

The German BITUMEN Forum, An Alliance for Occupational Safety and Health

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Summary

The possible health hazards of fumes and aerosols from bitumen have been subjects of discussion for several years partly because there is often no clear distinction made between the use of the terms “tar” and “bitumen.” In addition, the German occupational exposure limit for fumes and aerosols emitted from hot bitumen is a technical guidance value, which reflects technical feasibility and is not primarily based on toxicological findings.

A concerted effort by all the participating associations and institutions of the BITUMEN Forum has resulted in a rationalization of the debate on classification and threshold limit for bitumen. Moreover, the forum is considered to be a model for an industry regulator by which clearly defined problems are jointly approached and, in the real sense of an “alliance for occupational safety and health,” jointly solved. This report presents the starting point for the BITUMEN Forum, explains the completed and current work, and addresses the relevance of the Forum as an alliance for occupational safety and health.

Situation in the mid 1990s

Since 1977, bitumen has been listed as a suspected carcinogen in the list of occupational exposure limit (MAK) and biological monitoring guidance (BAT) values issued by the Senate Commission for the Investigation of Health Hazards of Chemical Compounds in the Work Area of the Deutsche Forschungsgemeinschaft (German Research Council). In contrast to the current European Union (EU) lists in which bitumen is not listed, the national threshold limits and classification published in the "Technischen Regeln für Gefahrstoffe" (TRGS) 900 and 905 (Technical rules for hazardous substances) are legally binding in Germany. The Ministry for Labour and Social Affairs is advised on this matter by the Ausschuss für Gefahrstoffe (AGS) (Hazardous Substances Committee). For a long time, bitumen was classified in the TRGS as a suspected carcinogen, hence its inclusion in the MAK list was automatically adopted by the AGS at the start of the 1990s. By the middle of 1996, it was known that even according to EU criteria, bitumen would remain in the group of suspected carcinogens. At the same time, threshold limits in air for fumes and aerosols arising from work with hot bitumen were on the agenda for approval by the Ministry for Labor and Social Affairs in Germany.

The German threshold limits for bitumen fumes and aerosols were assigned in autumn 1996. AGS decided at that time that the threshold limit in air of 15 mg/m³ would be reduced to 10 mg/m³ on Jan 1, 2000 if, by June 30, 1999, no results of measurements were presented that were contradictory to a reduction in the limit. The conditions for setting these threshold limits were not completely agreeable to all parties. The database was not satisfactory, and the fixing of a threshold limit on empirical grounds for a noncarcinogenic substance also caused confusion. There were signs that a similar situation was developing with bitumen as occurred with synthetic mineral fibers (SMF). Here, the producers have tried judicially to prevent classification of their SMF products. The arguments between producers, occupational safety officers and Germany went through several legal proceedings up to the EU (BMA, 1996).

In the case of bitumen, on one side the occupational safety officers and users of the substance wanted clarification of the possible health hazards and, on the other side, the producers repeatedly referred to various inconclusive toxicological studies which represent the basis for classification but do nothing to ensure confidence.

BITUMEN Forum

Resulting from this unclear situation and following encouragement from the Ministry for Labour and Social Affairs, the BITUMEN Forum was formed at the beginning of 1997. All institutions whose members have interest in or are responsible for applications of bitumen or bituminous products are represented in the forum. These include: Producers of bitumen (those companies affiliated with the Arbeitsgemeinschaft der Bitumen-Industrie e.V. (ARBIT)), the bitumen industries working group, producers of bituminous products such as asphalt, bitumen sheeting and foils, bitumen waterproofings and roof

waterproofings, bituminous emulsions or solventbased bituminous products, producers of products that are linked with bitumen in the application etc., and users of these products such as roofing contractors, road construction crews and other construction companies. In addition, relevant institutions for occupational safety and health and trade unions are also represented in the BITUMEN Forum.



The forum is working on an extensive program to establish the best possible basis for assessing possible health hazards arising from handling bitumen at the workplace. In addition to the work listed below, which to a large extent is completed, attempts are being made through publications and presentations about bitumen to clarify the fundamental differences between tar and bitumen.

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Many important aspects of the following coordinated projects of the BITUMEN Forum have already been completed:

- Determination of the constituents of the different bitumen produced in Germany
- Measurement of fumes and aerosols arising from work with hot bitumen
- Animal experiments on inhalation of fumes and aerosols from bitumen
- The search for suitable protective gloves for use in handling bituminous emulsions and solvent based bituminous products (Deutsche Bauchemie, 1999)
- The German part of a Europe wide epidemiological study of the frequency of cancer in “bitumen workers”
- Possible absorption of bituminous constituents through the skin when dealing with cold bituminous products
- Investigation into dermal absorption of certain constituents from fumes and aerosols released from hot bitumen
- Effects of exposure on the respiratory system when laying mastic asphalt
- The possibility of developing low emission application processes

In the following pages, the individual projects are briefly reviewed and the importance of the aspects of collaboration of the alliance for occupational safety and health is outlined.

The work mentioned is financed almost 90 percent by the bitumen producers. The remaining funding is provided by other members of the forum who, by their contribution, are also actively involved in the studies.

Fumes and aerosols from working with hot bitumen

Determining of the concentration of fumes and aerosols arising from handling hot bituminous substances has been the main priority of the forum’s work up to now. With

the results of these measurements it was possible to show how exposures to fumes and aerosols from bitumen vary with production and different uses – rolled (road) asphalt, mastic asphalt, bitumen sheeting, fillers and others (see Table 1).

Table 1: Use of bitumen in Germany (per 1000 kg in 1998)

Rolled asphalt	2,500,000	(74.5%)
Bitumen sheeting, foils	700,000	(20.9%)
Cold bitumen	100,000	(3.0%)
Mastic asphalt, manual laying	32,000	(1.0%)
Mastic asphalt, mechanical laying	17,000	(0.5%)
Hot bitumen	4,000	(0.1%)
Total	3,353,000	(100.0%)

In the production of bitumen and the production and transport of asphalt products, concentrations are in part actually less than 10 mg/m³. This also is true for production and heat sealing of bitumen sheeting. The significant effect of working temperature, especially for mastic asphalt (“Gussasphalt” in German) work, becomes apparent. In road paving – with a maximum laying temperature of approximately 180°C – the highest exposures are between 10 mg/m³ and 12 mg/m³ for fumes and aerosols from bitumen. But for mastic asphalt work – with a laying temperature of approximately 250°C – the exposures are more than 50 mg/m³.

With these results now forming a very good database, the Hazardous Substances Committee passed in May 2000 a new reduced threshold limit in air for fumes and aerosols from bitumen of 10 mg/m³.

The threshold limit, however, is temporarily deferred for workers who experience the greatest exposure to fumes and aerosols from bitumen – those working with hot mastic asphalt. These workers are currently undergoing selective occupational health monitoring. A group of about 50 employees who work with mastic asphalt are being intensely examined to determine possible effects of exposure to fumes and aerosols from bitumen. This action was initiated by the BITUMEN Forum (see “Examination of employees working with mastic asphalt”).

Table 2: Specifications of exposure to bitumen (95 percentile in mg/m³.)

Production of bitumen	3.0	Manual work with mastic asphalt	
		Filling in, outdoors	15.0
Production of bitumen sheeting	4.3	Filling in, indoors	38.0
		Transporting in barrow, indoors	53.2
Production and transport of asphalt		Transporting in bucket, indoors	12.8
Control center	0.8	Smoothing, outdoors	8.2
External area	0.7	Smoothing, indoors	35.9
Transport of asphalt	4.3		
Using rolled asphalt in road building		Mechanical laying of mastic asphalt	
Paver operator	12.2	Charger on the mixer (tapster)	56.7
Screed operator	10.1	Screed operator	43.1
Roller driver	2.9	Smoother	13.4
Use of hot bitumen		Working with joint fillers	
Laying of foamglass	9.7	Charging on the kettle	4.5
		Pouring of hot filler	3.9
Roofing work			
Torching of bitumen sheeting	8.8		
Pouring of hot bitumen	16.0		

Up to now, the BITUMEN Forum has compiled six specifications of exposure (see Table 2; Rühl and Kluger, 2001). These specifications of exposure relate to the working situation and the associated exposures of the workers. By publishing the specifications of exposures, companies have the opportunity to predict concentrations of potentially hazardous substances without having to carry out measurements themselves. The exposures are less dependent on whether the work is completed indoors or outdoors but primarily influenced by the working temperature of the bitumen.

This connection makes it interesting that there is a variation in the proportion of fume to aerosol with increased laying temperature (see figure 1). By means of Figure 1, an explanation can be given for the U.S. threshold limit of 0.5 mg/m³ being only conditionally comparable with the German limit. On no account is the U.S. threshold limit 20 times more severe than the current German limit of 10 mg/m³. Whereas the German threshold limit covers fumes and aerosols and it makes no difference that at different bitumen working temperatures there are marked differences in the proportions of fume to aerosol, the U.S. limit relates only to the aerosol fraction.

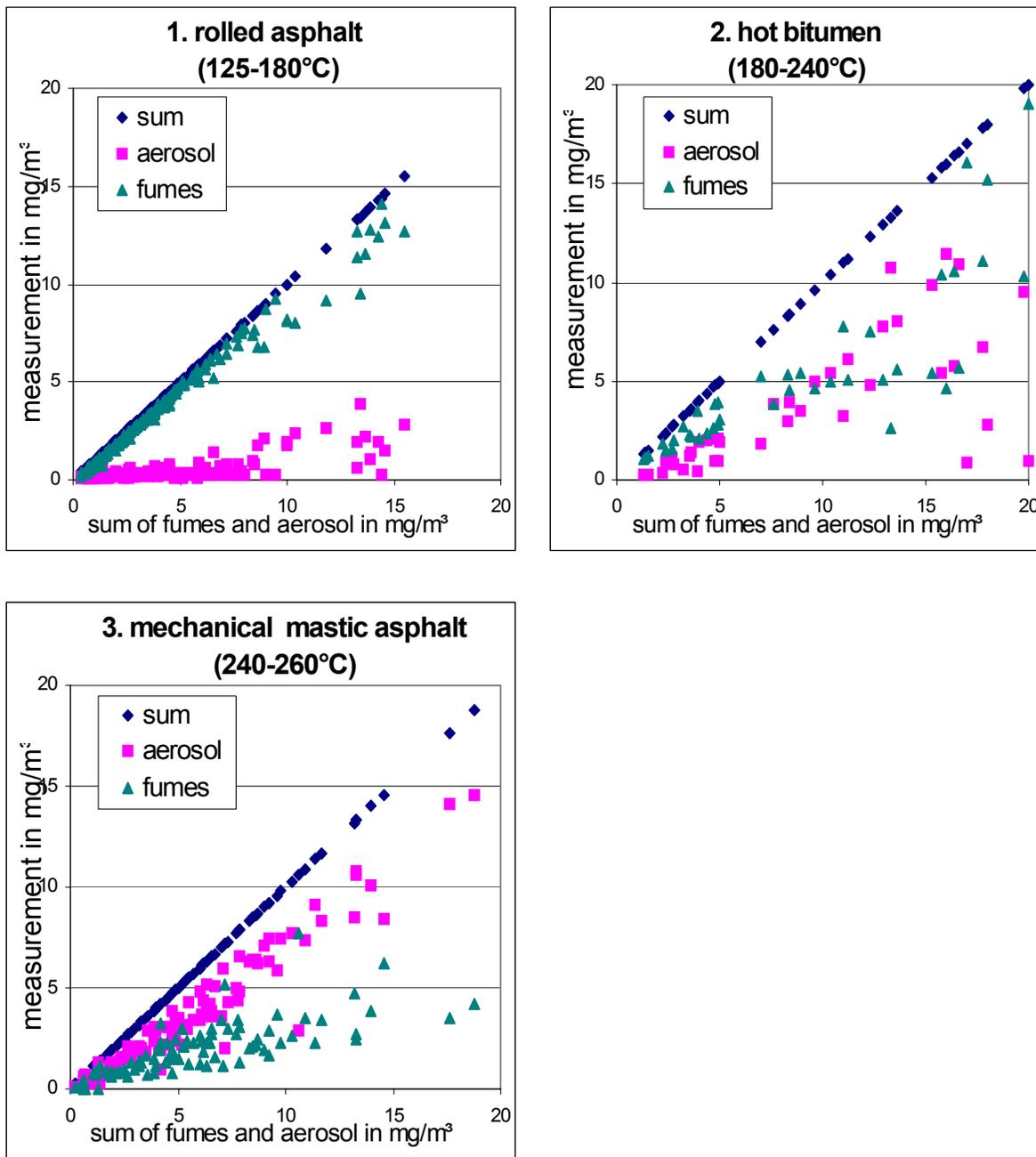


Figure 1: Comparison of the proportions of fumes and aerosol concentrations from hot bitumen.

1. Working with rolled asphalt in road paving.
2. Working with hot bitumen in pouring process.

- Mechanical working with mastic asphalt in road paving. The diagram shows only values up to 20 mg/m³ in the cited working temperature range.

Hence, at temperatures below 180°C, only a small proportion of the emissions from bitumen is registered when applying the analytical methods commonly used in the United States for monitoring workplace air. As Figure 1 shows, at this temperature the emissions are primarily fumes. This figure also illustrates that the aerosol concentrations for rolled asphalt and heat sealing of bitumen sheeting are in many instances at or below the detection limit.

Limit values in different countries:

Norway (www.lovddata.no/rsk/dat/at-361.html)

8052-42-4 Asphalt (royk) 5mg/m³

Finland (www.occuphealth.fi/ttl/projekti/htp/english/m-p_eng.htm)

Organic dust (also for bitumen fumes) 5mg/m³ (15 min-value 10mg/m³)

Denmark (<file:///DI/Verordnung/LGW-AUS/DK-a.htm>)

Bitumenrog (2000) 1mg/m³

Netherland

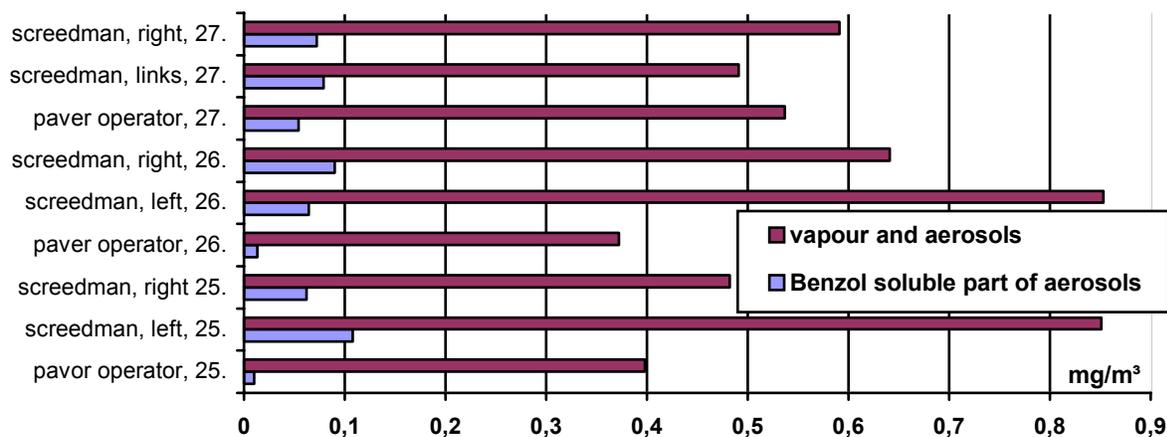
8052-42-4 Asphaltrook (bitumineus) 5mg/m³

Great Britain

8052-42-4 Asphalt, petroleum fumes 5mg/m³ (15 min-value 10mg/m³)

Spain (www.mtas.es/insht/practice/vla1.htm)

8052-42-4 Asfalto (petróleo) humos 5mg/m³



Measurements comparing the United States (benzol soluble part of aerosols) and the German procedure (fumes and aerosols) (Fa.Shell)

Polycyclic aromatic hydrocarbons in bitumen

Because the debate about possible hazards from fumes and aerosols emitted when working with hot bitumen is concentrated on the small quantities of polycyclic aromatic hydrocarbons (PAH) that bitumen contains, the concentrations of these substances were also determined.

The results of the study to determine the major constituents of bitumens used in Germany (tables 3 and 4; Knecht et al., 1999) clearly show that there are considerable differences in the content of the PAH main constituent, Benzo[a]pyrene (BaP). However in bitumens from petroleum the content is approximately 2 mg/kg, and in tars from coal, it is approximately 5 g/kg, i.e. a factor of 2500 times greater.

The content of BaP in bitumen is maximum 2 mg/kg - 3 mg/kg, which clearly is well under the 50 mg/kg limit, which, according to the German Hazardous Substances Regulation, classifies substances as carcinogenic.

Table 3: Average content of BaP and PAH (see Table 4; Knecht et al., 1999)

Bitumen type	HB 90/100	B 45	B 65	B 80	B 200	85/25	95/35
B[a]P (mg/kg)	1.20	2.08	1.71	1.41	1.78	1.68	2.74
Σ PAH (mg/kg)	29.96	29.77	26.74	25.54	32.13	52.16	93.55

Moreover, from an occupational health and safety perspective, the content of PAH or rather BaP is less important than the quantity released while working with the material. In the earlier standard practice of using tar as the binding agent in rolled asphalt, up to 50 µg/m³ BaP was released (HVBG, 1999). Using very sensitive measuring systems, BaP maximum concentrations of only 0.1 µg/m³ could be determined for work with rolled asphalt. For workers exposed to the highest levels, those working with mastic asphalt, 0.51 µg/m³ was measured in an extreme case.

Table 4: PAH and sulphur-PAH in bitumen, determined by Knecht et al. (1999)

2-ring systems	4-ring systems	Benzo[b + k]fluoranthene
Naphthalene	Benz[a]anthracene	Dibenz[a,h]anthracene
1-Benzothiophene	Benzo[b]naphtho-[2,1-d]-thiophene	
3-ring systems	Fluoranthene	6-ring systems
Anthracene	Chrysene	Benzo[g,h,i]perylene
Acenaphthene	Pyrene	Indeno[1,2,3-cd]-pyrene
Dibenzothiophene	5-ring systems	
Fluorene	Benzo[a]pyrene (BaP)	
Phenanthrene	Benzo[e]pyrene	

Even with milling of bituminous materials, the BaP concentrations in dust are markedly lower than those determined by the removal of substances containing tar (e.g. tar adhesive). When milling of mastic asphalt using diesel vehicles, a concentration of $0.099\mu\text{g}/\text{m}^3$ BaP was determined. On the other hand, $50\mu\text{g}/\text{m}^3$ to more than $100\mu\text{g}/\text{m}^3$ BaP was measured by the manual removal of tar-based parquet adhesive.

Overall, it can be maintained that with the current use of bituminous materials the PAH exposure is several magnitude levels lower than that with the earlier use of tar.

Inhalation Studies

The Fraunhofer Institute for Toxicology and Aerosol Research, Drug Research and Clinical Inhalation (ITA) in Hanover has been commissioned to conduct a long-term study on the carcinogenic potential of fumes and aerosols from bitumen inhalation exposure. This study consists of a two-year exposure of experimental animals (rats) to three different concentrations of fumes and aerosols from bitumen. The test atmosphere is similar to that of a typical workplace. The chemical composition is used as a criterion for comparing the test atmosphere with typical fume exposures at workplaces. Special emphasis is placed on PAHs with high boiling points. The toxicological assessment will be based on the measurements of relevant biological endpoints.

The study is divided into three phases: 1) technical study; 2) 90-day subchronic study; and 3) final inhalation carcinogenicity study which lasts 24 months. The technical study, which has been completed, was designed to develop and validate a fume generation method. In summary, fumes existing in large-scale heated storage tanks was first sampled and passed through a condenser. Next, the collected fume condensate is re-aerosolized in an evaporation condensation generator. This method is particular suitable for the final inhalation study because the particle sizes can be controlled and the exposure concentrations varied. The inhalation exposure atmosphere created is thus similar to that of humans.

The 90-day subchronic study, in which the final doses were determined, has also been completed, and the long-term two-year study will begin in 2002.

Human skin exposure studies

Through human experimental trials in a test chamber, the impact of dermal resorption following exposure to aerosols and fumes from bitumen has been investigated. Commercial B65 bitumen was used for generation of the bitumen emissions. The air sampling and analysis separately recorded the aerosol and fume emission components as well as the PAH contained in these. Ten lightly-clad nonsmoking males were exposed to bitumen fumes for 8 hours; eight men had fresh air respirators, the other two where without fresh air respirators. Quantifying the dermal or the combined inhalation/dermal resorption was based on bio-monitoring the PAH metabolites of pyrene, chrysene and phenanthrene in urine. The measured bitumen emissions were, on average, $20.4\text{ mg}/\text{m}^3$ with a fume component content of approximately 88 percent. In

the case of the two dermal or rather inhalation/dermal test subjects the sole dermal resorption amounted to approximately 57 percent for pyrene and chrysene and approximately 50 percent for phenanthrene (Knecht et al., 2001).

Examination of employees working with mastic asphalt

Determination of the new threshold limit value for employees working with mastic asphalt by AGS was under the proviso of the BITUMEN Forum providing highly focused occupational health care for these workers. A systematic examination of persons working with mastic asphalt, which includes monitoring the respiratory system or skin within the framework of occupational health care is currently being carried out.

A double track approach is being used to answer the question, "Are there objective criteria for illnesses, problems or adverse effects of the respiratory organs, which are connected with working with mastic asphalt?" In the one approach, an attempt is being made, with help of the associations, for the majority of German employees working with mastic asphalt to undergo medical examinations by the specific trade occupational health service within two years. In the other approach, special far-reaching examinations are being carried out on 50 exposed persons and a similar sized control group.

To gather comprehensive information, doctors register the participant for examination with an anonymous standardized questionnaire. The questionnaire contains the scope of the exposed activity; a brief medical history of problems and previous illnesses; the occupational health assessment of the examining doctor with regard to bitumen fumes and lung diseases or problems; and the smoking habits of the employee. A systematic evaluation will be possible with a corresponding control group whose examination has also begun.

In a second section, a team of 50 persons working with mastic asphalt and 50 control persons will be examined before and after a shift by the Berufsgenossenschaftliches Forschungsinstitut für Arbeitsmedizin (BGFA, BG Research Institute for Occupational Medicine).

With this study, possible chemical irritative effects on the respiratory system and genotoxic effects from mastic asphalt fumes and aerosols when working with hot bitumen will be clarified. A detailed, specific and standardized questionnaire related to work activities and illnesses has been developed and will be used in this study. Before and after work (pre-shift and post-shift) lung function parameters of the employees flank the examination. In addition, at both times, collection of nasal lavage fluids and sputum, as well as blood samples, will determine the possible airway inflammation of the lower and upper airways and genotoxic effects induced by components of mastic-asphalt aerosols. For the genotoxic effects, two parameters (DNA strand breaks and DNA adducts) will be studied in blood samples. For inflammatory and/or chemical-irritative effects the cellular composition and the concentration of soluble mediators of the nasal lavage fluid and sputum samples will be determined. In addition, single nucleoside

polymorphisms (SNPs) of polymorphic enzymes involved in the metabolism of polycyclic aromatic acids will be examined.

Furthermore, the biological monitoring of urine samples will be studied for 1-OH-Pyren, 1-OH-, 2+9-OH-, 3-OH-, 4-OH- and Σ OH-phenanthrene and 6-OH-chrysen with consideration to a specific ambient monitoring.

For determination of the doses and composition of the bitumen exposure atmospheres harmonized tuning was done with the inhalation study of the Fraunhofer ITA.

Reduced temperature asphalt laying

The fundamental reasons for the Hazardous Substances Committee temporarily tolerating the relative high exposure of the mastic asphalt workers were its commitments to provide special intensive care for these employees and the expectation that, in the foreseeable future, marked reductions in exposure for this work are to be achieved.

The activities of the Arbeitskreises Temperaturabsenkung (AKTA) (Temperature Reduction Working Group) of the Research Association for Roads and Transport are of tremendous significance. AKTA is endeavoring to reduce the asphalt laying temperature resulting in energy savings, a reduction in CO₂ output and lowering of emissions. Reduced temperature asphalt laying is therefore the ideal route for occupational safety and health. At present, AKTA is investigating three possibilities to achieve their objective:

- engineering controls
- additives to the bitumen
- additives to the asphalt

It was possible to lay rolled and mastic asphalt with appropriately modified bitumen with considerably reduced emissions. There was a halving of the exposure when modified mastic asphalt was used at 230°C instead of 250°C (Shell, 1999). Some of the laying operations with these asphalts date back more than five years so that already the essential knowledge of the technical quality (e.g. motorway surfaces) can be gathered. Table 5 gives an overview of the exposure data obtained so far.

The technique, based on the addition of (detergent) zeolithites, of laying rolled asphalt at low temperatures seems now to have been perfected. This technique – using the addition of zeolithites, which contain chemically bonded water and lower the mixing and laying temperature, is also promoted by the Federal Department of the Environment in Germany ('Mixing and laying of low temperature asphalt in comparison with asphalt at normal temperatures'). Adding zeolithite does not effect the unlimited capacity for later recycling of the laid road building material. Initial measurements with some laying operations show exposures partly well below 5 mg/m³ for finisher operators and heated blade (screed) operators (without use of engineering controls on the finishers).

Naturally, experience of the long-term behavior of the road surface has to be gathered (Barthel, 2001).

In construction of major roads, marked reductions in exposure are also anticipated in the medium term for the finisher operators through use of automated road finishing machines.

Rolled Asphalt

	conventional asphalt 160°C - 180°C 95 percentile		low temperature asphalt approximately 130°C results until now
Paver operator	12,2 mg/m³		0,4 - 6,6 mg/m³
Screed operator	10,1 mg/m³		0,6 - 5,8 mg/m³

Mastic asphalt, mechanical processing

	conventional mastic asphalt 240°C- 250°C 95 percentile		low temperature mastic asphalt approximately 230°C results until now
Charger on the mixer	56,7 mg/m³		2,2 - 7,8 mg/m³
Screed operator	43,1 mg/m³		3,3 - 11,1 mg/m³

Manual work with mastic asphalt

Residential building conventional mastic asphalt (approximately 250°C)		low temperature mastic asphalt (approximately 230°C)
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Table 5: Comparison of the exposure to fumes and aerosols from bitumen when working with low temperature asphalt as opposed to conventional asphalt

Classification of Bitumen

In the mid 1990s there was a contentious debate about a classifying bitumen as a suspected carcinogen. This was surprising because bitumen had, in fact, many years previously been classified as a suspected carcinogen. From a labor inspector's point of view, classification as a suspected carcinogen (C3) is, in any case, of little consequence. In principle, the same precautions are stipulated for a material that is not suspected of being carcinogenic. Frustration in the debates occurred because definitive studies did not refute the suspicion of causing cancer – while the one incriminating study was originally not disputed. In the study, prepared condensates of fumes and aerosols from American bitumen at 232°C and 316°C, respectively, were dissolved in solvent and over a long period brushed onto the shaved skin of laboratory animals. As a

result, isolated carcinomas formed on the animal skin. However, it is now accepted that such condensates no longer correspond to current developments in technology. The National Institute for Occupational Safety and Health (NIOSH) in the United States, which had carried out this work, now makes a clear distinction and considers that the results from then are no longer generally applicable to current bitumen (NIOSH, 2000).

Initiated by the BITUMEN Forum, the Bitumen Industries study group has finally commissioned an animal study to help clarify the situation by using a common bitumen species. The fumes and aerosols from bitumen used in hot processing and not the bitumen itself are to be assessed. The Fraunhofer ITA has already completed the fume-generation and validation study. In this study, enough condensate was sampled to conduct a 90-day inhalation study with experimental animals, which has also been completed. The results of this study form the basis for the final decisive 24 month study to be started end 2002. The fume generation method developed at the Fraunhofer ITA has found international recognition and similar work is now also being conducted in the USA.

In addition to the histopathological examinations, one main part of the Fraunhofer ITA study consists in analyzing blood and lung cells of the exposed rats. The results of these analyses will then be used for an extrapolation with human biological endpoints that were prepared by the BGFA. Hopefully, the results of such an extrapolation will form the scientific basis for specifications for bitumen exposure.

Fundamental principles of the BITUMEN Forum

Through the collaboration of all concerned associations and institutions in the BITUMEN Forum, the forum is an ideal industry regulator as it is now constituted to solve proposed specific occupational safety and health problems, not only in the area of hazardous substances (Rühl et al., 2002). The advantage of this strategy is that all parties know what they are capable of and must take upon themselves. This can occur more purposefully in this type of industry regulator than when the government intervenes. However, industry regulator is not a competitor to the Hazardous Substances Committee (AGS), which has the last word in the area of hazardous substances. Sector-driven regulation will always be more effective than governmental interventions alone to ensure factory-floor compliance.

The BITUMEN Forum is not limited to a voluntary agreement within the industry as has repeatedly been promoted in recent years in the sphere of environmental politics. In a study by the Zentrums für Europäische Wirtschaftsforschung (ZEW) (Research Centre for European Industrial Research) the following critical points about purely voluntary agreements were found (Bergman et al., 1996):

- there are deficiencies in involvement of groups concerned
- the real objective is often watered down
- there is often a lack of control contingencies
- an offences against agreements in the voluntary pledge often remains without legal consequences

- often harsh economic instruments are shied away from
- there is frequently a lack of commitment and enforcement

A study on industry agreements (N.N., 1999) sponsored by the EU also comes to the conclusion that “with clever wording, the executives of several industrial sectors themselves can hold several back doors open.” According to the authors of the study, faster results often are achieved with less rigid agreements than with tedious legal intentions.

The BITUMEN Forum has taken these findings into consideration by ensuring that:

- all groups concerned with a topic are included
- the objective of an improvement in the information position of bitumen is transparently and verifiably designated
- regular meetings of the forum ensure that undesirable trends are identified and immediately and collectively counteracted; studies will uncover possible deficiencies in the present classification or protective measures
- with the many institutions that support the industry regulator a withdrawal from the forum is more difficult because dealing with the adopted measures would then mean a greater effort for all others
- tough cost-intensive aspects, such as the financing of studies with several million dollars and considerable developments to reduce the laying temperature of asphalt are included
- the listed items are made mandatory through regular publications and reports to AGS

AGS forms the institutional framework for the industry regulator. Much of the Forum’s work is clearly acknowledged by AGS and the Ministry for Labour and Social Affairs through its reference in the TRGS 420 or in the justifications for threshold limits for fumes and aerosols from bitumen. Through the cited papers and, above all, the decision to be made by AGS on a possible reclassification of bitumen (after completion of the animal studies), there is a possibility to react immediately to any shortcomings of the industry regulator.

In addition to this adherence to the national standard, the appointment of dates and documentation of what was achieved with the possibility of showing any deficiencies as required in the ZEW study should be adopted in similar future strategies.

Outlook

On the whole, the BITUMEN Forum is an excellent example on which future solutions to specific occupational safety and health problems can be modelled. As an alliance for occupational safety and health the forum shows the way for similar strategies with other issues. From this aspect, the implementation of the adopted measures will also, because of the collaboration of the many institutions involved, certainly lead to success.

References

1. Barthel, W.: Energieeinsparung und Emissionsminderung beim Herstellen und Einbau von Heiasphalt (Energy savings and emission reductions in the production and application of hot asphalt). *Gefahrstoffe-Reinhaltung der Luft*, 61 (2001) 499 – 503.
2. Bergmann, H.; Brockmann K. L. and Rennings, K.: Mglichkeiten und Grenzen von freiwilligen Umweltschutzmanahmen der Wirtschaft unter ordnungspolitischen Aspekten (Possibilities and limitations of voluntary measures by trade and industry for environmental protection from the legal point of view). Research project from the Research Centre for European Economics (ZEW), Mannheim, 1996.
3. BMA: Bulletin from the Ministry of Labour and Social Affairs (BMA) of 2. September 1996 - III b 1-34940/6 – concerning the TRGS 905 and the TRGS 906, in so far as it deals with dusts from artificial mineral fibres used in insulation. *BArbBl* 10/1996 S. 128-129.
4. Deutsche Bauchemie: Test reports “Protection afforded by protective gloves when handling a bitumen emulsion for cold processing” and “report on testing the protection afforded by protective gloves when handling a solvent based bituminous preparation for cold processing” (1999). Available at www.deutsche-bauchemie.de under 'Verbandsghremien' 'Fachausschuss 4.'
5. HVBG: BK Report BaP-Jahre. Hauptverband der gewerblichen Berufsgenossenschaften, St. Augustin, 1999 (BaP year-report. Federation of the Industrial Trade Associations).
6. Knecht, U.; Stahl, S.; and Weitowitz, H.-J.: Commercially available bitumens: PAH-total content and effect of temperature on emissions under standardized conditions. *Gefahrstoffe – Reinhaltung der Luft* 59 (1999) 429 - 434.
7. Knecht, U.; Walter, D.; Weitowitz, H.-J.: Human-experimentelle Untersuchungen zur dermalen Resorption von Bitumen-Emissionen (Standardized human investigations on the precutaneous absorption of bitumen emissions). *Gefahrstoffe-Reinhaltung der Luft*, 61 (2001) 503 – 506.
8. NIOSH (National Institute of Health and Human Services), Hazard Review. Health Effects of Occupational Exposure to Asphalt. DHHS (NIOSH) Publication No. 2001-110, U.S. Department of Health and Human Services, 2000.
9. N.N.: Selbstverpflichtungen unter die Lupe genommen (Pledges examined). *Arbeit & kologie-Briefe*, Jan. 13, 1999, S. 5.
10. Rhl, R. and Kluger, N.: Bitumen. *Handbuch Bau-Chemikalien* (Handbook of construction chemicals), ecomed-verlag, Landsberg am Lech.
11. Rhl, R.; Lechtenberg-Auffarth, E.; and Hamm, G.: The Development of Process-specific Risk Assessment and Control in Germany. *Ann. Occup. Hyg.*, Vol. 46, pp. 119-125, 2002.
12. Shell: Mastic asphalt with mexphalts HVS. Deutsche Shell AG, 6/1999, Hamburg.