

## Appendix C:

# Hazardous Property Assessment

The aim of this appendix is to:

- give advice on the hazards properties H1 to H15 identified in Annex III of Directive 2008/98/EC;
- provide assessment methods and threshold concentrations for the hazards; and
- advise on which test methods should be considered.

The primary aim of the Hazardous Property Assessments is to assist in evaluating wastes covered by “mirror entries” and in determining whether they are hazardous waste or not.

Wastes identified as “absolute entries” in the EWC are hazardous waste.

Assessment determines their appropriate hazards for Duty of Care purposes.



## Appendix C:

# C1 Assessment of Hazard H1: Explosive

### C1.1 Definition of Explosive

Annex III of the rWFD defines H1 “Explosive” as:

*“substances or preparations which may explode under the effect of flame or which are more sensitive to shocks or friction than dinitrobenzene”.*

### C1.2 Explosives Act 1875

Materials that are “explosives” within the meaning of the Explosives Act 1875, as amended, and any subsequent regulations issued under the Act, are not directive or controlled waste. The term “explosive” in the 1875 Act means:

- (1) *gunpowder, nitro-glycerine, dynamite, gun cotton, blasting powders, fulminate of mercury or of other metals, coloured fires and every other substance, whether similar to those above mentioned or not, used or manufactured with a view to produce a practical effect by explosion or a pyrotechnic effect;*

and includes

- (2) *fog-signals, fireworks, fuses, rockets, percussion caps, detonators, cartridges, ammunition of all descriptions, and every adoption or preparation of an explosive as defined above.*

The EWC contains the following absolute entries that relate directly to explosive wastes. Where wastes covered by these entries are regulated by the Explosives Act 1875, as amended, they would not be directive or controlled waste and are therefore excluded by Step 1 of the Hazardous Waste Assessment Methodology (see Chapter 3).

<b>16 01</b>	<b>end-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling of end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)</b>	
16 01 10*	explosive components (for example air bags)	A
<b>16 04</b>	<b>Waste explosives</b>	
16 04 01*	waste ammunition	A
16 04 02*	fireworks wastes	A
16 04 03*	other waste explosives	A
However, other wastes may contain substances that are classified as explosive, for example picric acid from a laboratory, which could be covered by the mirror entry:		
<b>16 05</b>	<b>Gases in pressure containers and discarded chemicals</b>	
16 05 06*	laboratory chemicals, consisting of or containing dangerous substances, including mixtures of laboratory chemicals	M

Controlled wastes that contain a substance classified as explosive need to be assessed for hazard H1.

### C1.3 Risk Phrases

Table 3.2 of the CLP applies the category of danger "E" (explosive) to substances with risk phrases R1, R2 and R3. However, R1 relates to a particular circumstance, "explosive when dry", and so the hazard H1 is applied only in the case of substances with risk phrases R2 and R3:

R2 *Risk of explosion by shock, friction, fire or other sources of ignition*

Substances and preparations including certain organic peroxides but excepting those assigned R3.

R3 *Extreme risk of explosion by shock, friction, fire or other sources of ignition*

Substances and preparations which are particularly sensitive, such as picric acid salts or PETN (pentaerythritol tetranitrate).

Substances classified R3 are more sensitive than the explosive RDX (cyclotrimethylene trinitramine), and it is illegal to transport them. They are unlikely to be moved as hazardous waste.

### C1.4 Related Risk Phrases

There are risk phrases that are not related directly to explosive properties, but rather to an ability to cause explosions in the presence of or in combination with other substances. Wastes containing substances with these risk phrases will be candidates for hazard H15, e.g. an R1 substance would not be hazardous when wet but it is clear that those responsible for managing the waste should be informed of its explosive properties in the dry state. The Approved Classification and Labelling Guide gives the following additional risk phrases:

R1 *Explosive when dry*

R4 *Forms very sensitive explosive metal compounds*

R5 *Heating may cause an explosion*

R6 *Explosive with or without contact with air*

R16 *Explosive when mixed with oxidising substances*

R18 *In use may form flammable/explosive vapour-air mixture*

R19 *May form explosive peroxides*

R44 *Risk of explosion if heated under confinement.*

### C1.5 Limiting Concentrations

It is not possible to give a generic threshold for this hazard. Therefore directive waste containing any concentration of substances with risk phrases R2 or R3 should be classified as hazardous waste by hazard H1 unless:

- it is known that other substances in the waste modify it to the extent that it is not explosive; and/or
- testing demonstrates that the waste is not more explosive than dinitrobenzene.

Many of the substances classified as explosive also display other hazards. For example, trinitrobenzene is classified as E in table 3.2 of the CLP and carries risk phrase R2. This substance also carries the classification:

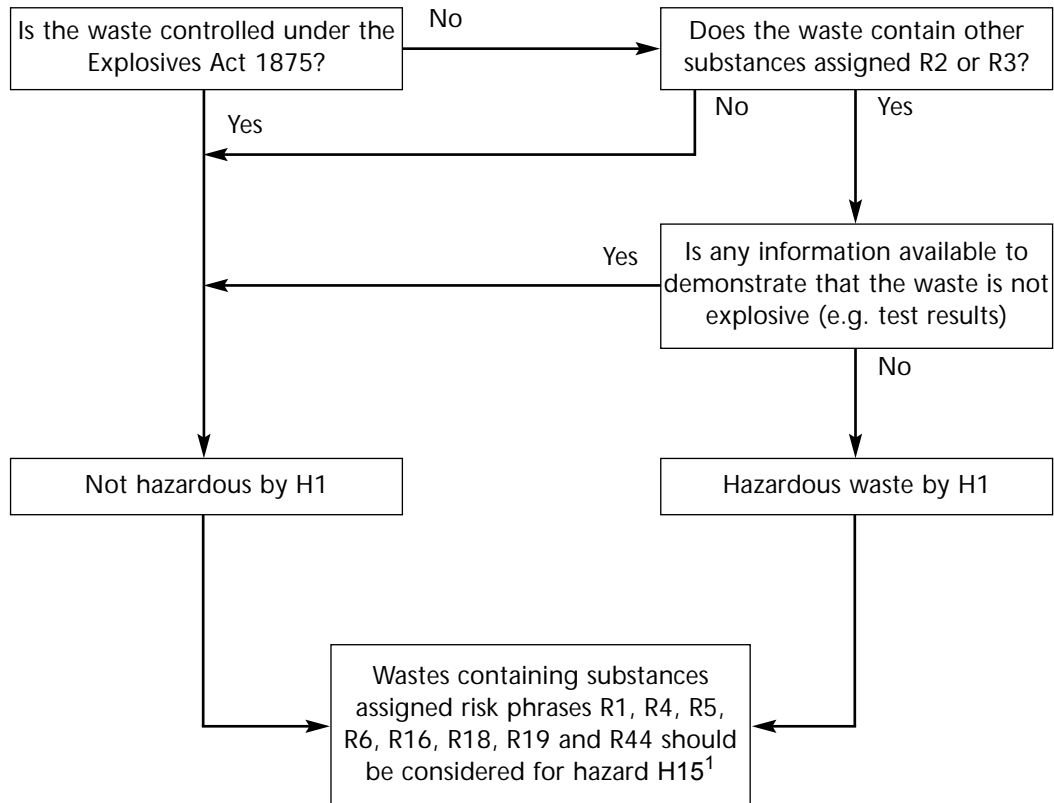
- T+ (very toxic); risk phrases R26, R27 and R28 (very toxic by inhalation, skin contact and by ingestion); and
- N (dangerous to the environment), risk phrases R51-53 (toxic to aquatic organisms and may cause long-term effects in the aquatic environment).

A waste containing  $\geq 0.1\%$  of this substance will be hazardous by virtue of its toxicity (see Section C5).

## C1.6 Decision Tree

Figure C1.1 sets out the assessment process for the Hazard H1.

Figure C1.1: Decision Tree for the Assessment of Hazard H1



Note:

<sup>1</sup> Except wastes covered by the Explosives Act 1875

## C1.7 Test Methods

The EC test method which corresponds best to the definition of H1 "Explosive" is test method A14 from EC Directive 92/69/EEC.

There are significant safety hazards involved in carrying out the test on explosive substances. For these reasons, testing for hazard H1 should only be considered in exceptional circumstances, e.g. where non-test decisions have failed to correctly identify the waste as hazardous or not. Since hazard H1 is only likely to be considered for a number of potentially explosive wastes, it is equally possible to make a non-test decision and classify the waste as hazardous by H1.

### C1.7.1 EC Test Method A14. Explosive Properties

#### Introduction

This method is designed to establish whether a substance or preparation presents a danger of explosion when submitted to the effect of a flame (thermal sensitivity) or to impact or friction (sensitivity to mechanical stimuli).

#### Principle of the Method

The method comprises three parts:

**Test of Thermal Sensitivity.** The method involves heating the substance or preparation in a steel tube, with various degrees of confinement being provided by nozzle-plates with different diameters of orifice. This determines whether the substance or preparation is liable to explode under conditions of thermal stress. The substance is considered explosive if an explosion occurs (i.e. the tube bursts into three or more fragments) within the fixed number of tests of thermal sensitivity.

**Test of Mechanical Sensitivity (with respect to shock).** The method involves subjecting the substance or preparation to the shock from a mass dropped from a specified height. The substance is considered explosive if the results show an explosion (bursting into flame is equivalent to explosion) occurring at least once in six tests with the specified impact apparatus, or if the sample is more sensitive than 1,3-dinitrobenzene in an alternative impact test.

**Test of Mechanical Sensitivity (with respect to friction).** The method involves subjecting the solid or pasty substance to friction between standard surfaces under specified conditions of load and relative motion. The substance is considered explosive if the results show an explosion (crepitation or bursting into flame is equivalent to explosion) occurring at least once in six tests with the specified friction apparatus, or if the sample is more sensitive than 1,3-dinitrobenzene in an alternative friction test.

#### Comments

The test method yields data for the likelihood that certain common stimuli will initiate an explosion. It is not intended to ascertain whether or not a substance or preparation is capable of exploding under any conditions.

The method is appropriate for the conditions specified in Directive 84/449/EEC. The tests are irrelevant when available thermodynamic information (e.g. heat of formation, heat of decomposition or absence of certain reactive groups in the structural formula<sup>1</sup>) establishes beyond reasonable doubt that the substance or preparation is incapable of decomposing, forming gases and releasing heat very rapidly (i.e. the material does not present any risk of explosion).

The method is not definitive. It comprises a number of chosen types of specified apparatus which are widely used internationally and which usually give meaningful results. The person conducting the tests may elect to use alternative apparatus in the three methods specified, providing it can be justified scientifically and the apparatus is recognised internationally. In this case he must determine the correlation of his results with those obtained with the specified apparatus.

To avoid injury to the experimenter a preliminary screening test is necessary to establish safe conditions for the performance of the three tests and so ascertain if the prescribed sensitivity tests should be performed with special precautions. For the screening test very small samples (circa 10 mg) of the substance or preparation should be subjected to heating without confinement in a gas flame, to impact in any convenient form of apparatus and to friction by the use of a mallet against an anvil or any form of friction machine.

The reader should refer to the full test method for details on apparatus and reference substance specifications in addition to the requirements for test conditions, test performance, result reporting and evaluation.

<sup>1</sup> Bretherick, L. 1979. Handbook of Reactive Chemical Hazards. Butterworths, pp. 60 to 63.

## Appendix C:

# C2 Assessment of Hazard H2: Oxidising

### C2.1 Definition of Oxidising

Annex III of the rWFD defines H2 "Oxidising" as:

*"substances and preparations which exhibit highly exothermic reactions when in contact with other substances, particularly flammable substances"*

### C2.2 Risk Phrases

A waste may exhibit the hazard "oxidising" (H2) if it contains a substance assigned one of the following risk phrases:

R7 *May cause fire*

Organic peroxides which have flammable properties even when not in contact with other combustible material.

This risk phrase is most commonly attributed to organic peroxides. These have flammable properties even when not in contact with other combustible material, due to the chemical structure of the compound, which combines a flammable hydrocarbon functional group with a peroxide functional group.

R8 *Contact with combustible material may cause fire*

Other oxidising substances and preparations, including inorganic peroxides, which may cause fire or enhance the risk of fire when in contact with combustible material.

R9 *Explosive when mixed with combustible material*

Other substances and preparations, including inorganic peroxides which become explosive when mixed with combustible materials, e.g. certain chlorates.

Substances which are oxidising can be distinguished from substances which are flammable: oxidising substances can initiate combustion in the absence of air.

The risk phrase R16, *Explosive when mixed with oxidising material*, is clearly included within the broad definition of H2. The only substance in table 3.2 of the CLP classified as R16 is red phosphorus. Red phosphorus is, however, also listed as R11, highly flammable, and is therefore adequately described and classified by H3A (third indent). R16 should not be considered to apply to Hazard H2 specifically, but should be considered under H15 (see Section C15.2).

### C2.3 Limiting Concentrations

There is no single limiting concentration applicable to substances that exhibit Hazard H2. This is because the potency of the substance as an oxidiser is dependent upon, among other criteria:

- the chemical structure of the substance;
- the percentage of oxygen available for reaction.

The hierarchy for deciding on threshold limiting concentrations should be as follows:

- substances listed in table 3.2 of the CLP with specific concentration limits;
- organic peroxides, for which concentration limits may be calculated;
- inorganic and other oxidisers, for which testing is the only option.

#### C2.4 Organic Peroxides

Organic peroxides<sup>2</sup> combine the properties of an oxidiser and a combustible substance in one molecule, and have the following generic limiting concentrations attributed to them. Any waste containing organic peroxides will be classified as hazardous by H2 if the waste contains:

- more than 5% by weight of organic peroxides;
- more than 0.5% available oxygen from the organic peroxides, when containing more than 5% hydrogen peroxide.

The method for calculating the amount of available oxygen from the organic peroxide is set out below:

The available oxygen content,  $O_i$  (%) of an organic peroxide  $i$ , is given by:

$$O_i (\%) = 16 \times (n_i \times c_i / m_i)$$

Where 16 = gram molecular mass of the available oxygen of the peroxide functional group -O-O-.

$n_i$  = number of peroxide groups per molecule of organic peroxide  $i$ .

$c_i$  = concentration (mass %) of organic peroxide  $i$  in the waste.

$m_i$  = gram molecular mass of organic peroxide  $i$ .

Given point (ii) above, it is possible to identify the concentration of organic peroxides that would make a waste hazardous when in the presence of more than 5% hydrogen peroxide by rearranging the above formula as follows:

$$c_i = (O_i \times m_i) / (16 \times n_i)$$

An example calculation is in Box C2.1.

**Box C2.1:** Calculating concentration of organic peroxide required to make a waste hazardous

##### Example calculation for methyl ethyl peroxide

Methyl ethyl peroxide has the chemical formula  $C_2H_5-O-O-CH_3$  and molecular mass 76 g. There is one peroxide functional group present, therefore,  $n_i = 1$ .

The limiting concentration for organic peroxides is one which would give rise to an available oxygen concentration of 0.5%, therefore,  $O_i = 0.5$ . The concentration  $c_i$  which would give rise to this is:

$$c_i = (O_i \cdot m_i) / (16 \cdot n_i)$$

$$c_i = (0.5 \cdot 76) / (16 \cdot 1)$$

$$c_i = 2.4$$

Therefore a waste would be hazardous by H2 if:

- the methyl ethyl peroxide concentration exceeded 5%; or
- the methyl ethyl peroxide concentration exceeded 2.4% in the presence of >5% hydrogen peroxide.

<sup>2</sup> Generic formula R-OO-R, e.g. methyl ethyl peroxide  $C_2H_5-O-O-CH_3$ .



## C2.5 Other R7, R8 and R9 Oxidisers

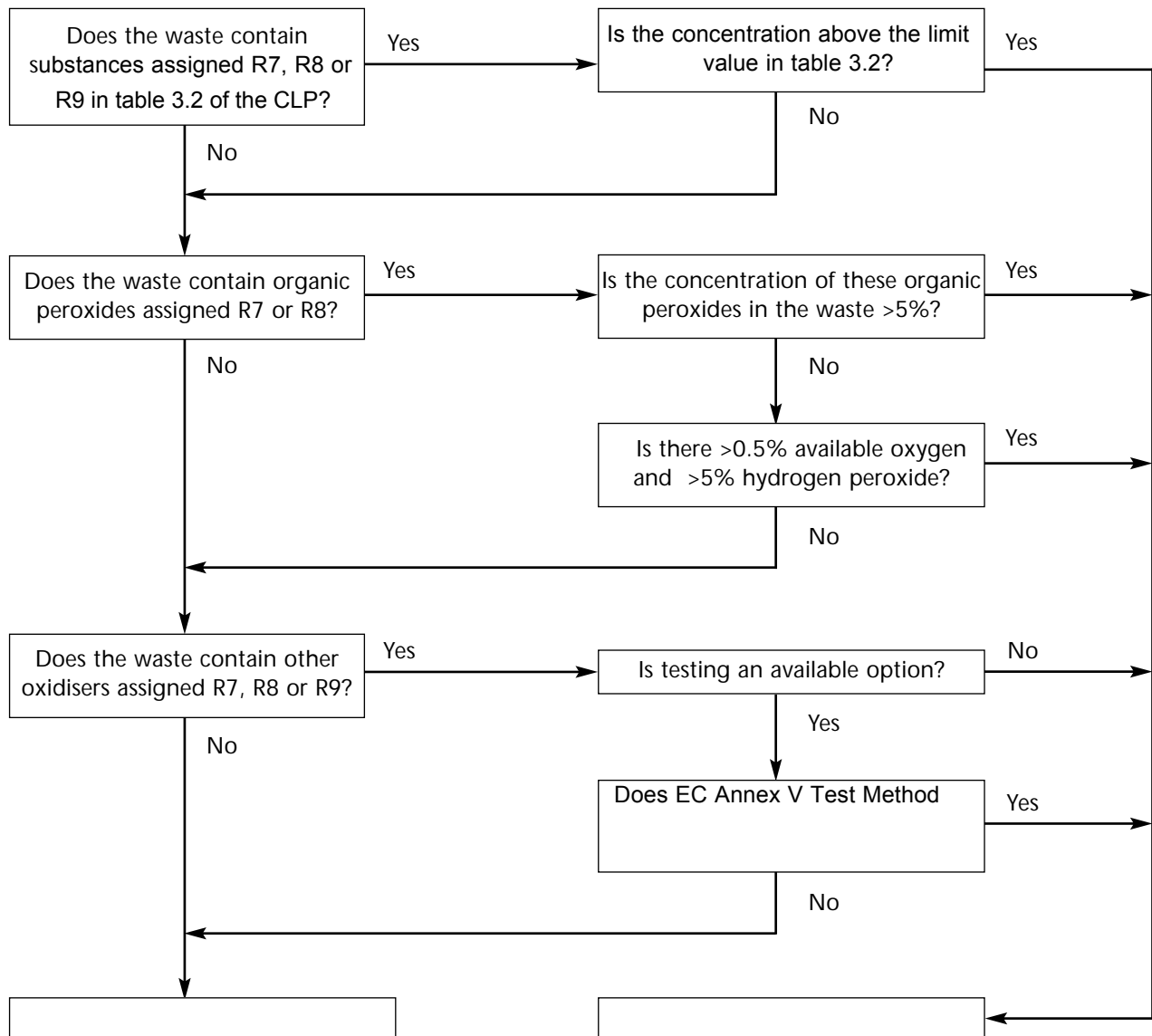
Limiting concentrations for the bulk of the substances classified by these risk phrases remain undetermined or are commercially confidential. The reactivity and free oxygen cannot be determined from the structure, and therefore calculating limiting concentrations is not possible. In the case of inorganic oxidisers testing is required.

Primary producers generally chemically degrade inorganic oxidisers in a controlled manner, before disposal. The majority of oxidiser waste is created by secondary users, and, if not destroyed, all inorganic oxidants are considered dangerously reactive. In particular perchlorates and bromates can react explosively when mixed with combustible materials (R9).

## C2.6 Decision Tree

Figure C2.1 sets out the assessment process for the Hazard H2.

Figure C2.1: Decision Tree for the Assessment of Hazard H2



## C2.7 Test Methods

The approved test methods are shown in Table C2.1.

Table C2.1: Hazard H2, associated risk phrases and relevant test methods

Hazard	Phase	Risk phrase	Test
H2	Solid (not explosive, highly flammable, organic peroxides or combustible)	R7, R8	Directive 92/69/EEC, Test Method A17
	Organic peroxides	R7, R8, R9	Use calculation method as no test available
	Liquids and oxidising materials not covered by the classes listed above	R7, R8, R9	No test available

The EC approved Annex V test method A17, described below, and the test in HSE L88, are not applicable to the following:

- liquids or gases
- explosive or highly flammable substances
- organic peroxides
- combustible solids liable to melt under the conditions of the test.

Although there is no test applicable to organic peroxides, there is a generic threshold limit, and the approved calculation method for determining when they are oxidising is described in Section 3.5. There is no currently recommended or agreed standard test for liquid oxidisers. Advice for specific testing of liquid oxidisers should be sought from the Health and Safety Executive Health Directorate, Industrial Chemicals Unit, Magdalen House, Stanley Precinct, Bootle, Merseyside L20 3QZ (0151 951 4000).

Waste materials exhibit considerable variability in composition and the approved test method is not applicable to all oxidising materials. In addition, there are significant safety hazards involved in carrying out the test on oxidising substances. For these reasons, testing for hazard H2 should only be considered in exceptional circumstances, e.g. where non-test decisions have failed to correctly identify the waste as hazardous or not.

### C2.7.1 EC Test Method A17: Oxidising Properties (solid)

The test method which corresponds best to the definition of the hazard is test method A17 from EC Directive 92/69/EEC. This test method is not applicable to liquids and gases, explosive or highly flammable substances, organic peroxides or to combustible solids liable to melt under the conditions of the test.

#### Introduction

It is useful to have preliminary information on potentially explosive properties and toxicity of the substance before performing this test. This test is irrelevant when examination of the structural formula establishes beyond reasonable doubt that the substance or preparation is not capable of reacting exothermically with a combustible material.

### **Principle of Method**

In order to ascertain if the test should be performed with special precautions, a preliminary test should be performed. A preliminary test establishes an oxidisation hazard if the test substance reacts vigorously. When this is not the case, the substance or preparation should then be subject to a full test as summarised below.

The full test method involves the burning of a range of mixtures formed from the test substance and a defined combustible substance. Each mixture from the range is then formed into a pile and ignited at one end. The maximum burning rate determined is compared with the maximum burning rate of the reference mixture cellulose and barium nitrate. The substance is considered to be oxidising when the maximum burning rate of the mixtures to be tested is higher than or equal to the maximum burning rate of the reference mixture.

The full method provides explicit details of preparation of the test substance and the barium nitrate and cellulose utilised as reference substances. The method presents clear guidelines on apparatus, test performance, quality criteria, reporting and evaluation of the results.

#### **C2.7.2 Alternative Methods**

Similar tests are used for classification under the Transport of Dangerous Goods Regulations; details and guidance on the tests can be obtained from the Health and Safety Executive.

## Appendix C:

# C3 Assessment of Hazard H3: Flammable

### C3.1 Definition

Hazard H3 is divided into two sections

- highly flammable (H3A)
- flammable (H3B).

H3A is further divided into five sub-sections with these sub-sections referred to as H3A (first–fifth indents) or H3A(i–v).

Annex III of the rWFD defines H3A “Highly flammable” as:

- liquid substances and preparations having a flash point below 21°C (including extremely flammable liquids), or*
- substances and preparations which may become hot and finally catch fire in contact with air at ambient temperature without application of energy, or*
- solid substances and preparations which may readily catch fire after brief contact with a source of ignition and which continue to burn or to be consumed after the removal of the ignition source, or*
- gaseous substances and preparations which are flammable in air at normal pressure, or*
- substances or preparations which, in contact with water or damp air, evolve highly flammable gases in dangerous quantities.*

Annex III of the rWFD defines H3B “Flammable” as:

*“Liquid substances and preparations having a flash point equal to or greater than 21°C and less than or equal to 55°C”.*

### C3.2 Risk Phrases

A waste possessing H3A(i–v) or H3B is likely to contain a substance with one or more of the following risk phrases.

R10 *Flammable*

For liquid substances and preparations having a flashpoint equal to or greater than 21°C, and less than or equal to 55°C.

R11 *Highly Flammable*

Solid substances and preparations which may readily catch fire after brief contact with a source of ignition and which continue to burn or to be consumed after removal of the source of ignition; or

Liquid substances having a flashpoint below 21°C but which are not extremely flammable.

R12 *Extremely Flammable*

Liquid substances and preparations which have a flashpoint lower than 0°C and a boiling point (or in case of a boiling range the initial boiling point) lower than or equal to 35°C; or

Gaseous substances and preparations which are flammable in contact with air at ambient temperature and pressure.

R15 *Contact with water liberates extremely flammable gases*

Substances and preparations, which, in contact with water or damp air, evolve extremely flammable gases in dangerous quantities, at a minimum rate of 1 litre per kg per hour.

R17 *Spontaneously flammable in air*

Substances and preparations which may become hot and finally catch fire in contact with air at ambient temperature without any input of energy.

Flammability may not be the only hazard possessed by a waste, but it is important, and should always be recorded. Classification as flammable may be necessary to meet the legal requirements for carriage of the waste.

### C3.3 Related Risk Phrases

The following are related risk phrases:

R14 *Reacts violently with water*

R18 *In use may form flammable/explosive vapour-air mixture*

R30 *Can become highly flammable in use*

These risk phrases are only associated with waste exhibiting other hazards, and will not constitute hazardous waste in isolation. Wastes containing these risk phrases will be candidates for hazard H15 (see Appendix C15).

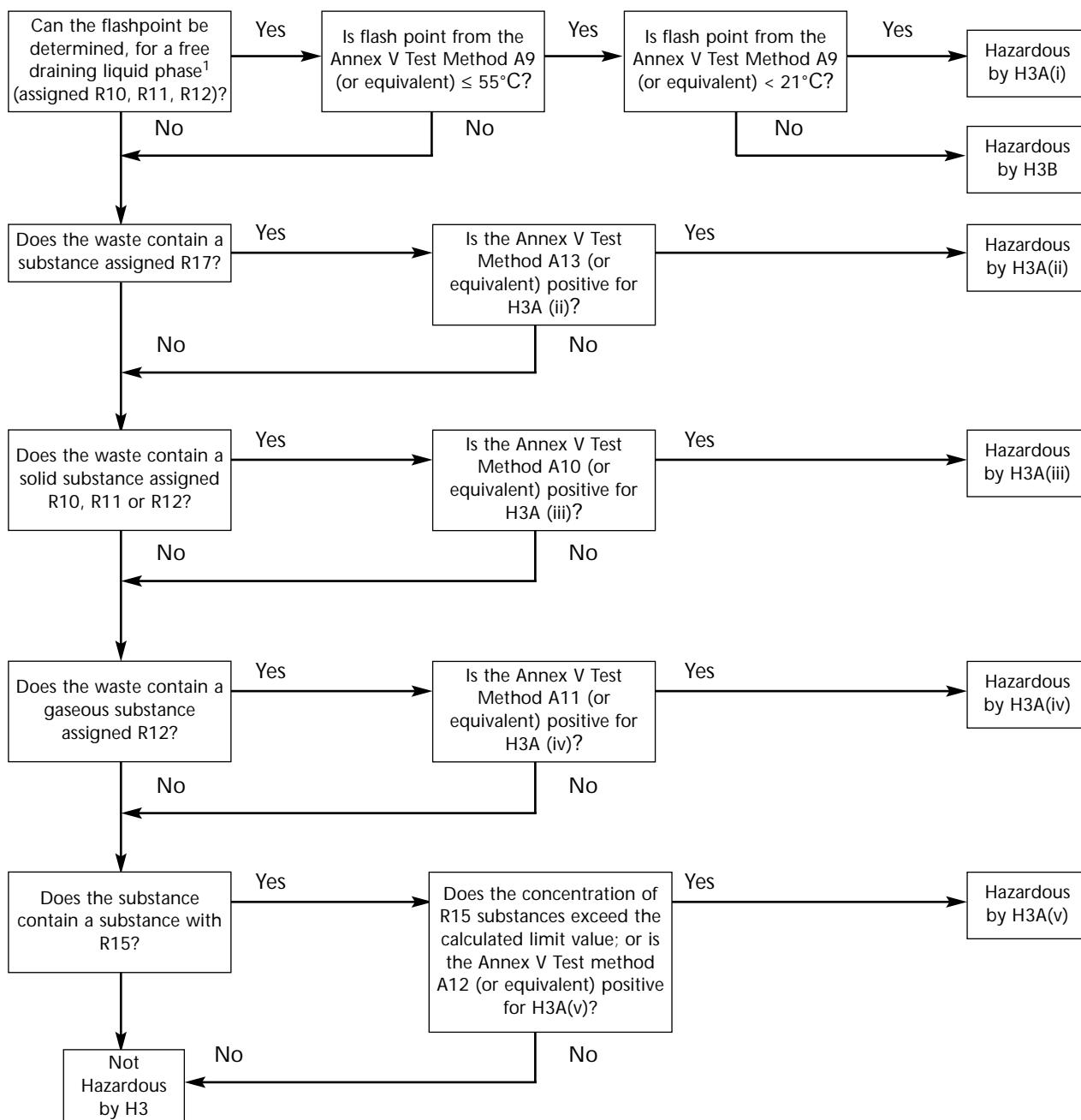
### C3.4 Combined Risk Phrases

Any combination of risk phrases including R10, R11, R12, R15 or R17 indicates the potential to exhibit hazard H3. Related risk phrases must be in combination with the above to indicate the potential for hazard H3.

### C3.5 Decision Tree

If substances are present in the waste which have any of the risk phrases R10, R11, R12, R15 or R17, the waste will generally require testing to determine whether it exhibits the particular hazard, with the exception of H3A(v) which should be determined using a calculation method (see Section C3.5.1). Figure C3.1 sets out the assessment process for the Hazard H3.

Figure C3.1: Decision Tree for the Assessment of Hazard H3



Note:

<sup>1</sup> A free draining liquid phase is a liquid that can be poured or decanted from a waste.

Note also that:

Many solid substances classified R17, which have the potential for hazard H3A(ii), are also R15 (particularly in powder form), which makes them candidates for H3A(v) as well.

Dilution of low flashpoint liquids in a solid or liquid matrix will raise the flashpoint until, at some stage, the dilution effect will render the waste non-hazardous by H3. Unless otherwise known, testing must be carried out on:

- the mixture;
- the separate phases in the case of two-phase solid/freely draining liquid mixtures, e.g. toluene impregnated soils; or
- the liquid extracted from absorbents/rags by physical or mechanical means.

### C3.5.1 Calculation Method for Hazard H3A(v)

This hazard can be determined by calculation or by testing. If information on the composition of the waste is available the calculation method should be used; otherwise EC standard test method A12 or equivalent should be used (see Section C3.6).

The first step in the calculation method is to determine whether the waste contains any of the substances which are classified by the following risk (or combined risk) phrases:

R15 *Contact with water liberates extremely flammable gas*

R14/15 *Reacts violently with water, liberating extremely flammable gas*

R15/29 *Contact with water liberates toxic, extremely flammable gas*

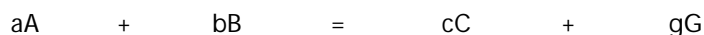
To show this hazardous property, the waste should be capable of releasing a highly flammable gas at a rate in excess of 1 m<sup>3</sup> gas per tonne of waste per hour (or at an equivalent rate). It should be assumed that if a substance is classified by any of the above risk phrases, or could be classified by any of these risk phrases, this criterion has already been met.

The extremely flammable gases which substances classified in table 3.2 of the CLP with these risk phrases could release by chemical reaction with water appears to be limited to the following:

hydrogen	H <sub>2</sub>	by R15 and R14/15
ethane	C <sub>2</sub> H <sub>6</sub>	by R14/15
ethyne (acetylene)	C <sub>2</sub> H <sub>2</sub>	by R15
phosphine	PH <sub>3</sub>	by R15/29

The waste producer should also consider what other solid substances in his waste could break down to give off extremely flammable gases, and carry out the assessment set out in Box H3.1.

1. Write a balanced equation for the reaction that produces the gas. The general form of this equation should be as follows:



where: A, B, C and G are the products and reactants; and

a, b, c and g are the stoichiometric ratios between the products and reactants.

2. Attribute molecular weights and stoichiometric ratios to the substances in the equation.
3. Divide (a x molar weight of A) by (g x 22.4 [the volume of 1 mol of gas at 25°C and 1 atmosphere pressure (STP)]). This gives the mass of reactant A that will evolve 1 litre of gas G.
4. The limiting concentration for the substance in the waste with the potential to show hazard H3A(v) is this amount (in grams) divided by 1,000 (to convert to kg) and multiplied by 100 (to give % by weight). The same calculation can be used to determine hazard H12.

**Example Calculation** – The main constituents which may make aluminium drosses and slags hazardous, covered by “*mirror entry*” 10 08 10\*, are aluminium, aluminium nitride, aluminium carbide. Aluminium powder is classified F: R15 and R10, with aluminium carbide assigned R15. Applying this calculation method to the aluminium drosses and slags gives the following threshold limits. (Note: other constituents may make the aluminium drosses and slags hazardous by H12, see Appendix C12.)

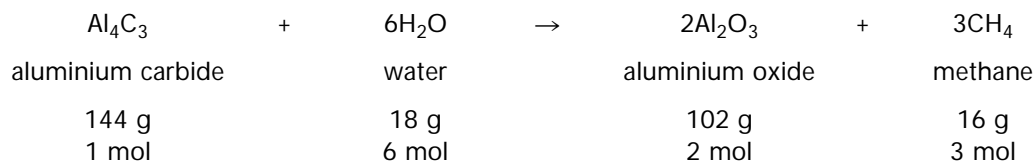
**Aluminium powder (R15) giving rise to hazard H3A(v)**



Limiting concentration of aluminium powder in waste

$$= [(2 \times 27) / (3 \times 22.4)] / 1,000 \times 100 = 0.08\% \approx 0.1\%$$

**Aluminium carbide (R15) giving rise to hazard H3A(v)**



Limiting concentration of aluminium carbide in waste

$$= [144 / (3 \times 22.4)] / 1,000 \times 100 = 0.21\% \approx 0.2\%$$

Threshold limits for certain substances listed in table 3.2 of the CLP, for Hazard H3A(v), have been derived using the assessment methodology and are set out in Table C3.1. It should also be noted that a substance exhibiting R15/29 also has the potential to exhibit hazard H12, and the threshold limit for that hazard will be the same as that established for H3A(v).



**Table C3.1:** Examples of substances which may cause a waste to exhibit hazard H3A(v) (Classification by risk phrases R15, R14/15 and R15/29)

Substance name	Risk phrases	Equation	Threshold Conc. %
Lithium	R14/15	$2\text{Li} + 2\text{H}_2\text{O} \rightarrow 2\text{LiOH} + \text{H}_2$	0.06
Sodium	R14/15	$2\text{Na} + 2\text{H}_2\text{O} \rightarrow 2\text{NaOH} + \text{H}_2$	0.2
Magnesium powder (pyrophoric)	R15–17	$\text{Mg} + 2\text{H}_2\text{O} \rightarrow \text{Mg}(\text{OH})_2 + \text{H}_2$	0.1
Aluminium powder (pyrophoric)	R15–17	$2\text{Al} + 6\text{H}_2\text{O} \rightarrow 2\text{Al}(\text{OH})_3 + 3\text{H}_2$	0.08
Aluminium powder (stabilised)	R15		
Potassium	R14/15	$2\text{K} + 2\text{H}_2\text{O} \rightarrow 2\text{KOH} + \text{H}_2$	0.4
Calcium	R15	$\text{Ca} + 2\text{H}_2\text{O} \rightarrow \text{Ca}(\text{OH})_2 + \text{H}_2$	0.2
Zinc powder/ zinc dust (pyrophoric)	R15–17	$\text{Zn} + 2\text{H}_2\text{O} \rightarrow \text{Zn}(\text{OH})_2 + \text{H}_2$	0.3
Zirconium powder (pyrophoric)	R15–17	$\text{Zr} + 4\text{H}_2\text{O} \rightarrow \text{Zr}(\text{OH})_4 + 2\text{H}_2$	0.2
Zirconium powder (non pyrophoric)	R15		
Aluminium lithium hydride	R15	$\text{LiAlH}_4 + \text{H}_2\text{O} \rightarrow \text{LiAl}(\text{OH})_4 + 4\text{H}_2$	0.04
Sodium hydride	R15	$\text{NaH} + \text{H}_2\text{O} \rightarrow \text{NaOH} + \text{H}_2$	0.1
Calcium hydride	R15	$\text{CaH}_2 + 2\text{H}_2\text{O} \rightarrow \text{Ca}(\text{OH})_2 + 2\text{H}_2$	0.1
Calcium carbide	R15	$\text{CaC}_2 + \text{H}_2\text{O} \rightarrow \text{Ca}(\text{OH})_2 + \text{C}_2\text{H}_2$	0.3
Calcium phosphide	R15/29	$\text{Ca}_3\text{P}_2 + 6\text{H}_2\text{O} \rightarrow 2\text{PH}_3 + 3\text{Ca}(\text{OH})_2$	0.4
Aluminium phosphide	R15/29	$\text{AlP} + 3\text{H}_2\text{O} \rightarrow \text{PH}_3 + \text{Al}(\text{OH})_3$	0.3
Magnesium phosphide	R15/29	$\text{Mg}_3\text{P}_2 + 6\text{H}_2\text{O} \rightarrow 2\text{PH}_3 + 3\text{Mg}(\text{OH})_2$	0.3
Trizinc diphosphide	R15/29	$\text{Zn}_3\text{P}_2 + 6\text{H}_2\text{O} \rightarrow 2\text{PH}_3 + 3\text{Zn}(\text{OH})_2$	0.6
Trichlorosilane	R14–17	$\text{Cl}_3\text{HSi} + \text{H}_2\text{O} \rightarrow \text{Cl}_3(\text{OH})\text{Si} + \text{H}_2$	0.6
Diethyl (ethyl-dimethyl-silanolato) aluminium	R14/15, 17	$(\text{C}_2\text{H}_5)_2\text{Si}(\text{CH}_3)_2\text{C}_2\text{H}_5\text{Al} + 2\text{H}_2\text{O} \rightarrow 2\text{C}_2\text{H}_6 + \text{Al}(\text{OH})_2\text{Si}(\text{CH}_3)_2\text{C}_2\text{H}_5$	0.4

**Notes:**

*R15 Contact with water liberates extremely flammable gases*

*R14/15 Reacts violently with water, liberating extremely flammable gas*

*R15/29 Contact with water liberates toxic, extremely flammable gas (may also exhibit hazard H12)*

*R17 Spontaneously flammable in air*

### C3.6 Test Methods

Unless otherwise known, test procedures for flammability are recommended for all except for hazard H3A(v) which should be assessed using the calculation method in Section 3.5.1. The approved test methods for the determination of flammable properties are set out in Table C3.2. The appropriate hazard may be identified following the outcome of the test.

**Table C3.2:** Hazard H3 with associated risk phrases and relevant approved test methods

Hazard	Phase	Risk phrase	Test and Reference
H3A(i)	liquid	R11 and some R10	Directive 92/69/EEC, Test Method A9
	liquid	R12	Directive 92/69/EEC, Test Method A11
H3A(ii)	solid or liquid	R17	Directive 92/69/EEC, Test Method A13.
H3A(iii)	solid	R11	Directive 92/69/EEC, Test Method A10.
H3A(iv)	gas	R12	1. Directive 92/69/EEC, Test Method A11. 2. Directive 92/69/EEC, Test Method A15 is a useful adjunct to test A11.
H3A(v)	solid/liquid	R15	Directive 92/69/EEC, Test Method A12.
H3B	liquid	R10 and some R11	Directive 92/69/EEC, Test Method A9.

Similar tests are used for classification under the Transport of Dangerous Goods Regulations; details and guidance on the tests can be obtained from the Health and Safety Executive.

#### C3.6.1 EC Test Method A9 (flashpoint) for Hazard H3A (first indent) and H3B

##### Introduction

This test is for flashpoint. It is useful to have preliminary information on the flammability of the substance to perform this test. The test procedure is only applicable to liquid substances, whose vapours can be ignited by ignition sources. The test methods described in this text are only reliable for flashpoint ranges which are specified in the individual methods.

The flashpoint is the lowest temperature, corrected to a pressure of 101 325 kPa (1 atmosphere) at which a liquid evolves vapours, under the conditions defined in the test method, in such an amount that a flammable vapour/air mixture is produced in the test vessel.

### Principle of the method

The substance is placed in a test vessel which is progressively heated or cooled to the test temperature according to the procedure described in the individual test method. Ignition trials are carried out in order to ascertain whether or not the sample flashed at that temperature. Reference substances should be used to calibrate the method from time to time and to offer a chance to compare results when another method is applied.

Sensitivity and reproducibility vary according to the test method used. The specificity of some test methods is limited to certain flashpoint ranges and subject to substance-related data (e.g. high viscosity).

For full details on the performance of the test refer to the following methods.

Equilibrium method: see the following ISO standards.

- ISO 1516
- ISO 3680
- ISO 1523
- ISO 3679.

Non-equilibrium method: refer to the following methods.

- Abel apparatus: BS 2000 part 170, NF M07-011, NF T66-009
- Abel-Pensky apparatus: (EN 57), DIN 51755 part 1 (5 - 65°C), and part 2 (<5°C), NF M07-036
- Tag apparatus: ASTM D 56
- Pensky-Martens apparatus: ISO 2719, EN 11, DIN 51758, ASTM D 93, BS 2000-34, NF M07-019
- For viscous liquids (paints, gums and similar) containing solvents, only apparatus and test methods suitable for determining the flashpoint of viscous liquids may be used: see ISO 3679, ISO 3680, ISO 1523, DIN 53213 part 1.

### C3.6.2 Summary of EC Test Method A13 (Pyrophoric Properties of Solids and Liquids) for Hazard H3A (second indent)

#### Introduction

It is useful to have preliminary information on the auto-flammability of a substance. The test procedure is only applicable to solid and liquid substances which in small amounts will ignite spontaneously a short time after coming into contact with air at room temperature (circa 20°C).<sup>3</sup>

Substances not covered by this test method are those which need hours or days at room temperature before self-ignition occurs, or those which need to be exposed to considerably higher temperature before self-ignition occurs.

The auto-flammability of liquids may also need to be tested following the result of EC Test Method A15 Auto-ignition temperature (liquids and gases) for hazard H3A (fourth indent) (see Section C3.6.4 below.)

#### Principle of the method

The substance, whether solid or liquid, is added to an inert carrier and brought into contact with air at ambient temperature for a period of five minutes. If liquid substances do not ignite they are absorbed onto filter paper and exposed to air at ambient temperature (circa 20°C) for five minutes. If the substance ignites within five minutes when added to an inert carrier and exposed to air, or a liquid substance chars or ignites a filter paper within five minutes when added and exposed to air, it is considered to be pyrophoric and therefore highly flammable.

<sup>3</sup> NF T 20-039 (SEPT 85). Chemical products for industrial use. Determination of the spontaneous flammability of solids and liquids.

Testing can be discontinued as soon as a positive result occurs in any of the tests: because safety is at stake, a single positive result is sufficient for the substance to be considered highly flammable.

The full test method should be referred to for complete details on test performance.

### **C3.6.3 EC Test Method A10 (Flammability (solids)) for Hazard H3A (third indent)**

#### **Introduction**

It is useful to have preliminary information on any potentially explosive properties of the substance before performing this test. This test should only be applied to powder, granular and paste-like substances.<sup>4</sup>

In order to include only those substances which burn rapidly or those whose burning behaviour is in any way especially dangerous, only substances whose burning velocity exceeds a certain limiting value are considered to be highly flammable.

It can be especially dangerous if incandescence propagates through a metal powder because of the difficulties in extinguishing the fire. Metal powders should be considered highly flammable if they support spread of incandescence throughout the mass within a specified time.

#### **Principle of the method**

The substance is formed into an unbroken strip or powder train of specified length and a preliminary screening test performed to determine if, on ignition by a gas flame, propagation by burning with flame or smouldering occurs. If the propagation over a specified proportion of the train occurs within a specified time the full test programme to determine the burning rate is carried out.

Powdery, granular or pasty substances are to be considered as highly flammable when in one of the test runs they give a burning time as less than 45 seconds. Powders of metals or metal alloys are considered to be highly flammable when they can be ignited and the flame or the zone of reaction spreads over the whole sample in 10 minutes or less.

The full test method should be referred for complete details on test apparatus, test performance and results evaluation.

### **C3.6.4 EC Test Method A15 (Auto-ignition Temperature (liquids and gases)) for Hazard H3A (fourth indent)**

#### **Introduction**

It is useful to have preliminary information on the auto-flammability of a substance. Explosive substances and substances which ignite spontaneously in contact with air at ambient temperature should not be submitted to this test. The test procedure is applicable to gases and volatile liquid substances whose vapours can be ignited by a hot surface in the presence of air, by a hot surface.

Auto-ignitability is expressed in terms of auto-ignition temperature, which is the lowest temperature at which the test substance will ignite when mixed with air under the conditions defined in the test method.

#### **Principle of the method**

The method determines the minimum temperature of the inner surface of an enclosure that will result in ignition of a gas, vapour or liquid injected into the enclosure. For performance of the test refer to the following methods: IEC 79-4, DIN 51794, ASTM-E 659-78, BS 4056, NF T 20-037. Reference substances are cited and should primarily serve to check the performance of the method from time to time and allow comparison with results from other methods. The reproducibility varies according to the range of self-ignition temperatures and the test method used. The sensitivity and specificity will also vary with the chosen test method.

<sup>4</sup> NF T 20-042 (SEPT 85). Chemical products for industrial use. Determination of the flammability of solids.

### C3.6.5 EC Test Method A11 (Flammability (gases)) for Hazard H3A (fourth indent)

#### Introduction

This method allows a determination of whether gases mixed with air at room temperature and atmospheric pressure are flammable, and if so over what range of concentrations. Mixtures of increasing concentrations of the test gas with air are exposed to an electrical spark and it is observed whether ignition occurs.

#### Principle of method

The range of flammability is the range of concentration between the lower and upper explosive limits (LEL and UEL). The LEL and UEL are those limits of concentration of the flammable gas in admixture with air at which propagation of a flame does not occur. The occurrence of flame propagation is the only relevant information data for the determination of this property.<sup>5</sup>

The test vessel is an upright glass cylinder fitted with a pressure-release opening. Ignition electrodes send a spark generated from a high voltage transformer. The apparatus is shielded to restrict any explosion damage. Using proportioning pumps, a known concentration of gas in air is introduced into the glass cylinder and the spark is passed through the mixture. It is observed whether or not a flame detaches itself from the ignition source and propagates independently.

Refer to the full method in the Directive for specification of test apparatus, test conditions and performance.

### C3.6.6 EC Test Method A12 (Flammability (contact with water)) for Hazard H3A (fifth indent)

#### Introduction

This test method can be used to determine whether the reaction of a substance with water or damp air evolves gas or gases that are highly flammable.<sup>6</sup> The method can be applied to both solid and liquid substances; however, it is not applicable to substances which spontaneously ignite when in contact with air.

#### Principle of the method

The substance is tested according to the step by step sequence outlined below. The initial steps in the method are to establish whether the substance reacts violently with water; if it is known that it does not then performance of these parts of the method not required. The substance is considered hazardous if spontaneous ignition occurs in any step of the test procedure, or evolution of flammable gas evolves at a rate greater than 1 litre/kg of substance per hour.

Step 1. The test substance is placed in a trough containing distilled water at room temperature and it is noted whether or not the evolved gas ignites.

Step 2. The test substance is placed on a filter paper floating on the surface of a dish containing distilled water at room temperature and it is noted whether or not the evolved gas ignites. The filter paper is merely to keep the substance in one place to increase the chances of ignition.

Step 3. The test substance is made into a small pile and a few drops of water are added to the pile and it is noted whether or not the evolved gas ignites.

Step 4. The test substance is mixed with distilled water at 20°C and the rate of evolution of gas is measured over a period of seven hours at one-hour intervals. If the rate of evolution is erratic, or is increasing, after seven hours, the measuring time should be extended to a maximum time of five days. The test may be stopped if the rate at any time exceeds 1 litre per kg per hour.

For the details and specifications of test apparatus and performance the full method should be referred to.

#### Alternative Methods

Similar tests are used for classification under the Transport of Dangerous Goods Regulations; details and guidance on the tests can be obtained from the Health and Safety Executive.

<sup>5</sup> NF T 20-041 (SEPT 85). Chemical products for industrial use. Determination of the spontaneous flammability of gases.

<sup>6</sup> NF T 20-040 (SEPT 85). Chemical products for industrial use. Determination of the spontaneous flammability of gases formed by the hydrolysis of solids and liquids.

## Appendix C:

# C4 Assessment of Hazards H4/H8: Irritant and Corrosive

### C4.1 Definition

"Irritant" (H4) and "Corrosive" (H8) hazards are linked because they both refer to the potential for harm or damage to tissue.

Annex III of the rWFD defines H4, "Irritant" as:

*"Non-corrosive substances and preparations which, through immediate, prolonged or repeated contact with the skin or mucous membrane, can cause inflammation"*

Annex III of the rWFD defines H8, "Corrosive" as:

*"substances and preparations which may destroy living tissue on contact."*

Preparations containing corrosive substances can exhibit either corrosive or irritant properties dependant upon concentration. However, substances classified as irritants can not become corrosive.

**Mechanical irritation produced by some substances, for example mineral wool, is not included within this definition.**

### C4.2 Risk Phrases

In the following list of the risk phrases associated with the hazards irritant and corrosive, R34 and R35 are risk phrases associated with corrosive, the others relate to irritant:

R35        *Causes severe burns*

This risk phrase is assigned to substances which, when applied to healthy intact animal skin, cause full thickness destruction of skin tissue in up to three minutes exposure or to substances where this result can be predicted.

R34        *Causes burns*

This risk phrase is assigned to substances which, when applied to healthy intact animal skin, cause full thickness destruction of skin tissue in up to four hours exposure; or to substances where this result can be predicted. Organic hydroperoxides are assigned this risk phrase unless there is evidence to the contrary.

R36        *Irritant to eyes*

This risk phrase is assigned to substances if, when applied to the eye of an animal, significant ocular lesions occur within 72 hours after exposure and persist for at least 24 hours. Organic peroxides are assigned this risk phrase unless there is evidence to the contrary.

R37        *Irritant to respiratory system*

This risk phrase is assigned to substances and preparations which cause serious irritation to the respiratory system; the conclusion is normally based on:

- a) practical observations in humans;
- b) positive results from appropriate animal tests.

R38      *Irritant to skin*

This risk phrase is assigned to substances which cause significant inflammation of the skin which persists for at least 24 hours after an exposure period of up to four hours (based on the rabbit cutaneous irritation test method in Annex V of Directive 67/548/EEC). Organic peroxides are assigned this risk phrase unless there is evidence to the contrary.

R41      *Risk of serious damage to eyes.*

This risk phrase is assigned to substances which, when applied to the eye of an animal, cause severe ocular lesions within 72 hours after exposure if the lesions are present 24 hours or more after the instillation of the test material.

#### C4.3 Combined Risk Phrases

The risk phrases R36, R37 and R38 can be combined when substances are irritants by more than one route. This results in the following combined risk phrases:

R36/37      *Irritant to eyes and respiratory system*

R36/37/38      *Irritant to eyes, respiratory system and skin*

R36/38      *Irritant to eyes and skin*

R37/38      *Irritant to respiratory system and skin*

The purpose of these risk phrases is to reduce the quantity of information required on the labels needed for the CHIP3 Regulations: they mean that a substance possesses each of the individual risk phrases. For example a classification of R36/37/38 is equivalent to R36, R37 and R38.

#### C4.4 Limiting Concentrations

"Corrosive" and "Irritant" have specified concentration limits set out in the EWC, above which a waste would be hazardous:

- one or more corrosive substances classified as R35 at a total concentration  $\geq 1\%$ ;
- one or more corrosive substances classified as R34 at a total concentration  $\geq 5\%$ ;
- one or more irritant substances classified as R41 at a total concentration  $\geq 10\%$ ; or
- one or more irritant substances classified as R36, R37, R38 at a total concentration  $\geq 20\%$ .

#### C4.5 Procedure for Assessment of Hazards H4 and H8

First, determine whether the waste contains any substances classified with the risk phrases R34, R35, R36, R37, R38, R41 or the related combined risk phrases. If it does, and the concentrations within the waste equal or exceed the relevant thresholds, the waste will be hazardous.

If the waste comprises a complex mixture of substances whose composition is not determined, there are two options:

- use pH to determine if the waste is hazardous and thus avoid testing; or
- use an appropriate test method to determine the corrosivity or irritancy of the waste.

##### Using pH

If the waste is believed to contain "*dangerous substances*" with a high or low pH and can be leached to produce a leachate that has a pH of 2 or less or a pH of 11.5 or greater it should be assumed to be corrosive and thus be hazardous waste by H8. If pH is being used as the basis of the classification, the acid/alkali reserve<sup>7</sup> can be taken into consideration. The acid/alkali reserve provides a measure of the capability of an acid or alkali to maintain its pH and combined with pH provides a good indication of corrosivity. If the acid/alkali reserve suggests that a waste may not be corrosive, this must be confirmed by further testing. If the pH is within the range 2 to 11.5 the waste is not corrosive on the basis of pH; but it may still be irritant (see Section C4.6) or corrosive if the presence of, for example, organic hydroperoxides is suspected.

<sup>7</sup> Young, J.R., How, M.J., Walker, A.P. and Worth, W.H.M. 1988. "Classification as corrosive or irritant to skin of preparations containing acidic or alkaline substances, without testing on animals", *Toxic In Vitro* 2(1): 19-26.

## Using testing

Testing should be limited to cases where the hazards cannot be determined from the composition of the waste (i.e. using risk phrases) or by using pH (see above). However, some of the Annex V Test Methods B4 and B5, which correspond best to hazard H4 and H8, rely on animal testing and should not be performed. Details of the approved test methods for hazards H4 and H8 can be found in Section C4.8.

### C4.6 Assignment of Appropriate Hazard

After determining whether a waste is hazardous waste, the appropriate hazard should be assigned to the waste so that it can be correctly identified for Duty of Care purposes. The hazards irritant and corrosive are linked because they both refer to the potential for harm or damage to tissue. Corrosive substances exhibit irritant properties at low concentrations.

Threshold concentrations (listed in Article 2 of EWC for R34 or R35 substances) are the concentrations at which the presence of such substances in a waste would classify it as hazardous. However, at these concentrations the appropriate hazardous property would be H4 (Irritant). Table C4.1 shows the thresholds at which wastes become hazardous (H4 or H8) and the limits for assigning the appropriate hazard.

Regardless of the hazard assigned, wastes with a total concentration of substances classified R35 greater than or equal to 1%, or a total concentration of substances classified R34 greater than or equal to 5%, will be hazardous wastes.

**Table C4.1:** Limits for Assigning Hazards to Irritant and Corrosive

Risk Phrases	Thresholds for classification as hazardous waste	Limits for assigning hazard	
		H4: Irritant	H8: Corrosive
Total concentration of substances classified as R35	≥ 1%	1% ≤ total conc. <5%	conc. ≥5%
Total concentration of substances classified as R34	≥ 5%	5% ≤ total conc. <10%	conc. ≥ 10%
Total concentration of substances classified as R41	≥ 10%	conc. ≥ 10%	n/a
Total concentration of any substances classified as R36, R37 or R38	≥ 20%	conc. ≥ 20%	n/a

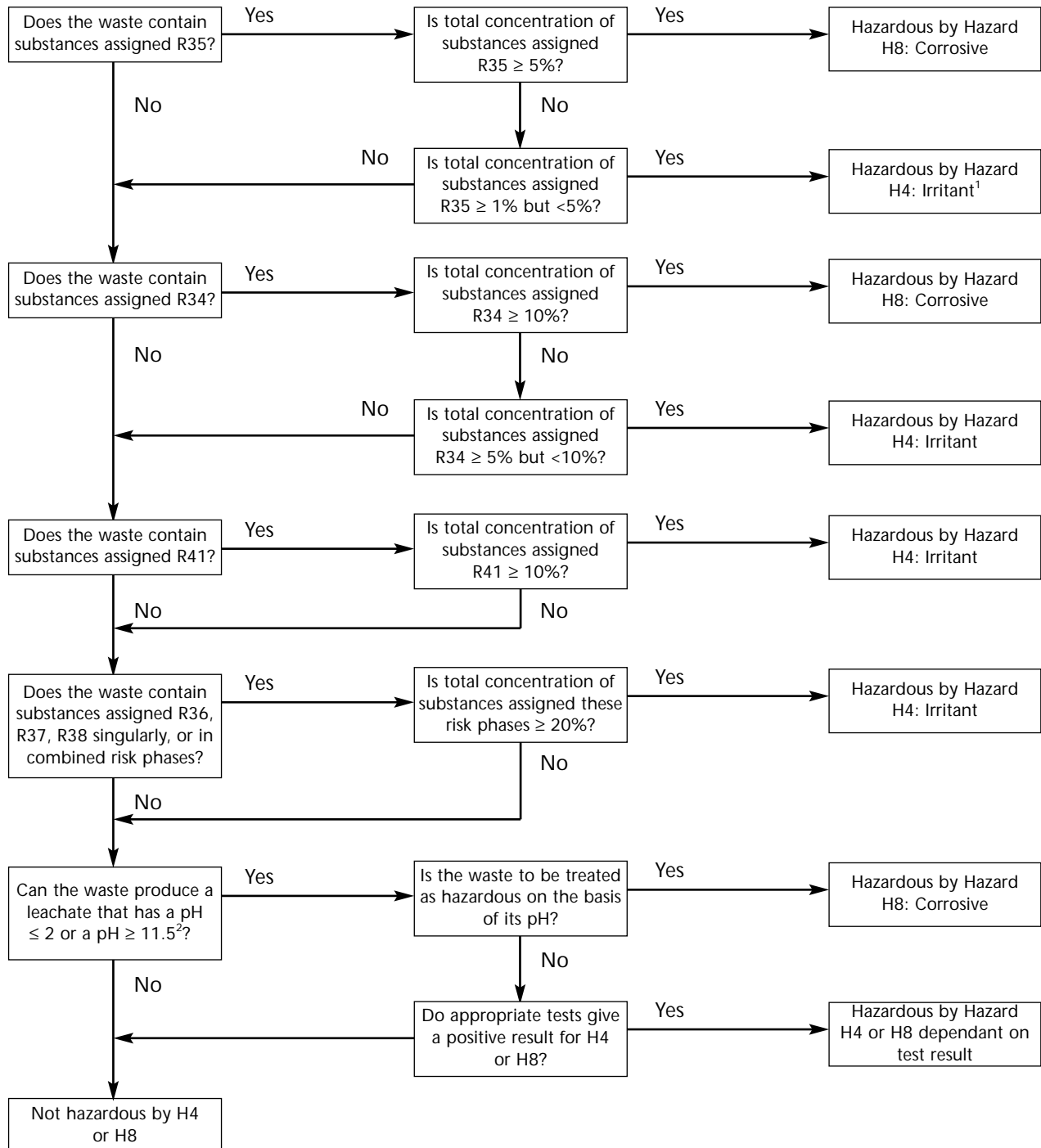
n/a not applicable



## C4.7 Decision Tree

Figure C4.1 sets out the assessment process for Hazards H4 and H8.

Figure C4.1: Decision Tree for the Assessment of Hazards H4 and H8



### Notes

<sup>1</sup> If the waste also contains substances assigned R34 and the total concentration of those substances is  $\geq 10\%$ , the waste is hazardous by hazard H8: Corrosive.

<sup>2</sup> Including consideration of acid/alkali reserve, if appropriate.

## C4.8 Test Methods

The test methods which correspond best to the definitions of the hazards H4 and H8 are set out in Table C4.2. The test methods B4 and B5 provided by EC Directive 92/69/EEC for the hazards are not appropriate: as they rely on animal testing and therefore are not considered further.

Table C4.2: Test Methods for Hazards H4 and H8

Hazard(s)	Test Method	Reference	Acceptability
H4 and H8	B4: Acute toxicity (skin irritation)	EC Directive 92/69/EEC	1
H4 and H8	B5: Acute toxicity (eye irritation)	EC Directive 92/69/EEC	1
H8	B40: Skin Corrosion (in vitro) Rat Skin TER Assay Human Skin Model Assay	EC Directive 2000/32/EC	1 ✓
H4 and H8	pH, including the acid/alkali reserve <sup>8</sup>		✓
H4	Neutral Red Assay	Babich H and	✓
H4	Neutral Red Release	Borenfreund E (1990)	✓
H8	Dermal Biobarrier	In Vitro International	✓

Note:

<sup>1</sup> The Agencies do not endorse destructive animal testing. Their view is that wherever there is any doubt about the corrosive/irritant nature of a waste, the precautionary principle should apply.

The pH is a basic physico-chemical property which assists in establishing whether a waste exhibits H4 or H8 hazards. While pH can be a direct and immediate measurement from liquid waste, assessment of solid waste requires leaching and testing of the leachate. A summary of the draft CEN leaching test and references to other established leaching tests are given in Table C4.3.

Several cytotoxicity tests and biochemical methods give a reasonable correlation with *in vivo* methods for hazards H4 and H8. Other tests are at an early stage of validation and considerable work remains to be done before they can be recommended as alternatives.

<sup>8</sup> Young, J.R., How, M.J., Walker, A.P. and Worth, W.H.M. 1988. "Classification as corrosive or irritant to skin of preparations containing acidic or alkaline substances, without testing on animals", *Toxic In Vitro* 2(1): 19-26.

Table C4.3: Some Leaching Tests for Solid Materials

Source	Title	Reference
CEN	Characterisation of waste – Leaching	<ul style="list-style-type: none"> <li>• BS EN 12457-1: 2002</li> <li>• BS EN 12457-2: 2002</li> <li>• BS EN 12457-3: 2002</li> <li>• BS EN 12457-4: 2002</li> </ul>
DIN	Standard Methods for the Examination of Water, Wastewater and Sludge. Sludges and sediments (Group 5). Determination of leachability by water.	DIN 38414 part 4 October 1984
NRA	Leaching Tests for Assessment of Contaminated Land Interim NRA Guidance	NRA R&D Note 301, 1994
NEN	Leaching characteristics of building materials and solid waste material. Leaching tests. Determination of the leaching of inorganic constituents from powder and granular building materials and waste materials	NEN 7343, 1992
AEA	Review of leaching test protocols with a view to developing an accelerated anaerobic leaching test	S.M. Wallis, P.E. Scott and S. Waring. Environment Safety Centre. AEA-EE-0392. 1992
Environment Canada	Compendium of waste leaching test	Environment Canada, 1990. Environmental Protection series. Report EPS 3/HA/7
AFNOR	Waste, Leaching of waste	AFNOR x-31-210. 1992

#### C4.8.1 CEN Leaching Test

The European/UK Standard is designed to be used as a compliance test to provide information on the leaching behaviour of key constituents from granular waste materials and sludges. The test procedure produces eluates, which can subsequently be characterised physically and chemically according to existing standards methods.

The procedures in the Standard are not applicable to monolithic wastes with a cross-section larger than 40 mm (e.g. solidified, encapsulated and vitrified waste). Leaching from monolithic materials is addressed in a separate standard to be developed by CEN.

Special care must be taken when testing waste materials that are not thermodynamically stable under ambient conditions (e.g. materials with reducing or oxidising properties).

Four test procedures are presented in the standard based on different liquid to solid (L/S) ratios because this parameter among others plays an important role in the leaching process. The choice of procedure depends on the degree and type of information needed for compliance.

The sample material, reduced to a particle size of less than 4 mm diameter, is brought into contact with demineralised water under defined conditions according to one of the procedures selected. The standard is based on the assumption that equilibrium or near equilibrium is achieved between the liquid and solid phases during the test period. The solid residue is separated by filtration. The properties of the eluate(s) are measured using methods developed for water analysis and adapted to meet criteria for analysis of eluates.

After the test the leaching conditions in terms of pH, conductivity and redox potential dictated by the waste are recorded: these parameters are important in the interpretation of data since they largely control the leaching behaviour of wastes.

The standard should be referred to for the full experimental procedures covering apparatus, sampling and sample preparation, test conditions and data handling.

#### C4.8.2 pH Measurement for Hazards H4 and H8

EC Annex V test methods for hazards H4 and H8 specify that further testing need not be carried out if the pH value of the waste is less than 2 or greater than 11.5. If the pH exceeds these limits then the waste should be regarded as hazardous by hazard H8.

When the pH indicates the waste is hazardous, but specific information to indicate whether the waste is hazardous by hazard H4 or H8 is not available, the assessors should assume the waste is corrosive and assign the waste hazard H8. pH measurements can be successfully carried out on moist solid waste and a pH test carried out on a dry solid moistened with a little water can give an indication of a pH which exceeds the above stated limits. Where pH measurements cannot be successfully carried out on solid wastes, an appropriate leaching test should be selected and a determination on the leachate carried out.

If pH is being used as the basis of the classification, the acid/alkali reserve<sup>9</sup> can be taken into consideration. The acid/alkali reserve provides a measure of the capability of an acid or alkali to maintain its pH, combined with pH it provides a good indication of corrosivity.

The acid/alkali reserve is determined by titration and is expressed as the grams of sodium hydroxide (equivalent) per 100 g of substance required to adjust the pH to the appropriate value. A waste should be considered as corrosive if:

- $\text{pH} + 1/12 \text{ alkali reserve} \geq 14.5$ ; or
- $\text{pH} - 1/12 \text{ acid reserve} \leq -0.5$ .

If a waste is not classified as corrosive on this basis, it may be classified as irritant if

- $\text{pH} + 1/6 \text{ alkali reserve} \geq 13$ ; or
- $\text{pH} - 1/6 \text{ acid reserve} \leq 1$ .

#### C4.8.3 Neutral Red Uptake Assay for Hazard H4

The neutral red assay detects irritant effects of complex mixtures. This is a simple and fairly rapid test with an objective endpoint. It may be used in micro-titre systems, which are valuable because they utilise very little space, increase the number of replicates and are usually easily automated. This results in a substantial saving in time and manpower.

The method of measuring inhibition of cell growth utilises the uptake of certain dyes, known as vital dyes, by living cells. The method was developed primarily by Babich and Borenfreund (1990)<sup>10</sup> and is based on the uptake of neutral red which is thought to enter living cells by non-ionic diffusion and then accumulates in lysosomes. The dye is excluded from dead cells.

The cells are grown in tissue culture flasks until nearly confluent, harvested and aliquots grown in 24-well micro-titre or tissue culture plates for 24 hours, after which the test solution is removed and inhibition of cell growth measured. As sensitivity is a significant factor when testing complex mixtures the exposure time may be increased to 72 hours.

<sup>9</sup> Young, J.R., How, M.J., Walker, A.P. and Worth, W.H.M. 1988. "Classification as corrosive or irritant to skin of preparations containing acidic or alkaline substances, without testing on animals", *Toxic In Vitro* 2(1): 19-26.

<sup>10</sup> Babich, H. and Borenfreund, E. 1990. "Applications of the Neutral Red Cytotoxicity Assay to in vitro toxicology", *Alternatives to Animal Experiments*, No 18.

#### C4.8.4 EC Test Method B40 (Skin Corrosion) for Hazard H8

##### Introduction

Test Method B40 contains two *in vitro* tests for skin corrosivity:

- a rat skin transcutaneous electrical resistance (TER) assay; and
- a test employing a human skin model.

The Rat Skin TER Assay involves destructive animal testing and is therefore not appropriate.

The human skin model assay enables the correct distinction between degrees of corrosive effect (i.e. severe skin corrosives (R35) and other skin corrosives (R34)).

##### Principle of the Test Method - Human Skin Model Assay

The test material is applied topically for up to 4 hours to a three-dimensional human skin model, comprising a reconstructed epidermis with a functional stratum corneum. Corrosive materials are identified by their ability to produce a decrease in cell viability (as determined, for example, by using the MTT reduction assay) below defined threshold levels at specified exposure periods. The principle of the assay is in accordance with the hypothesis that chemicals which are corrosive are those which are able to penetrate the stratum corneum (by diffusion or erosion) and are sufficiently cytotoxic to cause cell death in the underlying cell layers.

#### C4.8.5 Neutral Red Release Test for Hazard H4

An alternative method for irritancy testing, also recommended for use, is a recent modification to the neutral red uptake method – the neutral red release method. This method is based on the release of dye (neutral red) from pre-loaded cells exposed to irritant compounds. The test uses a similar technique to the neutral red uptake test but has been claimed to be more reliable than uptake techniques. Tests in the USA looked at 12 *in vitro* methods: the cytological test “neutral red release” gave the best correlation to standard Draize irritancy tests on rabbits.

#### C4.8.6 Dermal Biobarrier Test for Hazard H8

A test to determine corrosivity has been developed consisting of two compartments:

- a dermal biobarrier of target macromolecules;
- a chemical detection system (CDS).

The test kit is available ready formulated from In Vitro International.

The biobarrier is prepared by coating a support with a mixture of diluent and solubilised proteins. The macromolecules are gelled onto a cellulose support within a circular disc deliverable system. The biobarrier is then sealed and stored at 4°C. The CDS consists of multiple chemical detectors.

Test substances either solid or liquid are applied directly to the dermal biobarrier. When the chemical destroys the biobarrier it is detected by the CDS which produces a simple colour change. The colour change is detected by eye and the amount of time for the colour change to occur is related to the corrosivity of the substances. If no colour change occurs then the substance is non-corrosive.

This test has produced reliable results in validation exercises with *in vitro* effects and also reproducibility tests. It should also be remembered that pH testing is also appropriate for the identification of this hazard.

## Appendix C:

# C5 Assessment of Hazards H5/H6: Harmful and Toxic

### C5.1 Definition

"Harmful" (H5) and "Toxic" (H6) hazards are linked.

Annex III of the rWFD defines H5 "Harmful" as:

*"substances and preparations which, if they are inhaled or ingested or if they penetrate the skin, may involve limited health risks".*

Annex III of the rWFD defines H6 "Toxic" as:

*"substances and preparations (including very toxic substances and preparations) which, if they are inhaled or ingested or if they penetrate the skin, may involve serious, acute or chronic health risks and even death".*

### C5.2 Risk Phrases

The risk phrases associated with the hazards harmful and toxic are:

R20 *Harmful by inhalation*

This risk phrase is assigned to substances and preparations if the results of acute toxicity tests are:

- LC<sub>50</sub> inhalation, rat for aerosols or particulates:  $1 < LC_{50} \leq 5 \text{ mg/litre/4 hours}$ ; or
- LC<sub>50</sub> inhalation, rat for gases or vapours:  $2 < LC_{50} \leq 20 \text{ mg/litre/4 hours}$ .

R21 *Harmful in contact with skin*

This risk phrase is assigned to substances and preparations if the results of acute toxicity tests are:

- LD<sub>50</sub> dermal, rat or rabbit:  $400 < LD_{50} \leq 2,000 \text{ mg/kg}$ .

R22 *Harmful if swallowed*

This risk phrase is assigned to substances and preparations if the results of acute toxicity tests are:

- LD<sub>50</sub> oral, rat:  $200 < LD_{50} \leq 2,000 \text{ mg/kg}$ ; or
- discriminating dose, oral, rat, 50 mg/kg: 100% survival but evident toxicity, or
- less than 100% survival at 500 mg/kg oral, rat by the fixed dose procedure; or
- high mortality in the dose range  $> 200$  to  $\leq 2,000 \text{ mg/kg}$  oral, rat, by the acute toxic class method.

R23 *Toxic by inhalation*

This risk phrase is assigned to substances and preparations if the results of acute toxicity tests are:

- LC<sub>50</sub> inhalation, rat for aerosols or particulates:  $0.25 < LC_{50} \leq 1 \text{ mg/litre/4 hours}$ ; or
- LC<sub>50</sub> inhalation, rat for gases or vapours:  $0.5 < LC_{50} \leq 2 \text{ mg/litre/4 hours}$ .

R24 *Toxic in contact with skin*

This risk phrase is assigned to substances and preparations if the results of acute toxicity tests are:

- LD<sub>50</sub> dermal, rat or rabbit: 50 < LD<sub>50</sub> ≤ 400 mg/kg.

R25 *Toxic if swallowed*

This risk phrase is assigned to substances and preparations if the results of acute toxicity tests are:

- LD<sub>50</sub> oral, rat: 25 < LD<sub>50</sub> ≤ 200 mg/kg, or
- discriminating dose, oral, rat, 5 mg/kg: 100% survival but evident toxicity; or
- high mortality in the dose range > 25 to ≤ 200 mg/kg oral, rat, by the acute toxic class method.

R26 *Very toxic by inhalation*

This risk phrase is assigned to substances and preparations if the results of acute toxicity tests are:

- LC<sub>50</sub> inhalation, rat for aerosols or particulates: ≤ 0.25 mg/litre/4 hours, or
- LC<sub>50</sub> inhalation, rat for gases or vapours: ≤ 0.5 mg/litre/4 hours.

R27 *Very toxic in contact with skin*

This risk phrase is assigned to substances and preparations if the results of acute toxicity tests are:

- LD<sub>50</sub> dermal, rat or rabbit: ≤ 50 mg/kg.

R28 *Very toxic if swallowed*

This risk phrase is assigned to substances and preparations if the results of acute toxicity tests are:

- LD<sub>50</sub> oral, rat: ≤ 25 mg/kg; or
- less than 100% survival at 5 mg/kg oral, rat by the fixed dose procedure; or
- high mortality in the dose range ≤ 25 mg/kg oral, rat, by the acute toxic class method.

R39 *Danger of very serious irreversible effects*

This risk phrase is assigned if there is strong evidence that irreversible damage is likely to be caused by a single exposure by an appropriate route. In order to indicate the route, R39 is combined with R23 to R28 or the combined risk phrases detailed below (Section C5.3) related to toxic and very toxic. The doses related to the single exposure are those related to the risk phrases R23 to R28 detailed above.

R48 *Danger of serious damage to health by prolonged exposure*

This risk phrase is assigned if serious damage is likely to be caused by repeated or prolonged exposure by an appropriate route. It is only associated with toxic and harmful and is combined with R20 to R25 or the combined risk phrases, related to R20 to R25, detailed below related to toxic and harmful, to indicate the route. However, the doses are as follows:

*"Toxic with R48"*

- oral, rat: ≤ 5 mg/kg (bodyweight)/day
- dermal, rat or rabbit: ≤ 10 mg/kg (bodyweight)/day
- inhalation, rat: ≤ 0.025 mg/litre, 6 hrs/day

*"Harmful with R48"*

- oral, rat: ≤ 50 mg/kg (bodyweight)/day
- dermal, rat or rabbit: ≤ 100 mg/kg (bodyweight)/day
- inhalation, rat: ≤ 0.25 mg/litre, 6 hrs/day.

R65 *Harmful, may cause lung damage if swallowed*

This risk phrase is assigned to liquid substances and preparations presenting an aspiration hazard in humans because of their low viscosity.

R68 *Possible risk of irreversible effects*

This risk phrase is assigned if there is strong evidence that irreversible damage is likely to be caused by a single exposure by an appropriate route. In order to indicate the route, R68 is combined with R20 to R22 or the combined risk phrases detailed below related to harmful. The dose related to the single exposure are those related to the risk phrases R20 to R22.

### C5.3 Combined Risk Phrases

The above risk phrases can be combined when a substance is harmful, toxic or very toxic by more than one route. This results in the following combined risk phrases:

R20/21 *Harmful by inhalation and in contact with skin*

R20/21/22 *Harmful by inhalation, in contact with skin and if swallowed*

R20/22 *Harmful by inhalation and if swallowed*

R21/22 *Harmful in contact with skin and if swallowed*

R23/24 *Toxic by inhalation and in contact with skin*

R23/24/25 *Toxic by inhalation, in contact with skin and if swallowed*

R23/25 *Toxic by inhalation and if swallowed*

R24/25 *Toxic in contact with skin and if swallowed*

R26/27 *Very toxic by inhalation and in contact with skin*

R26/27/28 *Very toxic by inhalation, in contact with skin and if swallowed*

R26/28 *Very toxic by inhalation and if swallowed*

R27/28 *Very toxic in contact with skin and if swallowed*

In addition, these risk phrases can be combined with R39, R48 and R68 (when used with a substance classified as Xn Harmful) in order to identify the appropriate routes and risks of exposure.

The purpose of these combined risk phrases is to reduce the quantity of information required on the labels needed for the CHIP Regulations. They mean that a substance possesses each of the individual risk phrases.

### C5.4 Limiting Concentrations

"Harmful" and "Toxic" have specified concentration limits set out in the EWC, above which a waste would be hazardous:

- one or more substances classified as very toxic at a total concentration  $\geq 0.1\%$ ;
- one or more substances classified as toxic at a total concentration  $\geq 3\%$ ; or
- one or more substances classified as harmful at a total concentration  $\geq 25\%$ .

### C5.5 Procedure for Assessment of Hazards H5 and H6

First, determine whether the waste contains any substances classified with the risk phrases R20 to R28, R39, R48, R65, Xn R68 or the combined risk phrases. If it does and the concentrations within the waste equal or exceed the relevant thresholds the waste will be hazardous.

It must be remembered that:

- the concentrations of very toxic substances can only be added to the concentrations of other very toxic substances;



- the concentrations of toxic substances can only be added to the concentrations of other toxic substances;
- the concentrations of harmful substances can only be added to the concentrations of other harmful substances.

This means that the concentrations of very toxic substances cannot be added to the concentrations of toxic or harmful substances. Toxic substances cannot be added to the concentrations of very toxic or harmful substances. Harmful substances cannot be added to very toxic or toxic substances.

For R65, the classification is harmful and therefore the concentrations of R65 substances can be added to the concentrations of other harmful substances.

R68 substances can only be considered for H5 if the substance is classified as harmful. If a substance is classified as Mutagenic Category 3; R68 it should be assessed under Hazard H11 "mutagenic" (see Appendix C11). Substances classified as Mutagenic Category 3; R68 have a much lower threshold limit than substances classified Harmful; R68 (1% compared to 25%).

### C5.6 Assignment of Appropriate Hazard

After determining whether a waste is hazardous waste, the appropriate hazard should be assigned to the waste so that it can be correctly identified on the consignment note. As stated in Section C5.1, there is a link between the hazards harmful, toxic and very toxic, with toxic or very toxic substances exhibiting harmful properties at low concentration.

The threshold values given in Article 2 of EWC, for toxic and very toxic substances, are the concentrations at which the presence of such substances in a waste would classify it as hazardous. However, at these concentrations the appropriate hazard for a waste would be H5 (Harmful). Only at higher concentrations will the substances classified as toxic or very toxic be assigned the hazard H6 (Toxic). Table C5.2 shows the thresholds at which wastes become hazardous (by H5 or H6) and limits for assigning the appropriate hazard. This follows from the CHIP3 Regulations.

Regardless of the hazard assigned, wastes will be hazardous if:

- the total concentration of substances classified as very toxic is equal to or greater than 0.1%; or
- the total concentration of substances classified as toxic is equal to or greater than 3%; or
- the total concentration of substances classified as harmful is equal to or greater than 25%.

Table C5.1: Limits for Assigning Hazards to Harmful and Toxic

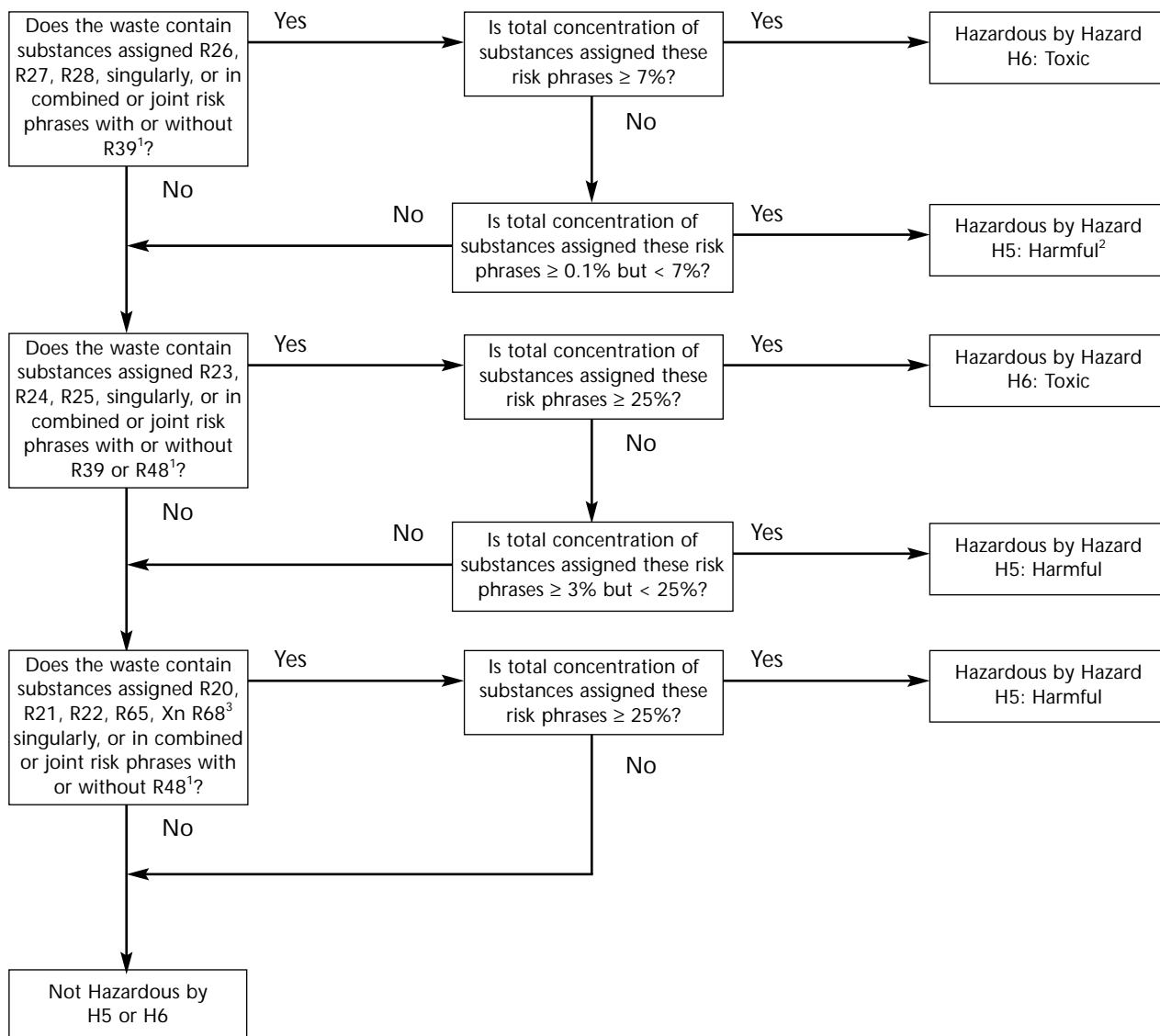
Classification	Risk Phrases	Thresholds for classification as hazardous waste	Limits for assigning hazard	
			H5: Harmful	H6: Toxic
Very Toxic	R26, R27, R28, and combined risk phrases with or without R39	≥ 0.1%	0.1% ≤ total conc. < 7%	≥ 7%
Toxic	R23, R24, R25, and combined risk phrases with or without R39 or R48	≥ 3%	3% ≤ total conc. < 25%	≥ 25%
Harmful	R20, R21, R22, R65, Xn R68 and combined risk phrases with or without R48	≥ 25%	≥ 25%	n/a

n/a not applicable

## C5.7 Decision Tree

Figure C5.1 sets out the assessment process for the Hazards H5 and H6.

Figure C5.1: Decision Tree for the Assessment of Hazards H5 and H6



### Notes

<sup>1</sup> There are no substances with the classification R39 or R48 alone. In order to indicate the route these are combined with R20 to R28 or the combined risk phrases.

<sup>2</sup> If the waste also contains substances classified as toxic and the total concentration of those substances is ≥ 25%, the waste is hazardous by Hazard H6: Toxic.

<sup>3</sup> R68 can only be considered for H5 if the substance is classified Xn harmful. If a substance is classified as Mutagenic Category 3, it must be assessed under H11. In order to indicate the route R68 can be combined with R20 to R22 or the combined risk phrases relating to harmful.

## C5.8 Test Methods

The test methods which correspond best to the definitions of the hazards H4 and H8 are set out in Table C5.2.

Table C5.2: Test methods for hazards H5 and H6

Hazard	Test Method	Source	Acceptability
H5 and H6	B1	EC Directive 92/69/EEC	1
H5 and H6	B1.bis	EC Directive 92/69/EEC	1
H5 and H6	B1.tris	EC Directive 96/54/EC	1
H5 and H6	B2	EC Directive 92/69/EEC	1
H5 and H6	B3	EC Directive 92/69/EEC	1
H6	B7	EC Directive 92/69/EEC	1
H6	B8	EC Directive 92/69/EEC	1
H6	B9	EC Directive 92/69/EEC	1
H5 and H6	B26	EC Directive 2000/59/EC	1
H5 and H6	B27	EC Directive 2000/59/EC	1
H5, H6 and H14	Bacterial bio-luminescence assay	Liu, D. and Dutke, B.J. 1984	✓ <sup>2</sup>
H5, H6 and H14	Enhanced chemi-luminescence assay	Hayes, E. and Smith, M. 1996	✓ <sup>2</sup>

### Notes:

<sup>1</sup> The Agencies do not endorse destructive animal testing. Wherever there is any doubt about the toxicity of a waste, the precautionary principle should apply.

<sup>2</sup> While these are predominantly applicable to H14, they will also serve as indicators for H5 and H6.

None of the EC Annex V tests is approved by the Agencies for use, because of their reliance on animal testing.

There are many alternative toxicity tests available but it is important to select those that are suitable for assessing the toxicity of complex substances. Two commercially available screening tests can be used to identify hazards H5 and H6 (and is also applicable to H14, see Appendix C14) in a wide range of substances. These are:

- the bacterial bioluminescence assay test;
- the enhanced chemiluminescence assay test.

These tests are well established, but do not differentiate between toxicity (to man) and ecotoxicity. There are no appropriate rapid screening tests available that are solely hazard H5 and/or H6 specific.

## C5.9 Screening Tests for Hazards H5 and H6

### C5.9.1 Bacterial Bioluminescence Assay Test

These assays using *Vibrio fischeri* (formerly known as *Phytobacterium phosphoreum*) have been validated specifically for assessing toxicity of hazardous wastes and show good correlation with higher organisms (Bulich, A.A. in Liu and Dutke 1984).<sup>11</sup> The use of freeze dried or lyophilised bacteria allows tests to be conducted without extensive preparation or pre-planning. The test is available as a standardised commercial package from the Microbics Corporation.

The test is simple and rapid, and provides an indication of toxicity after a 5–30 minute exposure period. The test measures light output from the bioluminescent bacterium which is inhibited in the presence of pollutants. This is in contrast to other acute toxicity tests of comparable sensitivity, which typically requires exposure periods of between 24 and 96 hours. The constant test capability can therefore be achieved with minimum laboratory space.

The *Vibrio fischeri* bioluminescence test is generally less sensitive to aquatic contaminants than higher organism tests. Low level toxicity, which may render a waste hazardous, may not always be detected by bacterial bioluminescence.

The test is sensitive to the toxicity of sewage effluents, petroleum effluents and industrial effluents but not those containing high levels of urea, cyanide or ammonia. Bioluminescence in *Vibrio fischeri* is not as sensitive as other acute tests to insecticides, herbicides, textile effluents, highly lipophilic contaminants or to wastes with a high inorganic content.

Procedures for using *Vibrio fischeri* bioluminescence assays are detailed in the manuals published by the Microbics Corporation. The Environment Agency's SCA (Standing Committee of Analysts) "Blue Book" contains a method for acute toxicity to bioluminescent bacteria. The test is also recognised by ASTM, DIN and other bodies.

### C5.9.2 Enhanced Chemiluminescent Assay Test

These assays involve a free radical reaction based upon the oxidation of luminol in the presence of the enzyme horseradish peroxidase. Horseradish peroxidase is used as the conjugate because of its stability and commercial availability. The reaction emits light at a relatively constant rate. If free radical scavengers such as anti-oxidants are added to the reaction, light emission is stopped or delayed. Any substance capable of inhibiting the enzyme will also cause a reduction, or complete inhibition of light output.

The technique is commercially available and full guidance<sup>12</sup> on the methodology is provided in the form of user manuals with the required hardware and reagents from the manufacturers.

<sup>11</sup> Liu, D. and Dutke, B.J. 1984. Toxicity Screening Procedures Using Bacterial Systems. Marcel Dekker Inc.

<sup>12</sup> Hayes, E. and Smith, M. 1996 "Eclox: A Rapid Screening Toxicity Test." Toxic Impacts of Waste on the Aquatic Environment, Tapp, J.F. et al. (Eds) Royal Society of Chemistry, pp. 94-103.

## Appendix C:

# C6 Assessment of Hazard H6: Toxic

Assessment of Hazard H6, Toxic, is carried out alongside the assessment of Hazard H5, Harmful, in Appendix C5.



## Appendix C:

# C7 Assessment of Hazard H7: Carcinogenic

### C7.1 Definition

Annex III of the rWFD defines H7 "Carcinogenic" as:

*"substances and preparations which, if they are inhaled or ingested or if they penetrate the skin, may induce cancer or increase its incidence".*

### C7.2 Risk Phrases

For the purposes of classification and labelling, carcinogens are divided into three categories:

#### Category 1:

*Substances known to be carcinogenic to man. There is sufficient evidence to establish a causal association between human exposure to a substance and the development of cancer.*

#### Category 2:

*Substances which should be regarded as if they are carcinogenic to man. There is sufficient evidence to provide a strong presumption that human exposure to a substance may result in the development of cancer, generally on the basis of:*

- (a) appropriate long-term animal studies*
- (b) other relevant information.*

#### Category 3:

*Substances which cause concern for man owing to possible carcinogenic effects but in respect of which the available information is not adequate for making a satisfactory assessment. There is some evidence from appropriate animal studies, but this is insufficient to place the substance in Category 2.*

The following risk phrases apply:

#### Categories 1 and 2:

- R45 *May cause cancer*
- R49 *May cause cancer by inhalation*

#### Category 3:

- R40 *Limited evidence of a carcinogenic effect*

### C7.3 Limiting Concentration

"Carcinogenic" has specified concentration limits set out in the EWC, above which a waste would be hazardous:

- one substance known to be carcinogenic of category 1 or 2 at a concentration  $\geq 0.1\%$ ; and
- one substance known to be carcinogenic of category 3 at a concentration  $\geq 1\%$ .

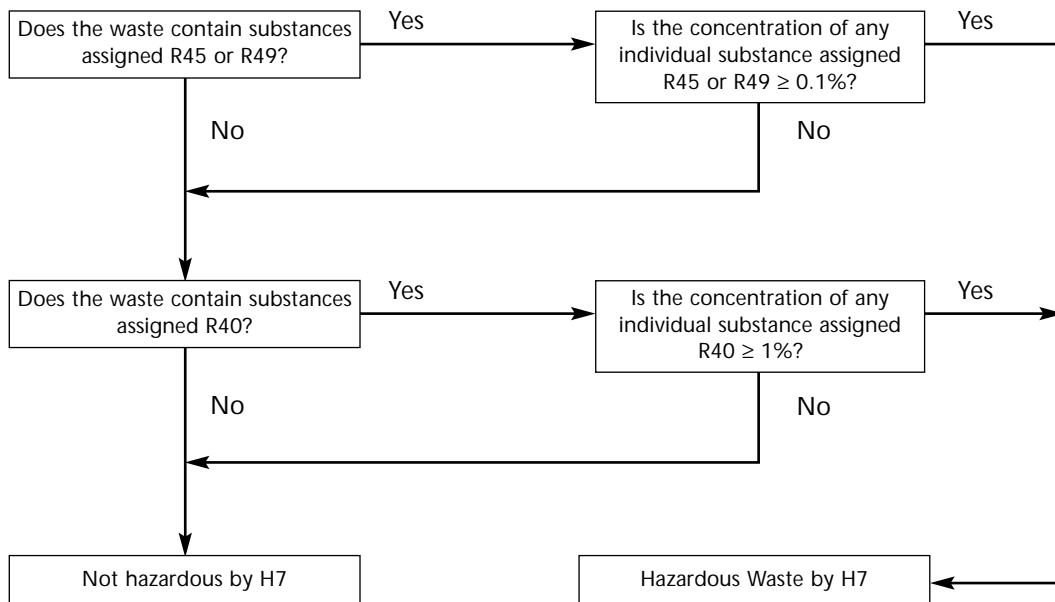
Wastes containing category 1 or 2 carcinogens (i.e. substances with risk phrases R45 or R49) will be hazardous if the concentration of any one of those substances is  $\geq 0.1\%$  w/w in the waste. It should be noted that this is a change from the classification under the Special Waste Regulations 1996, under which the concentrations of category 1 and 2 carcinogens were additive. The new criterion means that an individual category 1 or 2 carcinogen must be present at a concentration  $\geq 0.1\%$ .

Wastes containing category 3 carcinogens (i.e. substances with risk phrases R40) will be hazardous if the concentration of any one of those carcinogens is  $\geq 1\%$  w/w in the waste. This is a change from classification under the Special Waste Regulations 1996, as category 3 carcinogens were not included in the assessment criteria.

#### C7.4 Decision Tree

Figure C7.1 sets out the assessment process for the Hazard H7.

Figure C7.1: Decision Tree for the Assessment of Hazard H7



#### C7.5 Test Methods

None of the EC test methods published corresponds to the definition of the hazard carcinogenic.

Simple *in vitro* tests are unable to identify those compounds which are carcinogenic. Even utilising *in vivo* tests for carcinogenicity would be unsuitable for the classification of wastes as the testing requires several months to complete. The genotoxicity tests are the only *in vitro* techniques that are enshrined in regulatory toxicology. Detailed guidance is provided on test protocols and interpretation by the UK Environmental Mutagen Society (UKEMS).

Tests are available to give some indication of carcinogenic potential, by studying the mutagenic effects of compounds. However, these tests will not give a definitive result for hazard H7. The recommended non-mammalian tests for H11, mutagenicity, are found in Section C11, and some of these tests (e.g. Test Method B10) can be used to screen for possible mammalian carcinogens.



## C7.6 Application of H7 to Waste Oils and Wastes Containing Oil

### C7.6.1: Absolute Entries

Waste Oils are included in the EWC in Chapter 13 - Oil Wastes and Wastes of Liquid Fuels (except edible oils; and those in chapter 05, 12 and 19). They are all marked as hazardous without a general or specific reference to dangerous substances. There are further entries for waste oils in Chapters 05, 08, 12, 19 and 20.

All waste oils, with the exception of edible oil, are considered hazardous wastes regardless of their composition, biodegradability, synthetic nature, or otherwise.

**There is no threshold to apply to these wastes.**

The entries for edible oil are non-hazardous.

### C7.6.2: Mirror Entries - Classification of wastes containing oil

#### Specific reference:

The EWC contains a number of references to wastes specifically containing oil; or where oil may be a contaminant, e.g.

**16 07 wastes from transport tank, storage tank and barrel cleaning  
(except 05 and 13)**

**16 07 08\* wastes containing oil**

**16 07 99 wastes not otherwise specified**

The determination of whether the waste is hazardous or not, and of the appropriate EWC code, is made on the basis of the oil contamination alone. If the oil is present below the threshold concentration, the waste is not hazardous.

#### General reference:

There are a number of references in the EWC to dangerous substances in general.

**17 05 soil (including excavated soil from contaminated sites), stones  
and dredging spoil**

**17 05 03\* soil and stones containing dangerous substances**

**17 05 04 soil and stones other than those mentioned in 17 05 03**

The determination of whether the waste is hazardous or not, and of the appropriate EWC code, is made on the basis of assessment of all dangerous substances present. If oil is present in the waste below the threshold concentration, the oil alone will not render the waste hazardous.



## Appendix C:

# C8 Assessment of Hazard H8: Corrosive

Assessment of Hazard H8, Corrosive, is carried out alongside the assessment of Hazard H4, Irritant, in Appendix C4.



# Appendix C:

## C9 Assessment of Hazard H9: Infectious

### C9.1 Definition

Annex III of the rWFD defines H9 "Infectious" as :

*"substances containing viable micro-organisms or their toxins which are known or reliably believed to cause disease in man or other living organisms".*

### C9.2 Background

The definition of H9 includes the terms:

- "*micro-organisms*" - a microbiological entity, cellular or non-cellular, capable of replication or of transferring genetic material (includes algae, bacteria, fungi, parasites, plasmids, prions, viruses, rickettsia, and genetically modified variants thereof)
- "*viable*" - Micro-organisms that have been killed are not considered infectious. Viability relates solely to the state of the organism at the point and time of the production of the waste.
- "*or their toxins*" - Toxins produced by micro-organisms render the waste 'infectious' even if the producing organism is no longer present.
- "*cause disease*" - This includes any disease regardless of severity.
- "*man or other living organisms*" - This includes Animals, but not plants. The European Waste Catalogue provides sub-chapters for human and animal healthcare only.

Note that the CHIP Regulations apply to chemical hazards and as such do not include any risk phrases related to the hazardous property 'Infectious'.

### C9.3 Principle for Assessing Hazard H9

It should be recognised that many waste streams may contain pathogens. However a waste would not be hazardous by H9 where:-

For Non-healthcare wastes –

- where there is a low probability that infectious substances are present, **or**
- the concentration is at a level naturally encountered in a healthy individual or environment,

For healthcare wastes –

- where the waste is not clinical waste **and**
- where there is no requirement to treat the waste to render it microbiologically safe, **and**
- where the infectious fraction has been removed by specific segregation at source.

The following procedures are used to assess H9 .

### C9.4 Assessment Procedure

Due to the unique nature of H9, the assessment procedure has been divided into three sections:

- waste arising from human or animal healthcare (i.e. those under EWC Chapter 18); and
- potentially infectious wastes from other sources (Chapters 1-17 19 and 20).
- microbial toxins

#### C9.4.1 Chapter 18: Wastes From Human or Animal Healthcare

The key entries under Chapter 18 are:

18 01	wastes from natal care, diagnosis, treatment or prevention of disease in humans
18 01 03*	wastes whose collection and disposal is subject to special requirements in order to prevent infection
18 02	wastes from research, diagnosis, treatment or prevention of disease involving animals
18 02 02*	wastes whose collection and disposal is subject to special requirements in order to prevent infection

Both of these entries (18 01 03 and 18 02 02) are absolute entries, without threshold concentrations, that refer to "*special requirements*."

Figure C9.1 provides the assessment method to determine whether a waste is covered by "*special requirements*" and Table C9.1 provides examples of the application of the assessment methodology.

"*Special requirements*" (and H9) apply to healthcare wastes where any of the following apply.

- (i) the source person, or animal is known or suspected to have a disease/infection caused by a micro-organism or its toxin **and** the waste is likely to contain the viable infectious agent or toxin.
- (ii) the waste is, or is contaminated with, a culture or an enrichment of a micro-organism or its toxin that may cause disease in man or other living animals.
- (iii) The healthcare waste "*may cause infection to any person ( or other living organism) coming into contact with it*". (note this step refers to the definition of a clinical waste)

This should be determined by clinical assessment of each item and source patient, as follows:-

- Clinical assessment should be carried out by a healthcare professional who is familiar with type of waste generated, the current medical condition and, where feasible, the past medical history of the patient.
- It is unlikely that it will always be practical or possible to identify specific pathogens or toxins within the waste when a patient first presents symptoms as definitive laboratory identification requires time to undertake. The procedure for determining whether a waste is considered hazardous by H9 must therefore, where this is the case, assume that the disease causing agent has not been confirmed and should be based on clinical assessment of whether an unidentified infection of any type is suspected or known. Laboratory identification is not required to assess the waste for H9.
- All pathogens and microbial toxins should be included in the assessment. H9 does not consider the severity of the disease.
- Note that any underlying or secondary infections, previously diagnosed by a healthcare worker, may also generate waste that is subject to assessment for special requirements.

The following indicates how the general principles (C9.3) are applied to healthcare waste. "*Special requirements*" do not apply where

- Clinical assessment of the specific waste item, and where applicable the source patient, indicates that the waste does not meet the criteria for "*special requirements*" **and**
- the waste is segregated from waste that is subject to "*special requirements*."

Assessment is item and patient specific. General premises or waste stream based assessment is not included in the assessment methodology for "*special requirements*".

Note: Waste Segregation

The "infectious" fraction of healthcare waste should be identified and segregated on the basis of "special requirements."

Healthcare waste streams that contain the "infectious" fraction in any quantity are hazardous waste.

Where the healthcare waste has not been clinically assessed for H9 on an item and /or patient specific basis, then the infectious fraction has not been identified and segregated, and the waste should be regarded as subject to special requirements.

**C9.4.2 Potentially Infectious Wastes that do not arise from Human or Animal Healthcare and/ or Related Research .**

Where there is a low probability that infectious substances are present, or where the concentration is at a level naturally encountered, the waste should not be classified as hazardous by H9.

The term "a level naturally encountered" is difficult to define, but can be taken to accept the presence of pathogens in wastes arising from a generally healthy population or environment. For example this may include the majority of foodstuffs, soil, construction and demolition waste, wastes treated to eliminate pathogens and domestic refuse.

Risk assessment, analysis or knowledge should be used to determine :

- if the waste is likely to contain a microbial toxin above a level naturally encountered. (Where the presence of elevated levels of toxin is indicated the waste should be assessed as indicated in C9.4.3).
- if the waste is likely to contain a human/animal pathogen above naturally encountered levels.
- if the waste a culture or enrichment of a micro-organism reliably believed to cause disease in man or other living animal.

**C9.4.3 : Microbial Toxins**

Toxins from micro-organisms are assessed in the same manner as chemical toxins.

Microbial toxins are assessed using the procedure provided in Figure C9.2 with reference to Appendix C5 Assessment of Hazards H5/H6: Harmful and Toxic'í .

These substances are unlikely to be described with chemical risk phrases. The assessment will therefore require the use of appropriate data sources (see Appendix D) .

Only those microbial toxins which are "very toxic" , "toxic" or "harmful" are potentially hazardous by H9. Threshold concentrations are provided in Appendix C5.

Where these toxins are present at or above the threshold concentration the appropriate hazards are H9, and either H5 or H6.

Examples of microbes that produce toxins include:

- *Clostridium botulinum* and *C. perfringens*,
- Toxigenic *Vibrio sp.* and verocytotoxin or enterotoxin producing *E.coli*
- *Cyanobacteria* - blue green algae ,
- *Dinophyceae* - (Paralytic/Diarrhetic Shellfish Poisoning, Fish Kills)

C9.5 Decision Tree

Figures C9.1 and C9.2 set out the assessment process for the Hazard H9

Figure C9.1: Healthcare Wastes Chapter 18

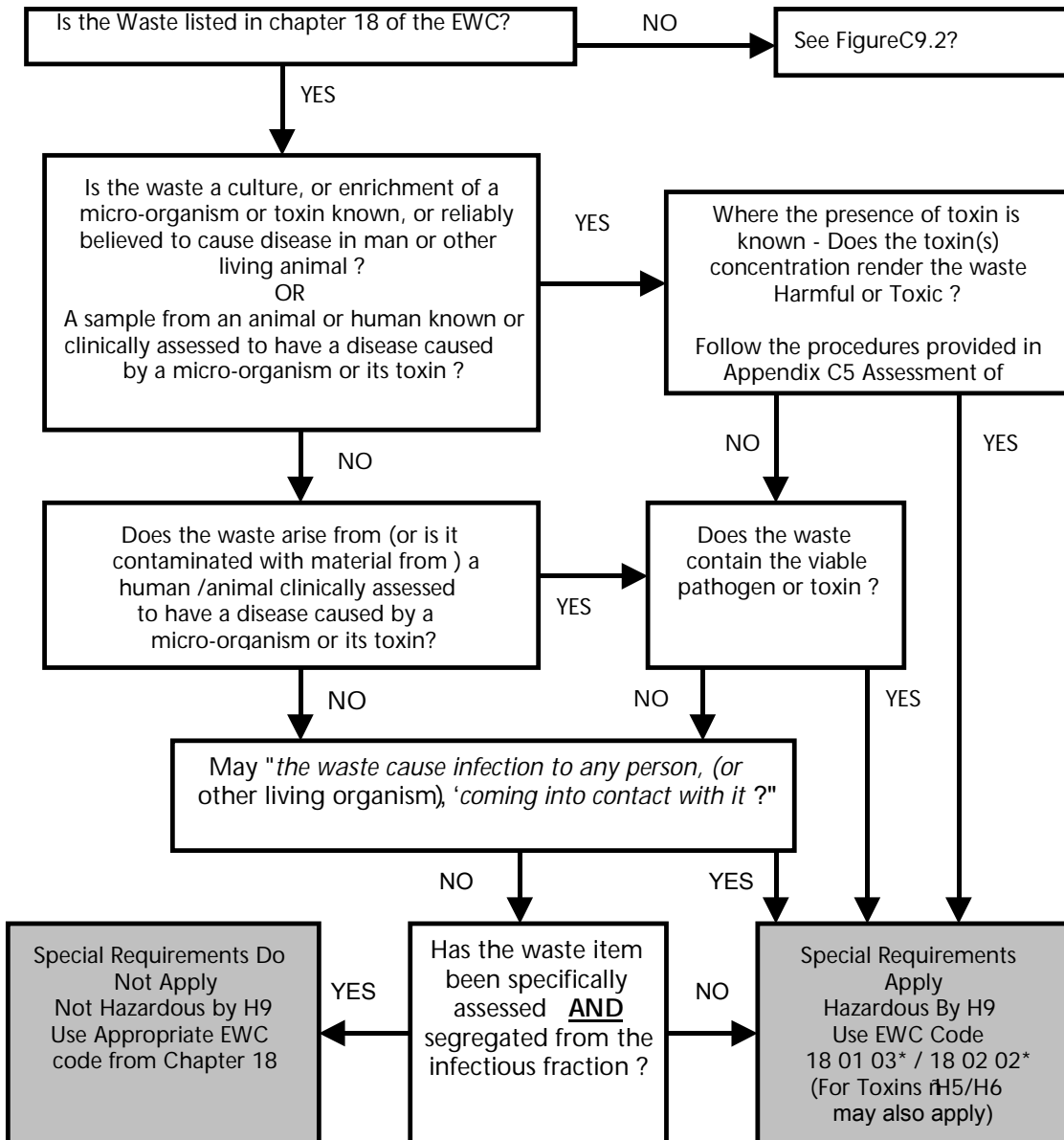
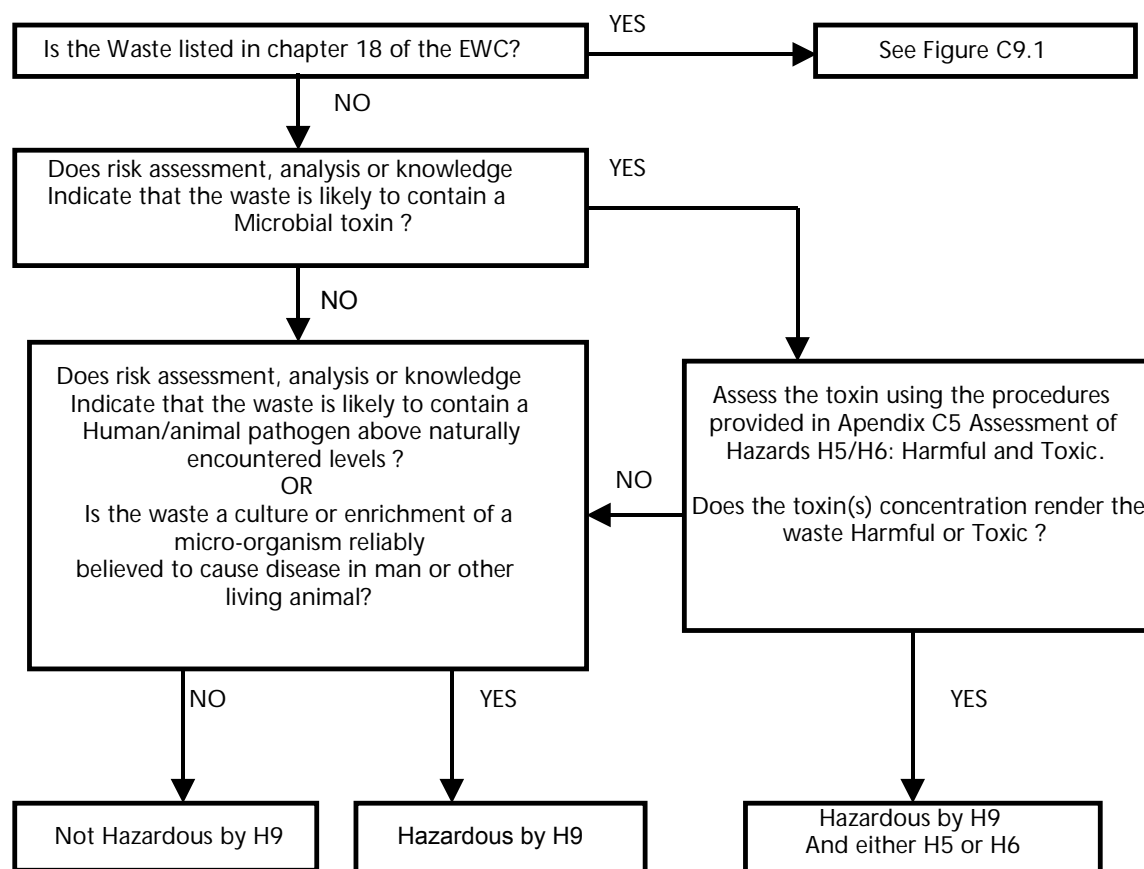




Figure C9.2: Potentially infectious wastes from other sources (Chapters 17, 19 and 20)



### C9.6 Test Methods

The potential hazards posed by different types of wastes are not fully documented and tests to quantitatively define all hazards associated with wastes do not exist.

Micro-organisms may not be distributed homogenously throughout a waste stream. Sampling must therefore be representative of, and appropriate to, the waste stream. Additionally, any analysis should only be carried out at a suitably accredited laboratory, using relevant and appropriate analytical methods.

Table C9.1: Examples From Chapter 18 of the EWC rHealthcare Wastes (see Figure C9.1 for assessment procedure)  
(Note: This is not an inclusive list)

Source	Special Requirements Apply (Hazardous by H9)	Special Requirements DO NOT apply
General Principles	<p><b>Clinical (or animal healthcare) Waste which has not been subject to specific assessment and segregation protocols to remove waste subject to special requirements.</b></p> <p>The specifically segregated "special requirements" fraction.</p>	<ul style="list-style-type: none"> <li>Non-clinical Healthcare waste where the "special requirements" fraction has been removed following item and/or patient specific assessment and segregation .</li> </ul>
Healthcare premises, (Hospital, Veterinary practice, dentist, veterinary practice, Nursing home)	<p>Clinical (or animal healthcare) waste arising from a patient clinically assessed or known to have a disease caused by a micro-organism or its toxin. <b>Where the causal pathogen or toxin is present in the waste</b> For example</p> <ul style="list-style-type: none"> <li>Waste from infectious disease cases.</li> <li>Waste from wound infections and other hospital acquired infections.</li> <li>hygiene products from patients in with UTI infections.</li> <li>Waste from patients with diarrhoea and vomiting caused by infectious agents or toxins. For example Norwalk and <i>Clostridium difficile</i> .</li> <li>Blood contaminated dressings from a patient with HIV, Hepatitis B, rubella, measles, mumps, influenza or other infection that may be present in the blood.</li> <li>Respiratory materials from patients with Pulmonary Tuberculosis, Influenza, RSV or other respiratory infections.</li> <li>Contaminated waste from provision of general healthcare care to patients with known or suspected underlying or secondary microbial diseases.</li> </ul> <p><b>Healthcare waste that may cause infection to any person (or other living organism) coming into contact with it.</b></p>	<ul style="list-style-type: none"> <li>Non-clinical Healthcare waste where the "special requirements" fraction has been removed following item and/or patient specific assessment and segregation .</li> </ul>

**Table C9.1: Examples From Chapter 18 of the EWC rHealthcare Wastes (see Figure C9.1 for assessment procedure)**  
 (Note: This is not an inclusive list)

Source	Special Requirements Apply (Hazardous by H9)	Special Requirements DO NOT apply
<b>Community</b>	<p>Clinical (or animal healthcare ) waste arising from a patient with a disease caused by a micro-organism or is toxin .</p> <ul style="list-style-type: none"> <li>• A contaminated dressing from a leg ulcer with a bacterial infection arising from provision of healthcare in the home</li> <li>• Contaminated clinical waste hygiene products from patients in Residential homes with UTI infections.</li> </ul> <p><b>Healthcare waste that may cause infection to any person (or other living organism) coming into contact with it.</b></p>	<ul style="list-style-type: none"> <li>• Non-clinical Healthcare waste where the "special requirements" fraction has been removed following item and /or patient specific assessment and segregation .</li> <li>• See also Municipal Waste examples .</li> </ul>
	<p>Human/animal hygiene waste that a healthcare worker has identified as healthcare waste is subject to assessment.</p> <ul style="list-style-type: none"> <li>• Dog faeces from a boarding kennels with an outbreak of gastrointestinal disease diagnosed by a veterinarian</li> <li>• A childcare nursery with an outbreak of gastrointestinal disease diagnosed by a healthcare worker.</li> </ul>	<p>Non-clinical Human/animal hygiene waste that is classified under chapter 20 of the EWC is not subject to assessment for H9 .</p> <ul style="list-style-type: none"> <li>• Dog faeces from community collection bins</li> <li>• Feminine hygiene waste from public toilets</li> </ul> <p>This waste would only be subject to assessment if a considered to be healthcare waste ( classified under chapter 18 of the EWC)</p>
<b>Laboratory waste</b> (including microbiological waste from colleges, environmental and food analysis)	<p>Cultures of human and animal pathogens, or solutions of their toxins (above threshold concentration)</p> <p>Clinical samples from source individuals known or clinically assessed to have a microbial disease, which contain the causal pathogen or toxin</p> <p>Healthcare waste that may cause infection to any person (or other living organism) coming into contact with it</p>	<p>Clinical samples from source individuals not known or clinically assessed to have a microbial disease, <b>and</b> that do not fall within the 'may cause infection to any person (or other living organism) coming into contact with it' definition</p>
<b>Medicines</b>		<p>Medicines are hazardous only where they are considered to be Cytotoxic and Cytostatic</p>

**Table C9.2: Examples From Chapters 1 to 17, 19 and 20 of the EWC rNon-Healthcare Wastes (see Figure C9.2 for assessment procedure)**  
(Note: This is not an inclusive list)

Source	Infectious - Hazardous by H9	Not Hazardous by H9
<b>Construction and demolitions wastes</b>	<p>Canal dredgings, or surface skimmings, from a site where a cyanobacterial bloom has occurred AND where risk assessment or analysis indicates a toxin above the appropriate threshold concentration.</p> <p>Sludges from an industrial effluent plant where industrial or commercial activity has increased the numbers or ranges of pathogens normally present.</p>	<p>Canal dredgings where risk assessment identified no evidence that a cyanobacterial bloom has occurred.</p> <p>Sludges from waste water treatment for a generally healthy population.</p>
<b>Municipal Waste</b>		<p>Mixed municipal waste ( black bag), 20 03 01, is non-hazardous.</p> <p>Clinical waste classified in chapter 20 of the EWC2002 (that does not arise from Human or Animal Healthcare and/or related research.) and is therefore not subject to assessment</p> <ul style="list-style-type: none"> <li>• Sharps litter from substance abuse (20 01 99)</li> <li>• Sharps waste from cosmetic body piercing and application of tattoos. (20 01 99)</li> </ul> <p>This waste is still subject to a requirement to be rendered safe .</p> <p>(This does not include community healthcare waste, for example diabetic sharps, which should be classified under chapter 18 and are subject to assessment .)</p>

## Appendix C:

# C10 Assessment of Hazard H10: Toxic for Reproduction

### C10.1 Definition

In the rWFD the term for H10 is "teratogenic". In Directive 92/32/EEC amending for the seventh time Dangerous Substance Directive 67/548/EEC the term "toxic for reproduction" was introduced and replaced the term "teratogenic". The two definitions are set out below and highlights slight differences between the definitions, with "teratogenic" making no references to effects on fertility.

Annex III of the rWFD defines H10 "Teratogenic" as:

*"substances and preparations which, if they are inhaled or ingested or if they penetrate the skin, may induce non-hereditary congenital malformations or increase their incidence".*

Dangerous Substance Directive defines "Toxic to reproduction" as:

*"substances and preparations which, if they are inhaled or ingested or if they penetrate the skin, may produce or increase the incidence of non-heritable adverse effects in the progeny and/or of male or female reproductive functions or capacity".*

However, the EWC, states that the term "toxic for reproduction" is considered to be in line with hazard H10 in Annex III to rWFD. Therefore the assessment of Hazard H10 is based on the definition of "toxic for reproduction" and the associated risk phrases, with the term "teratogenic" replaced by the term "toxic for reproduction".

### C10.2 Risk Phrases

For the purposes of classification and labelling, substances which are "toxic to reproduction" are divided into three categories:

#### Category 1:

- (a) *Substances known to impair fertility in humans. There is sufficient evidence to establish a causal relationship between human exposure to the substance and impaired fertility.*
- (b) *Substances known to cause developmental toxicity in humans. There is sufficient evidence to establish a causal relationship between human exposure to the substance and subsequent development toxic effects in the progeny.*

#### Category 2:

- (a) *Substances which should be regarded as if they impair fertility in humans. There is sufficient evidence to provide a strong presumption that human exposure to the substance may result in impaired fertility on the basis of:*
  - (i) *clear evidence in animal studies of impaired fertility in the absence of toxic effects, or evidence of impaired fertility occurring at around the same dose levels as other toxic effects but which is not a secondary non-specific consequence of the other toxic effects;*
  - (ii) *other relevant information.*

(b) *Substances which should be regarded as if they cause developmental toxicity to humans. There is sufficient evidence to provide a strong presumption that human exposure to the substance may result in developmental toxicity, generally on the basis of:*

- (i) *clear results in appropriate animal studies where effects have been observed in the absence of signs of marked material toxicity, or at around the same dose levels as other toxic effects but which are not a secondary non-specific consequence of the other toxic effects;*
- (ii) *other relevant information.*

### **Category 3:**

(a) *Substances which cause concern for human fertility, generally on the basis of:*

- (i) *results in appropriate animal studies which provide sufficient evidence to cause a strong suspicion of impaired fertility in the absence of toxic effects, or evidence of impaired fertility occurring at around the same dose levels as other toxic effects, but which is not a secondary non-specific consequence of the other toxic effects, but where the evidence is insufficient to place the substance in Category 2;*
- (ii) *other relevant information.*

(b) *Substances which cause concern for humans owing to possible developmental toxic effects, generally on the basis of:*

- (i) *results in appropriate animal studies which provide sufficient evidence to cause a strong suspicion of developmental toxicity in the absence of signs of marked maternal toxicity, or at around the same dose levels as other toxic effects but which are not a secondary non-specific consequence of the other toxic effects, but where the evidence is insufficient to place the substance in Category 2;*
- (ii) *other relevant information.*

The risk phrases applicable to substances toxic for reproduction Category 1 and 2 are:

R60 *May impair fertility*

R61 *May cause harm to the unborn child*

Those which apply to substances toxic for reproduction Category 3 are:

R62 *Possible risk of impaired fertility*

R63 *Possible risk of harm to the unborn child*

### **C10.3 Limiting Concentrations**

"Toxic for reproduction" has specified concentration limits, set out in Article 2 of EWC, above which a waste would be hazardous:

- one substance toxic for reproduction of category 1 or 2 classified as R60, R61 at a concentration  $\geq 0.5\%$ ; and
- one substance toxic for reproduction of category 3 classified as R62, R63 at a concentration  $\geq 5\%$ .

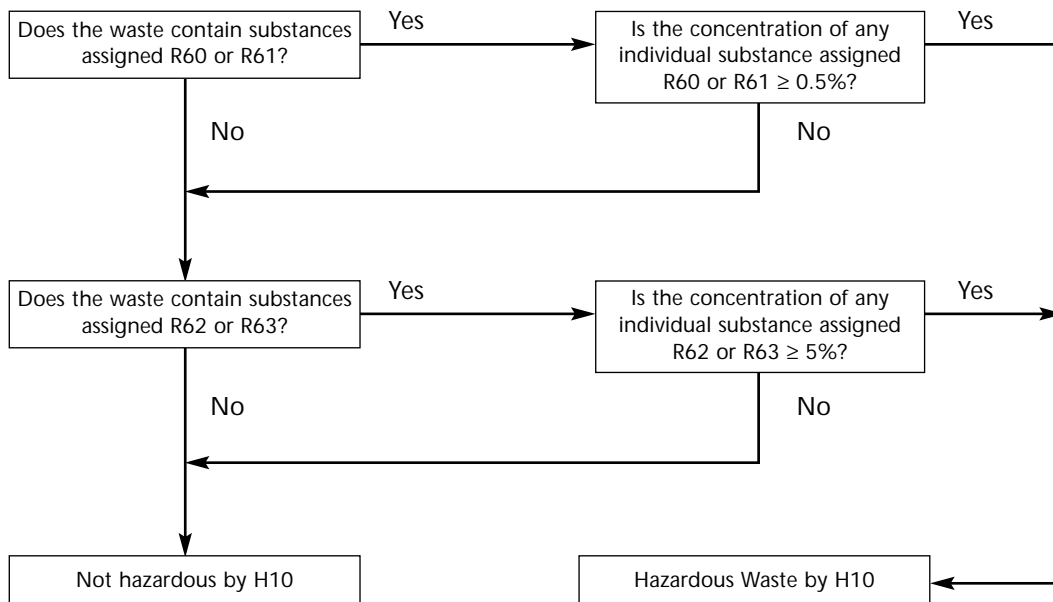
Wastes containing substances classified as toxic for reproduction Category 1 or 2 (i.e. substances with risk phrases R60 or R61) will be hazardous if the concentration of any one of those substances is  $\geq 0.5\%$  w/w in the waste. It should be noted that this is a change from the classification under the Special Waste Regulations 1996, under which only substances assigned R61 were classified as special waste because effects on fertility were not considered.

Wastes containing substances classified as toxic for reproduction Category 3 (i.e. substances with risk phrases R62 or R63) will be hazardous if the concentration of any one of those substances is  $\geq 5\%$  w/w in the waste. It should be noted that this is a change from the classification under the Special Waste Regulations 1996, under which only substances assigned R63 were classified as special waste because effects on fertility were not considered.

## C10.4 Decision Tree

Figure C10.1 sets out the assessment process for the Hazard H10.

Figure C10.1: Decision Tree for the Assessment of Hazard H10



## C10.5 Test Methods

None of the EC Annex V test methods corresponds to the definition of “toxic for reproduction”.

Some of the alternative tests, such as the Hydra assay and the X-gal assay, have performed well in predicting *in vivo* teratogenic effects. The Hydra assay and X-gal assay tests are summarised below.

### C10.5.1 The Hydra Assay

The Hydra assay is a rapid early screening tool for the investigation of the teratogenic potential of compounds and mixtures. The steps for the regeneration of *Hydra attenuata* cell aggregates are performed in three phases with three artificial hydra embryos or three adult hydra placed in each test vessel.

In phase I, the toxicity of the waste is determined by exposing adult hydra to a range of concentrations (log intervals, maximum concentrations 5 mg/ml) and observing at 4, 20, 28, 44, 68, and 92 hours post exposure. Toxicity is assessed by microscopic examination with reference to a standard scoring system. The toxic endpoint is considered to be the “tulip” stage for adults and disintegration for artificial hydra embryos. A concentration resulting in an early toxic endpoint is selected for further study.

In phase II, the minimum effective concentrations in both adult hydra (MECA) and developing embryos (MECD) are determined using a restricted concentration range, based around the concentration obtained from phase I.

The phase II results are subsequently confirmed in phase III by incubating the adult hydra and embryos at the appropriate MEC and two higher or lower concentrations. In phase III the concentrations should be tested in triplicate.

The data are presented in tabular form, and the stage of each hydra/embryo is reported at every observation for each treatment group. The MECs are expressed as an A/D ratio (MEC adult/MEC developing embryo), and a positive result is indicated if this is shown to be significantly less than one on any of the phase III test concentrations. Results obtained using this *in vitro* test have shown good correlations with known teratogens tested *in vivo*.

#### C10.5.2 The X-Gal Assay

An alternative test uses *Drosophila melanogaster* embryonic cells. The embryonic cells exposed to teratogens dramatically increase their levels of low-molecular weight heat shock proteins (hsp). The test is known as an X-gal assay and has been adapted to be used as teratogen screen for environmental pollutants. Details of the procedure are available in Bournais-Viardibasis *et al* (1983)<sup>13</sup>.

<sup>13</sup> Bournais-Viardibasis, N., Teplitz, R.R., Chenoff, G.P. and Seecof, R.L. 1983. Detection of teratogens in the *Drosophila* *in vitro* test: Assay of 100 chemicals. *Teratology* 28:109-122.



## Appendix C:

# C11 Assessment of Hazard H11: Mutagenic

### C11.1 Definition

Annex III of the rWFD defines H11 “Mutagenic” as:

*“substances and preparations which, if they are inhaled or ingested or if they penetrate the skin, may induce hereditary genetic defects or increase their incidence”.*

### C11.2 Risk Phrases

For the purposes of classification and labelling, mutagens are divided into three categories:

#### Category 1

*Substances known to be mutagenic to man. There is sufficient evidence to establish a causal association between human exposure to a substance and heritable genetic damage.*

#### Category 2

*Substances which should be regarded as if they are mutagenic to man. There is sufficient evidence to provide a strong presumption that human exposure to the substance may result in the development of heritable genetic damage, generally on the basis of:*

- (a) appropriate animal studies,*
- (b) other relevant information.*

#### Category 3

*Substances which cause concern for man owing to possible mutagenic effects. There is evidence from appropriate mutagenicity studies, but this is insufficient to place the substance in Category 2.*

The risk phrase applicable to category 1 and 2 mutagenic substances is:

R46 *May cause heritable genetic damage*

The risk phrase applicable to category 3 mutagenic substances<sup>14</sup> is:

R68 *Possible risk of irreversible effects*

### C11.3 Limiting Concentrations

“Mutagenic” has specified concentration limits set out in Article 2 of EWC, above which a waste would be hazardous:

- one mutagenic substance of category 1 or 2 classified as R46 at a concentration  $\geq 0.1\%$ ; and
- one mutagenic substance of category 3 classified as R68<sup>15</sup> at a concentration  $\geq 1\%$ .

<sup>14</sup> R40 for Category 3 mutagens was replaced by R68 by Commission Directive 2001/60/EC.

<sup>15</sup> Article 2 of EWC 2002 specifies the threshold for Category 3 mutagens by referring to substances classified as R40. However, R40 for Category 3 mutagens was replaced by R68 by Commission Directive 2001/60/EC.

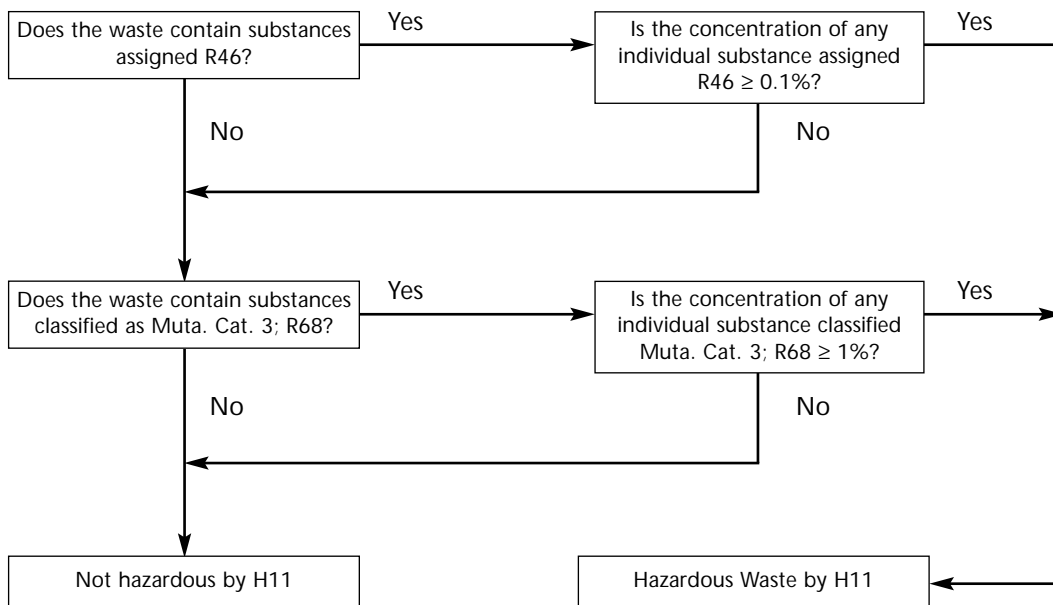
Wastes containing category 1 or 2 mutagens, that is substances with risk phrase R46, will be hazardous if the concentration of any of those mutagens is  $\geq 0.1\%$ .

Wastes containing category 3 mutagens, that is substances with risk phrases R68, will be hazardous if the concentration of any of those mutagens is  $\geq 1\%$ . It should be noted that R68 can also be assigned to substance classified as Harmful (H5).

#### C11.4 Decision Tree

Figure 11.1 sets out the assessment process for the Hazard H11.

Figure C11.1: Decision Tree for the Assessment of Hazard H11



## C11.5 Test Methods

The test methods published by the EC that correspond best to the definition of the mutagenic are set out in Table C11.1.

Table C11.1: Test methods for hazard H11

Test Method	Source	Acceptability
B10: <i>In vitro</i> mammalian chromosome aberration test	EC Directive 2000/32/EC	✓
B11: <i>In vivo</i> mammalian bone marrow chromosome aberration test	EC Directive 2000/32/EC	1
B12: <i>In vivo</i> mammalian erythrocyte micronucleus test	EC Directive 2000/32/EC	1
B13/14: Reverse mutation test using bacteria	EC Directive 2000/32/EC	✓
B17: <i>In vitro</i> mammalian cell gene mutation test	EC Directive 92/69/EEC	✓
Ames Assay	see below	✓
Mutant <i>Vibrio fischeri</i> Test	see below	✓

### Notes:

*The Agencies do not endorse destructive animal testing. Wherever there is any doubt about the mutagenic nature of a waste, the precautionary principle should apply.*

Tests B10, B13/14 and B17 are *in vitro* tests and are therefore acceptable to the Agencies as non-mammalian test methods to determine hazard H11. Tests B11 and B12 are not considered appropriate because of their reliance on animal testing.

The Ames Assay and the Mutant *Vibrio fischeri* Test are two alternative tests for the hazard H11 providing only a broad classification of potential mutagenic effects. The Ames plate tests use two different strains with and without metabolic activation to detect point mutations in genetically engineered strains of *Salmonella typhimurium*. A clear positive result will give a positive classification. The Ames plate test does not identify the mutagenic potential of metals. A new test has been developed using a dark mutant of *Vibrio fischeri* that exhibits light production when grown in the presence of sublethal concentrations of genotoxic agents. These tests are summarised at the end of this chapter.

### C11.5.1 EC Test Method B10 (*In vitro* mammalian chromosome aberration test)

#### Introduction

Tests on the production of chromosomal aberrations in mammalian cells can provide a preliminary assessment of the mutagenic potential of a substance.

### **Principle of the test method**

The *in vitro* cytogenetic test is a short-term mutagenicity test for the detection of structural chromosomal aberrations in cultured mammalian cells. Cultures of established cell lines as well as primary cell cultures may be used. After exposure to test chemicals with and without an appropriate metabolic activation system, cell cultures are treated with spindle inhibitors such as colchicine to accumulate cells in a metaphase-like stage of mitosis (c-metaphase). Cells are harvested at appropriate times and chromosome preparations are made. Preparations are stained and metaphase cells are analysed for chromosomal abnormalities.

Established cell lines or cultures of primary cells are used, e.g. Chinese hamster cells and human lymphocytes. Test chemicals are prepared in culture medium or dissolved in appropriate vehicles prior to treatment of the cells.

The full test method identifies experimental procedure including details on experimental conditions and controls, culture preparation and conditions, metabolic activation systems, and data evaluation and reporting.

#### **C11.5.2 EC Test Methods B13/14 (Reverse mutation test using bacteria)**

##### **Introduction**

For the preliminary assessment of mutagenic potential of a substance this method tests the production of gene (point) mutations in microbe cells.

##### **Principles of the test method**

The reverse mutation microbial assay measures the base changes in the genome of the organisms by the chemicals it is exposed to. The base change measured for *Escherichia coli* is the tryptophan ( $trp^-$  -  $trp^+$ ) reversion and for *Salmonella typhimurium* the histidine base ( $his^-$  -  $his^+$ ).

Bacteria are exposed to test chemicals with and without metabolic activation. After a suitable period of incubation on minimal medium, revertant colonies are counted and compared to the number of spontaneous revertants in an untreated and/or solvent control culture.

The full test method identifies the preferred bacterial strains for the two species and requires recognised methods of stock culture preparation and storage to be used. In addition the full experimental procedure includes details on bacterial preparation, metabolic activation systems, experimental conditions and controls, and data evaluation and reporting.

#### **C11.5.3 EC Test Methods B17 (*In vitro* mammalian cell gene mutation test)**

##### **Introduction**

This test can be used to detect gene mutations induced by chemical substances.

##### **Principles of the test method**

Mutant frequency is determined by seeding known numbers of cells in medium containing the selective agent to detect mutant cells and in medium without selective agent to determine the cloning efficiency (viability). After a suitable incubation time, colonies are counted. The mutant frequency is derived from the number of mutant colonies in selective medium and the number of colonies in non-selective medium.

The full test method identifies the preferred bacterial strains for the two species and requires recognised methods of stock culture preparations and storage to be used. In addition the full experimental procedure includes details on bacterial preparation, metabolic activation systems, experimental conditions and controls, and data evaluation and reporting.

#### C11.5.4 The Ames Plate test

The Ames reverse mutation assay has an extensive database, and is a standard test system for mutagenicity. OECD test guidelines are available<sup>16</sup>, and the test is included in the Classification, Packaging and Labelling Regulations<sup>17</sup>.

This test can be carried out on agar plates or in a liquid medium, which also incorporates a step to simulate the effects of liver enzymes, which may activate some compounds or deactivate others. Waste samples or their extracts should be tested to the limit of toxicity up to a maximum of 5 mg/ml overlay agar. Toxicity is indicated by a clearing of the background lawn, a reduction in the number of spontaneous revertants, or by degree of survival of treated cultures. At least five different amounts of the water sample should be tested, with half-log intervals between plates. The number of revertant colonies per plate is reported for both control and treated series. Individual plate counts, the mean number of revertant colonies per plate and standard deviation should be presented for the tested sample and the controls. The mean data should be summarised graphically.

A positive result in the Ames test does not necessarily demonstrate a hazard, and a negative result on its own does not necessarily give complete confidence that the waste was not mutagenic since it may be important to optimise the test conditions for particular compounds. In general, if at least one of the test series shows a response, leading to at least a doubling of the number of revertants in the control plates, the waste sample or extract may be regarded as mutagenic. Therefore, for the purpose of classification of special waste the test is best used in conjunction with the other screening tests.

The testing of complex mixtures presents a problem: one component may be toxic, but not mutagenic, to the test organisms at such a dose as to prevent the expression of other mutagenic components. Testing of 33 industrial effluents showed that only one sample had sufficient cytotoxic effects to mask mutagenicity. The wide range of effluents tested provides some guidance as to what may be considered to be "high" or "low" Ames responses.

#### C11.5.5 The Mutant *Vibrio fischeri* Test

This is a test using a dark mutant of *Vibrio fischeri*<sup>18</sup> that produces light when grown in the presence of sublethal concentrations of genotoxic agents.

The mutant bacteria of *Vibrio fischeri* are provided in lyophilised form: they must be rehydrated with double deionised water. Serially diluted samples are then added to each 1 ml of rehydrated bacteria medium for testing. A photometer is used for bioluminescence determination. Prepared samples are measured for light intensity for a continuous 24 hour period at 1 hour intervals. If the luminescence value reached at any time is higher than three times that of a negative control, the test is designated a positive. Duplicate or triplicate samples are run in each test to ensure reliability of results.

The dark mutation bacterium test has some advantages over the Ames test in that it is not affected by the presence of amino acids or other nutrients. Limited validation at this stage suggests that this test should be used in conjunction with the Ames test until further validation has been carried out.

<sup>16</sup> OECD Paris 1984

<sup>17</sup> OJ No. 196 16/8/1967 as amended by Commission Directive 92/69/EEC (OJ No L383 29/12/1992).

<sup>18</sup> Carlsbad, C.A. 1993 Mutatox test data for Prechemicals. Department of Microbics Inc. Wang, W.D., Sun, T.S.C. and Stahr, H.M. 1998 "Continued Elevation and Application of a Bioluminescent Bacterial Genotoxicity Test" in "Advances in Animal Alternatives for Safety and Efficacy Testing" Salem, H. and Katz, S.A. (Eds), Taylor and Francis, USA.

## Appendix C:

# C12 Assessment of Hazard H12: Produces Toxic Gases in Contact with Water, Air or Acid

### C12.1 Definition

Annex III of the rWFD defines H12 as:

"Waste which releases toxic or very toxic gases in contact with water, air or and acid"

### C12.2 Risk Phrases

One of these risk phrases has to be identified for a substance or preparation in the waste if the waste is to have the potential to exhibit Hazard H12:

R29 *Contact with water liberates toxic gas*

Substances and preparations which in contact with water or damp air evolve very toxic/toxic gases in potentially dangerous amounts. Examples of such substances includes aluminium phosphide and phosphorous pentasulphide.

R31 *Contact with acids liberates toxic gas*

Substances or preparations which react with acid to evolve toxic gases in dangerous amounts. Examples of such substances includes sodium hypochlorite and barium polysulphide.

R32 *Contact with acids liberates very toxic gas*

Substances or preparations which react with acid to evolve very toxic gases in dangerous amounts. Examples of such substances includes salts of hydrogen cyanide, sodium azide.

Any combined risk phrase including R29, R31 or R32 with other risk phrases indicates the potential to exhibit Hazard H12. A special case is the combined risk phrase:

R15/29 *Contact with water liberates toxic, extremely flammable gas*

This risk phrase indicates that Hazard H3A (fifth indent) also applies. The assessment methodology is similar, and the threshold for H3A(v) will be the same as that for H12.

### C12.3 Limiting Concentrations

To show Hazard H12, a waste should be capable of releasing a toxic gas at a rate in excess of 1 litre/kg substance/hour. This equates to 1 m<sup>3</sup> gas per tonne waste in one hour. It should be assumed that if a substance listed in table 3.2 of the CLP is classified by any of the risk phrases R29, R31 or R32, or could be classified by any of these risk phrases, this criterion will have been met. However, as there are no thresholds for concentrations of R29, R31 or R32 in a waste to make that waste hazardous by H12, it is the waste itself which requires testing, although presence of such substances would indicate the likelihood of the waste possessing H12.

From the listing of substances in table 3.2 of the CLP which exhibit this hazard property, the toxic or very toxic gases which could be released by chemical reaction with water, air or an acid appear to be limited at present to those set out in Table C12.1.

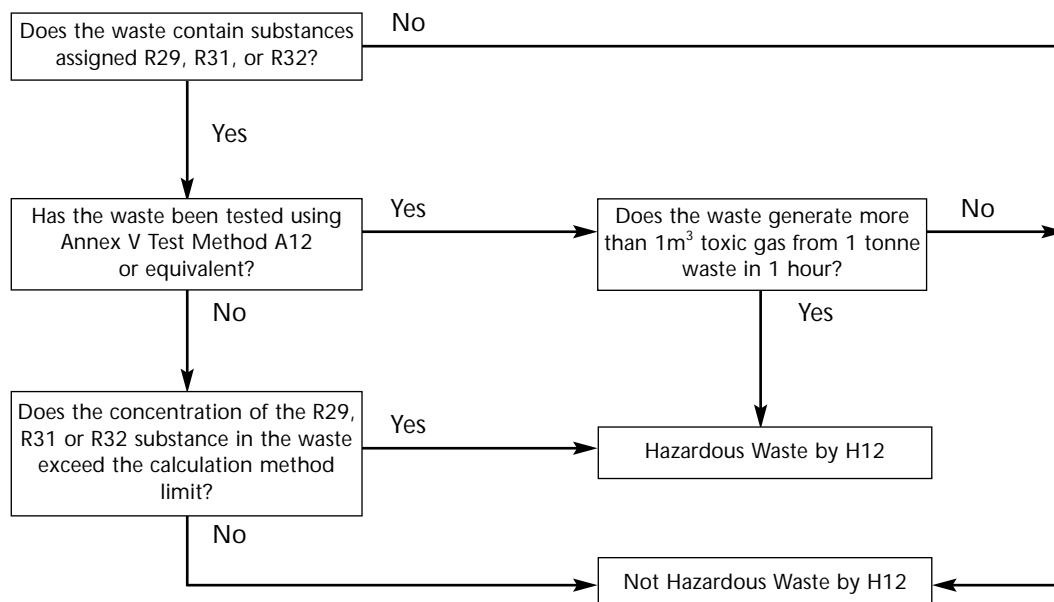
Table C12.1: Some toxic gaseous substances released by H12 waste

Substance	Chemical Formula	By Risk Phrase(s)		
		R29	R31	R32
Hydrogen sulphide	H <sub>2</sub> S	✓	✓	✓
Hydrofluoric acid / hydrogen fluoride	HF	✓		✓
Carbon disulphide	CS <sub>2</sub>		✓	
Sulphur dioxide	SO <sub>2</sub>		✓	
Chlorine	Cl <sub>2</sub>		✓	
Nitrogen dioxide	NO <sub>2</sub>			✓
Ammonia	NH <sub>3</sub>		✓	
Hydrogen cyanide	HCN			✓

#### C12.4 Decision Tree

Figure C12.1 sets out the assessment process for the Hazard H12.

Figure C12.1: Decision Tree for the Assessment of Hazard H12



### C12.4.1 Calculation Method for Hazard H12

This hazard can be determined by calculation or by testing. If information on the composition of the waste is available the calculation method should be used, otherwise EC standard test method A12 or equivalent should be used (see Section C3.6). The threshold concentration is not fixed, but is calculated on the basis of the reaction observed.

The first step in the calculation method is to determine whether the waste contains any of the substances which are classified by the following risk (or combined risk i.e. R15/29) phrases:

R29 *Contact with water liberates toxic gas*

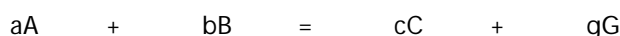
R31 *Contact with acids liberates toxic gas*

R32 *Contact with acids liberates very toxic gas*

The waste producer should also consider what other solid substances in his waste could break down to give off a toxic gas, and carry out the assessment set out in Box H12.1.

#### Box H12.1: Calculation Method for Hazard H12

1. Write a balanced equation for the reaction that produces the gas. The general form of this equation should be as follows:



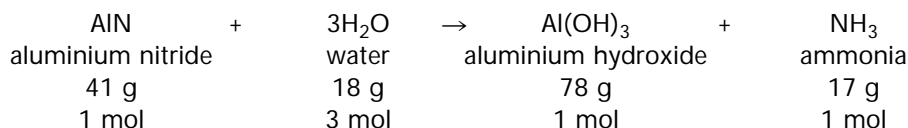
where: A, B, and C are the products and reactants with G being a toxic gas; and

a, b, c and g are the stoichiometric ratios between the products and reactants.

2. Attribute molecular weights and stoichiometric ratios to the substances in the equation.
3. Divide (a x molar weight of A) by (g x 22.4 (the volume of 1 mol of gas at standard temperature and pressure (STP 25°C and 1 atmosphere pressure)). This gives the mass of reactant A that will evolve 1 litre of gas G.
4. The limiting concentration for the substance in the waste with the potential to show hazard H12 is this amount (in grams) divided by 1,000 (to convert to kg) and multiplied by 100 (to give % by weight).

**Example Calculation** – The main constituents which may make aluminium drosses and slags hazardous are aluminium, aluminium nitride, aluminium carbide. Aluminium nitride is an R29 substance which may make the waste hazardous by H12. The aluminium nitride content may be 0-1% (slag) or 0-10% (dross). Applying this calculation method to the aluminium drosses and slags gives the following threshold limit for H12 (Note: other constituents may make the aluminium drosses and slags hazardous by H3A(v), See Appendix C3).

#### Aluminium nitride (R29) giving rise to hazard H12



Limiting concentration of aluminium nitride in waste

$$=[(1 \times 41) / (1 \times 22.4) / 1,000] \times 100 = 0.18\% \approx 0.2\%$$



Listed reactions, where known, and threshold concentrations for certain substances listed in table 3.2 of the CLP with the potential to exhibit for Hazard H12, have been derived using the assessment methodology and are set out in Table C12.2. A substance exhibiting R15/29 also has the potential to exhibit hazard H3A(v), and the threshold limit for that hazard will be the same as that established for H12.

**Table C12.2:** Examples of substances which may cause a waste to exhibit hazard H12 (Classification by risk phrases R29, R31, R32 and R15/29)

Substance name	Risk phrases	Equation	Threshold Conc. % <sup>1</sup>
Phosphorus pentasulphide	R29	$P_2S_5 + 8H_2O \rightarrow 5H_2S + 2H_3PO_4$	0.1
3,5-dichloro-2,4-difluorobenzoyl fluoride (DCDFBF)	R29	$DCDFBF + H_2O \rightarrow HF + \text{Prod.}$	1.0
Metam-sodium	R31	$CH_3NHCSSNa + H^+ \rightarrow CH_3NH_2 + CS_2 + Na^+$	0.5
Barium sulphide	R31	$BaS + 2H^+ \rightarrow H_2S + Ba^{2+}$	0.8
Barium polysulphides	R31	$BaS_n + 2H^+ \rightarrow H_2S + Ba^{2+} + S_{n-1}$	0.8
Calcium sulphide	R31	$CaS + 2H^+ \rightarrow H_2S + Ca^{2+}$	0.3
Calcium polysulphides	R31	$CaS_n + 2H^+ \rightarrow H_2S + Ca^{2+} + S_{n-1}$	0.3
Potassium sulphide	R31	$K_2S + 2H^+ \rightarrow H_2S + 2K^+$	0.5
Ammonium polysulphides	R31	$(NH_4)_2S_n + 2H^+ \rightarrow H_2S + 2NH_4^+ + S_{n-1}$	0.3
Sodium sulphide	R31	$Na_2S + 2H^+ \rightarrow H_2S + 2Na^+$	0.4
Sodium polysulphides	R31	$Na_2S_n + 2H^+ \rightarrow H_2S + 2Na^+ + S_{n-1}$	0.4
Sodium dithionite	R31	$Na_2O_6S_2 + 2H^+ \rightarrow 2Na^+ + SO_2 + H_2SO_4$	0.9
Sodium hypochlorite, solution % Cl active <sup>2</sup>	R31	$2NaOCl + 2H^+ \rightarrow Cl_2 + 2Na^+ + H_2O$	2.9
Calcium hypochlorite % Cl active <sup>2</sup>	R31	$Ca(OCl)_2 + 2H^+ \rightarrow Cl_2 + Ca^{2+} + H_2O$	0.6
Dichloroisocyanuric acid	R31	$C_3HCl_2N_3O_3 + 2H^+ \rightarrow C_3H_3N_3O_3 + Cl_2$	0.9
Dichloroisocyanuric acid, sodium salt of	R31	$C_3Cl_2N_3O_3Na + 3H^+ \rightarrow C_3H_3N_3O_3 + Cl_2 + Na^+$	1.0
Sodium dichloroisocyanurate, dihydrate	R31	$C_3Cl_2N_3O_3Na + 3H^+ + 2H_2O \rightarrow C_3H_3N_3O_3 + Cl_2 + Na^+ + 2H_2O$	1.1
Trichloroisocyanuric acid	R31	$2C_3Cl_3N_3O_3 + 6H^+ \rightarrow 2C_3H_3N_3O_3 + 3Cl_2$	0.7
Hydrogen cyanide, salts of (with the exception of complex cyanides such as ferrocyanides, ferricyanides and mercuric oxycyanide)	R32	$NaCN + H^+ \rightarrow HCN + Na^+$	0.2

Substance name	Risk phrases	Equation	Threshold Conc. % <sup>1</sup>
Sodium fluoride	R32	$\text{NaF} + \text{H}^+ \rightarrow \text{HF} + \text{Na}^+$	0.2
Sodium azide	R32	$\text{NaN}_3 + \text{H}^+ + \text{H}_2\text{O} \rightarrow \text{NO}_2 + \text{NH}_3 + \text{Na}^+$	0.3
Aluminium phosphide	R32	$\text{AlP} + 3\text{H}^+ \rightarrow \text{PH}_3 + \text{Al}^{3+}$	0.3
Trizinc diphosphide	R32	$\text{Zn}_3\text{P}_2 + 6\text{H}^+ \rightarrow 2\text{PH}_3 + 3\text{Zn}^{2+}$	0.6
Calcium cyanide	R32	$\text{Ca}(\text{CN})_2 + 2\text{H}^+ \rightarrow 2\text{HCN} + \text{Ca}^{2+}$	0.2
Cadmium cyanide	R32	$\text{Cd}(\text{CN})_2 + 2\text{H}^+ \rightarrow 2\text{HCN} + \text{Cd}^{2+}$	0.4
Calcium phosphide	R15/29 <sup>3</sup>	$\text{Ca}_3\text{P}_2 + 6\text{H}_2\text{O} \rightarrow 2\text{PH}_3 + 3\text{Ca}(\text{OH})_2$	0.4
Aluminium phosphide	R15/29 <sup>3</sup>	$\text{AlP} + 3\text{H}_2\text{O} \rightarrow \text{PH}_3 + \text{Al}(\text{OH})_3$	0.3
Magnesium phosphide	R15/29 <sup>3</sup>	$\text{Mg}_3\text{P}_2 + 6\text{H}_2\text{O} \rightarrow 2\text{PH}_3 + 3\text{Mg}(\text{OH})_2$	0.3
Trizinc diphosphide	R15/29 <sup>3</sup>	$\text{Zn}_3\text{P}_2 + 6\text{H}_2\text{O} \rightarrow 2\text{PH}_3 + 3\text{Zn}(\text{OH})_2$	0.6

Notes:

<sup>1</sup> Rounded to one decimal place

<sup>2</sup> Based on 29.3 g (NaOCl)/100ml (max solubility)

<sup>3</sup> Contact with water liberates toxic, extremely flammable gas (also exhibit hazards H3A(v))

The hazard is not limited to substances listed in table 3.2 of the CLP. These and other gases could also be produced from non-listed substances. The waste producer should consider what substances in the waste could react with water, air or an acid to give off toxic gases, and carry out the assessment.

If there is any doubt as to the potential of a waste to liberate a toxic or very toxic gas, a test can be performed as described in Section C12.5.

## C12.5 Test methods

The approved methods for determining Hazard H12 properties are set out in Table C12.3 with details of the test methods provided in Section C3.6.

Table C12.3: Hazard H12 with associated risk phrases and summary of relevant test methods

Phase	Risk Phase	Test
Liquid/solid	R29	1. Directive 92/62/EEC, Test Method A12  (a similar test is used for classification under the Transport of Dangerous Goods legislation; details and guidance on the tests can be obtained from the Health and Safety Executive
	R31	1. Modification of Directive 92/62/EEC Test Method A12 Replace water with an acid which will not cause a displacement reaction to occur.  2. Method for measuring SO <sub>2</sub> evolved when a waste is in contact with an acid, see text box below.
	R32	Modification of Directive 92/62/EEC Test Method A12. Replace water with an acid which will not cause a displacement reaction to occur.

### Annex 1 Outline of method developed for measurement of SO<sub>2</sub> evolved when a waste is in contact with an acid.

- A known weight of the sample, approximately 10g, is placed in the reaction vessel.
- 250mls of 3% hydrogen peroxide in 0.1 molar sodium hydroxide are placed in an absorbing flask.
- The apparatus was connected together and nitrogen passed through the system.
- 50mls of approximately 5 molar hydrochloric acid is introduced via a dropping funnel.
- After one hour the contents of the absorbing flask is made up to 500mls.
- A portion of this is then removed, acidified, placed in an ultrasonic bath to displace oxygen, made up to a known volume and analysed by ICP/OES against a sulphate standard.

The method gives a concentration of SO<sub>2</sub> evolved in mg/l. The result is calculated to obtain a volume of gas liberated by a litre of the waste. When looking at a reaction with acids, the toxic gas evolved could be quite small. This method has been devised specifically to determine; firstly, whether the waste releases toxic or very toxic gas (H12) and secondly, the actual concentration of sulphur dioxide evolved.

For liquid wastes the reaction is going to be rapid. Where sufficient gas is obtained in one hour to make it hazardous, the initial rate of gas production would be expected to be very high.

## Appendix C:

# C13 Assessment of Hazard H13: Sensitizing

### C13.1 Definition

Annex III of the rWFD defines H13\* as:

*“substances and preparations which, if they are inhaled or if they penetrate the skin, are capable of eliciting a reaction of hypersensitization such that on further exposure to the substance or preparation, characteristic adverse effects are produced.”*

### C13.2 Risk Phrases

A waste may exhibit the hazard “sensitizing” (H13) if it contains a substance or substances assigned any of the following risk phrases:

R42 *May cause sensitisation by inhalation*

R43 *May cause sensitisation by skin contact*

Combined risk phrases are possible:

R42/43 *May cause sensitisation by inhalation and skin contact.*

Substances assigned R42/43 are considered to exhibit both R42 and R43.

### C13.3 Limiting concentrations

Limiting concentrations are not given in the EWC, however they are given in CHIP.

There are 4 steps in deciding if a waste is hazardous by H13

- Step 1 – identify whether the waste contains a substance or substances given the risk phrases R42, R43 (or R42/R43) in Annex VI, Table 3.2 to the CLP or, if not listed in the CLP, from other data sources.
- Step 2 – identify whether the substances are given substance specific concentration limits in Annex VI, Table 3.2 to the CLP, and, if so, whether that substance is at or above that specific concentration limit.
- Step 3 – if not, identify whether any individual substance is at or above the limiting concentration given in CHIP. This limit is 0.2% for gaseous substances and 1% for other substances.
- Step 4 – identify whether there are any substances in the waste at or above the limits in Step 2 and 3. If there are that waste is hazardous by H13. If not the waste is not hazardous by H13.

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\* The revised Waste Framework Directive includes a footnote for H13 – “As far as testing methods are available”. The criteria for R42 and R43 are complex and are not fully supported by test methods. In addition test methods use animal testing and are constrained by legislative controls on such testing. For those reasons the availability of test methods is limited.

Example: a waste contains 0.15% methylenediphenyl diisocyanate and 0.8% 1,5-naphthylene diisocyanate.

Step 1 – methylenediphenyl diisocyanate is classified R42/43 and 1,5-naphthylene diisocyanate as R42 in CLP.

Step 2 – 1,5-naphthylene diisocyanate does not have limit set in Table 3.2 to CLP but methylenediphenyl diisocyanate has a substance specific concentration limit set at 0.1%. The concentration of methylenediphenyl diisocyanate in the waste is at or above this.

Step 3 – the limiting concentration for 1,5-naphthylene diisocyanate set in CHIP is 1% for non-gaseous substances. The concentration of 1,5-naphthylene diisocyanate in the waste (0.8%) is below this.

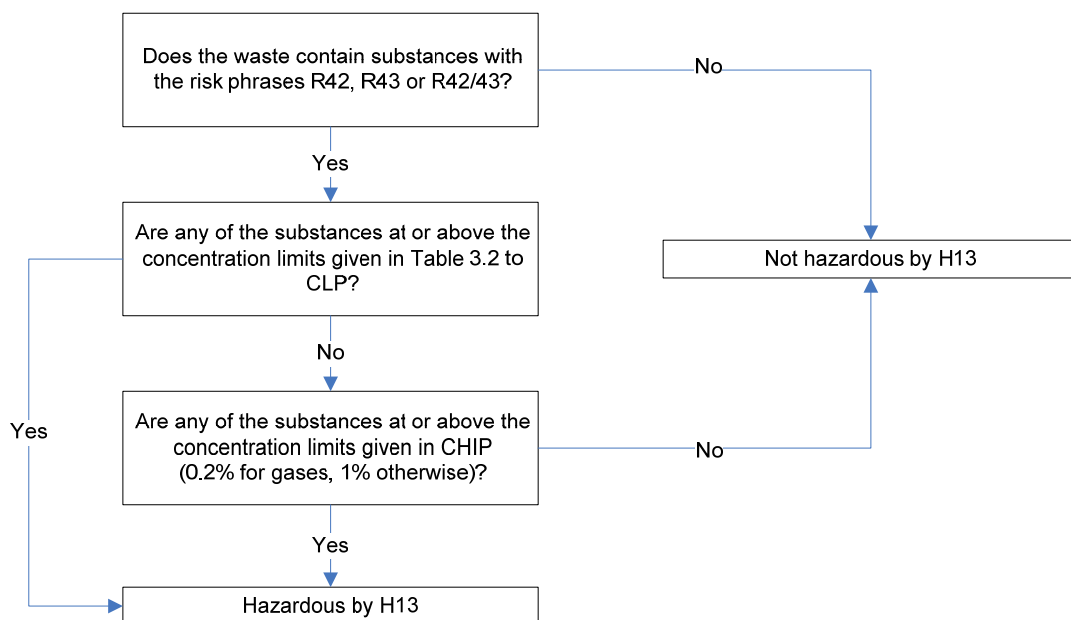
Step 4 – as the limit in Step 2 is exceeded the waste is hazardous by H13 sensitizing.

### C13.4 Decision Tree

Figure C13.1 sets out the assessment process for the Hazard H13.

**Figure**

Decision Tree for the Assessment of Hazard H13



### C13.5 Test Methods

The test methods that correspond to the definition of sensitizing are given in Council Regulation 440/2008.

- B.6 : Skin Sensitisation
- B.42 : Skin Sensitisation: Local Lymph Node Assay

These test methods rely on destructive animal testing subject to the Animals (Scientific Procedures) Act 1986. Regulated procedures can only be authorised and performed if there are no scientifically suitable alternatives that:

- replace animal use;
- reduce the number of animals needed; or
- refine the procedures used to cause suffering.

In addition the likely benefits (to humans, other animals or the environment) must be weighed

against the likely welfare costs to the animal involved.

Furthermore, the criteria in the Approved Classification and Labelling Guide (ACLG) for assigning R42 and R43 are only partially supported by test methods. Testing alone may not be sufficient to demonstrate that a waste is not hazardous.

As a result of the limited availability of test methods H13 sensitizing will normally be determined by the conventional (or calculation) method provided here as a scientifically suitable alternative. If a waste contains substances with a sensitizing risk phrase above relevant thresholds it will be H13 sensitizing. If it does not, it is not H13 and no further testing is required.

Note: Isocyanates are normally regarded as R42 sensitising unless assessment in accordance with the ACLG demonstrates otherwise.

# Appendix C:

## C14 Assessment of Hazard H14: Ecotoxicity

### C14.1 Definition

Annex II of the rWFD defines H14 “Ecotoxic” as:

*“waste which presents or may present immediate or delayed risks for one or more sectors of the environment.”*

### C14.2 Principle for Assessing Hazard H14

The assessment of hazard H14 Ecotoxic has been developed from the calculation method (or Conventional Method) in the Chemicals (Hazard Information and Packaging for Supply) Regulations. These regulations and their supporting guidance base the determination of Ecotoxicity primarily on risk phrases and substance concentrations, and therefore provide only a very limited scope for direct ecotoxicity testing of wastes.

The risk phrases associated with ecotoxic are broken down into hazards to the aquatic environment and hazards to the non-aquatic environment:

#### **Aquatic Environment**

R50 *Very toxic to aquatic organisms*

R51 *Toxic to aquatic organisms*

R52 *Harmful to aquatic organisms*

R53 *May cause long-term effects in the aquatic environment*

Combined or joint risk phrases are common for substances that are dangerous to the aquatic environment; the six possible classification combinations are set out in Section C14.3 along with the classification criteria.

Where combined or joint risk phrases apply, for example R50 and R53, the convention is to express them using a hyphen, for example R50-53. The hyphen equates to an ‘and’. The use of ‘/’ or ‘,’ in R50/53 or R50,53 has the same meaning.

#### **Non-Aquatic Environment (see C14.4.2)**

R54 *Toxic to flora*

R55 *Toxic to fauna*

R56 *Toxic to soil organisms*

R57 *Toxic to bees*

R58 *May cause long-term adverse effects in the environment*

Substances which on the basis of the available evidence concerning their properties, persistence, potential to accumulate and predicted or observed environmental fate and behaviour may present a danger, immediate or long-term and/or delayed, to the structure and/or functioning of natural ecosystems other than those covered above.

Detailed criteria are still to be determined by the Commission for R54 to R58. Therefore these risk phrases cannot be applied to the assessment of H14.

### R59 *Dangerous for the ozone layer*

Substances which on the basis of the available evidence concerning their properties and their predicted or observed environmental fate and behaviour may present a danger to the structure and/or functioning of the stratospheric ozone layer. This includes the substances which are listed in Annex I to Council Regulation (EC) No 2037/2000 on substances that deplete the ozone layer and its subsequent amendments.

### C14.3 Classification for the Aquatic Environment

There are six possible substance classifications that consist of either a single risk phrase or a pair of combined risk phrases:

N, R50 *Very toxic to aquatic organisms*

Acute toxicity: 96 hr LC50 (for fish):  $\leq 1$  mg/l; **or**  
48 hr EC50 (for daphnia):  $\leq 1$  mg/l; **or**  
72 hr IC50 (for algae):  $\leq 1$  mg/l

N, R50-53 *Very toxic to aquatic organisms and may cause long-term effects in the aquatic environment*

Acute toxicity: 96 hr LC50 (for fish):  $\leq 1$  mg/l; **or**  
48 hr EC50 (for daphnia):  $\leq 1$  mg/l; **or**  
72 hr IC50 (for algae):  $\leq 1$  mg/l  
**and**  
the substance is not readily degradable **or**  
the log Pow (log octanol/water partition coefficient)  $\geq 3.0$  (unless the experimentally determined bioconcentration factor (BCF)  $\leq 100$ ).

N, R51-53 *Toxic to aquatic organisms and may cause long-term effects in the aquatic environment*

Acute toxicity: 96 hr LC50 (for fish):  $1 \text{ mg/l} < \text{LC50} \leq 10 \text{ mg/l}$ ; **or**  
48 hr EC50 (for daphnia):  $1 \text{ mg/l} < \text{EC50} \leq 10 \text{ mg/l}$ ; **or**  
72 hr IC50 (for algae):  $1 \text{ mg/l} < \text{IC50} \leq 10 \text{ mg/l}$   
**and**  
the substance is not readily degradable **or**  
the log Pow  $\geq 3.0$  (unless the experimentally determined BCF  $\leq 100$ ).

R52-53 *Harmful to aquatic organisms and may cause long-term effects in the aquatic environment*

Acute toxicity: 96 hr LC50 (for fish):  $10 \text{ mg/l} < \text{LC50} \leq 100 \text{ mg/l}$ ; **or**  
48 hr EC50 (for daphnia):  $10 \text{ mg/l} < \text{EC50} \leq 100 \text{ mg/l}$ ; **or**  
72 hr IC50 (for algae):  $10 \text{ mg/l} < \text{IC50} \leq 100 \text{ mg/l}$   
**and**  
the substance is not readily degradable.

R52 *Harmful to aquatic organisms*

Substances **not** falling under the criteria listed above, but which on the basis of the available evidence concerning their toxicity may nevertheless present a danger to the structure and/or functioning of aquatic ecosystems.

R53 *May cause long-term effects in the aquatic environment*

Substances **not** falling under the criteria listed above, but which on the basis of the available evidence concerning their persistence, potential to accumulate, and predicted or observed environmental fate and behaviour may nevertheless present a long-term and/or delayed danger to the structure and/or functioning of aquatic ecosystems.



For example, poorly water soluble substances, i.e. substances with a solubility of less than 1 mg/l, will be covered by these criteria if:

- the substance is not readily degradable; **or**
- the log Pow  $\geq 3.0$  (unless the experimentally determined BCF  $\leq 100$ ).

#### **C14.4: Background to the Assessment Procedure**

##### **C14.4.1: Criteria for classifying a waste as Ecotoxic on the basis of aquatic toxicity**

The Chemicals (Hazard Information and Packaging for Supply) Regulations (CHIP) have specified concentration limits for individual substances and combinations of substances with risk phrases that relate to the aquatic environment.

The calculations provided in CHIP contain 8 equations that consider the additive properties of two or more dangerous substances and serve two purposes

- (i) To determine if a preparation is dangerous for the environment, and
- (ii) To determine the severity of this and assign the appropriate risk phrase(s).

Hazardous waste assessment only requires determination of whether a waste is Ecotoxic (Dangerous for the environment), without determination of the specific risk phrases that might be assigned to that waste. Therefore four of the equations, presented in CHIP for the purpose of assigning risk phrases, have been removed to simplify the assessment.

##### **C14.4.2: Criteria for classifying a waste as Ecotoxic on the basis of terrestrial toxicity**

No criteria are provided here for classifying a waste as Ecotoxic on the basis of terrestrial toxicity.

##### **C14.4.3: Criteria for classifying a waste as Ecotoxic on the basis of danger to the ozone layer.**

The Chemicals (Hazard Information and Packaging for Supply) Regulations (CHIP) have specified concentration limits for individual substances that are a danger to the ozone layer.

##### **C14.4.4: Specific Concentration Limits for Highly Ecotoxic Substances**

Substances which are very toxic to the aquatic organisms (R50 or R50-53) may be assigned specific concentration limits by CHIP. These are incorporated into the assessment methodology.

##### **C14.4.5: Metal Alloys**

Pure metal alloys that are not contaminated with dangerous substances are excluded from the classification process.

##### **C14.4.6: Metal Compounds and Table 3.2 of the CLP, Note 1.**

This assessment procedure is based on CHIP and uses the concentration limits from table 3.2 of the CLP. Certain metal compounds are assessed on the basis of the metallic element (cation), rather than compound, concentrations. Table 3.2 of the CLP identifies these by assigning 'Note 1' to the concentration limits.

*'Note 1 - The concentration stated is the percentage by weight of the metallic element calculated with reference to the total weight of the preparation.'*

This applies, for example, to the 'general' compound entries for Antimony, Arsenic, Cadmium, Inorganic Mercury, Organic Mercury, Lead and a number of specific compound entries for Cadmium, Cobalt, and particularly Lead. Note that the 'general' compound entries should only be used where the specific compounds are not listed separately and the scope of the entries permit their use.

Where the metal compound, or worst case compound, identified in the waste is assigned Note 1 (in the concentration field of its entry in table 3.2 of the CLP) then the cation concentration of the metal can be used for this assessment.

## **C14.5: Procedure for Assessment of Hazardous Property H14**

The assessment procedure is presented in the decision tree, Figure C14.1, and supported by the explanatory text below.

### **C14.5.1: Step 1: Is the composition of the waste known or can it be determined?**

The calculation method presented in the following steps (C14.5.2 to C14.5.10) should be used for the determination of the hazardous property H14 Ecotoxic. Where possible, the compound speciation should be determined using chemical analysis, knowledge of the process or activity that produced the waste, information/literature available concerning similar wastes/processes, and where applicable information from material safety data sheets. Where this is not possible then the worst-case compound speciation in terms of ecotoxic properties must be determined, considering and relevant information, for the waste in question.

See 14.4.6 for the assessment of wastes containing metal compounds. In some cases table 3.2 of the CLP indicates that the metal concentration, rather than compound concentration, should be used.

Ecotoxicity testing is not normally appropriate, apart from in exceptional circumstances where there is no other alternative. The methodologies used must conform to the quality criteria normally applied for substance testing. Further information is provided in C14.7.

### **C14.5.2: Step 2: Does the waste contain dangerous substances with Ecotoxic Risk Phrases ?**

The following assessment considers dangerous substances with the following risk phrases

R50	<i>Very toxic to aquatic organisms</i>
R50-53	<i>Very toxic to aquatic organisms and may cause long-term effects in the aquatic environment</i>
R51-53	<i>Toxic to aquatic organisms and may cause long-term effects in the aquatic environment</i>
R52-53	<i>Harmful to aquatic organisms and may cause long-term effects in the aquatic environment</i>
R52	<i>Harmful to aquatic organisms</i>
R53	<i>May cause long-term effects in the aquatic environment</i>
R59	<i>Dangerous for the ozone layer</i>

If none of the dangerous substances in waste possess any of these risk phrases the waste will not possess the hazardous property H14 Ecotoxic using the calculation method, and the assessment ends here (steps 3 to 10 are not considered).

If the waste contains dangerous substances with Ecotoxic risk phrases proceed to step 3.

### **C14.5.3: Step 3: Does the waste contain an individual substance classified as Ecotoxic at a concentration at or above the generic threshold limits ?**

This step determines whether the waste is Ecotoxic due to the presence of an individual dangerous substances that is classified with the risk phrases listed in C14.5.2

Table C14.5.3 lists the generic threshold limits for individual dangerous substances.

If the concentration of an individual dangerous substance is at or above that listed in Table C14.5.3. then the waste is assigned the hazardous property H14 Ecotoxic (H14) and the assessment procedure ends here (steps 4 to 10 are not considered)

If no individual dangerous substance is present at a concentration at or above that listed in Table C14.5.3 then proceed to step 4.

Table C14.5.3 Generic Threshold Limits (adapted from CHIP)

Classification of the substance	Generic Threshold Concentration for an Individual Substance
R59	≥ 0.1%
R50-53	≥ 0.25%
R51-53	≥ 2.5%
R50 or R52 or R53 or R52-53	≥ 25%

**C14.5.4: Step 4: Does the waste contain an individual substance classified as Ecotoxic at a concentration at or above its substance specific threshold limits?**

Table 3.2 of the CLP provides substance specific thresholds for a small number of listed, and predominantly organic, chemicals. These thresholds indicate the concentration at which Ecotoxic risk phrases apply, and determine which specific risk phrase is allocated. An example is presented below. Where an individual dangerous substance has been assigned a substance specific threshold concentration for any Ecotoxic risk phrase, which is lower than the generic threshold concentration in C14.5.3 above, then the lowest substance specific threshold must be considered.

The waste will possess the hazardous property H14 where the concentration of an individual dangerous substance is at or above its substance specific threshold for any Ecotoxic risk phrase.

If the concentration of an individual dangerous substance is at or above its substance specific threshold then the waste is assigned the hazardous property H14 Ecotoxic (H14) and the assessment procedure ends here (steps 5 to 10 are not considered)

If the none of the substances present in the waste have lower substance specific thresholds, or the individual substance(s) within the waste are not present a concentration at or above these substance specific thresholds then proceed to step 5.

For example table 3.2 of the CLP classifies Mevinphos as:  
 Classn T+: R27/28 N: R50, 53  
 However it also provides specific concentration thresholds for this classification.

**'Concentration Limits'**

N; R50-53: C ≥ 0.0025%  
 N; R51-53: 0.00025% ≤ C < 0.0025%  
 R52-53: 0.000025% ≤ C < 0.00025%

From this it can be seen that a material containing Mevinphos would be assigned Ecotoxic risk phrases when the concentration of Chemical was at or above 0.000025% or greater.

So, 0.000025% is the substance specific threshold for Mevinphos.

Where the concentration of Mevinphos is at or above 0.000025% the waste will possess the hazardous property H14 Ecotoxic.

**C14.5.5: Step 5: Remove dangerous substances below the trace impurity thresholds concentrations from further consideration.**

Where an individual dangerous substance is present at a very low concentration it can be excluded from further consideration. This simplifies the subsequent calculations.

The concentration criteria are based on compounds, and are not normally applicable to anion or cation concentrations (see 14.4.6). The concentration of worst case scenario compounds, must be determined for anions and cations before applying this step.

Individual Dangerous substances can be excluded from consideration in the steps 6 to 10 where the concentration of the individual dangerous substance is lower than that provided in the table below for the risk phrase(s) assigned to that substance.

Category of Danger of the Substance	Classification (Risk phrases)	Concentration to take into consideration (%w/w)
Dangerous for the environment N	R50-53, R51-53, R50	≥ 0.1
Dangerous for the environment	R52-53, R52, R53	≥ 1.0

(Note: substance specific thresholds are not considered in step 5 because they have already been considered in step 4)

**C14.5.6: Step 6: Does the waste contain two or more substances that are classified as dangerous for the environment with aquatic risk phrases?**

The additive equations are only used where two or more ecotoxic substances are present.

This step, and the following steps (7, 8, 9 and 10), consider wastes that contain two or more dangerous substances that are

- classified as dangerous for the environment, and
- Present in concentrations at or above the trace impurity thresholds (C14.4.5).

If, at this stage of the assessment, the waste does not contain two or more Ecotoxic substances (at or above trace impurity threshold levels) then the waste will not be hazardous, and the assessment ends here (steps 7 to 10 are not considered).

If the waste does contains two or more substances (at or above the trave impurity threshold levels) then proceed to step 7.

For the purposes of this step only those substances with risk phrases related to the aquatic environment are considered. (R50, R50-53, R51-53, R52, R52-53, R53).

Those substances classified as dangerous for the environment by R59 have been assessed in steps 3 and 4. The R59 risk phrase is therefore excluded from step 6 onwards.

**C14.5.7: Step 7: Is the waste classified as Dangerous for the Environment as a result of Equation 1?**

If the waste does not contain more than one dangerous substance classified as R50-53, R51-53 or R52-53 then go to step 8.

This equation considers whether the waste is dangerous for the environment due to the additive properties of two or more dangerous substances that cause the waste to be both '*harmful to aquatic organisms*' and to potentially cause '*long-term effects in the aquatic environment*'.

Equation 1: A waste is dangerous for the environment (H14 Ecotoxic) if:-

$$\Sigma \left( \frac{P_{N, R50-53}}{0.25} + \frac{P_{N, R51-53}}{2.5} + \frac{P_{N, R52-53}}{25} \right) \geq 1$$

Where:-

- $\Sigma$  is the sum total of the (.....)
- $P_{N, R50-53}$  is the total concentration of dangerous substances classified as R50-53
- $P_{N, R51-53}$  is the total concentration of dangerous substances classified as R51-53
- $P_{N, R52-53}$  is the total concentration of the dangerous substances classified as R52-53
- Concentrations are expressed as w/w percent.

If the result of Equation 1 indicates that the waste is Ecotoxic the assessment ends here, and steps 8 to 10 are not considered. Otherwise proceed to step 8.

**C14.5.8: Step 8: Is the waste classified as Dangerous for the Environment as a result of Equation 2?**

If the waste does not contain more than one dangerous substance classified as R50 or R50-53 then go to step 9.

This equation considers whether the waste is dangerous for the environment due to the additive properties of two or more dangerous substances that are '*Very toxic to aquatic organisms*'.

Equation 2 : A waste is dangerous for the environment (H14 Ecotoxic if:-

$$\Sigma (P_{N, R50} + P_{N, R50-53}) \geq 25\%$$

Where

- $\Sigma$  is the sum total of the (.....)
- $P_{N, R50}$  is the total concentration of dangerous substances classified as R50
- $P_{N, R50-53}$  is the total concentration of dangerous substances classified as R50-53
- Concentrations are expressed as w/w percent.

If the result of Equation 2 indicates that the waste is Ecotoxic the assessment ends here, and steps 9 and 10 are not considered. Otherwise proceed to step 9.

**C14.5.9: Step 9: Is the waste classified as Dangerous for the Environment as a result of Equation 3?**

If the waste does not contain more than one dangerous substance classified as R52 then go to step 10.

This equation considers whether the waste is dangerous for the environment due to the additive properties of two or more dangerous substances that are '*Harmful to aquatic organisms*'.

Equation 3: A waste is dangerous for the environment if:-

$$\Sigma (P_{N, R52}) \geq 25\%$$

Where

- $\Sigma$  is the sum total of the (.....)
- $P_{N, R52}$  is the total concentration of the dangerous substances classified as R52
- Concentrations are expressed as w/w percent.

If the result of Equation 3 indicates that the waste is Ecotoxic the assessment ends here, and step 10 is not considered. Otherwise proceed to step 10.

**C14.5.10: Step 10: Is the waste classified as Dangerous for the Environment as a result of Equation 4?**

Equation 4 considers whether the waste is dangerous for the environment due to the additive properties of two of more dangerous substances in the waste that *'may cause long-term effects in the aquatic environment'*.

Equation 4 A waste is dangerous for the environment if:-

$$\Sigma ( P_{N, R53} + P_{N, R50-53} + P_{N, R51-53} + P_{N, R52-53} ) \geq 25\%$$

Where

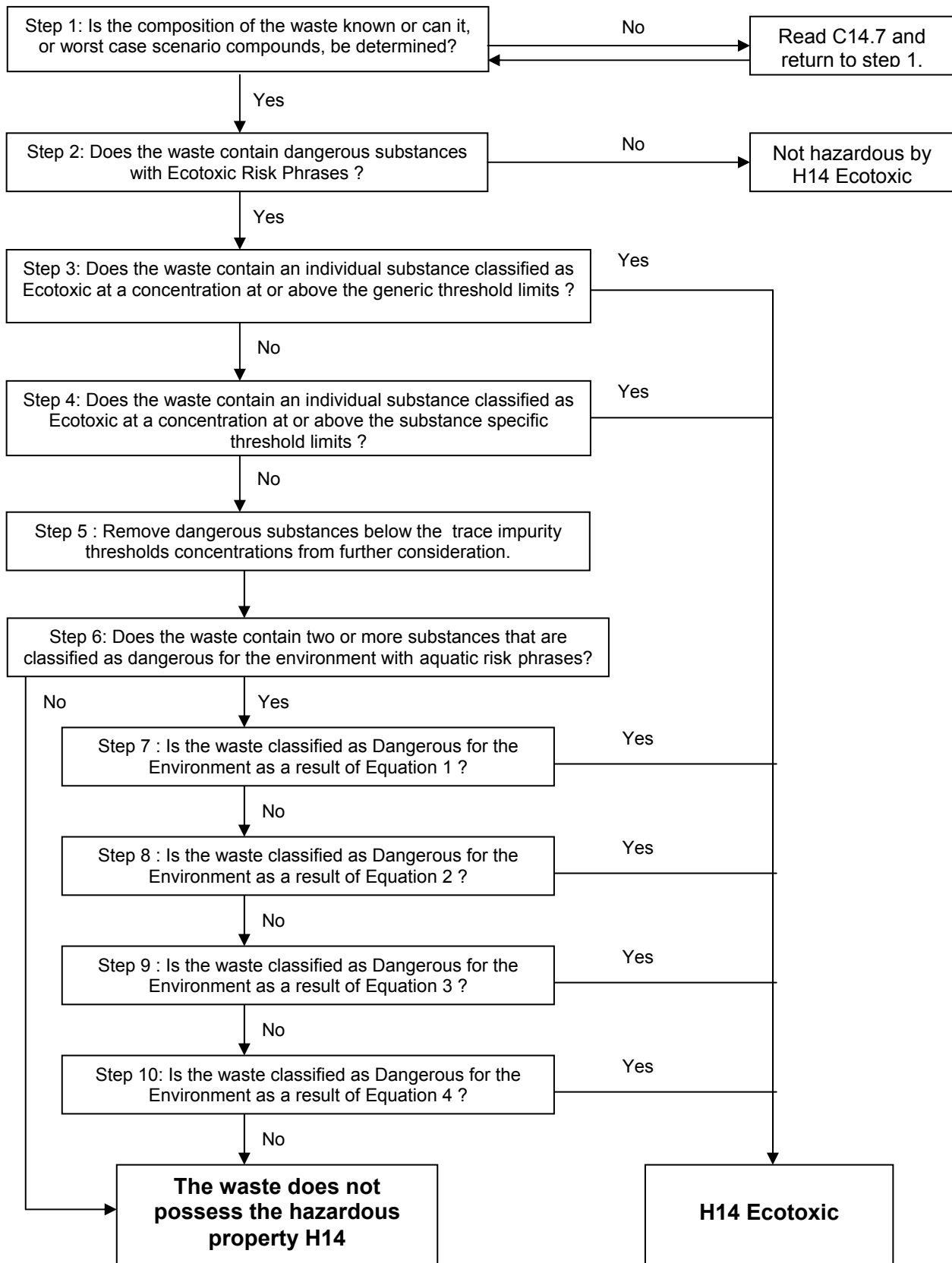
- $\Sigma$  is the sum total of the (.....)
- $P_{N, R53}$  is the total concentration of the dangerous substances classified as R53
- $P_{N, R50-53}$  is the total concentration of the dangerous substances classified as R50-53
- $P_{N, R51-53}$  is the total concentration of the dangerous substances classified as R51-53
- $P_{N, R52-53}$  is the total concentration of the dangerous substances classified as R52-53
- Concentrations are expressed as w/w percent.

If the result of Equation 4 indicates that the waste is Ecotoxic the assessment ends here.

If the result of Equation 4 indicates that the waste is not Ecotoxic the assessment ends here.

## C14.6 Decision Tree - Ecotoxic

Figure C14.1 sets out the assessment process for Hazard H14 and should only be used in conjunction with the explanatory text in C14.5.



### C14.7 Aquatic Toxicity Testing

The scope for using animal testing to assess a waste for the hazardous property H14 Ecotoxic is very limited. We would discourage its use. This is because;

1. testing for the evaluation of the ecotoxicity **must** be carried out on all three species (algae, daphnia, fish), in compliance with the criteria of Annex VI to Directive 67/548/EEC. A waste can only be determined to be non-hazardous by Ecotoxic if all three species have been tested. A positive (Ecotoxic) test result for a single species would however negate the need for testing on the other two
2. These test methods may have limitations when applied to partially soluble or insoluble wastes that could require fundamental alterations to test methodology. This will reduce the value of the results obtained.
3. Testing on fish is a 'regulated procedure' that uses a 'protected animal' and falls within the scope of the Animals (Scientific Procedures) Act 1986. Regulated procedures can only be authorised and performed if there are no scientifically suitable alternatives that
  - replace animal use,
  - reduce the number of animals needed, or
  - refine the procedures used to cause suffering.

In addition the likely benefits (to humans, other animals or the environment) must be weighed against the likely welfare costs to the animal involved.

So, testing a waste to identify whether it possesses H14 can only be considered where it can be demonstrated that there is no other alternative to animal testing.

The calculation method, published in the guidance, for hazardous waste assessment of H14 provides a suitable alternative to such testing. We consider that the use of worst case scenario compounds is appropriate to support this. We would also indicate that further or more specialist chemical analysis, for example X-Ray Diffraction (XRD), may be used to determine speciation in support of the calculation method. The assessment criteria presented here also enable the direct use of metal cation concentrations (C14.4.6) in certain circumstances.

So, testing for H14 is not provided as part of the assessment methodology presented here.

In exceptional circumstances, where it can be clearly demonstrated that :

- current analytical techniques would be unable to determine the composition of a waste to a level sufficient to inform the use of worst case scenario compounds, or
- the risk phrases that are applicable to the components (including worst case scenario compounds) of the waste are not adequately known such that the above calculation approach cannot be used. (This would not apply where applying the calculation approach to those components where the risk phrases are known is sufficient to identify that the waste is Ecotoxic),

then further advice should be sought from the Agencies.

We would recommend in these circumstances that a precautionary approach of classifying the waste as hazardous should be considered as a possible alternative to conducting animal testing.

Where testing is considered appropriate, the test methods used must be EC Test methods C1, C2 and C3. Where a Water Accommodated Fraction is used, the results must be related to the measured equilibrium mass in solution (e.g. dissolved) to which the organisms are exposed during the test period. The 'loading rate' used to prepare the W.A.F. must not be used.





## Appendix C:

# C15 Assessment of Hazard H15: Can the Substance Produce Another Hazardous Substance after Disposal?

### C15.1 Definition

Annex III of the rWFD defines H15 as:

“Waste capable by any means, after disposal, of yielding another substance, e.g. a leachate, which possesses any of the characteristics listed above”

i.e. that could produce another substance which would exhibit one or more of the hazards H1 to H15.

### C15.2 Risk Phrases

The hazard applies if the waste contains substances that degrade to form; (or react with) other wastes or substances to produce; (or produce on combustion) other substances with any of the properties H1 to H14, at or above the appropriate threshold concentrations.

H15 may arise from reaction with a substance which is already allocated a risk phrase, or a substance may be produced which may be allocated a risk phrase. Most risk phrases are assigned to hazards already, so the likelihood of a hazard H15 arising by this route is small. However, there are a number of unassigned or associated risk phrases which may cause hazard H15 to arise.

The most likely are:

- R1 *Explosive when dry*
- R4 *Forms very sensitive explosive metal compounds*
- R5 *Heating may cause explosion*
- R6 *Explosive with or without contact with air*
- R16 *Explosive when mixed with oxidising material*
- R18 *In use may form flammable/explosive vapour-air mixture*
- R19 *May form explosive peroxides*
- R44 *Risk of explosion if heated under confinement*

### C15.3 Typical Substances

Some examples of wastes and treatment routes which could give rise to H15 are:

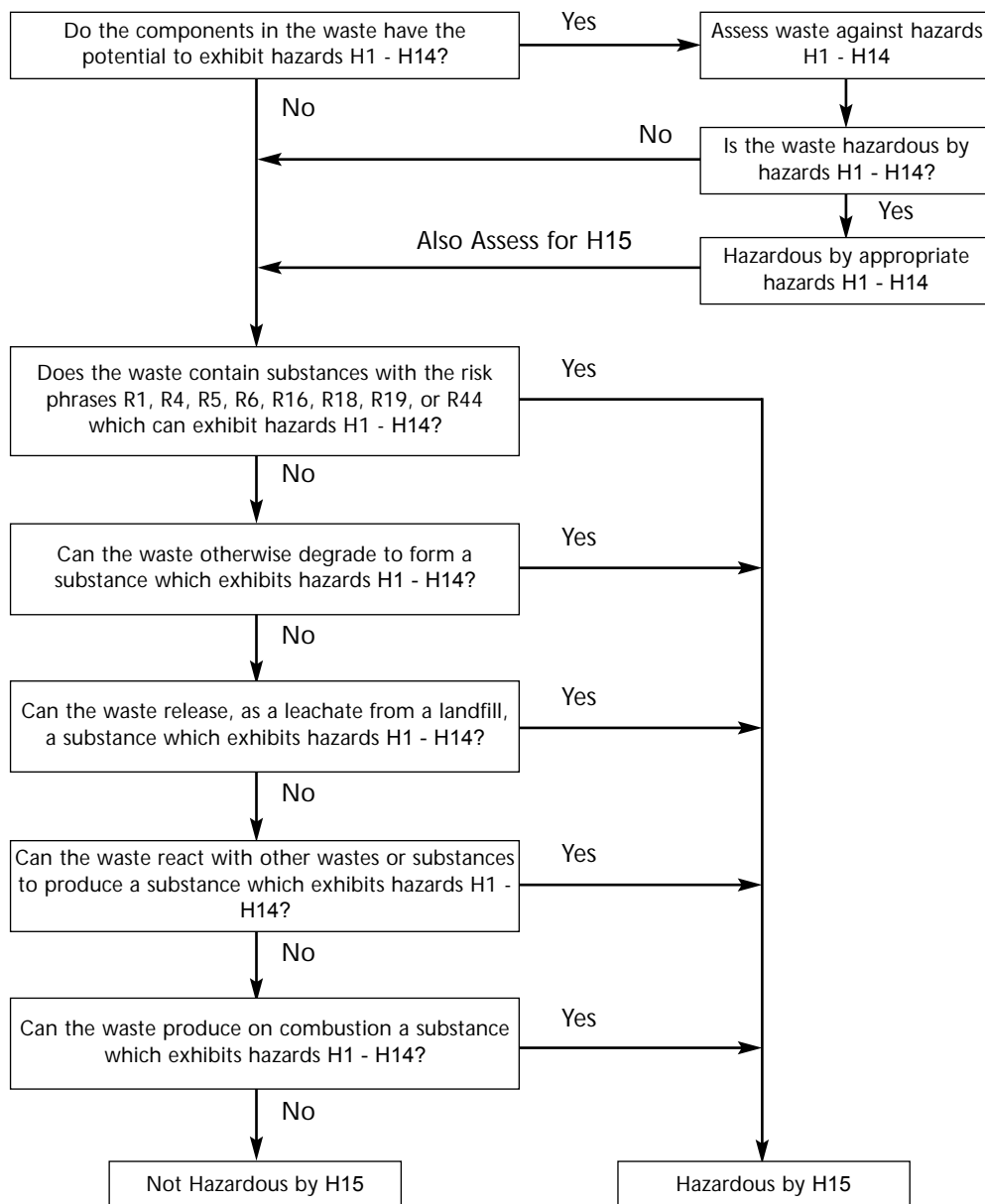
- Storage. This may apply to substances with the risk phrases listed above. However, most explosive substances and preparations are not directive or controlled waste, and the assessment process should take into account whether the term “explosive” is used in the strict sense (the definition of the 1875 Act) or more loosely (e.g. R19, where peroxides are oxidising substances and the term explosive relates to the extreme rate of reaction).

- Incineration. This may apply, for example, to organic wastes containing chlorine that in uncontrolled combustion liberate hazardous amounts of dioxins (very toxic, hazard H6) or hydrochloric acid (corrosive, hazard H8).
- Accidental mixing of incompatible materials during chemical treatment. This may apply, for example, to aluminium wastes treated with alkali metal hydroxide solutions, when hydrogen gas is produced (flammable, hazard H3).
- Landfill, anaerobic digestion or composting. The chemical composition of leachates/digestates produced by these disposal routes is normally below threshold levels for other hazards.

#### C15.4 Decision Tree

Figure C15.1 sets out the assessment process for the Hazard H15.

Figure C15.1: Decision Tree for the Assessment of Hazard H15



#### C15.5 Test Methods and Limiting Concentrations

The test methods and limiting concentrations for hazards H1–H14 are set out in Appendices C1–C14.

For certain substances and preparations the limiting concentrations for hazard H15, may be calculated from the expected reaction and the likely concentration or production rate of new substance that will be produced. This can then be assessed against the available limits for hazards H1 to H14.

In the case of waste combustion, the likely products may be evaluated and concentrations estimated. The combustion product of the waste can be assessed for hazards H1 to H14.