

December 8, 2022

# SURFYNOL® 440

## Food Contact Information

### **EU: Regulation 10/2011**

#### **BfR Recommendation**

**Mercosur: MERCOSUR/GMC/RES No 39/19 and MERCOSUR/GMC/RES No 02/12**

SURFYNOL® 440 is not in compliance with the above mentioned regulations.

### **Switzerland: SR 817.023.21 (latest published version)**

SURFYNOL® 440 is in compliance with the “Ordinance of the FDHA on Materials and Articles (SR817.023.21)”. All components (additives and / or monomers) are listed in Annex 10 in the lists for evaluated (A) substances.

Please note that SURFYNOL® 440 contains ethoxylated TMDD (CAS#9014-85-1) with a SML(T) of 5 mg/kg Food and process related free non-ethoxylated TMDD (CAS#126-86-3) which has an own SML(T) limit of 0.05 mg/kg Food.

### **German Ink Ordinance (GIO) / Consumer Goods Regulation (BedGgstV)**

Surfynol 440 complies with the compositional requirements for printing inks intended for direct and indirect contact with food as defined in German BedGgstV – status 2 December 2021. The components are either fully listed in Annex 14, table 1 or in Regulation (EU) No. 10/2011, Annex I, table 1. SML or specific restrictions apply.

### **China: GB 9685 – 2016**

The components of SURFYNOL® 440 are in compliance with GB 9685 for the use in Coatings with Food Contact only.

### **Japan: Japanese Positive List (PL) for Direct Food Contact**

The Japanese positive list of substances used in synthetic resins for utensils, containers and packaging (UCP) in accordance with the implementation of the amended Food Sanitation Act came into force *on 1 June 2020. Since then*, Japan’s Ministry of Health, Labour and Welfare (MHLW) published several draft versions of revised and restructured lists and continues to amend the lists and provisions during the granted five-year grace

period. Therefore, the status of our products varies with the activities of MHLW and cannot be confirmed finally. Please, do not hesitate to ask for a temporary status in urgent cases.

#### **USA: FDA**

SURFYNOL® 440 can be used in compliance with the following sections and may be subject to any applicable limitations:

- FDA 21 CFR 175.105
- FDA 21 CFR 175.300
- FDA 21 CFR 176.170
- FDA 21 CFR 176.180
- FDA 21 CFR 177.1390

#### **EUPIA EXCLUSION LIST FOR PRINTING INKS AND RELATED PRODUCTS (latest published version)**

Selection Criteria A and B: Please refer to Safety Data Sheet (Chapter 3).

We would like to confirm that we do not expect the presence of substances listed in the EUPIA “Exclusion List for Printing Inks and Related Products”, in Selection Criteria C and Substances Lists D to G (listed substances in the table) in SURFYNOL® 440.

<b>Substances</b>
Pigments and substances based on: <ul style="list-style-type: none"><li>• Antimony</li><li>• Arsenic</li><li>• Cadmium</li><li>• Chromium (VI)</li><li>• Lead</li><li>• Mercury</li><li>• Selenium</li></ul>
Pigment colourants: <ul style="list-style-type: none"><li>• Auramin (Basic Yellow 2 – CI 41000)</li><li>• Chrysoidin (Basic Orange 2 – CI 11270)</li><li>• Fuchsin (Basic Violet 14 – CI 42510)</li><li>• Indulin (Solvent Blue 7 – CI 50400)</li><li>• Kresylen (Basic Brown 4 – CI 21010)</li></ul>
Solvents: <ul style="list-style-type: none"><li>• 2-Methoxyethanol 109-86-4</li><li>• 2-Methoxyethyl acetate 110-49-6</li><li>• 2-Ethoxyethyl acetate 111-15-9</li><li>• 2-Ethoxyethanol 110-80-5</li><li>• Monochlorobenzene</li></ul>

<ul style="list-style-type: none"> <li>• Dichlorobenzene</li> <li>• Volatile chlorinated hydrocarbons, such as trichloroethylene, perchlorethylene and methylenechloride</li> <li>• Volatile fluorochlorinated hydrocarbons</li> <li>• 2-Nitropropane</li> <li>• Methanol</li> </ul>
<b>Plasticisers:</b> <ul style="list-style-type: none"> <li>• Chlorinated naphthalenes</li> <li>• Chlorinated paraffins</li> <li>• Monocresyl phosphate</li> <li>• Tricresyl phosphate</li> <li>• Monocresyl diphenyl phosphate</li> </ul>
<b>Various Compounds:</b> <ul style="list-style-type: none"> <li>• Diaminostilbene and derivatives</li> <li>• 2,4-Dimethyl-6-tertiary-butylphenol</li> <li>• 4,4 Tetramethyldiaminobenzophenone (Michler's Ketone)</li> <li>• Hexachlorocyclohexane</li> </ul>

### Nestlé Guidance Note on Packaging Inks (latest published version)

We do not expect the presence of following substances within SURFYNOL® 440:

#### General exclusions

Titanium Acetyl Acetate (TAA)
<i>Ortho</i> -Phthalate plasticizers
Bisphenol A (BPA) and materials manufactured from or incorporating BPA in reacted form as part of the chemical structure
Nitrocellulose resins
Vegetable oils/fatty acid esters with strong odours
Heavy/Toxic metal in amounts exceeding the respective limits mentioned in the Swiss ordinance
Solvents and other chemicals which give off-odour or taint to the food
Perfluoro compounds must not be used, except for PTFE waxes
**Mineral oils containing aromatic substances (MOAH) must not be used
Mineral oils containing saturated hydrocarbons (MOSH) must be minimised, and their residual value must be below 0.1% of the dry film
Photoinitiators mentioned in the "EuPIA Suitability List of Photoinitiators and Photosynergists for Food Contact Materials – October 2020

Odour: Specific to the product

**Table 1: Exclusion list for pigments**

Pigments	Color index	CAS number	Swiss Ordinance
Pigment Red 81	45160:1	12224-98-5	B
Pigment Red 81:1	45160:3	80083-40-5	B

Pigment Red 81:5	45160:4	63022-06-0	B
Pigment Red 169	45160:2	12237-63-7	B
Pigment Green 1	42040:1	1325-75-3	B
Pigment Blue 1	42595:2	1325-87-7	B
Pigment Violet 1	45170:2	1326-03-0	B
Pigment Violet 2	45175:1	1326-04-1	B
Pigment Violet 3	42535:2	1325-82-2 67989-22-4	B
Pigment Violet 27	42535:3	12237-62-6	B
Pigment Violet 39	42555:2	64070-98-0	B

**Table 2: Exclusion list for Photo-Initiators**

PI Name	CAS Number	Swiss Ordinance
2-Hydroxy 2-methyl propiophenone	7473-98-5	B
2-(Dimethylamino)ethyl benzoate	2208-05-1	B
- Benzophenone	119-61-9	A
- 2-Methyl benzophenone	131-58-8	A
- 4-Methyl benzophenone	134-84-9	A
- 2,4,6-trimethylbenzo- phenone	954-16-5	B
1-Hydroxycyclohexyl phenylketone	947-19-3	B
2,2-Dimethoxy 2-phenyl acetophenone	24650-42-8	B
2-Methyl 4'-(methylthio) 2-morpholinopropiophenone	71868-10-5	B
- 4-Isopropyl 9H-thioxanthen-9-one	83846-86-0	A
- 2-Isopropyl 9H-thioxanthen-9-one	5495-84-1	A
2,4-Diethyl 9H-thioxanthen-9-one	82799-44-8	B
Diphenyl (2,4,6-trimethyl benzoyl) phosphine oxide	75980-60-8	A

**Table 3: Minimize list for Photo-Initiators**

PI Name	CAS Number	Swiss Ordinance
Irgacure	119313-12-1	A
Other monomeric Benzophenones (not forbidden above) benzoate	various	A / B

**Table 4: Exclusion list for acrylates**

Chemical name	CAS number	Swiss Ordinance
Butanediol Diacrylate (BDDA)	1070-70-8	B
Diethylene glycol diacrylate (DEGDA)	4074-88-8	B
Isodecyl acrylate (IDA)	1330-61-6	B

Octyl acrylate (ODA)	2499-59-4	A
Phenoxy ethyl acrylate	48145-04-6	B

**Table 5: Minimize list for acrylates**

Chemical name	CAS number	Swiss Ordinance
Trimethylol propane triacrylate (TMPTA)	15625-89-5	B
Dipropylene glycol diacrylate (DPGDA)	57472-68-1	B
1, 6-Hexanediol diacrylate (HDDA)	13048-33-4	B
2-Ethyl hexyl acrylate (2EHA)	103-11-7	A
Mixtures of pentaerythritol tri- and tetra-acrylates (PETA)	3524-68-3	B
Tetraethylene glycol diacrylate (TEGDA)	17831-71-9	B

**Table 6: Exclusion list for solvents**

Chemical name	CAS number	Swiss Ordinance
Monochlorobenzene	108-90-7	A
Toluene	108-88-3	A
1-methyl-2-pyrrolidone	872-50-4	A

**Table 7: Minimize list for solvents**

Chemical name	CAS number	Swiss Ordinance
Methanol	67-56-1	A
Cyclohexane	110-82-7	A
Methylethylketone (MEK)	78-93-3	A
Methylisobutylketone (MiBK)	108-10-1	A
Hexanol	111-27-3	A
2-Ethyl-1-hexanol	104-76-7	A
n-Octanol	111-87-5	A
Butylglycol	111-76-2	A
Butyldiglycol	112-34-5	A
Ethyldiglycol	111-90-0	A
Hexyleneglycol	107-41-5	A
Butoxypropanol	5131-66-8	A
Butoxypropoxypropanol	29911-28-2	A
Ethandiol	107-21-1	A
Diethyleneglycol	111-46-6	A
Triethyleneglycol	112-27-6	A
Butylglycolacetate	112-07-2	A
1-Methoxy-2-propylacetate	108-65-6	A
Ethylbenzene	100-41-4	A
1-Pentanol	71-41-0	A

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Finished food contact materials or articles containing this product as a component, need to comply inter alia with migration and/or extraction limits or any other restrictions – as specified in the applicable regulations. Verification of compliance with above mentioned limits/restrictions should be carried out in accordance with the respective rules. We would like to point out that it is in the sole responsibility of the manufacturer of the final material or article to assure the compliance under actual and foreseeable conditions of use, and to check it on a regular basis. The manufacturer of food contact materials or articles, containing this product as a component, must in particular ascertain that these finished materials or articles meet the general regulatory requirement that they do not endanger human health, or bring about an unacceptable change in the composition of the food or deterioration in the organoleptic characteristics thereof.

The information given above is based on and represents our current compositional knowledge (based on the knowledge of the production process, supplier information for raw materials and analytical data where applicable). In case of provided values these are considered to be typical concentrations and are not part of product specification.

Furthermore, the given information is intended for persons having the required skill and know-how and it does not relieve you from verifying the suitability of the information given for a specific purpose prior to use by testing, which should be carried out only by qualified experts. Use or application of such information is at your sole responsibility and risk, without any liability on the part of Evonik Operations GmbH.

All provided information is based on our present knowledge and experience and is true and complete to the best of our knowledge and belief. However, no warranty, whether expressed or implied, or guarantee of product properties in the legal sense is intended or implied.

**In case of any questions concerning the provided information or if you need additional advice you are welcome to contact us:**

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