



M+S Silicon GmbH & Co. KG Hannöversche Str. 28 44143 Dortmund

Confirmation of conformity to EU/EG directives for food contact: EG 1935/2004, EU 10/2011 and EG 2023/2006 (GMP)

The EG 1935/2004 is a regulation for plastic materials. In the same, it is regulated (Article 5) that individual measures may be adopted for certain materials or articles. These materials are listed in Appendix 1 and these materials include i.a. also silicone. This means that formally not the EG 1935/2004 applies to silicone, but the national standard of the BfR.

The regulation EU 10/2011 for food commodities is explicitly valid as a regulation for plastic materials. Article 2, para. 2 states that silicones are excluded from this scope of application of the regulation and are regulated by individual measures as well.

This means for M+S as the silicone processor that materials used by ourselves and confirmed by our manufacturers (i.e. raw material suppliers) as materials according to the BfR XV "Silicone" recommendations are formally also compliant to the EG 1935/2004. Conformity of raw materials contributes to the *manufacturer* according to Article 15 (raw material supplier), concern for the conformity after processing the *processor*, i.e. M+S.

The *seller/distributor* according to Article 15 therefore has to ensure that he is requesting appropriate materials at M+S and/or obtains a BfR declaration of conformity before he even makes a declaration under Article 16 EG 1935/2004 or rather denotes his products accordingly. M+S will never issue, use and/or confirm this consumer statement or these symbols as long as M+S is just the *processor* and not the *seller/distributor* within the meaning of Article 15 of the EU regulation. Traceability acc. to Article 17 is given from M+S to the *manufacturer*, for traceability to M+S the *seller* has to take care.

The specifications of the EG 2023/2006 (good manufacturing practice) are observed.

M+S created this formal declaration of conformity as a customer service.

signed.

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(Managing Director)

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