



Eurometaux REACH

Strictly Controlled Conditions (SCC)

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Strictly Controlled Conditions :
State of Play

History :

→ ECHA guidance under review (update)

- ✓ *Feb.* : compromise with industry on « balanced interpretation » (knowledge level, hazard level, PPE, ...)
- ✓ *May* : member states rejected compromise and maintain adhered to « rigorous containment »
- ✓ *September 20* : SEG meeting on SCC
 - ✗ Confirmed member states opinion
 - ✗ Requested ECHA to finalise updated draft for early October
 - ✗ Made very small opening on Rigorous containment issue

Strictly Controlled Conditions : *State of Play*

Politically :

- ✓ Member states push for more **restrained view on Isolated Intermediates** under update REACH Regulation (2012 to 2014)
- ✓ Acceptance of a **stand still until Dec 2010**
- ✓ Publication new **ECHA guidance before 20 Dec 2010**
- ✓ Strong emphasis on **enforcement**

Strictly Controlled Conditions : *State of Play*

→ Downstream users

- ✓ Must **confirm SCC conditions**
- ✓ More and more sectors **refuse to do so**, because:
 - ✗ They do not meet SCC
 - ✗ They want detailed hazard and risk info for on site management purposes and their DU REACH files

Strictly Controlled Conditions :

To claim SCC you need to meet the requirements of article 18.4 (a) to (f)

- (a) the substance is rigorously contained by technical means during its whole lifecycle including manufacture, purification, cleaning and maintenance of equipment, sampling, analysis, loading and unloading of equipment or vessels, waste disposal or purification and storage;
- (b) procedural and control technologies shall be used that minimise emission and any resulting exposure;
- (c) only properly trained and authorised personnel handle the substance;
- (d) in the case of cleaning and maintenance works, special procedures such as purging and washing are applied before the system is opened and entered;
- (e) in cases of accident and where waste is generated, procedural and/or control technologies are used to minimise emissions and the resulting exposure during purification or cleaning and maintenance procedures;
- (f) substance-handling procedures are well documented and strictly supervised by the site operator.

If the conditions listed in the first subparagraph are not fulfilled, the registration shall include the information specified in Article 10.

Strictly Controlled Conditions :

New draft ECHA Guidance October 2010

- ✓ Really difficult to meet the SCC requirements
- ✓ CEFIC's well documented examples were not considered as fulfilling SCC (potential dermal exposure, open steps, manual handling, LEV etc...)
- ✓ Risk and hazard concepts/data cannot be used for designing the containment, only for subsequent minimisation of residual emission
- ✓ Appendix 3: NEW (format for documenting information on RMM in a registration dossier for isolated intermediates). Requests are... EXTENSIVE

SCC : recommendations < Dec 2010

Submit Intermediates files as Isolated Intermediates with restricted registration needs

→ BUT :

- ✓ Include : generic measures on SCC in **Registration file**
 - × (see example Cu)
- ✓ At the site : prepare **extensive demonstration of SCC in written form** (ideally before Dec 1, 2010)
 - × (see example metal matte)

→ **Eurometaux** : updates *best guidance practice* and releases it around mid October

SCC : recommendations > Dec 2010

Evaluate new ECHA guidance and assess if:

- you meet the SCC??
 - update Registration dossier with appendix 3 info
 - prepare in house documentation
 - check your users and obtain confirmation
- you do not meet the SCC
 - Pray...
 - Or envisage Full Registration (by « un due delay »)

