

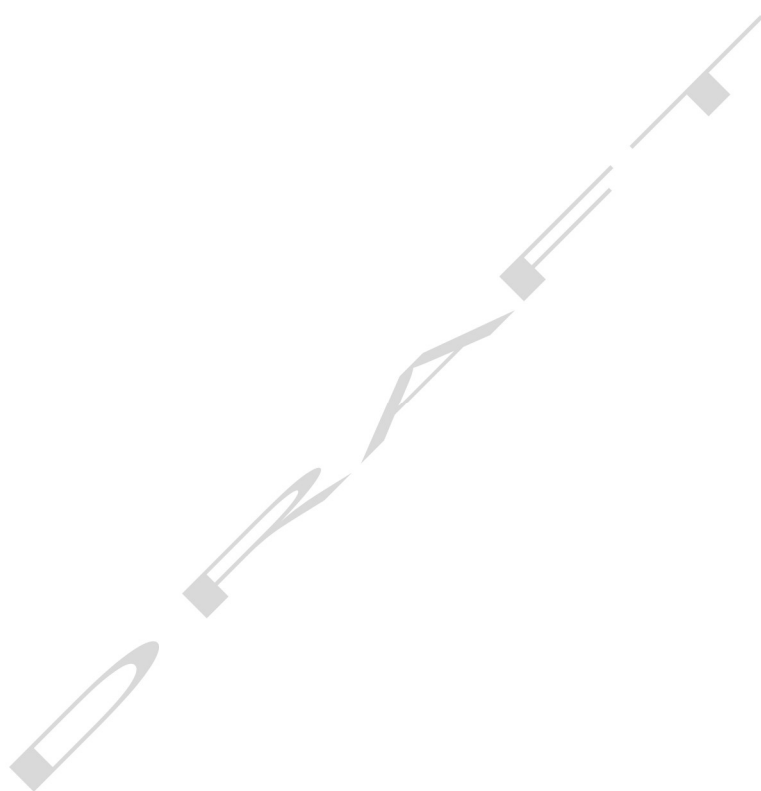
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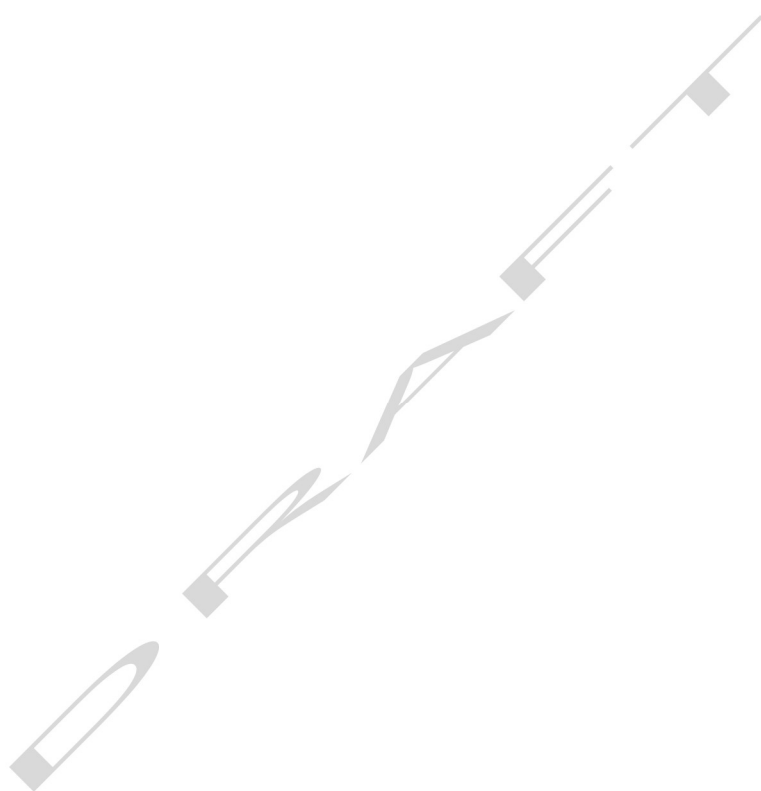
**COMMISSION REGULATION (EU) .../...**

**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**

*This draft has not been adopted or endorsed by the European Commission. Any views expressed are the preliminary views of the Commission services and may not in any circumstances be regarded as stating an official position of the Commission. The information transmitted is intended only for the Member State or entity to which it is addressed for discussions and may contain confidential and/or privileged material.*





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>

the declaration is available to consumers to whom information is provided through other means, like the labelling. The marketing stages at which a declaration of compliance should be issued in accordance with the Regulation should therefore be clarified by adding that a written declaration should be issued at all marketing stages excluding the sale to consumers.

- (4) When issuing a declaration of compliance, operators should have available supporting documentation demonstrating compliance. This should comprise declarations received from previous manufacturing stages to ensure traceability, as well as any other documentation concerning the compliance of the plastic with the Regulation, including information on the production method used, verification of the recycled content, analytical tests, analysis of the foreseeable conditions of use, as well as reasoning on appropriate restrictions on the use of the plastic product placed on the market. Since recyclers and food business operators should have this information available, it is appropriate that when requested by the competent authority, it should be submitted within 10 working days.
- (5) The information requested in Declaration B currently omits the authorisation number for novel technology. For the purpose of traceability of the recycled plastics and enforcement effectiveness, this information should be accessible at the converter stage. Therefore, the template of Declaration B should be amended accordingly.
- (6) Declaration B is not adapted to the needs of operators using post-processed recycled plastic at their final stage since those plastics may have several constituent parts made of different recycled plastics. Moreover, assigning a batch number is not needed because the composition of the plastic is not further modified, and traceability can be adequately ensured based on received declarations of compliance. Therefore, a new Declaration C should not require adding batch numbers. To ensure efficient downstream enforcement it should list the recycling installations used in the manufacture of the constituent parts with recycled content.
- (7) The Regulation does not require a declaration of compliance issued for the batches of input material. This makes it difficult for recyclers to ascertain whether the input material is compliant with the Regulation and to trace the recycled plastic input in case there are questions over its quality or origin. A Declaration D should therefore be introduced at all marketing stages of pre-processed plastic. The batches should be labelled with a batch number to facilitate the identification.
- (8) In certain supply chains pre-processing operations are carried out by different operators before the pre-processed material becomes suitable as plastic input. In order to ensure that the material originating from all pre-processing operations complies with the Regulation, Declaration D should be issued also when partially pre-processed material is placed on the market.
- (9) The origin and mode of collection of plastic input may affect its contamination level. However, recyclers could have difficulties in knowing with sufficient certainty the mode of collection of the plastic and its origin if this is not part of the documentation received with the plastic input. To facilitate the verification by recyclers and avoid regular official controls by competent authorities, Declaration D should specify the origin and the mode of collection of the input material.
- (10) Regulation (EU) No 10/2011 allows explicitly the reprocessing of off-cuts and scraps. Reprocessing of off-cuts and scraps with recycled content should also be permitted provided the same requirements for reprocessing as set out under Regulation (EU) No

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

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

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

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

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

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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.

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

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

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

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

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

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

(i) The origin shall be either:

- ‘EU;’ or,
- ‘non-EU’.

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

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

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

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



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- (7) In Article 7, paragraph 1 is replaced by the following:
- ‘1. The plastic input and the output of the applied decontamination process shall meet the specifications set out in column 3, 5, and 6 of table 1 of Annex I for the relevant recycling technology and, if applicable, the specific criteria set out in the authorisation.
- 1a. Batches of plastic input material shall only be accepted for decontamination provided they are accompanied by Declaration D issued in accordance with Article 6, paragraph 4.
- In the case where the recycler directly obtains plastic waste or partially pre-processed plastic and applies any further pre-processing operations in order to produce plastic input, the recycler shall ensure that a record concerning that plastic input that contains data and statements similar to Declaration D is stored in its documentation system when the recycling of the input batch starts.
- Declaration D, or the equivalent record, shall be retained by the recycler for a period of at least 5 years.
- National competent authorities may make a request to have access to the content of Declaration D and to the samples. The recycler shall make them available to the competent authority within 10 working days.’
- (8) In Article 7, paragraph 4 is replaced by the following:
- ‘4. Individual batches of recycled plastic shall be subject to a single record regarding their quality, and shall be identified by a unique number and the name of the manufacturing stage from which they originate.
- A repository of these records shall be maintained. Records stored in that repository shall be retained for a period of at least 5 years.
- The batches shall correspond to the definition in section 2.4 of the compliance monitoring summary sheet referred to in paragraph 3, point (c). The repository shall be as laid out in section 4.1 thereof.’
- (9) In Article 8, the following paragraphs 1a and 1b are inserted after paragraph 1:
- ‘1a. Off-cuts and scraps of recycled plastic and recycled plastic materials and articles manufactured in compliance with this Regulation may be added back to recycled plastic during earlier post-processing operations, provided the provisions applicable to reprocessing set out in Regulation (EU) No 10/2011 apply, except Article 10, paragraph 2, point (c), and provided the reprocessed off-cuts and scraps are accompanied either by Declaration B or C, issued in accordance with Article 29, and if it includes the information required in accordance with point 10 of Annex IV to Regulation (EU) 10/2011.
- 1b. At all post-processing stages where the composition of the recycled plastic may change as a result of mixing with other plastic, the addition of additives, or other processes, individual batches shall be subject to a single record regarding their quality, and shall be identified by a unique number and the name of the manufacturing stage from which they originate.’

- 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.’
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- 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.

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

- (i) 'newly registered': the installation has been registered and may be operating, but the recycler has not submitted the compliance monitoring summary sheet;
- (ii) 'being established': the installation is registered and operating, and the recycler has submitted the compliance monitoring summary sheet to the competent authority in the territory where it is located;
- (iii) 'active': the installation is operating, the compliance monitoring summary sheet has been submitted and the competent authority has established the compliance with this Regulation by means of an audit;
- (iv) 'inactive': the installation is not in use for reasons other than those under points (v), (vi), and (vii);
- (v) 'suspended': the use of the installation was suspended by a competent authority due to non compliance with the Regulation;
- (vi) 'audit pending': the audit referred to in Article 26, paragraph 3 was not completed within the applicable deadline;
- (vii) 'decommissioned': the recycler has permanently stopped using the installation. This status shall be changed only with the deletion of the entry regarding the installation from the Union register.

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

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

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

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

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

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

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

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

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

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

'1. Recyclers shall comply with the following administrative requirements:

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

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

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

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

(iii) the recycling authorisation number if it exists;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(16) A new Article 26a is introduced:

*'Article 26a*

*Deactivation, decommissioning and change of process of installations*

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

- (a) the compliance monitoring summary sheet and the required information and documentation are not submitted to the electronic registration system within three months after the status has become 'newly registered', in accordance with Article 26, paragraph 2;
- (b) the recycler does not confirm the accuracy of the registration within 30 working days following the 6 months period referred to in Article 26, paragraph 4, second subparagraph;

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

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

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

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

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

- (i) the same status as before deactivation, provided the inactive period lasted for less than 20 months, or;
- (ii) ‘being-established’ if the inactive period lasted for 20 months or more, and the procedure of Article 26 shall apply.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

## Article 2

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

## Article 3

### Transitional measure

1. Products within the scope of Regulation (EU) 2022/1616 as applicable before the entry into force of this Regulation may continue to be placed on the market until *[enter date 3 months after the date of entry into force of this Regulation]*. Products to be subject to Declaration C as a result of this Regulation may continue to be placed on the market without that declaration until *[enter date 6 months after the date of entry into force of this Regulation]*.
2. For the purpose of registration in the electronic registration system, operators shall create an account before *[enter date 1 month after the date of entry into force of this Regulation]* in accordance with the detailed instructions thereto provided on the website of the Commission.
3. The procedure set out in Article 26a, paragraph 1 shall apply based on point (a) thereof, irrespective of the registration status of the installation at the date of entry into force of this Regulation.
4. Recycled plastic that cannot be placed on the market due to the registration status of the installation it was produced with, in accordance with Article 4, paragraph 8, of Regulation (EU) 2022/1616, is excluded from these transitional measures.

## Article 4

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

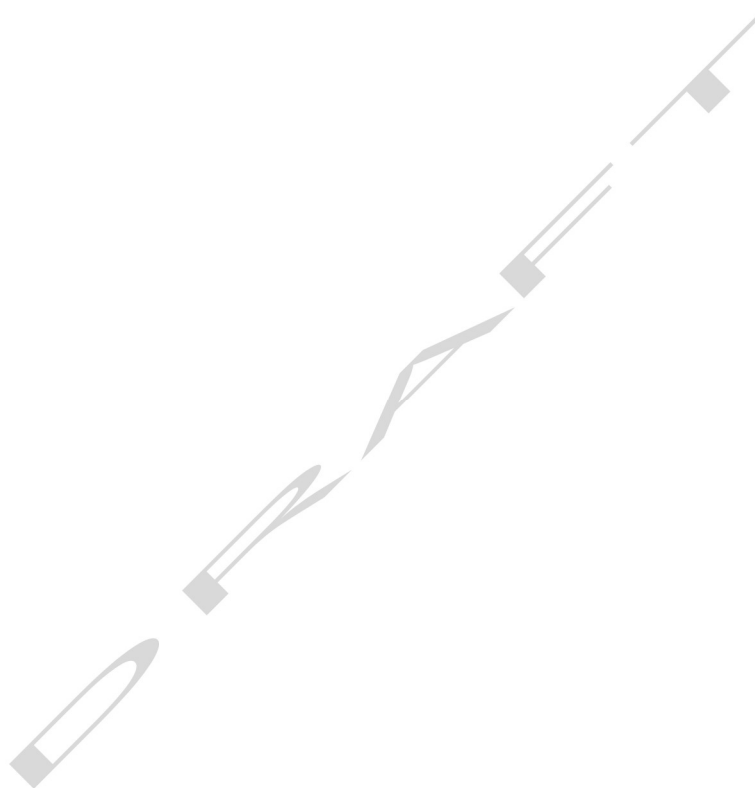
This Regulation shall be binding in its entirety and directly applicable in all Member States.



544 Done at Brussels,

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



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**ANNEX**

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

(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

6. Annex III is replaced by the following:

### 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 <b>5% of 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>		RINs/ FCM No (e.g. FCM No 125)
	<i>PET bottle</i>		RINs (e.g. EU1-123-012)
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	

<sup>†</sup> 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 divided by the total weight of all plastic parts in the product to determine the overall recycled content percentage.

<sup>††</sup> cross out or delete which does not apply

\* Polymer type should be one of the following: PET (Polyethylene Terephthalate), HDPE (High-Density Polyethylene), PVC (Polyvinyl Chloride), LDPE (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**



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>	...% PCW*** ...% DRS*** ...% Novel technology, NTN number:
2.3.1	Plastic waste subject to this declaration comply with the requirements of article 6 of Regulation (EU) 2022/1616	YES / NO <sup>†</sup>
2.3.2	Certification of the quality assurance system in accordance with Article 6(3) of Regulation (EU) 2022/1616	<i>(Please specify the certifying body and provide the proof of certification of the applied quality assurance system)</i>
Section 3: Instructions and information to users of the product		
3.1	Pre-processing stage: <i>(Please specify the current stage of the material on the basis of the processing steps performed)</i>	<input type="checkbox"/> partially pre-processed plastic but not yet suitable as plastic input <input type="checkbox"/> plastic input
3.2	Instruction applicable in accordance with article 5(1)	
3.3	Other specific instruction	
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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\* Polymer type should be one of the following: PET (Polyethylene Terephthalate), HDPE (High-Density Polyethylene), PVC (Polyvinyl Chloride), LDPE (Low-Density Polyethylene), PP (Polypropylene), PS (Polystyrene), or O (other).

\*\* 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 6(5)(i)

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

† 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