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## Food Contact Clearances

### US FDA Compliance (Title 21 CFR)

Under 21 CFR 177.1520(c) 2.2, this resin may be safely used in articles used for packing or holding food during cooking. All adjuvants used in the manufacture of this resin are cleared for use in 21 CFR 170-189 by specific citation, generally recognized as safe (GRAS), prior sanctioned or under a specific Food Contact Notification (FCN). No further restrictions apply to the finished polymer.

The Food Types & Conditions of Use for Food Contact Substances as described in 21 CFR 176.170(c) Tables 1 and 2 can be found on FDA's website: <https://www.fda.gov/food/packaging-food-contact-substances-fcs/food-types-conditions-use-food-contact-substances>.

### EU Food Contact Compliance – Commission Regulation (EU) No 10/2011

As dispatched from our plant, the monomer(s) and additive(s) of this INEOS intermediate polymer product meet the relevant requirements of Commission Regulation (EU) No 10/2011 as amended under the Framework Regulation EU 1935/2004 on materials and articles intended to come into contact with food. As the conversion process can affect migration, only the converter can guarantee to the food packager that any specific migration limit (SML) or overall migration limit (OML) (less than 10 mg/dm<sup>2</sup>) is not exceeded. It is the responsibility of the final food contact article manufacturer to determine the technical suitability of this product and the intended use. Please send an email to Product Stewardship if you need an EU Declaration of Compliance.

### Health Canada, Health Products and Food Branch “No Objection” Letter

A Letter of No Objection (LONO) under File Number KS07071304 is available for this product. Based on the information submitted and on the understanding that the temperature conditions for use of the final product does not exceed 100 °C (212°F), there is no reason to object, in principle, to the use of the resin in food contact applications, provided it is technically suitable for the intended use.

Further restrictions may apply. Please contact Product Stewardship for details.

### China’s Hygienic Standards for Uses of Additives in Food Containers and Packaging Materials (GB 4806-2016 and GB 9685-2016)

As dispatched from our plant, the monomer(s) and additive(s) used in manufacture of this INEOS product meet the relevant requirements:

Standard	Subject
GB 4806.1-2016	General Safety Requirements on Food Contact Materials and Articles.
GB 4806.6-2016	Plastic Resin used in food-contact.
GB 9685-2016	Standard for Uses of Additives in Food Contact Materials and Their Products.

As the conversion process can affect migration, only the converter can guarantee to the food packager that any limit is not exceeded.

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### Japan Food Contact Compliance - Positive List of substances

Japanese Ministry of Health, Labor and Welfare (MHLW) published a formal Positive List (PL) System for food-contact materials (FCM) used in the manufacture of food-contact utensils, containers, and packaging (UCP). As dispatched from our plant, the base polymer used in manufacture of this INEOS product is listed in Table 1(1) – Base Polymers (Plastics) and can be used to pack all types of food at temperatures exceeding 100°C (condition III).

The additive(s) used in the manufacture of this INEOS product are listed in the Positive List Table 2 – Additives, Coating Agents, Etc. Additional restrictions may apply. Please contact Product Stewardship for additional information.

### MERCOSUR - Argentina, Brazil, Paraguay, Uruguay, and Venezuela

This product complies with the relevant requirements of the Resolution GMC N° 03/92 - General provisions for food contact materials published by MERCOSUR.

As dispatched from our plant, the monomer(s) and additive(s) used in manufacture of this INEOS product meet the relevant requirements:

MECOSUR	Subject
GMC Res. N° 02/2012	Positive List of monomers, other starting substances, and polymers authorized for the manufacture of plastic packaging in contact with food.
GMC Res. N° 39/2019	Positive List of additives for plastic materials intended for packaging in contact with food.

In order to complete the food contact compliance according to the Resolutions mentioned above, the final article must be tested by the manufacturer to determine the total migration limit (must be less than 50 mg/kg or 8 mg/dm<sup>2</sup>). Additional restrictions may apply. As the conversion process can affect migration, only the converter can guarantee to the food packager that any specific migration limit is not exceeded. It is the sole responsibility of the Purchaser of this Product to verify whether the MERCOSUR legislation was incorporated by each member country into their domestic laws.

### GMP, FSMA and EU Commission Regulation (EC) No 2023/2006

INEOS O&P USA maintains an ISO 9001 system that corresponds to the requirements of FSMA and EC No 2023/2006 and addresses good manufacturing practice for materials intended to come into contact with food. US FDA regulations do not specifically address good manufacturing practices (GMP) for food contact materials. A copy of the current certificate is available online under Technical Information or by following the link provided here: [ISO Certificate](#).

### RECYCLING

The recycling code shown to the right applies to the resin only. It may not apply to products manufactured from this resin. Recycling codes for finished articles must be determined by the manufacturer on a case-by-case basis.



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## Global Inventory Status

Country	Inventory	Status
Australia	Australia Inventory of Industrial Chemicals: AIIC	Y
Canada	Domestic Substances List: DSL	Y
China	Chinese List on New Chemical Substances: IECSC	Y
European Union	EINECS	Y
Japan	Japan Inventory of Existing & New Chemical Substances: METI/ENCS	Y
Korea	Korea Existing Chemicals Inventory: KECI	Y
New Zealand	New Zealand Inventory of Chemicals: NZIoC	Y
Philippines	Philippines Inventory of Chemicals and Chemical Substances: PICCS	Y
Taiwan	Taiwan Chemical Substance Inventory: TCSI	Y
United States	EPA Toxic Substance Control Act: TSCA – Active Substance List	Y

## Regulations/Directives Applicable to End Use Articles

**This product conforms to the substance limits and prohibition requirements of the following:**

- EU Cosmetic Regulation (EC) No 1223/2009, Annexes II and III
- Consumer Product Safety Improvement Act (CPSIA) of 2008/Lead and Phthalates in Toys
- EU Safety of Toys EN 71-3: 2019
- RoHS 2, Directive 2011/65/EU, as amended by 2015/863/EU
- WEEE EU 2012/19/EU

### **CONEG - “Toxics in Packaging”/EU Directive 94/62/EC/Heavy Metals**

The regulated metals – lead, mercury, cadmium, and hexavalent chromium – are not intentionally added during the manufacturing process. Testing for heavy metals – cadmium, chromium, lead and mercury – resulted in a total for all metals detected of < 2 ppm, compared to the CONEG requirement of < 100 ppm. The result for incidental lead concentration was less than the detection limit of 0.1 ppm.

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### **U.S. Pharmacopeial Convention (USP)**

This resin has not been tested under the criteria specified in the United States Pharmacopoeia, nor that specified by ISO 10993 for biological testing of materials. This resin is not intentionally formulated with aluminum, arsenic, cadmium, lead, mercury, cobalt, nickel, chromium, titanium, vanadium, zinc, and/or zirconium. We do not test for ingredients not intentionally added. Please contact us for additive information if needed for USP 661.2 testing.

### **European Pharmacopoeia**

All additives in this product are listed as approved in European Pharmacopoeia 3.1.3, "Polyolefins".

## **Other Regulations/Directives**

### **California Proposition 65 - Safe Drinking Water and Toxic Enforcement Act of 1986, as amended**

No substance listed on California's Proposition 65 chemicals listing, known to the State of California to cause cancer or reproductive toxicity, is intentionally added in the manufacture of this product.

### **Canada (WHMIS, Toxic Substances and Chemical Management Plan, as amended)**

None of the chemicals on WHMIS, Canada's *Prohibition of Certain Toxic Substances* list or the Canadian Chemical Management Plan are intentionally added as raw materials to this product.

### **EU Commission Regulation (EC) No 1895/2005, as amended**

This Regulation does not apply to our product because our products are not manufactured with any of the following substances:

- (a) 2,2-bis(4-hydroxyphenyl)propane bis(2,3-epoxypropyl) ether, hereinafter referred to as 'BADGE' (CAS No 001675-54-3), and some of its derivatives;
- (b) bis(hydroxyphenyl)methane bis(2,3-epoxypropyl)ethers, hereinafter referred to as 'BFDGE' (CAS No 039817-09-9);
- (c) other novolac glycidyl ethers, hereinafter referred to as 'NOGE'.

## **EU REACH**

Please refer to our REACH Statement online covering applicable registration, CoRAP, and SVHC under Technical Information or by following the link provided here: [REACH SVHC](#).

## **Drug Master Files**

This product is not filed with the FDA in one of INEOS's Drug Master Files.

This product is not filed with Health Canada in one of INEOS's Drug Master Files.

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## Substances of Concern to Our Customers

Based on knowledge of our raw materials and information from our suppliers, we can state that none of the substances of concern to our customers listed below are intentionally added to this product. We do not conduct routine analytical testing for the presence of these substances in our products.

Genetically Modified Organisms (GMO): Because of the multitude of crop sources used, our suppliers of plant-based additives are unable to certify that their products are 100% GMO-free.

Substance List	
3-MCPD (3-monochloropropane)	Diethanolamine salts of mono- and bis
Alkyphenols and Ethoxylates	Dimethyl Fumarate (DMF)
Allergens or allergen derivatives <sup>1</sup>	Dioxins
Animal Derived Material/TSE/BSE <sup>2</sup>	Flame Retardants (e.g. Brominated, Halogenated, Phosphorous- or Nitrogen-based, Chlorinated, etc.)
Antimicrobial agents/Biocides/Fungicides/ Pesticides (Substances identified as such and used for such purpose)	Formaldehyde
Asbestos	Fragrances
Azo dyes/ Colorants/Pigments	GADSL, "Global Automotive Declarable Substance List," as amended
Azodicarbonamide	Halogens (fluorine, chlorine, bromine, iodine, astatine)
Benzophenones	HAPs (Hazardous Air Pollutants) Section 112(b) of the US Clean Air Act
Benzoate Preservatives (BHA, BHT, TBHQ)	Heavy Metals (As, Ba, Cd, Cr, Hg, Pb, Sb, Se)
Bisphenols (e.g., A, B, F, S)	International Council for Harmonisation (ICH) Q3D <i>Elemental Impurities</i>
Carboxymethylcellulose	"Intelligent packaging" materials
CITES Appendix (I, II, III)	IUCN Red List of Threatened Species
Conflict Minerals (columbite-tantalite (coltan, niobium, tantalum), cassiterite (tin), gold, and wolframite (tungsten) <sup>3</sup>	Jatropha Oil
Cocamide diethanolamide	Latex
Decabromodiphenyl ether (Deca)	Materials banned by Lacey Act of 1900



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**Substance List**

Melamine and cyanuric acid	Phthalates (e.g., BBP, BDP, DBP, DCP, DEHP, DEP, DiBP, DiDP, DiNP, DMP, DnHP, DnOP, DiHP)
Methylisothiazolinone (MI / MIT) & Methylchloroisothiazolinone (MCI / CMIT)	Photoinitiators (e.g., ITX)
Microbeads	Polysorbate 80
Mineral Oil Aromatic Hydrocarbons (MOAH) or Mineral Oil Saturated Hydrocarbons (MOSH)	Polybrominated compounds (PBBs, PBDEs, and PBTs)
Nanoparticles	Polyhalogenated Organo Compounds (PCBs, PCTs, PCNs, and Ugilec)
N-Ethyl-toluenesulfonamide (Ortho/Para)	PVC
Nitrates	Radioactive Substances
Nitrocellulose	REACH Annexes XIV and XVII
Nitrosamines	Recycled or reused material
Nonylphenol ethoxylates (NPEs)	Red List (Living Future Bldg. Materials List)
Organotin Compounds, such as tributyl tin, trimethyl tin oxide, triphenyl tin, and trialkyl tin	Short Chain Chlorinated paraffins (SCCPs)
Ozone Depleting Chemicals (ODCs)	Silica
PAHs (Polycyclic Aromatic Hydrocarbons)	Silicone
Parabens	Styrene
Pentanoic acid	Solvents, residual solvents
Perchlorates	State Lists – including Maine, Massachusetts, Minnesota, Oregon, Vermont, Washington
Perfluoroalkyl substituted phosphate ester acids	SVHC ( <i>Please refer to our REACH statement online at <a href="http://www.ineos-op.com">www.ineos-op.com</a> covering REACH registration, CoRAP, and SVHC.</i> )
Perfluorinated and polyfluorinated compounds, including their acid, salts and pre- cursors such as PFCs, PFAs and PFASs, PFNs, PFOs and PFOA and PFCAs	Triclosan (2,4,4' –trichloro-2'-hydroxy-diphenyl ether)
Persistent Organic Pollutants (POPs) as listed in Regulation (EU) 2019/1021 Annex I-IV, amending EC No 850/2004 & Annexes A, B, & C of Stockholm Convention	Tris (Nonylphenyl) phosphite (TNPP)

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1. from such things as pigments, fragrances, artificial sweeteners (e.g. aspartame), almonds, Brazil nuts, cashews, corn, hazelnuts, macadamia nuts, pecans, pine nuts, pistachios and walnuts; peanuts, lupine, soy/soybeans, peas, carmine/cochineal, milk, lecithin, eggs, fish, shellfish/crustacea or mollusks, tree nuts, celery, sesame seeds, mustard or mustard seeds, diacetyl, glutamites, glutamic acid, MSG or hydrolyzed vegetable proteins, nitrites or sulfites, or gluten from the grains of the following cereals: barley; oats; rye; triticale; or wheat
2. No animal fats, oils, milk products or other animal- or tallow-derived products are used as components of, or in the manufacture of, this product.
3. INEOS O&P USA (INEOS O&P) is not a publicly traded company so is not subject to the SEC reporting requirements of the Dodd-Frank Wall Street Reform and Consumer Protection Act.

For further information, please see our website [www.ineos-op.com](http://www.ineos-op.com) or contact me in Product Stewardship:

As agent for INEOS O&P USA,



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