



Aerosol Dispensers Directive 75/324/EEC

Updates

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1. **'15 bar'** issue
2. **Plastic** aerosols
3. **ADD evaluation**

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'15 bar' issue

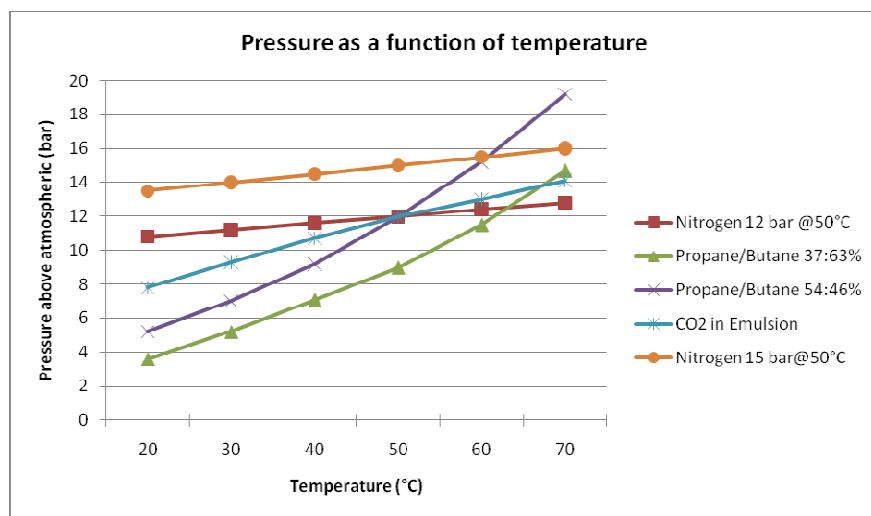
- ❖ Increase of the maximum internal pressure at 50°C
 - Very old FEA request (2001!)
 - At the time for both HFC-134a and compressed gases

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'15 bar' issue



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'15 bar' issue

❖ The safety margin remains unchanged

Maximum internal pressure at 50°C (bar)	Test pressure (bar)	Bursting pressure (bar)
10.0	15.0	18.0
12.0	18.0	21.6
13.2	19.8	23.8
15.0	22.5	27.0

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'15 bar' issue

❖ Increase of the maximum **internal pressure at 50°C**

- In 2005, some Member States' experts asked for **additional information** to support this increase of the allowable pressure
- As a result the pressure of 13.2 bar at 50°C was agreed as an interim measure in line with ADR
- Increase to **13.2 bar** allowed by **Directive 2008/47/EC**
- **Data provided** in 2010:
 - Test pressure (22.5 bar) on empty cans (alu/tinplate)
 - Burst pressure (27.0 bar) on empty cans (alu/tinplate)
 - Hot waterbath test on filled cans with nitrogen

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'15 bar' issue

❖ EC proposal

- Aerosols using (non-flammable) **compressed gases only**
- Draft informal proposal shared by DG GROW in July 2015
- FEA editorial comments in August 2015 + advocacy support from NAs
- Germany, Finland, France, Italy and Portugal provided input
- Apparently there is no big concern
- **Adoption** expected end 2015, most probably **early 2016**

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Plastic aerosols

❖ FEA proposal

- Old FEA request (**2008!**)
- Provisions as for metal aerosols + some specific tests
- **Impact assessment** study in 2013 (RPA). Concerns were raised by some stakeholders:
 - Hot air test in the ADD
 - Vague language (slight symmetrical distortion)
 - Environmental impact
- Member States took a wait-and-see position
- **Draft standard X6-647** remains the undisputed benchmark

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Plastic aerosols

❖ PAIR project

- To unlock the situation
- Independent organisation: **LNE** (France)
- **Steering Group**: DG GROW, Member States (France, Germany, Poland and the UK) and FEA
- **Data Provider Group**: 19 companies + FEA
- Expectation: 6-month project (from kick-off Steering Group teleconference) ... if no new test data is needed

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ADD evaluation

❖ Better Regulation Agenda

- In May 2015, the Juncker Commission adopted its Better Regulation Agenda
- This comprehensive package of reforms covering the entire policy cycle should
 - boost openness and transparency in the EU decision-making process
 - improve the quality of new laws through better impact assessments of draft legislation and amendments, and
 - promote **constant and consistent review of existing EU laws**, so that EU policies achieve their objectives in the most effective and efficient way

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ADD evaluation

❖ Evaluation – What it is?

- Evaluations gather evidence to assess **how well a specific legislation is working** and draw conclusions on whether the EU legislation continues to be justified or should be modified
- The new Commission takes a **critical look at whether EU activities are fit for purpose and deliver, at minimum cost**, the desired changes to European businesses and citizens and contribute to the EU's global role
- The new Commission applies the **"Evaluate First" principle** to make sure any policy decisions take into due account the lessons from past EU action

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ADD evaluation

❖ Evaluation – What it is?

- Evaluation is defined as an evidence-based judgement of the extent to which an intervention has:
 - ✓ Been effective* and efficient**,
 - ✓ Been relevant given the needs and its objectives,
 - ✓ Been coherent both internally and with other EU policy interventions and
 - ✓ Achieved EU added-value.
- Long process, but **will define the long-term legislative future** of the aerosol industry!

** Effective: Adequate to accomplish a purpose; producing the intended or expected result.*

*** Efficient: Performing or functioning in the best possible manner with the least waste of time and effort.*

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ADD evaluation

❖ Better Regulation Guidelines

- These new guidelines – to support EC civil servants – explain what Better Regulation is and how it should be applied in the day to day practices
- cover the whole policy cycle i.e. evaluation is also covered
- require a **12-week internet-based public consultation** will be conducted, covering all of the main elements of the evaluation

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ADD evaluation

❖ Expected timeline

- Launch an evaluation of the ADD by end 2015
- A **16-months consultant study** should start in **December 2015**
- a **12-week internet-based public consultation** will be conducted
- NLF alignment will be covered
- **Evaluation** would be finished in **H1 2017**
- **Impact Assessment** would be carried in **H2 2017**
- **EC proposal** would appear in **2018**
- Legislative text would be **approved in 2019/2020**, with a transition period for **implementation to 2020/2021**

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