10.	Add reference to section 4 of Annex IV of CLP when providing T/D data in IUCLID 5	WCA	W/c 18 Oct
11.	Finalise classification approach document and circulate for comments/approval to PM Refiners WG and consultants	CB	W/c 18 Oct
12.	Add generic statement on strict control in section 11 of each file as well as in the dossier header when creating the dossier	WCA	W/c 18 Oct
13.	Provide LR and joint registrants with joint submission object name, token number to join the joint submission before 5 November and the list of data they need to generate/have at hand for the purpose of (1) registration completion and/or (2) post-registration inspections from Competent Authorities	CB	15 Oct