

Piacenza, December 12th, 2008

Messrs.
FLEXIPACK SA
CENTRO VERDEGGIO 23
CH-6814 LAMONE

DECLARATION of COMPLIANCE for FOOD CONTACT APPLICATION

Film type: *NEOTENE HT 80*

Structure: *PE 80µm*

Direct food contact layer: *PE 80µm*

Application: *packaging of VINEGAR (Re. European Directive 85/572/EC – Table – re. nr. 08.01)*

Following your recent enquiry we declare hereby that our subject film, as supplied to you for the above mentioned application, complies with the following legislations concerning packaging in contact with foodstuffs:

❖ EUROPEAN COMMUNITY

- European Regulation 1935/04/EC (repealing Eu.Directives 80/590/EEC, and 89/109/EEC and subsequent amendments)
- European Directive 2002/72/EC (repealing Eu.Directive 90/128/EC and subsequent amendments) and subsequent amendments

Insofar as the assessment of the migration risks from the packaging towards the foodstuff, the surface-volume ratio taken into consideration hereby is 6dm² (film) per 1kg (food), as appointed by European Directive 2002/72/EC (art. 2, §1 and §1a) for packaging units containing up to 500ml or over 10.000ml*. In this respect, please note that the film meets the (OML) Overall and (SML) Specific Migration limits of the components concerned in the following conditions (see European Directive 85/572/EC, Annex 'List of Simulants', § 2 and Table, re. nr. 08.01 'Vinegar'):

- simulant 'B' – 40°C – 10 days.

Substances regulated by Eu.Directive 89/107/EC and 88/388/EC (so called 'Dual Use Substances') might be incorporated within the raw materials composing the subject film. Theoretical calculations and/or experimental data show that such substances, when present, meet the constraints stated in art. 5/bis of Eu.Directive 2002/72/EC. Should the composition of the foodstuff being packed involve specific restrictions that would require any further insight in this respect, do not hesitate to revert with details for us to focus our investigation accordingly.

By this document we undertake responsibility for the regulatory compliance of the film as delivered to your company. Nonetheless, as you may appreciate, we cannot be held responsible for possible modifications to our packaging material that may affect its regulatory status as a result of its handling procedures performed before, during and after the production of the finished packages.

This declaration is valid as of today and remains valid until substantial changes are introduced in the composition and/or production process of the film or until amendments and/or upgradings take place in the applicable laws, that may affect the regulatory status of the film as detailed here above.

We remain at full disposal and convey our best regards.



Dr. Maurizio Villa
Q. A. Manager