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To Secretariat: CEN/TC 164
Secretariat: CEN/TC 164/WG 3

From: UNI- ITALY

Ref. 0486/11-6.f.164/ar

Subject: doc CEN/TC 164 N 3004 – Italian position

Dear Madams and Sirs,

with reference to the document CEN/TC 164 N 3004 " 2973r ev - Final reply on regulatory guidance", please find, herewith attached, the position from the Italian Mirror Committee, to be submitted to the attention of CEN/TC 164 and CEN/TC 164/WG 3 members on the occasion of the next meetings in Zurich and London, respectively.

Thanking you for your kind attention we take the occasion to send you our best regards.

G.L. Salerio
Head of International Area

A handwritten signature in blue ink, appearing to be 'G.L. Salerio'.

To - CEN/TC 164
To - CEN/TC 164/WG 3

We just received the Bill Harper's report – doc CEN/TC 164 N 3004, editorial revision of the CEN/TC 164 N 2973 - Final reply on regulatory guidance.

Unfortunately we realized only after Doc. N 2973, that the Regulatory Guidance, discussed during last AHG1 meeting in Paris, recorded no mention of the correction factors for the glassy materials (porcelain vitreous enamels) which were fully agreed by the PTP members in the preparatory drafts; the same matter was agreed within CEN/TC 164/WG 3 leading to the revision of prEN 12873-1 *Influence of materials on water intended for human consumption - Influence due to migration - Part 1: Test method for factory-made products made from or incorporating organic or glassy (porcelain/vitreous enamel) materials.*

For unknown reasons and without any further consultation and explanation, the Commission Guidance (see doc. CEN/TC 164 N 2928) completely deleted the following sentences of the PTP recommendations related to the Conversion Factors of the Glassy Material:

- Quote -

1.1. Glassy materials – general requirements (Inc ceramics)

- Compliance with national Accepted Constituent Lists

General Migration

- Composition List compliance
- Release of metals
- TMs for all EN 12873 -1Rev01

For Glassy Materials the following Conversion Factors shall be addressed in the hEN (According to IEI's migration tests reports (EG-CPDW n.238 rev. 2; EG-CPDW n.261) subject to confirmation by national regulators.

- Product: Storage water heater systems
- Fg : Geometric Factor (worse case) = 3 dm⁻¹
- Fo : Contact (Residence Time) = 0.5 d
- C.F. in domestic installation, buildings ; Fgo = Fg x Fo = 1.5 d/dm

- Unquote -

Of course CEN/TC 164 has no responsibility for the above not clear situation and we apologize for not having raised this issue timely.

However we wish to inform CEN/TC 164 that the International Association of the Glassy Material manufacturers already raised the problem in front of the Commission on June 3rd

Unfortunately we had not notified our complaint to AHG1 of CEN/TC 164 because the deadline indicated for presenting further comment to the Doc. 2973 was definitely fixed to April 17th.

For this reason we are a little surprised for the unexpected issue of CEN/TC 164 Doc. No.3004.

As the Regulatory Guidance has been rejected and its revision not yet started, we do hope that our request presented to the Commission could be acknowledged and could receive the support of the CEN/TC164 and TC 164/WG 3 as far as they are concerned.

For that reason, we kindly ask you to file this letter as CEN/TC 164 document and to discuss the matter as appropriate during next CEN/TC 164 meeting in Zurich.

Similarly we kindly ask the WG 3 Secretariat to put this item in the Agenda of next meeting in London.