



SVHC Roadmap Work Group meeting

Draft minutes, Brussels, 17 October 2017 (13:00-16:00)

Chair: Mike Shepherd (VALE, United Kingdom)

Actions	Who?	When?	Status
Monitoring of SVHC roadmap – check with IPA the intention to use Chemycal	FC	Q4 2017-Q1 2018	
Pb dossiers update: Send a reminder to the members	FC	ASAP	DONE
Pb dossiers update: Send input to ILA on case 2.2. and case 3	Members	End of October 2017	
Art. 58(2) - Finalize legal advice and circulate an Executive Summary to the SVHC WG	Eurometaux	November 2017	
Approach again Cefic and LARIT to know their position on article 58(2) and seek for alliance in future advocacy activities	PMC	ASAP	
Prepare the consultation of Pb as SVHC	PMC	Q4 2017	
Contribute to the ILA work on benefits of using Pb/PbO in precious metals recycling	PMC	Q1 2018	
Impurities: review PMC portfolio to assess which substances could be tackled by RMM due to impurities	PMC	Q4 2017	
Impurities: review need to updated registration including a specific assessment due to impurities	PMC	Q1 2018	
Review the existing list and update it with substances of interest (Members, 30 November 2017)	Members	30 November 2017	
Report to be sent to the companies (tailormade, company specific – first end Dec (covering Sept-Dec), afterwards every 3 months (cf. timing PMC REACH News)	PMC	Every 3 months	



1. Welcome and Introduction

The Chair welcomed the participants (see list in Annex 1) and reminded the confidentiality rules and competition law. The agenda of the meeting has been approved. The actions of last meeting have been reviewed (see slide 5) and it was agreed to discuss with IPA the Chemycal tool now that they have appointed a new Science Manager. The minutes of previous meeting (23 March 2017) have been agreed.

ACTIONS:

- **Chemycal tool: discuss with IPA (FC, Q4 2017 - Q1 2018)**

2. REACH Authorisation PMC

2.1. ECHA intermediate guidance: Interpretation of Pb/PbO as intermediate – status

Jelle Mertens updated the WG on the interpretation of Pb/PbO as intermediate in the PGM industry (see slides 7-9). During the exercise, ILA confirmed that two of the uses (cases 2.2. and case 3) are not covered in the Pb/PbO registration dossiers. The companies have been invited to send biomonitoring data (blood Pb data) and further description of the use to ILA. Input has been received on case 3 but nothing so far on case 2.2. The members are invited to send to ILA their input ASAP and not later than end of October to ensure a smooth integration of the data into the next update of the Pb dossiers end of 2017.

The next steps of the intermediate project will be to organize a workshop with ECHA. Due to some delay with the other sectors involved, it is unlikely that this workshop will be organized this year. An alternative could be to organize a bilateral discussion with ECHA. We should know more about the next steps end of October.

ACTIONS:

- **Pb dossiers update: Send a reminder to the members (FC, ASAP, DONE)**
- **Pb dossiers update: Send input to ILA on case 2.2. and case 3 (Members, end of October 2017)**

2.2. Article 58 (2) – legal review and advocacy planning

France Capon updated the WG on the legal review and advocacy planning related to article 58(2) exemption in the context of Pb compounds prioritisation under Authorisation (see slides 10-12). In summary, the memorandum received from Mayer Brown includes some misunderstandings which need to be addressed before circulating an Executive Summary to the members. The comments to Mayer Brown should be sent by end of October and an updated version of the document should be available in the course of November 2017. In parallel, ILA is continuing its advocacy activities with the Members States. They also met the new Head of Unit at DG Growth, Michael Flueh. Lisa Allen kindly updated the group on these activities. It seems that the new Head of Unit is not yet familiar with the issue and that the work on the Pb compounds has not yet started at Commission level. This means that we should not expect any proposal before April 2018. This leaves some more time for ILA advocacy activities on the substances and for Eurometaux to conduct advocacy activities on the 58(2) principle on the basis of the legal advice received.



Lisa Allen informed the participants that an RMOa has been conducted by Sweden (<https://echa.europa.eu/documents/10162/15058241-d9bd-264b-7c41-dd716e8f521a>), and the conclusion is to propose Pb as SVHC in February 2018. ILA will comment on this proposal during the consultation period and will initiate the dialog with Sweden to present the outcome of ILA Shadow RMOs supporting a restriction approach for the remaining concerns related to the use of Pb. It is worth to note that Sweden is also recommending the existing OELs on Pb for review. The voluntary initiative of the industry to use a lower value does not seem to have been positively considered in the overall process. The future advocacy must also include a positive dimension highlighting the benefits of using Pb/PbO. Nathalie Dom and Daniela Cholakova are preparing in the context of ILA a document highlighting these benefits. This discussion must also be included in the advocacy activities related to the EC Roadmap on the interfaces between Chemicals/Waste/Products.

ACTIONS:

- **Art. 58(2) - Finalize legal advice and circulate an Executive Summary to the SVHC WG (EM, November 2017)**
- **Approach again Cefic and LARIT to know their position on article 58(2) and seek for alliance in future advocacy activities (PMC, ASAP)**
- **Prepare the consultation of Pb as SVHC (PMC, Q4 2017)**
- **Contribute to the ILA work on benefits of using Pb/PbO in precious metals recycling (PMC, Q1 2018)**

2.3. Status of Prioritisation lists

France Capon presented the status of the different lists under discussion at ECHA or Commission level (see slides 13-17). It is important to note the following aspects:

- ECHA adopted a strategy to limit the number of substances proposed to Commission for prioritization to force them to take a decision on different pending issues: NMP restriction, Borates, RCFs.
- The screening and scoring of the substances on the candidate list will start again soon, which means that hydrazine will be assessed again. The scoring could decrease thanks to the update of the registration dossier using the PMC data on occupational monitoring. However, this issue must still be followed very closely since the number of substances on the candidate is not increasing as expected.

2.4. SVHC identification of impurities in substances (e.g.: NiO in Co₃O₄) – impact on PMC substances

France Capon updated the WG regarding the project of Eurometaux to develop a policy regarding impurities in substances (cf. slides 18-26) due to the increasing attention on impurities in the Risk Management policy. Overall, the SVHC WG supports the initiative and agreed that this issue has to be handled as a priority in 2018. The draft document must take into account the reality of the business regarding impurities and especially when talking about substitution.

The group agreed to have an overview of the PMC substances which could be trapped into risk management activities due to impurities. The group acknowledged also that this trend could trigger a review of the registration strategy. Indeed, so far the impurities in a substance were driving another classification but no specific assessment is currently conducted taking into account these impurities. This



would need to be reconsidered. In the overall advocacy strategy, it will be also important to highlight the importance of metals for society and the reality of the recycling concerning impurities. A link with the broader Non-toxic environment strategy is recommended. It was also highlighted that in the context of Brexit, increasing pressure on some substances including impurities (especially when intermediates) could trigger different strategies for companies regarding the EU production (export production process outside the EU like in the UK after 2019).

ACTIONS:

- **Impurities: review PMC portfolio to assess which substances could be tackled by RMM due to impurities (PMC, Q4 2017)**
- **Impurities: review need to updated registration including a specific assessment due to impurities (PMC, Q1 2018)**

3. SVHC Roadmap Chemycal Monitoring-status

France Capon updated the SVHC WG on the status of the Chemycal monitoring. It was agreed that:

- the Secretariat will send an email alert in case of immediate threat
- the Secretariat will prepare Company specific lists and send out a tailor-made report to each company every 3 months.

ACTIONS:

- **Review the existing list and update it with substances of interest (Members, 30 November 2017)**
- **Report to be sent to the companies (tailormade, company specific – first end Dec (covering Sept-Dec), afterwards every 3 months (cfr. timing PMC REACH News)**

4. Workplan and budget

France Capon presented the status of 2017 budget and 2018 draft budget (see slides 31-32). She highlighted the fact that the 2017 budget is underspent due to the change in the HR.

The WG recommended to the Management Committee the proposed budget. If hydrazine should be prioritized, there is still some reserves available from the hydrazine task force. If borates or RCFs would be up for authorisation a specific platform (under the new structure) can be created and funded as needed.

5. AOB, next meeting, closing remarks

13-15 March 2017 in Brussels (TBC)



Annex 1: Participants

Angela ALDERMAN (Johnson Matthey, United-Kingdom) – *Via conference call*

Lisa ALLEN (International Lead Association, United Kingdom) – *Via conference call*

Martin BAKER (Agosi, Germany) – *Via conference call*

Roland BRASCH (Heraeus, Germany)

France CAPON, EPMF (Belgium)

Daniela CHOLAKOVA, Aurubis (Germany)

Herbert FUCHS (Heraeus, Germany)

Michael HUBER (C. Hafner GmbH + Co. KG, Germany)

Simona LAI (Varinor, Switzerland)

Marie-Laure LEDRICH (Traxys, Luxembourg) – *Via conference call*

Jelle MERTENS, EPMF (Belgium)

Nissanka RAJAPAKSE (Johnson Matthey, United-Kingdom) – *Via conference call*

Christoph ROEHLICH (Heraeus, Germany)

Michael SHEPHERD (Vale, United-Kingdom)

Clémence SIRET (SAFT, France)

Dorothea STEIGER (Heraeus, Germany)

Hege STUBBERUD (Glencore Nikkelverk AS, Norway)

Michael THIEL (BASF, Germany) – *Via conference call*

Steven VERBERCKMOES (Umicore, Belgium)