

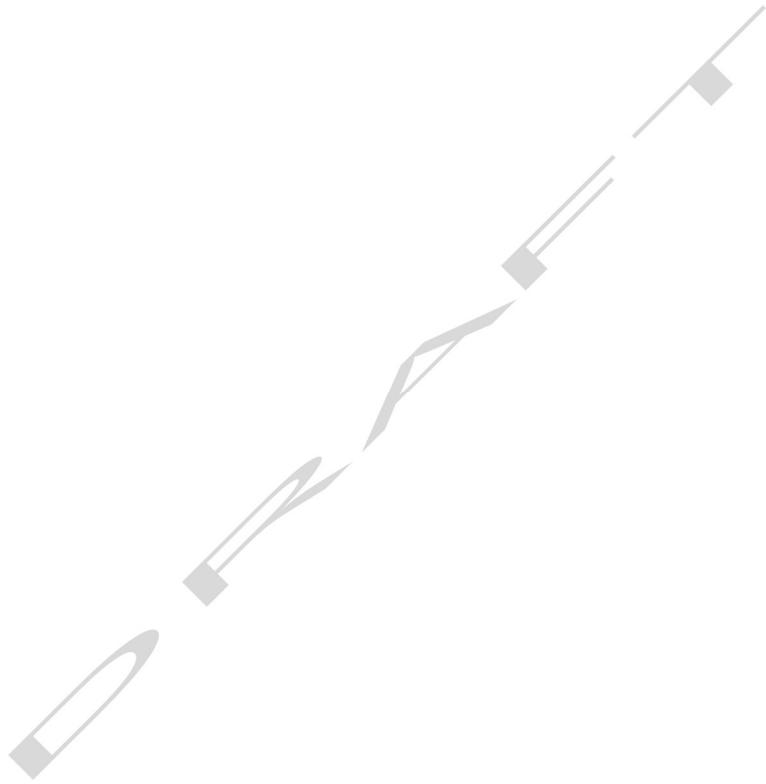
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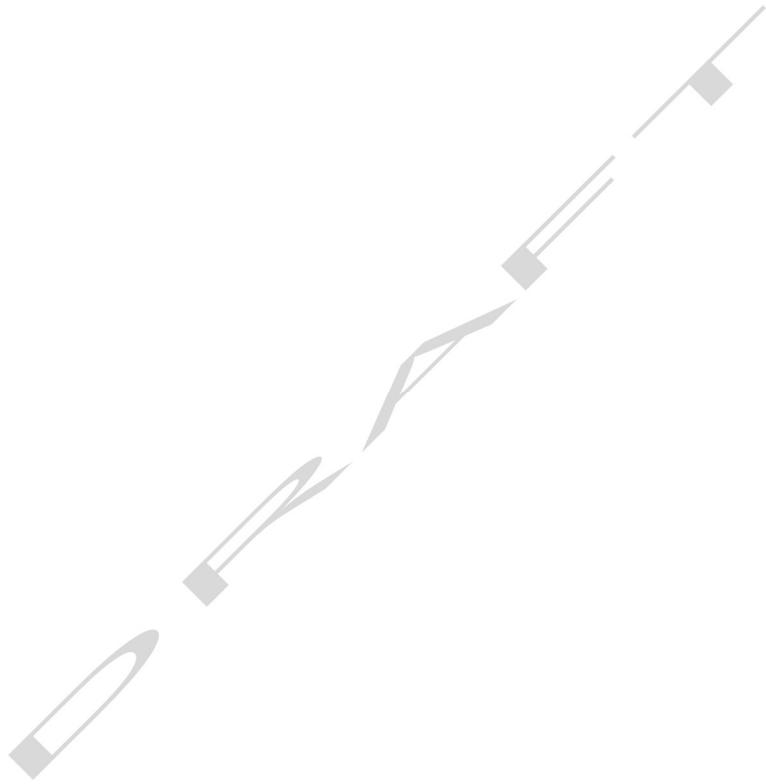
**COMMISSION REGULATION (EU) .../...**

**of XXX**

**amending Regulation (EU) 2022/1616 on recycled plastic materials and articles intended to come into contact with foods as regards the management of the Union register, compliance documentation, and other matters regarding enforcement**

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1 COMMISSION REGULATION (EU) .../...

2 of **XXX**

3 **amending Regulation (EU) 2022/1616 on recycled plastic materials and articles intended**  
4 **to come into contact with foods as regards the management of the Union register,**  
5 **compliance documentation, and other matters regarding enforcement**

6 (Text with EEA relevance)

7 THE EUROPEAN COMMISSION,

8 Having regard to the Treaty on the Functioning of the European Union,

9 Having regard to Regulation (EC) No 1935/2004 of the European Parliament and of the Council  
10 of 27 October 2004 on materials and articles intended to come into contact with food and  
11 repealing Directives 80/590/EEC and 89/109/EEC<sup>1</sup>, and in particular Article 5(1), points (h),  
12 (i), (j) and (k) thereof,

13 Whereas:

- 14 (1) Commission Regulation (EU) 2022/1616<sup>2</sup> ('the Regulation') lays down provisions for  
15 the manufacturing from waste plastic of plastic materials and articles that are intended  
16 to come into contact with food, and for their subsequent placing on the market and use.  
17 The experience gained since its entry into force shows that certain provisions need  
18 further consideration.
- 19 (2) The registration status of decontamination installations has significant impact on the use  
20 of these installations. However, the definitions of the registration status in the  
21 Regulation do not allow to distinguish between different scenarios and do not allow  
22 operators and competent authorities to change the status if the use of their installation  
23 changes. Therefore, it is important for the management of the Union register to clarify  
24 the registration status of installations, and to complement the list of registration status  
25 with categories under which plastic manufactured with an installation may not be placed  
26 on to the market. In addition, unambiguous and enforceable provisions should be  
27 introduced as regards the transitions between registration status.
- 28 (3) A written declaration of compliance issued by the manufacturer accompanies materials  
29 and articles covered by the Regulation. This declaration is provided at all stages to allow  
30 the next business operator in the supply chain to verify and ensure compliance with the  
31 Regulation, maintain traceability and facilitate the work of the competent authorities.  
32 However, the Regulation presently does not clearly require that such declaration  
33 accompanies materials at pre-processing stages and materials and articles in their  
34 finished state. To verify compliance of the plastic input by recyclers as well as at the  
35 final stages of the supply chain by food business operators and retailers, it is essential  
36 that information on origin and compliance is available. However, it is not needed that

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<sup>1</sup> OJ L 338, 13.11.2004, p. 4. ELI : <http://data.europa.eu/eli/reg/2004/1935/oj>

<sup>2</sup> Commission Regulation (EU) 2022/1616 of 15 September 2022 on recycled plastic materials and articles intended to come into contact with foods, and repealing Regulation (EC) No 282/2008, OJ L 243, 20.9.2022, p. 3. ELI : <http://data.europa.eu/eli/reg/2022/1616/oj>

- 37 the declaration is available to consumers to whom information is provided through other  
38 means, like the labelling. The marketing stages at which a declaration of compliance  
39 should be issued in accordance with the Regulation should therefore be clarified by  
40 adding that a written declaration should be issued at all marketing stages excluding the  
41 sale to consumers.
- 42 (4) When issuing a declaration of compliance, operators should have available supporting  
43 documentation demonstrating compliance. This should comprise declarations received  
44 from previous manufacturing stages to ensure traceability, as well as any other  
45 documentation concerning the compliance of the plastic with the Regulation, including  
46 information on the production method used, verification of the recycled content,  
47 analytical tests, analysis of the foreseeable conditions of use, as well as reasoning on  
48 appropriate restrictions on the use of the plastic product placed on the market. Since  
49 recyclers and food business operators should have this information available, it is  
50 appropriate that when requested by the competent authority, it should be submitted  
51 within 10 working days.
- 52 (5) The information requested in Declaration B currently omits the authorisation number  
53 for novel technology. For the purpose of traceability of the recycled plastics and  
54 enforcement effectiveness, this information should be accessible at the converter stage.  
55 Therefore, the template of Declaration B should be amended accordingly.
- 56 (6) Declaration B is not adapted to the needs of operators using post-processed recycled  
57 plastic at their final stage since those plastics may have several constituent parts made  
58 of different recycled plastics. Moreover, assigning a batch number is not needed because  
59 the composition of the plastic is not further modified, and traceability can be adequately  
60 ensured based on received declarations of compliance. Therefore, a new Declaration C  
61 should not require adding batch numbers. To ensure efficient downstream enforcement  
62 it should list the recycling installations used in the manufacture of the constituent parts  
63 with recycled content.
- 64 (7) The Regulation does not require a declaration of compliance issued for the batches of  
65 input material. This makes it difficult for recyclers to ascertain whether the input  
66 material is compliant with the Regulation and to trace the recycled plastic input in case  
67 there are questions over its quality or origin. A Declaration D should therefore be  
68 introduced at all marketing stages of pre-processed plastic. The batches should be  
69 labelled with a batch number to facilitate the identification.
- 70 (8) In certain supply chains pre-processing operations are carried out by different operators  
71 before the pre-processed material becomes suitable as plastic input. In order to ensure  
72 that the material originating from all pre-processing operations complies with the  
73 Regulation, Declaration D should be issued also when partially pre-processed material  
74 is placed on the market.
- 75 (9) The origin and mode of collection of plastic input may affect its contamination level.  
76 However, recyclers could have difficulties in knowing with sufficient certainty the mode  
77 of collection of the plastic and its origin if this is not part of the documentation received  
78 with the plastic input. To facilitate the verification by recyclers and avoid regular official  
79 controls by competent authorities, Declaration D should specify the origin and the mode  
80 of collection of the input material.
- 81 (10) Regulation (EU) No 10/2011 allows explicitly the reprocessing of off-cuts and scraps.  
82 Reprocessing of off-cuts and scraps with recycled content should also be permitted  
83 provided the same requirements for reprocessing as set out under Regulation (EU) No

84 10/2011 apply, and that they are reprocessed within operations carried out as part of the  
85 same recycling technology.

86 (11) Plastic input, recycled plastic, and recycled plastic materials and articles are increasingly  
87 imported in the Union and should comply with the Regulation when placed on the Union  
88 market. To prevent that non-compliant materials are released into free circulation on the  
89 Union market, to maintain traceability to the origin of the imported materials and to  
90 ensure the effective enforcement of the Regulation, it is appropriate to require that the  
91 customs authorities receive the relevant declaration of compliance as required by the  
92 Regulation at the time the release into free circulation on the Union market is requested.  
93 To facilitate the task of the customs authorities, and to prevent misidentification and  
94 fraud, compliance documentation should also include appropriate commodity codes in  
95 accordance with EU customs legislation.

96 (12) For plastic input, recycled plastic, and recycled plastic materials and articles for which  
97 documentation must be presented to the customs authorities with a view to their release  
98 into free circulation, an appropriate commodity code must be used. Commodity codes  
99 for plastics are organised by polymer, and products made from these plastics are subject  
100 to other codes related to their kind. Introducing commodity codes for all recycled  
101 plastics at the different stages of their manufacturing chain would require many codes,  
102 which is impractical, burdensome, and would increase the risks of misinterpretation at  
103 the border. As the imports of mechanically recycled PET are the most important, it is  
104 therefore appropriate to amend the Regulation only to require the presentation of  
105 customs documents for mechanically recycled PET at the relevant stages of its  
106 manufacturing chain, as well as to introduce terminology to distinguish such products.

107 (13) Annex A of ISO 12418-2:2012 lays down a method for the determination of impurities  
108 in PET flakes which is in common use. In doing so, the method addresses either directly  
109 or indirectly most parameters referred to in Appendix A of the opinions of the European  
110 Food Safety Authority. It would be coherent to require the use of this method to control  
111 the quality of the washed flakes that constitute the input to all PET decontamination  
112 processes. The maximum acceptable values of the parameters evaluated in this method  
113 should be set so that the properties of the PET input are unlikely to affect  
114 decontamination, and that they are not so low that it creates unnecessary burden to  
115 operators. Therefore, it is appropriate to introduce this requirement in Colum 5 in row 1  
116 of Table 1 of Annex I to the Regulation.

117 (14) In order to allow operators to adapt to the changes provided for in this Regulation, it is  
118 appropriate to provide that plastic materials and articles complying with Regulation  
119 (EU) 2022/1616 as applicable before the date of the entry into force of this Regulation,  
120 and with any other relevant Union legislation, are allowed to be first placed on the  
121 market for a period of 3 months after the entry into force of this Regulation. By way of  
122 derogation, as Declaration C depends on information received from earlier stages and it  
123 did not exist before, products complying with Regulation (EU) 2022/1616 as applicable  
124 before the date of the entry into force of this Regulation, and which should become  
125 subject to Declaration C should be allowed to be first placed on the market for a period  
126 of 6 months after the entry into force of this Regulation. These transitional periods are  
127 viewed as appropriate considering that some of the changes are relevant to health  
128 protection and that they are of administrative nature. To avoid inconsistent information  
129 accumulating in the supply chain for a significant period after the entry into force of this  
130 Regulation, it should not be allowed that such recycled plastic materials, articles and  
131 products may remain on the market until the exhaustion of stocks.

132 (15) The measures provided for in this Regulation are in accordance with the opinion of the  
133 Standing Committee on Plants, Animals, Food and Feed,

134 HAS ADOPTED THIS REGULATION:

135 *Article 1*

136 Regulation (EU) 2022/1616 is amended as follows:

137 (1) In Article 2, paragraph 2, points 21 to 24 are added:

138 ‘(21) ‘release for free circulation’ means the procedure laid down in Article 201 of  
139 Regulation (EU) No 952/2013<sup>3</sup>;

140 (22) ‘plastic sheet’ means intermediate plastic articles extruded into a flat shape of  
141 sufficient size and thickness to be stiff at ambient temperature and suitable for  
142 manufacturing thermoformed trays.’

143 (2) In Article 4, paragraph 8 is replaced by the following:

144 ‘8. The registration status indicated in the Register established in Article 24 for the  
145 decontamination installation at the time of manufacture of each batch of recycled  
146 plastic contained in the recycled plastic material or article shall be either ‘newly  
147 registered’, ‘being established’, or ‘active’.’

148

149 (3) The title of Article 5 is replaced by the following:

150 *‘Article 5*  
151 *Requirements for labelling and instructions’*

152

153 (4) In Article 5, paragraphs 1 and 2 are deleted.

154

155 (5) A new Article 5a is added:

156 *‘Article 5a*  
157 *Requirements for compliance documentation*

158 1. Any supplier of material subject to this Regulation shall make available to its  
159 customers, a written declaration of compliance in accordance with Article 16 of  
160 Regulation (EC) No 1935/2004, except to final consumers. The written declaration of  
161 compliance shall be made available for partially pre-processed plastic, plastic input,  
162 recycled plastic, partially post-processed recycled plastics, recycled plastic materials  
163 and articles, and other products in which those materials or articles are contained.  
164 Those products shall only be accepted if they are accompanied by the relevant  
165 declaration of compliance.

166 2. Declarations of compliance referred to in paragraph 1 shall be issued by the business  
167 operator in accordance with Article 6, paragraph 4 for partially pre-processed plastic  
168 and plastic input, and in accordance with Article 29 in all other cases.

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<sup>3</sup> Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast). OJ L 269, 10.10.2013, p. 1.

169 3. The business operator shall ensure that supporting documentation to demonstrate  
170 that the product complies with the requirements of this Regulation is available at the  
171 time of its issuance. This documentation shall be made available within 10 working  
172 days to competent authorities on their request. In case of recycled plastic, this shall  
173 include all relevant records kept in accordance with Article 7, paragraph 4.

174 4. Where column 11 of table 1 of Annex I indicates ‘yes’ for a suitable technology, the  
175 release into free circulation of products originating from a third country that are  
176 intended to be processed or have been partially or fully processed with that technology,  
177 is subject to the presentation to the customs authorities of the appropriate  
178 documentation in accordance with table 6 of Annex I under the specified commodity  
179 codes.

180 5. By derogation, paragraph 4 shall not apply to food packed in plastic with recycled  
181 content, food processing equipment and appliances.’

182

183 (6) In Article 6, the following paragraphs 4, 5 and 6 are added:

184 ‘4. At marketing stages in the pre-processing chain, a declaration of compliance stating  
185 that the conditions and requirements set out in paragraphs 1, 2 and 3 are met shall be  
186 provided with each batch of partially pre-processed plastic and plastic input. To this  
187 purpose the template provided for in part D of Annex III shall be used, and all fields  
188 shall be completed. This declaration shall be referred to as ‘Declaration D’.

189 5. For the purpose of fields 2.1 and 2.2 of Declaration D:

190 (i) The origin shall be either:

- 191 – ‘EU;’ or,
- 192 – ‘non-EU’.

193 Non-EU’ shall be used for plastic input containing at least 10% plastic that  
194 was collected or pre-processed in third countries.

195 (ii) The mode of collection shall be either one or more of the following:

- 196 – ‘DRS’, if the plastic input was collected in accordance with Article  
197 6 or Article 9, as appropriate, and using a deposit return or refund  
198 system;
- 199 – ‘PCW’ if the mode of collection is not ‘DRS’, but the plastic input  
200 originates from post-consumer waste and was collected in  
201 accordance with Article 6, or;
- 202 – ‘novel technology’ if the mode of collection of the plastic input is  
203 neither ‘DRS’ or ‘PCW’, but was collected in a way specific to a  
204 novel technology being developed in accordance with Article 10,  
205 paragraph 1. In this case the declaration of compliance shall provide  
206 the novel technology number as referred to in Article 24(3), if any.
- 207 – In case the collected material is a mixture of DRS, PCW or ‘novel  
208 technology’ the percentages of each fraction shall be provided.

209 6. In case the origin indicated in accordance with paragraph 5, point (i), is ‘non-EU’, the  
210 commodity code under which the plastic material is imported shall be included in field 1.3 of  
211 Declaration D.’

212

213 (7) In Article 7, paragraph 1 is replaced by the following:

214 ‘1. The plastic input and the output of the applied decontamination process shall meet  
215 the specifications set out in column 3, 5, and 6 of table 1 of Annex I for the relevant  
216 recycling technology and, if applicable, the specific criteria set out in the authorisation.

217 1a. Batches of plastic input material shall only be accepted for decontamination  
218 provided they are accompanied by Declaration D issued in accordance with Article 6,  
219 paragraph 4.

220 In the case where the recycler directly obtains plastic waste or partially pre-processed  
221 plastic and applies any further pre-processing operations in order to produce plastic  
222 input, the recycler shall ensure that a record concerning that plastic input that contains  
223 data and statements similar to Declaration D is stored in its documentation system  
224 when the recycling of the input batch starts.

225 Declaration D, or the equivalent record, shall be retained by the recycler for a period  
226 of at least 5 years.

227 National competent authorities may make a request to have access to the content of  
228 Declaration D and to the samples. The recycler shall make them available to the  
229 competent authority within 10 working days.’

230

231 (8) In Article 7, paragraph 4 is replaced by the following:

232 ‘4. Individual batches of recycled plastic shall be subject to a single record regarding  
233 their quality, and shall be identified by a unique number and the name of the  
234 manufacturing stage from which they originate.

235 A repository of these records shall be maintained. Records stored in that repository  
236 shall be retained for a period of at least 5 years.

237 The batches shall correspond to the definition in section 2.4 of the compliance  
238 monitoring summary sheet referred to in paragraph 3, point (c). The repository shall  
239 be as laid out in section 4.1 thereof.’

240

241 (9) In Article 8, the following paragraphs 1a and 1b are inserted after paragraph 1:

242 ‘1a. Off-cuts and scraps of recycled plastic and recycled plastic materials and articles  
243 manufactured in compliance with this Regulation may be added back to recycled  
244 plastic during earlier post-processing operations, provided the provisions applicable to  
245 reprocessing set out in Regulation (EU) No 10/2011 apply, except Article 10,  
246 paragraph 2, point (c), and provided the reprocessed off-cuts and scraps are  
247 accompanied either by Declaration B or C, issued in accordance with Article 29, and  
248 if it includes the information required in accordance with point 10 of Annex IV to  
249 Regulation (EU) 10/2011.

250 1b. At all post-processing stages where the composition of the recycled plastic may  
251 change as a result of mixing with other plastic, the addition of additives, or other  
252 processes, individual batches shall be subject to a single record regarding their quality,  
253 and shall be identified by a unique number and the name of the manufacturing stage  
254 from which they originate.’

255

- 256 (10) In article 9, paragraph 1 is amended as follow:  
257 ‘A single legal entity shall act as the manager of a recycling scheme and shall be  
258 responsible for the overall functioning of the recycling scheme.
- 259 At least 15 working days prior to the start of the operation of a recycling scheme the  
260 manager of the recycling scheme shall inform, via the electronic registration system,  
261 the competent authority in the territory where it is established and the Commission for  
262 the purpose of its registration in the Union register established in accordance with  
263 Article 24.
- 264 The manager shall provide, in the electronic registration system, its name, address,  
265 contact persons, the name of the scheme, a summary of the scheme not exceeding 300  
266 words, the marking referred to in paragraph 5, a list of Member States where business  
267 operators participating in the schemes are located, and references to any  
268 decontamination installations used by the scheme. Thereafter, the manager shall ensure  
269 this information is kept up to date.’  
270
- 271 (11) In Article 10, paragraph 2 is replaced by the following:  
272 ‘2. At least 6 months prior to the start of the operation of the first decontamination  
273 installation operated on the basis of Article 4, paragraph (3), point (b), the developer  
274 shall register the novel technology by means of the electronic registration system  
275 referred to in Article 24(5).
- 276 For the purpose of the registration of the novel technology in the Register established  
277 in Article 24, the developer shall include in the electronic registration its name,  
278 address, contact persons, the name of the novel technology, a summary of the novel  
279 technology not exceeding 300 words, an Uniform Resource Locator (‘URL’) locating  
280 the reports referred to in paragraph 4 and Article 13, paragraph 4, and the names and  
281 addresses or numbers of any recycling facilities at which the development of the  
282 technology is foreseen to take place.’  
283
- 284 (12) In Article 24, in paragraph 2, point (g) is replaced by the following:  
285 ‘(g) the registration status of decontamination installations, including whether the  
286 status is newly registered, being established, active, inactive, suspended, audit-pending  
287 or decommissioned, and the latest date of change of that status;’  
288
- 289 (13) In Article 24, paragraphs 3 and 4 are replaced by the following and new paragraphs 5,  
290 6, 7, 8 and 9 are added :  
291 ‘3. The Register shall contain unique identification numbers as follows:
- recycling authorisation number (‘RAN’) for authorised recycling processes;
  - recycler operator number (‘RON’) for recyclers;
  - recycling installation number (‘RIN’) for decontamination installations;
  - recycling scheme number (‘RSN’) for recycling schemes;

- recycling facility number ('RFN') for recycling facilities; and
- novel technology number ('NTN') for novel recycling technologies.

292 4. For the purpose of point (g) of paragraph 2, the registration status of an installation  
293 shall mean:

294 (i) 'newly registered': the installation has been registered and may be operating, but  
295 the recycler has not submitted the compliance monitoring summary sheet;

296 (ii) 'being established': the installation is registered and operating, and the recycler  
297 has submitted the compliance monitoring summary sheet to the competent  
298 authority in the territory where it is located;

299 (iii) 'active': the installation is operating, the compliance monitoring summary sheet  
300 has been submitted and the competent authority has established the compliance  
301 with this Regulation by means of an audit;

302 (iv) 'inactive': the installation is not in use for reasons other than those under points  
303 (v), (vi), and (vii);

304 (v) 'suspended': the use of the installation was suspended by a competent authority  
305 due to non compliance with the Regulation;

306 (vi) 'audit pending': the audit referred to in Article 26, paragraph 3 was not completed  
307 within the applicable deadline;

308 (vii) 'decommissioned': the recycler has permanently stopped using the installation.  
309 This status shall be changed only with the deletion of the entry regarding the  
310 installation from the Union register.

311 5. For the purpose of the management of the Register, a non-public electronic  
312 registration system shall be used.

313 The electronic registration system shall contain the information specified in paragraphs  
314 2 and 4, as well as any other information that is necessary for the purpose of managing  
315 the Register, such as contact information, the information referred to in Article 10  
316 paragraph 2, and a list of competent authorities.

317 6. The electronic registration system shall be used by the registered competent  
318 authorities and the operators.

319 Registered competent authorities shall be able to modify the information regarding the  
320 entities located in their territory. Only registered authorities from the Member States  
321 shall be able to read all the information kept in the electronic registration system.

322 7. Competent authorities shall ensure the completeness and the accuracy of the  
323 information contained in the electronic registration system regarding the entities  
324 located in their territory.

325 The changes made in the electronic registration system by registered competent  
326 authorities and recyclers shall be notified as appropriate only through the electronic  
327 registration system.

328 8. When the registration status of an entry is either 'suspended', 'audit pending' or  
329 'decommissioned' and the status remains unchanged for one year, the relevant  
330 installation shall be removed from the Register. Entries related to 'operators',  
331 'facilities', and 'novel technologies' that are linked with a deleted entry shall remain

332 in the Register until all dependent entries have been removed from the Register. After  
333 removal, entries shall remain archived in the electronic registration system and shall  
334 remain accessible to the Commission and the competent authorities of the Member  
335 States.

336 9. The register shall make visible the change history of the registration status of each  
337 entity by displaying the date of the change and the status prior to the modification.’

338 (14) The text of Article 25 is replaced by the following:

339 ‘1. Recyclers shall comply with the following administrative requirements:

340 (a) At least 30 working days prior to the start date of the production of recycled plastic  
341 in a decontamination installation, the recycler shall register the installation in the  
342 electronic registration system referred to Article 24, paragraph 6.

343 (b) In the registration of the installation in accordance with point (a), the recycler  
344 shall include a reference to:

345 (i) the registered recycling facility where the installation is located;

346 (ii) the registered company that is responsible for the operation of the  
347 installation;

348 (iii) the recycling authorisation number if it exists;

349 (iv) the registered novel technology if the installation does not operate on the  
350 basis of a suitable technology;

351 (v) the registered recycling scheme if it is part of one;

352 (vi) the registered competent authority in the territory where the installation is  
353 located.

354 (c) For the purposes of sub-points (b)(i) and (ii), and if not yet registered, the  
355 recycler shall register the recycling facility where the installation is located, and  
356 its company name, and include the contact information of responsible contact  
357 persons as well as the address of the facility and of its head office in the  
358 electronic registration system.

359 2. Upon registration, the recycler informs the competent authority in the territory  
360 where the installation is located via the electronic registration system. The registration  
361 status shall then become ‘newly registered’ and Article 26 shall apply.

362 The recycler shall communicate in the electronic registration system the start date of  
363 the production of recycled plastic by the day in which that manufacture begins.’

364 (15) In Article 26, paragraphs 2, 3 and 4 are replaced by the following and a new paragraph  
365 5 is added:

366 ‘2. Within 30 days from the start date of the production of recycled plastic with an  
367 installation, recyclers shall submit the compliance monitoring summary sheet in the  
368 electronic registration system. Recyclers using an installation based on a novel  
369 technology, shall also upload the information and documentation referred to in Article  
370 11, paragraph 6.

371 After submission of the compliance monitoring summary sheet, the status of the  
372 registration shall change to ‘being established’, and the competent authority shall be  
373 informed accordingly. The compliance monitoring summary sheet may then only be  
374 changed following approval from the competent authority. The information and

375 documentation referred to in Article 11, paragraph 6 shall be modified in case of  
376 change.

377 3. The competent authority shall verify whether the information provided in the  
378 compliance monitoring summary sheet complies with this Regulation and shall  
379 perform an audit of the recycling installation to this purpose in accordance with Article  
380 27.

381 When compliance is established, the competent authority shall confirm it in the  
382 electronic registration system. The status of the registration shall change to ‘active’.

383 When compliance cannot be established pursuant to the first subparagraph, the  
384 competent authority shall request the recycler to provide additional information or to  
385 change the configuration or operation of the installation. When needed the recycler  
386 shall update the compliance monitoring summary sheet without delay.

387 In case the competent authority subsequently considers that the configuration or  
388 operation of the recycling installation is still not compliant with the requirements of  
389 this Regulation, the competent authority shall change the status of the registration in  
390 the electronic register to ‘suspended’. This shall apply in particular if the operator  
391 cannot demonstrate that the production conditions meet the operational parameters that  
392 are to be controlled to guarantee the efficiency of the decontamination when such  
393 parameters are laid down in the opinion published by the Authority pursuant to Article  
394 18.

395 4. As from the date when the registration status is ‘active’, the recycler shall inform  
396 the competent authority without delay of any administrative or operational change that  
397 affects the information in the electronic registration system.

398 The recycler shall verify every six months whether the information in the electronic  
399 registration system is still accurate and confirm it to the competent authority.

400 5. If within one year from the start date of the production of recycled plastic in the  
401 decontamination installation the status is still ‘being established’, the registration in  
402 the electronic registration system shall automatically become ‘audit-pending’.

403

404 (16) A new Article 26a is introduced:

405

*‘Article 26a*

406

*Deactivation, decommissioning and change of process of installations*

407

1. The status of an installation shall become inactive automatically when:

408

(a) the compliance monitoring summary sheet and the required information  
409 and documentation are not submitted to the electronic registration system  
410 within three months after the status has become ‘newly registered’, in  
411 accordance with Article 26, paragraph 2;

412

(b) the recycler does not confirm the accuracy of the registration within 30  
413 working days following the 6 months period referred to in Article 26,  
414 paragraph 4, second subparagraph;

415

30, 10 and 3 working days before the status becomes inactive, the competent  
416 authority and the recycler shall be warned.

417 In case the situation referred to in point (a) and (b) persists for six months after  
418 the date in which the status becomes inactive, the registration status shall become  
419 'decommissioned' automatically. The procedure set out in the second sub-  
420 paragraph of paragraph 4 shall apply. 30, 10 and 3 working days before the status  
421 becomes 'decommissioned', the Commission, the competent authority, and the  
422 recycler shall be warned.

423 2. When a recycling installation will foreseeably not be used for a prolonged period,  
424 and provided its registration status has been 'active' or 'being-established' for at least  
425 5 months prior to that period, the recycler shall change the registration status to  
426 'inactive'.

427 3. After at least 6 months from the date on which the status became 'inactive' in  
428 accordance with paragraph 2, the recycler may resume its recycling activity using the  
429 installation and shall inform the competent authority thereof.

430 The registration status in accordance with paragraph 2, point (g), of Article 24 shall  
431 then change to either:

432 (i) the same status as before deactivation, provided the inactive period lasted  
433 for less than 20 months, or;

434 (ii) 'being-established' if the inactive period lasted for 20 months or more,  
435 and the procedure of Article 26 shall apply.

436 If point (i) applies, and the status prior to the change was 'being-established' the expiry  
437 date of the one-year period referred to in Article 26 paragraph 6 shall be delayed by  
438 the duration of the period in which the status was 'inactive'. If point (ii) applies, the  
439 start date of the production shall be the day of change of the registration status to 'being  
440 established'.

441 4. When a recycling installation is not intended to be used permanently, the recycler  
442 shall change the registration status to 'decommissioned' and inform the competent  
443 authority thereof.

444 One year after the date of the status change to 'decommissioned', the entry concerning  
445 the installation shall be removed from the register pursuant to Article 24, paragraph 7.

446 5. In case the installation is no longer used on a permanent basis pursuant to the  
447 authorised process referred to in a given compliance monitoring summary sheet, but it  
448 is planned to be used based on a different recycling process, the recycler shall change  
449 the registration status of the installation to 'decommissioned' in accordance with  
450 paragraph 4.

451 For the needs of the new recycling process, the recycler shall register the installation  
452 under a different name in accordance with Article 26. In this case, the number of  
453 working days prior to the start of the production referred to in Article 25, paragraph 1,  
454 point (a) shall be one day.

455 6. In case an installation is used for the manufacture of recycled plastic based on more  
456 than one authorised recycling process, the installation shall be registered in accordance  
457 with Article 26 for each recycling process. A reference to the name of each process  
458 shall then be included as part of the name of the installation, except for the first  
459 registered process.'

460 (17) In Article 27 point (b) is replaced by the following:

461 (b) ‘an examination in accordance with Article 14, points (a) and (e), of Regulation  
462 (EU) 2017/625, of the compliance monitoring summary sheet established in  
463 accordance with Article 26, and, based on that summary sheet, of the controls that  
464 operators have put in place and of documents and records referred to in that summary  
465 sheet. Official controls of recycling installations other than the verification that the  
466 installation is not being used in accordance with this Regulation shall not take place  
467 when the registration status is ‘inactive’, or ‘decommissioned’.

468

469 (18) The text of Article 29 is replaced by the following:

470 ‘1. When recycled plastic is placed on the EU market, batches directly originating from  
471 a decontamination process shall be accompanied by a declaration of compliance in  
472 accordance with the description and template set out in Part A of Annex III. This  
473 declaration of compliance shall be referred to as ‘Declaration A’ and shall be issued  
474 by the recycler.

475 2. When recycled plastic is placed on the market and is originating from post-  
476 processing operations, batches shall be accompanied by a declaration of compliance  
477 in accordance with the description and the template set out in Part B of Annex III. This  
478 declaration of compliance shall be referred to as ‘Declaration B’ and shall be issued  
479 by the converter that manufactured the batch.

480 In case a converter issuing Declaration B also performs the decontamination  
481 operations, it should ensure that a record equivalent to Declaration A is stored in its  
482 documentation system.

483 3. By derogation to paragraph 2 recycled plastic of which the composition has reached  
484 the final state may be accompanied by a declaration of compliance in accordance with  
485 the description and the template set out in Part C of Annex III. This declaration of  
486 compliance shall be referred to as ‘Declaration C’. Declaration C may be issued only  
487 by an operator that has received either Declaration A or Declaration B from its  
488 supplier, or that internally issued and stored either a signed declaration A or B at an  
489 appropriate internal processing stage in its documentation system. The composition of  
490 recycled plastic accompanied by Declaration C shall not be intentionally modified  
491 during any subsequent marketing stage.

492 After the last conversion stage, declaration C shall accompany recycled plastic  
493 materials and articles at all remaining marketing stages except the sale to consumers.

494 For the purpose of this paragraph, recycled plastics shall be considered as having  
495 reached its final state before undergoing post-processing operations that are not  
496 intended to change the composition of the material. Those operations include  
497 thermoforming and cutting of sheets, blowing of containers from pre-forms, attaching  
498 labels and caps, filling with food, labelling, closing, glueing and cutting.

499 4. Distributors, importers and food business operators, as well as any other operators  
500 that do not change a material or article with recycled plastic content, may pass on the  
501 declaration of compliance that they received with the material or article from their  
502 supplier to the next operator in the supply chain without issuing their own declaration.

503 5. Declarations A, B and C shall include appropriate instructions to subsequent  
504 converters and users to ensure that those can further process the recycled plastic,  
505 modify it in any other way, or use it so that the resulting recycled plastic material or  
506 article and its use is in compliance with Article 3 of Regulation (EC) 1935/2004. These

507 instructions shall be based on the specifications, requirements or restrictions set out  
508 for the recycling technology applied and, where applicable, the recycling process used,  
509 as well as the instructions provided in Annex III.

510 6. Retailers shall make available to competent authorities upon request the declaration  
511 of compliance that they received from their supplier.’

512 (19) In Article 32, paragraph 4 is added:

513 ‘4. The requirement to present to the customs authorities an appropriate declaration of  
514 compliance as set out Article 5a, paragraph 4, shall also apply to sheets containing a  
515 layer of recycled plastic used behind a functional barrier if that layer contains PET, as  
516 well as to plastic input and recycled PET intended for the manufacture of such sheets,  
517 irrespective of the registration date of the recycling installation.’

518

519 *Article 2*

520 Annexes I and III to Regulation (EU) 2022/1616 are amended in accordance with the Annex  
521 to this Regulation.

522 *Article 3*

523 *Transitional measure*

524 1. Products within the scope of Regulation (EU) 2022/1616 as applicable before the entry  
525 into force of this Regulation may continue to be placed on the market until [*enter date*  
526 *3 months after the date of entry into force of this Regulation*]. Products to be subject  
527 to Declaration C as a result of this Regulation may continue to be placed on the market  
528 without that declaration until [*enter date 6 months after the date of entry into force of*  
529 *this Regulation*].

530 2. For the purpose of registration in the electronic registration system, operators shall  
531 create an account before [*enter date 1 month after the date of entry into force of this*  
532 *Regulation*] in accordance with the detailed instructions thereto provided on the  
533 website of the Commission.

534 3. The procedure set out in Article 26a, paragraph 1 shall apply based on point (a) thereof,  
535 irrespective of the registration status of the installation at the date of entry into force  
536 of this Regulation.

537 4. Recycled plastic that cannot be placed on the market due to the registration status of  
538 the installation it was produced with, in accordance with Article 4, paragraph 8, of  
539 Regulation (EU) 2022/1616, is excluded from these transitional measures.

540 *Article 4*

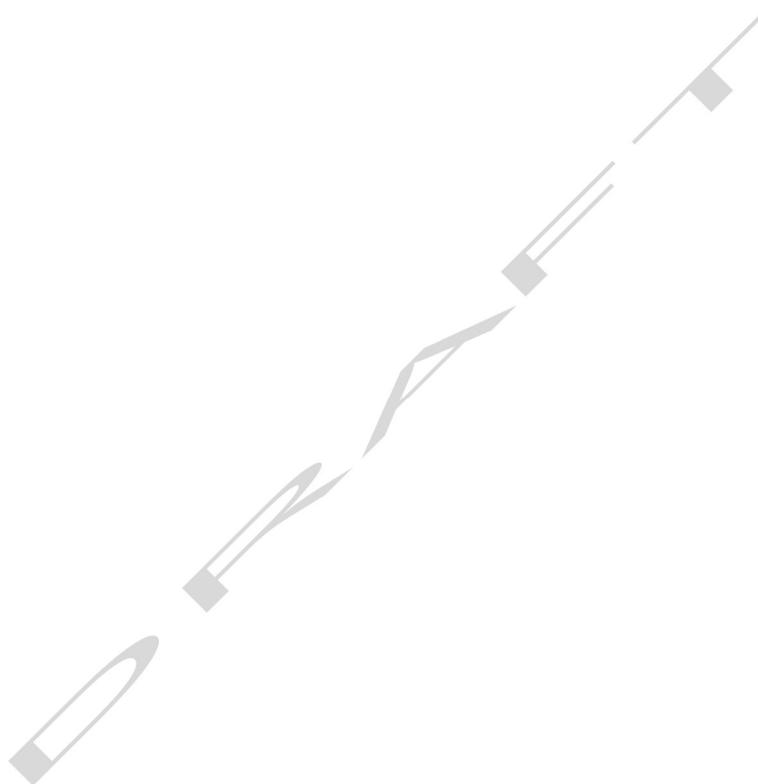
541 This Regulation shall enter into force on the twentieth day following that of its publication in  
542 the *Official Journal of the European Union*.

543 This Regulation shall be binding in its entirety and directly applicable in all Member States.

544 Done at Brussels,

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*For the Commission*  
*The President*  
*Ursula VON DER LEYEN*



550

**ANNEX**

551

5. Row 1 of Table 1 to Annex I of Regulation (EU) 2022/1616 is replaced by the following:

552

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
Recycling technology number	Technology name	Polymer type (detailed specification in Table 2)	Short description of the recycling technology (detailed specification in Table 3)	Specification of plastic input	Specification of output	Subject to the authorisation of individual processes	Specifications and requirements (reference to Table 4)	Derogations (reference to Table 5)	Recycling scheme applies	Documentation requirement upon release for free circulation (reference to Table 6)
1	Post-consumer mechanical PET recycling	PET (2.1)	Mechanical recycling (3.1)	(b) Washed and dried PET PCW containing maximum 5 % of materials and articles that were used in contact with non-food materials or substances. The test results of a test in accordance with Annex A of ISO-12418-2:2012 shall be: m1/m0, ≤500ppm, m2/m0≤200 ppm, and	Decontaminated PET, final materials and articles not to be used in microwave and conventional ovens; additional specifications may apply to output from individual processes	Yes	-	-	No	Yes (6.1)

				m3/m0≤500 ppm.						
2	Recycling from product loops which are in a closed and controlled chain	All polymers manufactured as primary materials in compliance with Regulation (EU) No 10/2011	Basic cleaning and microbiological decontamination during remoulding (3.2)	Chemically uncontaminated plastic materials and articles produced from a single polymer or from compatible polymers which were used or intended for use under the same conditions of use and solely obtained from a product loop which is in a closed and controlled chain, and excludes collection from consumers	Remoulded materials and articles intended to be used for the same purpose and under the same conditions of use as the materials and articles circulated in the recycling scheme from which the plastic input was obtained	No	4.1	-	Yes	No

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559 The following Table 6 is inserted in Annex I after Table 5:

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Table 6

Documentation requirement upon release for free circulation in accordance with article 5a(4)

Reference number 6.1 CN codes applicable to PET			Declaration of compliance
ex 3907 61 00	Poly(ethylene terephthalate) having a viscosity number of 78 ml/g or higher, recovered from waste, <i>suitable or intended for food contact use</i>		Declaration A or B
ex 3907 69 00	Other poly(ethylene terephthalate), recovered from waste, suitable or intended for food contact use		Declaration A or B
ex 3915 90 20	Waste of poly(ethylene terephthalate), including if it was subjected to pre-processing operations, intended for food contact use		Declaration D
ex 3923 30 10	Carboys, bottles, flasks and similar articles: of a capacity not exceeding two litres, of poly(ethylene terephthalate), with recycled content suitable for food contact use		Declaration C
ex 3923 30 90	Carboys, bottles, flasks and similar articles: of a capacity exceeding two litres, of poly(ethylene terephthalate), with recycled content suitable for food contact use		Declaration C
ex 3920 62 19	Other plates, sheets, film, foil and strip, of plastics, non-cellular and not reinforced, laminated, supported or similarly combined with other materials, of poly(ethylene terephthalate) of a thickness not exceeding 0,35 mm, with recycled content suitable for food contact use		Declaration C
ex 3920 62 90	Other plates, sheets, film, foil and strip, of plastics, non-cellular and not reinforced, laminated, supported or similarly combined with other materials, of		Declaration C

	poly(ethylene terephthalate) of a thickness exceeding 0,35 mm, with recycled content suitable for food contact use	
ex 3919 10 80	Self-adhesive plates, sheets, film, foil, and other flat shapes, of plastics, in rolls of a width not exceeding 20 cm, of poly(ethylene terephthalate) with recycled content suitable for food contact use	Declaration C
ex 3919 90 80	Self-adhesive plates, sheets, film, foil, and other flat shapes, of plastics, of poly(ethylene terephthalate), with recycled content suitable for food contact use	Declaration C
ex 3923 10 90	Articles for the conveyance or packing of goods, of plastics; boxes, cases, crates and similar articles, of poly(ethylene terephthalate), with recycled content suitable for food contact use	Declaration C
ex 3923 90	Other articles for the conveyance or packing of goods, of plastics; of poly(ethylene terephthalate) with recycled content suitable for food contact use	Declaration C
ex 3924 10 00	Tableware and kitchenware, of poly(ethylene terephthalate) with recycled content suitable for food contact use	Declaration C

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6. Annex III is replaced by the following:

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*ANNEX III*

**Templates for declaration of compliance**

Information given in Part A to Part D an *italic* font is for explanation only, and should be left out of any fillable field in a Declaration issued in accordance with this Regulation

PART A

Declaration A - Declaration of compliance to be used by recyclers

RECYCLERS DECLARATION of COMPLIANCE in accordance with Article 29(1) of REGULATION (EU) 2022/1616 ('Declaration A')					
I, the undersigned, declare in name of [ADD NAME OF RECYCLER] as identified in Section 1.1, that the recycled plastic material identified in section 1.2 was produced in accordance with Regulation (EU) 2022/1616. The recycled material to which this Declaration applies is suitable for use in contact with food, provided it is used in accordance with the restrictions set out Section 3 of this Declaration, and with the instructions in this Declaration and with the labelling on the product.					
Hereby I declare that the contents of this declaration are correct to the best of my knowledge and in compliance with Regulation (EU) 2022/1616.					
Section 1: Identification					
1.1 Recycler		1.2 Recycled product		1.3 Competent authority	
1.1.1 Entity name		1.2.1 Tradename / designation		1.3.1 Entity name	
1.1.2 FCM- RON*		1.2.2 Batch No.		1.3.2 Address	

1.1.3 Country		1.2.3 FCM-RIN*		1.3.3 Country/ region	
1.1.4 FCM-RFN*		1.2.4 Other information		1.3.4 assigned Registration Number	
		1.2.5 registration status of installation	<input type="checkbox"/> newly registered <input type="checkbox"/> being established <input type="checkbox"/> active <i>(indicate one)</i>		
		1.2.6 Polymer type****			
		1.2.7 Commodity code used for release into free circulation of the product to which declaration applies			

## Section 2: Compliance

### 2.1 Basis for authorisation or permission to operate (tick one box only)

2.1.1	<input type="checkbox"/>	Authorisation Decision	RAN*	
2.1.2	<input type="checkbox"/>	Recycling scheme	RSN*	
2.1.3	<input type="checkbox"/>	No authorisation or recycling		

		scheme required		
2.1.4	<input type="checkbox"/>	Novel technology	NTN*	
2.2 Results of compliance assessment as listed in the compulsory quality assessment stages in Table 3.1 of Annex II; compulsory only if 2.1.1 ticked Important: Fields 2.2.2 to 2.2.4 may be left blank, provided field 2.2.5 is ticked				
Stage**	Decision criteria and outcome(s)		Batch Number(s)	
2.2.1 Exit				
2.2.2 Entry				
2.2.3 Input				
2.2.4 Output				
2.2.5 The undersigned will make the information required in fields 2.2.2 to 2.2.4 available to the competent authority upon its request, within 10 working days			<input type="checkbox"/> Yes <input type="checkbox"/> Not applicable, the information is provided in fields 2.2.2 to 2.2.4	
Section 3: Instructions and information to users of the product				
3.1	Instructions to converters			
3.1.1	Maximum recycled content (w/w%)	%		
3.1.2	Present recycled content (w/w%)	%		
3.1.3	Restrictions of use***			
3.1.4	Other instructions			
3.2	Instructions to users further down the supply chain, including end users			
3.2.1	Restrictions of use***			
3.2.2	Summary of labelling			
3.2.3	Other instructions			
Section 4: Signature				
4.1 Signature and company stamp				

4.2 Name of person signing	
4.3 Role/position of person signing	
4.4 Date and place	

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582 \* RAN – recycling authorisation number; RON – recycling operator number (recyclers); RIN – recycling installation number; RSN – recycling scheme number; NTN  
583 – novel technology number; RFN – Recycling facility number.

584 \*\* Filling out the fields for the exit stage (the batch that is placed on the market and which is accompanied by this declaration) is compulsory. The completion of the  
585 other fields is voluntary, but in case this information is not provided by means of this declaration, it shall be made available to a competent authority, upon its request,  
586 within three working days.

587 \*\*\* Restrictions of use shall correspond to any applicable conditions in the field of application of the recycled plastic, in accordance with Annex I for the applied  
588 technology, Article 7, 8, or 9, the Authorisation of the recycling process, if any, or any other restriction the recycler deems necessary.

589 \*\*\*\* Polymer type should be one of the following: PET (Polyethylene Terephthalate), HDPE (High-Density Polyethylene), PVC (Polyvinyl Chloride), LDPE (Low-  
590 Density Polyethylene), PP (Polypropylene), PS (Polystyrene), or O (other).

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593 PART B

594 Declaration B - Declaration of compliance to be used by converters if the converted plastic material contains recycled plastic

<p>CONVERTERS DECLARATION of COMPLIANCE in accordance with Article 29(2) of REGULATION (EU) 2022/1616 ('Declaration B')</p> <p>I, the undersigned, declare in name of [ADD NAME OF CONVERTER] as identified in Section 1.1, that the recycled plastic material identified in section 1.2 was produced in accordance with Regulation (EU) 2022/1616. The recycled material to which this Declaration applies is suitable for use in contact with food, provided it is used in accordance with the restrictions set out Section 3 of this Declaration, and with the instructions in this Declaration and with the labelling on the product.</p>
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Hereby I declare that the contents of this declaration are correct to the best of my knowledge and in compliance with Regulation (EU) 2022/1616.

**Section 1 Identification**

1.1 Converter		1.2 Product with recycled plastic		1.3 Competent authority	
1.1.1 Entity name		1.2.1 Tradename / designation		1.3.1 Entity name	
1.1.2 Address		1.2.2 Batch No.		1.3.2 Address	
1.1.3 Country		1.2.3 Polymer type *		1.3.3 Country/ region	
		1.2.4 Other info		1.3.4 Reg. number	
		1.2.5 Commodity code used for release into free circulation of the product to which declaration applies			

**Section 2: Compliance**

2.1		
2.1.1	Origin of recycled plastic; RIN number / NTN number	
2.1.2	Batch numbers recycled plastic from decontamination installation	
2.1.3	Maximum recycled content indicated by recycler (Declaration A, 3.1.1)	% w/w
2.1.4	Actual recycled content of this product	% w/w

2.1.5	Restrictions provided in the Declaration of compliance received from the recycler are met	Yes / Not Applicable		
2.1.6	Addition of additives or starting substances	<input type="checkbox"/> Added additives or starting substances in accordance with Article 5 or 6 of Regulation (EU) No 10/2011	<input type="checkbox"/> No additions	
2.1.7	Registration status of installation	<input type="checkbox"/> newly registered <input type="checkbox"/> being established <input type="checkbox"/> active		
Section 3: Instructions and information to users of the product				
3.2	Instructions to users further down the supply chain, including end users			
3.2.1	The product identified in section 1.2 is: (tick one as applicable)	(A) a recycled plastic for further conversion stages	<input type="checkbox"/>	<i>(for instance, this will be the case if the actual recycled content in field 2.1.4 exceeds the maximum recycled content in field 2.1.3, or if substances were added to the recycled plastic)</i>
		(B) a final plastic material or article suitable for contact with food without further processing.	<input type="checkbox"/>	<i>(if (B) is ticked, operators receiving this declaration shall issue Declaration C with their products unless they modified the composition of the plastic)</i>
3.2.2	Type or types of food with which it is intended to be put in contact			
3.2.3	Time and temperature of treatment and storage in contact with the food			
3.2.4	The highest food contact surface area to volume ratio for which compliance has been verified			

3.2.5	List of added substances under point 2.1.6 with migration limits; add rows as required. (note: FCM Number and specific migration limit ('SML') may not exist for certain substances)	FCM No.*	Other designation (CAS No., chemical name)	SML* (mg/kg food)
3.2.6	Other relevant information and instructions, including in accordance with points 6 to 11 of Annex IV of Commission Regulation (EU) No 10/2011 <sup>4</sup>			
3.2.7	The recycled plastic to which this Declaration applies is contained in a layer in a multi-layer material or article subject respectively to Articles 13 or 14 of Regulation (EU) No 10/2011. In this case, for each layer a declaration of compliance issued in accordance with this Regulation, Regulation (EU) No 10/2011 or National legislation is kept as supporting documentation in accordance with Article 5a(3).	YES / NO		
Section 4: Signature				
4.1 Signature and company stamp				
4.2 Name of person signing				
4.3 Role/position of person signing				
4.4 Date and place				

595 \* Polymer type should be one of the following: PET (Polyethylene Terephthalate), HDPE (High-Density Polyethylene), PVC (Polyvinyl Chloride), LDPE (Low-  
596 Density Polyethylene), PP (Polypropylene), PS (Polystyrene), or O (other).)

<sup>4</sup> Commission Regulation (EU) No 10/2011 of 14 January 2011 on plastic materials and articles intended to come into contact with food Text with EEA relevance (OJ L 12, 15.1.2011).

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## PART C

## Declaration C - Declaration to be used by operators in accordance with Article 29(4)

DECLARATION of COMPLIANCE in accordance with Article 29(3) of REGULATION (EU) 2022/1616 ('Declaration C')		
I, the undersigned, declare in name of [ADD NAME OF OPERATOR] as identified in Section 1.1, that the recycled plastic material or article identified in section 1.2 was produced in accordance with Regulation (EU) 2022/1616. The recycled material or article to which this Declaration applies is suitable for use in contact with food, provided it is used in accordance with the restrictions set out Section 3 of this Declaration, and with the instructions in this Declaration and with the labelling on the product.		
Hereby I declare that the contents of this declaration are correct to the best of my knowledge and in compliance with Regulation (EU) 2022/1616.		
Section 1: Identification		
1.1.1	Identity of the operator issuing the declaration	
1.1.2	Address of the operator issuing the declaration	
1.2.1	Identity of the product to which the declaration applies	
1.2.2	Commodity code used for release into free circulation of the product to which declaration applies	
Section 2: Compliance		
2.1.1	Total plastic content in product	gram <i>(total weight of all plastic parts with or without plastic content in product)</i>
2.1.2	Identity, and recycled plastic content in part, including polymer type* (add rows as	Recycled content by weight <i>(weight of the recycled plastic in</i> Origin <i>(only add RINs which contribute to more than 5% of the</i>

	<i>necessary to cover all parts with recycled content)</i>	<i>each plastic parts comprising more than 5% of the total plastic in the product by weight)</i>	<i>content recycled in accordance with Regulation (EU) 2022/1616, installations contributing to less than 5% of <b>the content recycled shall be left out</b>; add FCM number of substance(s) manufactured from waste, if the material also contains recycled content that is manufactured in accordance with Regulation (EU) No 10/2011)</i>	
	<i>HDPE Cap</i>		<i>RINs/ FCM No (e.g. FCM No 125)</i>	
	<i>PET bottle</i>		<i>RINs (e.g. EUI-123-012)</i>	
2.2	Percentage of overall recycled plastic content in product		$(\sum 2.1.2 / 2.1.1) \times 100\%^{\dagger}$	
2.3	All recycled plastic materials and articles in this product comply with Regulation (EU) 2022/1616 – except parts manufactured with plastic manufactured from waste in accordance with Article 1(3) of that Regulation	YES / NO <sup>††</sup>		
2.4.1	All plastic materials and articles in this product comply with Regulation (EU) No 10/2011	YES / NO <sup>††</sup>	<i>Note that in accordance with Regulation (EU) 2022/1616 also recycled plastics must comply with Regulation (EU) No 10/2011. However compliance may be assumed if the recycled plastic is fully manufactured in accordance with Regulation (EU) 2022/1616, and added substances/plastics (if any) comply with Regulation (EU) No 10/2011. Note that also Article 11 and 12 of that Regulation should be met, but there is no obligation to verify.</i>	
2.4.2	Adequate information, specifications or statements required in accordance with points 6 to 10 of Annex IV of Commission Regulation	<i>(please provide information either here or in an annexed document)</i>		

(EU) No 10/2011 <sup>5</sup> ; applicable only to parts manufactured fully in accordance with that Regulation.	
2.4.3 Parts manufactured with substances that have been manufactured from waste are compliant with point (1) of Article 8 of Regulation (EU) 10/2011	YES / NO <sup>††</sup>
Section 3: Instructions and information to users of the product	
3.1.1 Relevant instructions to the users of the product	
Section 4: Signature	
4.1 Signature and company stamp	
4.2 Name of person signing	
4.3 Role/position of person signing	
4.4 Date and place	

600 † Here the sum of the weight of all recycled plastic in plastic parts comprising over 5% of the plastic in the product with recycled content is  
601 divided by the total weight of all plastic parts in the product to determine the overall recycled content percentage.

602 †† cross out or delete which does not apply

603 \* Polymer type should be one of the following: PET (Polyethylene Terephthalate), HDPE (High-Density Polyethylene), PVC (Polyvinyl Chloride), LDPE  
604 (Low-Density Polyethylene), PP (Polypropylene), PS (Polystyrene), or O (other).

<sup>5</sup> Commission Regulation (EU) No 10/2011 of 14 January 2011 on plastic materials and articles intended to come into contact with food Text with EEA relevance (OJ L 12, 15.1.2011).

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PART D  
Declaration D - Declaration to be used by operators in accordance with Article 6(4)

DECLARATION of COMPLIANCE in accordance with Article 6(4), (5) and (6) of REGULATION (EU) 2022/1616 ('Declaration D')	
I, the undersigned, declare in name of [ADD NAME OF OPERATOR] as identified in Section 1.1, that the partially pre-processed plastic or plastic input identified in section 1.2 was produced in accordance with Regulation (EU) 2022/1616. Hereby I declare that the contents of this declaration are correct to the best of my knowledge and in compliance with Regulation (EU) 2022/1616.	
Section 1: Identification	
1.1.1 Identity of the operator issuing the declaration	
1.1.2 Address of the operator issuing the declaration	
1.2.1 Identity of the product to which the declaration applies	
1.2.2 Batch Number	
1.2.3 Polymer type*	
1.3 Commodity code used for release into free circulation of the product to which declaration applies, if it was imported	
Section 2: Compliance	
2.1 Origin	<input type="checkbox"/> EU <input type="checkbox"/> Non-EU**

<p>2.2 Mode of collection <i>(In case the collected material is a mixture of DRS, PCW and 'novel technology' the percentages of each fraction shall be provided)</i></p>	<p>...% PCW*** ...% DRS*** ...% Novel technology, NTN number:</p>
<p>2.3.1 Plastic waste subject to this declaration comply with the requirements of article 6 of Regulation (EU) 2022/1616</p>	<p>YES / NO<sup>†</sup></p>
<p>2.3.2 Certification of the quality assurance system in accordance with Article 6(3) of Regulation (EU) 2022/1616</p>	<p><i>(Please specify the certifying body and provide the proof of certification of the applied quality assurance system)</i></p>
<p>Section 3: Instructions and information to users of the product</p>	
<p>3.1 Pre-processing stage: <i>(Please specify the current stage of the material on the basis of the processing steps performed)</i></p>	<p><input type="checkbox"/> partially pre-processed plastic but not yet suitable as plastic input <input type="checkbox"/> plastic input</p>
<p>3.2 Instruction applicable in accordance with article 5(1)</p>	
<p>3.3 Other specific instruction</p>	
<p>Section 4: Signature</p>	
<p>4.1 Signature and company stamp</p>	
<p>4.2 Name of person signing</p>	
<p>4.3 Role/position of person signing</p>	

4.4 Date and place	
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610 \* Polymer type should be one of the following: PET (Polyethylene Terephthalate), HDPE (High-Density Polyethylene), PVC (Polyvinyl Chloride), LDPE  
611 (Low-Density Polyethylene), PP (Polypropylene), PS (Polystyrene), or O (other).

612 \*\* non-EU : shall be used for plastic input containing more than 10% plastic that was collected or pre-processed in a third country in accordance with Article  
613 6(5)(i)

614 \*\*\* PCW: ‘Post-Consumer Waste’ as defined in preamble to annex I of this Regulation  
615 DRS: ‘Deposit Return System’ as defined in Article 3(1)(62) f Regulation (EU) 2025/40 on packaging and packaging waste<sup>6</sup>.

616 † cross out which does not apply’

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<sup>6</sup> OJ L 22.1.2025, REGULATION (EU) 2025/40 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 19 December 2024 on packaging and packaging waste, amending Regulation (EU) 2019/1020 and Directive (EU) 2019/904, and repealing Directive 94/62/EC