

# Forum's finalised projects during 2016

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## Overview of finalised projects

- 3 pilots
  - 1st pilot on authorisation
  - Pilot on CMRs and sensitisers
  - Pilot on Child Resistant Fastenings
- Implementation phase of REF-4 is just about being completed – no results yet

## **1st pilot on authorisation**

- Scope: inspecting presence on the market of substances to be authorised – Article 56
- Focused only on marketing and use of MDA and musk xylene
- 18 MSs participated
- Final report is available on ECHA's website

## 1st pilot on authorisation

Results and conclusions:

- 421 inspections - 3 non-compliances detected for Musk xylene
  - Self import of a small quantity of third country products by an etno shop
  - Raw material mix containing Musk xylene in stock at a formulators premises, which was not used and finally was disposed of.
  - Sell off after the deadline of business stock by a formulator
- 2 written advice, 2 administrative orders and 2 fines imposed (multiple measures taken)
- Bulk C&L notifications are often incorrect;
- More clarification is needed on exemptions applicable to the supply chain

## Pilot on CMRs and Sensitisers

- Scope: check if harmonised C&L is provided in registration dossier for substances with harmonised classification
- Inspection was based on automated screening done by ECHA → test interlink!
- Focus on dossiers with substance composition triggering classification as CMR or sensitiser
- 8 cases of potential non-compliances examined by 5 MSs
- Final report is available on ECHA's website

## Pilot on CMRs and Sensitisers

Results and conclusions:

- Non-compliance in 4 out of 8 cases
- In compliant cases company gave (acceptable) explanation for classification (e.g. analytical data)
- Actions taken:
  - 3 legal actions
  - 1 administrative penalty
  - 2 written advices
  - Update of registration dossier in 7 out of 8 cases
- Information provided in registration dossier is often not reliable

## Pilot on Child Resistant Fastenings

- Focus on presence and appropriateness of CRFs, and other aspects of packaging (Art. 35 (2) of CLP (except LLDC))
  - CRFs
  - Tactile warning of danger
  - Attractiveness (of packaging) to children
  - Design that may mislead consumers
  - Classification and labelling relating to CRF requirement
- 15 MSs participated
- Final report is available on ECHA's website

## Pilot on Child Resistant Fastenings

### Results and conclusions:

- 797 inspections – 29% non-compliance
- Main points of non-compliance:
  - 1) CRF (including non-compliance of certificate); - 136 cases
    - Availability and appropriateness of certificates
  - 2) TWD (availability, place and appropriateness); - 77 cases
  - 3) Labelling – 51 cases
- Measures taken mainly:
  - Voluntary action by company
  - Written or verbal advice, administrative order with follow-up
  - Prohibition of placing on or withdrawal from the market
- Low awareness of actors in supply chain was observed



**Thank you for your attention!**