

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)

CHAPTER II

COMPOSITIONAL REQUIREMENTS

SECTION 1

Authorised substances

Article 6

Derogations for substances not included in the ^{F1}... list

1 By way of derogation from Article 5, substances other than those included in the ^{F2}... list may be used as polymer production aids in the manufacture of plastic layers in plastic materials and articles subject to [^{F3}any relevant enactment].

[^{F4}2 By way of derogation from Article 5, colorants and solvents which were capable of lawful use in the manufacture of plastic layers in plastic materials and articles prior to adoption of the list may continue to be so used subject to any relevant enactment.]

3 The following substances not included in the ^{F2}... list are authorised subject to the rules set out in Articles 8, 9, 10, 11 and 12:

- [^{F5}a all salts of substances for which ‘ yes ’ is indicated in column 2 in Table 1 of Annex II of authorised acids, phenols or alcohols, and subject to the restrictions set out in column 3 and 4 of that table;]
- b mixtures obtained by mixing authorised substances without a chemical reaction of the components;
- c when used as additives, natural or synthetic polymeric substances of a molecular weight of at least 1 000 Da, except macromolecules obtained from microbial fermentation, complying with the requirements of this Regulation, if they are capable of functioning as the main structural component of final materials or articles;
- d when used as monomer or other starting substance, pre-polymers and natural or synthetic macromolecular substances, as well as their mixtures, except macromolecules obtained from microbial fermentation, if the monomers or starting substances required to synthesise them are included in the ^{F2}... list.

4 The following substances not included in the ^{F2}... list may be present in the plastic layers of plastic materials or articles:

- a non-intentionally added substances;
- b aids to polymerisation.

5 By derogation from Article 5, additives not included in the ^{F2}... list may continue to be used subject to national law after 1 January 2010 until a decision is taken to include or not to include them in the ^{F2}... list provided they are included in the provisional list referred to in Article 7.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 10/2011, Article 6. (See end of Document for details)

Textual Amendments

- F1** Word in Art. 6 heading omitted (31.12.2020) by virtue of The Materials and Articles in Contact with Food (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/704), regs. 1, **69(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Word in Art. 6 omitted (31.12.2020) by virtue of The Materials and Articles in Contact with Food (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/704), regs. 1, **69(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Art. 6(1) substituted (31.12.2020) by The Materials and Articles in Contact with Food (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/704), regs. 1, **69(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Art. 6(2) substituted (31.12.2020) by The Materials and Articles in Contact with Food (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/704), regs. 1, **69(c)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Substituted by Commission Regulation (EU) 2020/1245 of 2 September 2020 amending and correcting Regulation (EU) No 10/2011 on plastic materials and articles intended to come into contact with food (Text with EEA relevance).

Changes to legislation:

There are currently no known outstanding effects for the Commission Regulation (EU) No 10/2011, Article 6.