

B/S/H/

BSH Home Appliances Group

FILL IN GUIDE Food Contact EU Declaration of Compliance with BSH Template

Frequently Asked Questions

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FAQ | General

- **Is the declaration mandatory?**

- Yes. The regulations are a prerequisite to be able to sell material intended to come in contact with food in the European Union. As a supplier to BSH, thus, we depend on the information on your supplies to do so. In consequence, if we do not get the information, this may result in reduction or stop of business, if we do not have the necessary information on the day of the legal deadline latest.

- **How can I protect my Intellectual Property when declaring?**

- The provided template is asking only for the legally relevant substances. It is not required to make a full material declaration or otherwise communicate IP-relevant data. To protect your Intellectual property it is permitted to select "contains confidential ... substances within allowed limits" in respective columns (K, P, R) of the declaration sheet. In any case, for the purpose of migration testing, the identity of this substances has to be shared with the testing lab protected by a non-disclosure agreement.

- **Where do I get the substance information for my declaration if I don't have them?**

- Declaration of Compliance must be provided along the supply chain. Declaration information down to the raw material can be requested from your suppliers.

- **Where do I get the contact condition for my declaration if I don't have it?**

- Use conditions like foreseeable contact temperature, type or time must match to the needs of the BSH product. If you are unsure, please get in contact to your BSH contact person.

- **Do I have to provide analytical tests, too?**

- For components, food contact compliance is beside the information of the raw material also based on passed test reports. BSH don't need the this test reports mandatory within this declaration. Nevertheless test reports are the technical documentation of your Declaration of Compliance and should be made available upon request from BSH.

- **What happens, if I declare something wrong?**

- This depends on the question if you have been providing false information by mistake or intentionally. In general, liability and consequences are identical to similar cases of providing wrong technical information on a product to a customer (e.g. wrong datasheets).

- **How often do I have to update my declaration?**

- As long as the legal regulations remain unchanged, you only have to re-declare, if the declaration status of your products changes, e.g. by material change, design changes, etc.. In case of a change of the legal regulations, of course, there must be a new declaration according to the new regulation.

- **I do not sell a certain material anymore to BSH – do I still have to declare?**

- Yes, as long as BSH is using a certain product, the obligation to provide information on ist legal properties exist.

- **Is a Declaration of Compliance needed for all material types even if only some material types (e.g. plastic) is harmonized in the EU?**

- Yes, BSH need this information as a proof of compliance before the release of a component and in case official authorities asking to proof BSH compliance with the regulation.

Before starting

- Please check beforehand how many line you need. The excel function “insert” row doesn't work.
- You need a separate line for each:
 - part you delivering to BSH intended to come in contact with food
 - different type of material in a part intended to come in contact with food
 - substance in plastic material according annex I and annex II of (EU) No 10/2011

For a better understanding. A declaration could look like the example below:

Date:	45329																	
BSH Material Number or BSH YIB Number (for Appliances and Spare parts) (for material intended to come in contact with food)	DuM Level of Article [1m] (if applicable)	Name or Description (assembly, part, appliance, spare parts)	Type of food for which the material is qualified to be used	Worst foreseeable temperature which the material is qualified to be used [°C]	Worst foreseeable contact time which the material is qualified to be used [min]	BSH Material Number for raw material (if available)	Trade Name of raw material	Material Group acc. Annex I of EU 1935/2004 (Sheet Material Regulation)	Additional Material Specific Requirements. BSH minimum requirement field filled automatically (Sheet Material Regulation)	Only for Plastic material (EU) No 10/2011								Declarer Substance (Sheet 10_2011_Declarer Substance)
										Substance from Annex I EU 10/2011 (Sheet 10_2011 Substance Annex I)				Amount of Substance (mg/kg) (EU 2020/10245)	Substance from Annex II EU 10/2011 (Sheet 10_2011 Substance Annex II)		E-number	
FCM Substance No. from Annex I EU 10/2011	CAS No. from Annex I EU 10/2011	Substance Name from Annex I of EU 10/2011	SML from Annex I of EU 10/2011	Substance Name from Annex II of EU 10/2011	SML from Annex II of EU 10/2011													
800126047		Freezer Drawer front	All types of food	5 °C < T ≤ 20 °C	3 d < t ≤ 30 d	951043010	Styrolution PS 16SL (P)	Plastic virgin material	EU: COMMISSION REGULATION (EU) No 10/2011 including all amendments to the date of signature	no Annex I Substance	0	0	0		Zinc	5 mg/kg	No dual use additive	No dual use additive
						800122038	PE 0A290477T light blue to VZF 35520	Plastic virgin material	EU: COMMISSION REGULATION (EU) No 10/2011 including all amendments to the date of signature	129	75-21-8	ethylene oxide	0.01 mg/kg		Aluminium	1 mg/kg	No dual use additive	No dual use additive
															Antimony	0.04 mg/kg		
															Arsenic	0.01 mg/kg		
															Barium	1 mg/kg		
															Cadmium	0.002 mg/kg		
															Chromium	0.01 mg/kg		
															Cobalt	0.05 mg/kg		
															Copper	5 mg/kg		
															Lead	0.01 mg/kg		
															Lithium	0.5 mg/kg		
800126047		Metal part	All types of food	5 °C < T ≤ 20 °C	3 d < t ≤ 30 d		Stainless Steel 1.4301	Metal and alloy	EDQM Guideline on „Metal and alloy used in food contact material and articles“.									

FAQs – Filling the template

Step 1

Open the Sheet „Declaration_FCM“ and add BSH material number or VIB as well as the corresponding material description in column A and C. If a component exist of different sub material please add the BoM level in column B

BSH Material Number or BSH VIB Number (for Appliances and Spare parts)	BoM Level of Article [1+n]	Name or Description (assembly, part, appliance, spar parts)
9000xxxxxx	2	Water tank
	3	tank cover
	3	tank body

Please note:

In the case of parts where the surfaces are not homogenous, only the material ***that are intended to come into contact with food or beverages are to be declared. Materials that are not present on the potential food / beverage contact material do not have to be declared***

FAQs – Filling the template

Step 2

Enter the food contact condition in column D to F. Type of food , worst foreseeable temperature and worst foreseeable contact time for which the material is qualified to be used.

Types of food for which the material is qualified to be used	Worst foreseeable temperature which the material is qualified to be used [°C]	Worst foreseeable contact time which the material is qualified to be used [min]
Water	40 °C < T ≤ 70 °C	1 h < t ≤ 2 h
Water	40 °C < T ≤ 70 °C	1 h < t ≤ 2 h

Please note:

In case of any doubts of BSH needed food contact condition, please ask your contact person in BSH.

Components needs to be tested according these worst foreseeable contact conditions

FAQs – Filling the template

Step 3

Add the Trade name of the raw material in column H and if available the BSH raw material number in column G.

BSH Material Number for raw material	Trade Name of raw material
9000xxxxxx	trade name

FAQs – Filling the template

Step 4

Select the material group in column I (green). The regulation, national law, guideline or recommendation appears in column J (yellow). These requirements are defined by BSH and cannot be changed. **Your material needs to comply to this requirements!**

Material Group acc. Annex I of EU 1935/2004 (Sheet Material Regulations)	Additional Material Specific Requirements (Sheet Material Regulations)
Silicones	Minimum requirement is the Germany recommendation XV. "Silicones" from Bundesinstituts für Risikobewertung (BfR).
Plastics virgin material	EU: COMMISSION REGULATION (EU) No 10/2011 including all amendments to the date of signature

Please note:

For non EU harmonized material specific regulation BSH defined mandatory minimum requirement. Other EU country specific requirements can be performed in addition but are not mandatory.

FAQs – Filling the template

Step 5 – only for plastic material

Regulation (EU) No. 10/2011 requires substance information. Select the FCM number in column K (green). The FCM number can be found in the Annex I of the (EU) No. 10/2011 (see also sheet „10_2011_Substances_Annex_I“). Columns L to N (CAS no/ Substance Name/ SMLs) are selected from the template according Annex I (EU) No. 10/2011

In case you need to declare more than one substance for a material, you need additional rows.

Substances from Annex I EU 10/2011 (Sheet 10_2011 Substances Annex I)			
FCM Substance No. from Annex I EU 10/2011	CAS No. from Annex I EU 10/2011	Substance Name from Annex I of EU 10/2011	SML from Annex I of EU 10/2011
123	71-36-3	1-butanol	
456	2998-08-5	acrylic acid, sec-butyl ester	ref. Group Restriction No. 22 (6 mg/kg)

Please note:

The FCM number can be found in the Annex I of the (EU) No. 10/2011. As reference you can also use sheet „10_2011_Substances_Annex_I“ of this regulation.

In case the FCM number cannot be give due to confidential reason. This information must be made available to the testing institute at least

FAQs – Filling the template

Step 5 - continue – **only for plastic material**

Regulation (EU) No. 10/2011 requires substance information.

- Add amount of substances according EU (2020/1245) in column O
- Select Substance name from Annex II of EU 10/2011 in column P (green). Columns Q (SMLs) is given according Annex II (EU) No. 10/2011
- Add the E-number of Dual use Substances

In case you need to declare more than one substance for a material, you need additional rows.

Amount of Substance (mg/kg)	Substance from Annex II EU 10/2011 (Sheet 10_2011 Substances Annex II)		Dual use Substances (Sheet 10_2011 Dual use Substances)	
(EU 2020/1245)	Substance Name from Annex II of EU 10/2011	SML from Annex II of EU 10/2011	E-number	Substance name
	Terbium	0.05 mg/kg	E 101	Riboflavins

Please note:

If no substance needs to be declared please select no Annex II Substances in column Q resp. „No dual use aditives“ in column S

In case substances cannot be give due to confidential reason. This information must be made available to the testing institute at at least.

FAQs – Filling the template Confirmation Sheet

- Please send back **both**
 - the filled Excel file as well as
 - a signed version of the declaration as PDF file

Supplier Food Contact Declaration of Compliance			
Version 1.0			
Declaration is mandatory for all materials and articles (parts/components) intended to come into contact with food, including OEM-appliances			
Supplier Address	Company Name		
	Street /		
	P. O. Box		
	City		
	Contact person		
	BSH supplier number		
Confirmation			
We confirm, that			
1	all supplied PRODUCTS intended to come into contact with food comply with a. Regulation (EC) No.1935/2004 including all specific legal requirements (e.g. (EU) No. 10/2011) and b. Regulation (EC) No. 2023/2006 on good manufacturing		
2	all supplied PRODUCTS intended to come into contact with food comply with specific requirements as listed in sheet "Declaration_FCM" of this Declaration of Compliance;		
3	this "Declaration of Compliance", including the sheet "Declaration_FCM" is accurate and complete at the time of delivery of the PRODUCTS;		
4	we will actively and immediately inform BSH of any relevant changes in legislation or in the material composition or the manufacturing process of the PRODUCT and provide an updated Declaration of Compliance;		
5	if PRODUCTS supplied contain recycled plastic materials intended to come into contact with food, the Supplier will immediately give a specific notification and issue a separate Declaration of Compliance in accordance with Regulation (EU) 2022/1616.		
Date:		Legally Binding Signature and official company stamp:	
		Name in capital letters:	