



EUROPEAN  
COMMISSION

Brussels, XXX  
PLAN/2023/1013 ANNEX  
(POOL/E2/2023/1013/1013-EN  
ANNEX.docx)  
[...] (2024) XXX draft

ANNEXES 1 to 3

## ANNEXES

to the

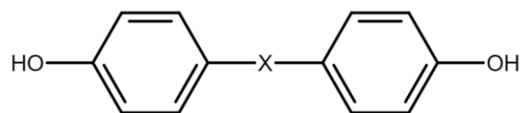
**COMMISSION REGULATION (EU) .../...**

**on the use of bisphenol A (BPA) and other bisphenols and their derivatives with  
harmonised classification for specific hazardous properties in certain materials and  
articles intended to come into contact with food, amending Regulation (EU) No 10/2011  
and repealing Regulation (EU) 2018/213**

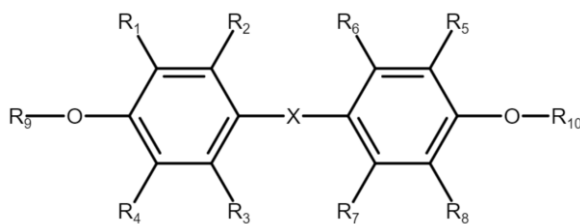
## ANNEX I

The chemical structure of substances for which the definition 'bisphenol' applies is as follows:

(A) Bisphenol structure



(B) Bisphenol derivative structure



Notes. X refers to any bridging group separating the two phenyl rings by one single atom, but the atom can have any substituent(s).

R<sub>1</sub> to R<sub>10</sub> refers to any substituent. At least one of the substituents is not a hydrogen atom (H).

## **ANNEX II**

### **Union list of hazardous bisphenols or derivatives referred to in Article 5(2)**

Column 1 (FCM No): the Food Contact Materials (FCM) substance number

Column 2 (CAS No): the Chemical Abstracts Service (CAS) registry number.

Column 3 (Substance Name): the IUPAC chemical name.

Column 4 (Material type): the group of materials and articles which may be covered by specific measures

Column 5 (Applications and restrictions): The specific application for which the use of the substance is restricted and for which the derogation applies.

Column 6 (Other restrictions): other restrictions that are relevant in addition to an SML.

(1)	(2)	(3)	(4)	(5)	(6)
FCM substance No	CAS No	Substance name	Material type	Specific application	Other restrictions
151	80-05-7	4,4'-isopropylidene diphenol (bisphenol A)	Varnishes and coatings	For use as a monomer or starting substance in the manufacture of liquid epoxy resins to be applied on self-supporting materials or articles with a capacity greater than 1000 litres	Migration into food shall not be detectable. Final food contact articles shall be cleaned and flushed prior to first being brought into contact with food
			Plastics	For use as a monomer or starting substance in the manufacture of polysulfone filtration membrane assemblies	Migration into food shall not be detectable. Final food contact articles shall be cleaned and flushed prior to first being brought into contact with food

### **ANNEX III**

The declaration of compliance referred to in Article 8 shall contain the following information:

- (1) the identity and address as well as contact details including either a current telephone number or email address of the business operator issuing the declaration of compliance;
- (2) the identity and address as well as contact details including either a current telephone number or email address of the business operator which manufactures or imports the material or article;
- (3) the identity of the intermediate food contact material or final food contact article, including the materials and articles from intermediate stages of manufacture of which the final food contact article is composed;
- (4) the date of the declaration;
- (5) a list of any hazardous bisphenols or derivatives or any bisphenol A derivatives within the scope this Regulation and used in the manufacture of the food contact material or article;
- (6) where relevant, confirmation that the composition of the substance meets the requirements of Article 4;
- (7) a statement that the intermediate food contact material or article or final food contact article complies with this Regulation and the requirements set out in Articles 3, 15 and 17 of Regulation (EC) No 1935/2004.