



Minutes of Meeting

Board of Directors meeting by teleconference, 4th December 2018, 15:30-16:15

Participants

Board of directors

- | | | |
|--------------------|---------------|---------------|
| 1. Paul Kolisnyk | IZA (Teck) | Vice-Chairman |
| 2. Patrick de Metz | SAFT S.A. | Vice-Chairman |
| 3. Ann Vos | IZA (Nyrstar) | |
| 4. Mario Heinecke | Glencore | |

Staff

- | | |
|------------------|-----------------------|
| Mik Gilles | Director ICdA |
| Noömi Lombaert | ICdA |
| Christian Canoo | ICdA Reach Consortium |
| Frank Van Assche | IZA |
| Andrew Green | IZA |

1. Agenda (Mik, ICdA)

1. Statement of compliance
2. Update on advocacy actions to address to revision of the EU Carcinogens and Mutagens Directive.

2. Welcome (Mik, ICdA)

Mik Gilles welcomed all board members to the call.

3. Statement of compliance (Mik, ICdA)

All attendants accepted to comply with the statement of compliance.

4. Update of revision of EU CMD (Mik, ICdA)

An update was given on the status of the revision of the EU Carcinogens and Mutagens Directive (CMD). The revision of this directive requires agreement within and between European Parliament and EU Council (= memberstate government representatives).

EU Parliament: the negotiations were done mainly between representatives of each political fraction (shadow rapporteurs) and chaired by Rapporteur Mrs Laura Agea. ICdA had intensive contacts with the rapporteur which lead to a revised amendment text that includes our proposal (OEL set at $4\mu\text{g Cd/m}^3$ respirable in combination with a bio-monitoring limit set at $2\mu\text{g Cd/g creatinine}$). The revised amendment text was considered as legally sound by the EP legal services. The Shadow rapporteurs were approached as well to convince them of the higher level of protection towards workers as compared to the Commission proposal. ICdA members contacted their MEPs that have a seat in the Social Affairs and Employment Committee in the EP to highlights relevance of this proposal and to ask for support.



On November 20, there was a vote in the EP Social Affairs and Employment Committee on the revised amendment text which turned out far better than we had hoped for. All parties including Greens(!) gave full support. Only the French FN party abstained. This massive positive vote gives a very strong mandate to the rapporteur in the trialogue negotiations.

Jose and Patrick met with Fabio Pasinelli (assistent to Laura Agea) on December 6th to understand the next steps the rapporteur has planned. There is a shadow-rapporteurs meeting next week Thursday December 13 in Strasbourg to discuss the way to approach the informal trialogues.

It has been agreed to meet again with Fabio Pasinelli/Laura Agea on 22 or 23 January, tbc, and to be in telephone/mail contact in the meantime.

EU Council: Intensive discussions and exchanges were organized with the Austrian Presidency, France, UK, the Netherlands, Finland, Italy, Belgium, Spain, Germany Czech Republic, Sweden, Poland and Spain. The discussions were more difficult in a number of these member states. Although we did get support from France, Finland, UK, Netherlands and Italy, it was not sufficient to get a much more favorable revision of the Commission text. The adopted text in COREPER meeting (=meeting of European ambassadors) on November 23 took over the Commission proposal (a transition OEL = 4µg Cd/m³ (inhalable), to be implemented immediately, and a final OEL = 1µg Cd/m³ (inhalable) to be implemented with 7 years delay). An article was added to the amendment asking the Commission to assess in the next 5 years the possibility of adding bio-monitoring in the CMD.

The COREPER conclusions were presented to the national ministries. The Council of EU Ministers is asked to confirm these conclusions on December 6th which they will most likely do.

Trialogues: In the Trialogues, Parliament, Council and Commission need to come to an agreement on a common text for the amendment. Council will be represented by the Presidency and Parliament will be represented by the rapporteur and shadow rapporteurs. In January, Romania will take over the Presidency from Austria, but they will most likely be assisted by Austria who did the preparatory work over the past 6 months. Jose arranged for us a meeting with the new Romanian Presidency on Friday December 14. Considering the diverging positions in EP and Council, the final text could go either way. Parties indicated the intention to reach a conclusion by early February. ICdA will continue its advocacy efforts.

Consulting support by Jose Lalloum

Considering the ongoing discussions, we have agreed with Jose Lalloum to provide further support on a basis of 2 days/month for December, January and February at a rate of €2800/day. The costs will be spread over the account 2018 and 2019.

The meeting was closed at 16:15

Respectfully submitted

approved

Mik Gilles

Howard Winbow

Director ICdA

Chairman at the ICdA Board of Directors