

Evaluation of Food Contact Materials legislation

Fields marked with * are mandatory.

Introduction

Food Contact Materials (FCM) includes all **food packaging** as well as **kitchenware, tableware and food appliances** such as cutlery, cups, plates, bowls etc. It may also include articles which were not originally intended for food contact but which may nevertheless foreseeably come into contact with food, such as paper napkins. Furthermore, FCM covers materials used in professional food manufacturing, preparation, storage and distribution – from chocolate conveyor belts to milk tankers. Many different types of material may be used to make FCM including plastic, paper, rubber, metal and glass but also adhesives, printing inks and coatings used in the finishing of the final articles, as well as composite materials.



Example of food contact materials (FCMs), clockwise from top-left: Plastic tray and cling film packaging used to wrap apples; printed paper packaging used to wrap butter; re-usable plastic boxes for storing food; cutlery made from bamboo

EU legislation on FCMs requires businesses to manufacture FCMs so that under intended or foreseeable use they **do not endanger human health or bring about an unacceptable change in the composition or deterioration in the organoleptic properties – taste and smell, for example – of the food.**

The Regulation concerns only the safety of the FCM as regards the transfer of chemicals into the food from the FCM. The rules do not set any hygienic requirements for FCM; nor do they cover the waste or environmental impact of FCMs, which are dealt with under other EU legislation.

The Regulation also aims to ensure the **effective functioning of the European Union market** i.e. to avoid restrictions or tariffs.

You can find out more information on our website at https://ec.europa.eu/food/safety/chemical_safety/food_contact_materials_en.

WHAT IS THIS QUESTIONNAIRE ABOUT?

This questionnaire is part of a consultation exercise being undertaken to gather the views and in particular evidence from a wide range of stakeholders on the functioning of the FCM legislation as part of an ongoing evaluation exercise. As the legislation is aimed at protecting consumers, Part I of the questionnaire is particularly important, **to obtain direct views from citizens, as consumers.**

INFORMATION ON THE QUESTIONNAIRE.

This Online Public Consultation questionnaire is structured as follows:

- **Introduction:** This part will ask you to provide information about yourself.
- **Part I:** The second section is addressed to citizens. Respondents should ideally not have any specialist knowledge on food contact materials.
- **Part II:** This part is addressed to experts or those with prior knowledge of the FCM legislation and working in the field. Some additional questions also exist depending on the type of organisation that you are responding on behalf of.

Part I of the questionnaire for citizens only should take you no more than 15 – 20 minutes to complete. Part II of the questionnaire for those with knowledge of FCMs, including organisations, businesses, and public authorities should take no more than 30 minutes to complete.

Fields marked with * are mandatory.

THE RESULTS

The consultation period will last 12 weeks. Once the evaluation of the FCM legislation is completed, a synopsis report of all consultation activities will be published on the consultation page

YOUR OPINION REALLY MATTERS

Thank you in advance for taking the time to contribute to this consultation.

About you

* Language of my contribution

- Bulgarian
- Croatian
- Czech
- Danish
- Dutch
- English
- Estonian
- Finnish
- French
- Gaelic
- German

- Greek
- Hungarian
- Italian
- Latvian
- Lithuanian
- Maltese
- Polish
- Portuguese
- Romanian
- Slovak
- Slovenian
- Spanish
- Swedish

* I am giving my contribution as

- Academic/research institution
- Business association
- Company/business organisation
- Consumer organisation
- EU citizen
- Environmental organisation
- Non-EU citizen
- Non-governmental organisation (NGO)
- Public authority
- Trade union
- Other

If you are a Public enforcement laboratory, please select 'Other' and then confirm your identity

* Are you a Public enforcement laboratory?

- Yes
- No

* First name

* Surname

* Email (this won't be published)

* Scope

- International

- Local
- National
- Regional

*** Organisation name**

255 character(s) maximum

*** Organisation size**

- Micro (1 to 9 employees)
- Small (10 to 49 employees)
- Medium (50 to 249 employees)
- Large (250 or more)

*** How would you classify the sector in which you operate? [Not limited, choose as many as apply]**

- Manufacturer of starting materials
- Manufacturer of intermediate materials and articles
- Manufacturer of final articles / converter
- Retailer of FCMs
- Importer / distributor
- Filling / packaging businesses
- Food business operator - processor / manufacturer of food products
- Food business operator - retailer of foods
- Caterer / restaurant
- Consultant / laboratory specialising in compliance
- Other, please specify

If 'other', please specify

*** What type(s) of materials does your business manufacture or use? [not-limited/ choose as many as apply]**

- Active and intelligent materials and articles
- Adhesives
- Ceramics
- Cork
- Rubbers
- Glass
- Ion-exchange resins
- Metals and alloys
- Paper and board
- Plastics
- Printing inks

- Regenerated cellulose
- Silicones
- Textiles
- Varnishes and coatings
- Waxes
- Wood
- Multi-layer articles (please specify)
- Multi-material multi-layer articles (please specify)
- Others not listed in Annex I to Regulation 1935/2004, please specify

Please, specify

* How many national associations do you represent?

* How many businesses do you represent?

Transparency register number

255 character(s) maximum

Check if your organisation is on the [transparency register](#). It's a voluntary database for organisations seeking to influence EU decision-making.

* Country of origin

Please add your country of origin, or that of your organisation.

- | | | | |
|---|--|-------------------------------------|--|
| <input type="radio"/> Afghanistan | <input type="radio"/> Djibouti | <input type="radio"/> Libya | <input type="radio"/> Saint Pierre and Miquelon |
| <input type="radio"/> Åland Islands | <input type="radio"/> Dominica | <input type="radio"/> Liechtenstein | <input type="radio"/> Saint Vincent and the Grenadines |
| <input type="radio"/> Albania | <input type="radio"/> Dominican Republic | <input type="radio"/> Lithuania | <input type="radio"/> Samoa |
| <input type="radio"/> Algeria | <input type="radio"/> Ecuador | <input type="radio"/> Luxembourg | <input type="radio"/> San Marino |
| <input type="radio"/> American Samoa | <input type="radio"/> Egypt | <input type="radio"/> Macau | <input type="radio"/> São Tomé and Príncipe |
| <input type="radio"/> Andorra | <input type="radio"/> El Salvador | <input type="radio"/> Madagascar | <input type="radio"/> Saudi Arabia |
| <input type="radio"/> Angola | <input type="radio"/> Equatorial Guinea | <input type="radio"/> Malawi | <input type="radio"/> Senegal |
| <input type="radio"/> Anguilla | <input type="radio"/> Eritrea | <input type="radio"/> Malaysia | <input type="radio"/> Serbia |
| <input type="radio"/> Antarctica | <input type="radio"/> Estonia | <input type="radio"/> Maldives | <input type="radio"/> Seychelles |
| <input type="radio"/> Antigua and Barbuda | <input type="radio"/> Ethiopia | <input type="radio"/> Mali | <input type="radio"/> Sierra Leone |
| <input type="radio"/> Argentina | <input type="radio"/> Falkland Islands | <input type="radio"/> Malta | <input type="radio"/> Singapore |

- Armenia
- Aruba
- Australia
- Austria
- Azerbaijan
- Bahamas
- Bahrain
- Bangladesh
- Barbados
- Belarus
- Belgium
- Belize
- Benin
- Bermuda
- Bhutan
- Bolivia
- Bonaire Saint Eustatius and Saba
- Bosnia and Herzegovina
- Botswana
- Bouvet Island
- Brazil
- British Indian Ocean Territory
- British Virgin Islands
- Brunei
- Bulgaria
- Burkina Faso
- Burundi
- Cambodia
- Cameroon
- Faroe Islands
- Fiji
- Finland
- Former Yugoslav Republic of Macedonia
- France
- French Guiana
- French Polynesia
- French Southern and Antarctic Lands
- Gabon
- Georgia
- Germany
- Ghana
- Gibraltar
- Greece
- Greenland
- Grenada
- Guadeloupe
- Guam
- Guatemala
- Guernsey
- Guinea
- Guinea-Bissau
- Guyana
- Haiti
- Heard Island and McDonald Islands
- Honduras
- Hong Kong
- Hungary
- Iceland
- Marshall Islands
- Martinique
- Mauritania
- Mauritius
- Mayotte
- Mexico
- Micronesia
- Moldova
- Monaco
- Mongolia
- Montenegro
- Montserrat
- Morocco
- Mozambique
- Myanmar /Burma
- Namibia
- Nauru
- Nepal
- Netherlands
- New Caledonia
- New Zealand
- Nicaragua
- Niger
- Nigeria
- Niue
- Norfolk Island
- North Korea
- Northern Mariana Islands
- Norway
- Sint Maarten
- Slovakia
- Slovenia
- Solomon Islands
- Somalia
- South Africa
- South Georgia and the South Sandwich Islands
- South Korea
- South Sudan
- Spain
- Sri Lanka
- Sudan
- Suriname
- Svalbard and Jan Mayen
- Swaziland
- Sweden
- Switzerland
- Syria
- Taiwan
- Tajikistan
- Tanzania
- Thailand
- The Gambia
- Timor-Leste
- Togo
- Tokelau
- Tonga
- Trinidad and Tobago
- Tunisia

- Canada
- Cape Verde
- Cayman Islands
- Central African Republic
- Chad
- Chile
- China
- Christmas Island
- Clipperton
- Cocos (Keeling) Islands
- Colombia
- Comoros
- Congo
- Cook Islands
- Costa Rica
- Côte d'Ivoire
- Croatia
- Cuba
- Curaçao
- Cyprus
- Czech Republic
- Democratic Republic of the Congo
- Denmark
- India
- Indonesia
- Iran
- Iraq
- Ireland
- Isle of Man
- Israel
- Italy
- Jamaica
- Japan
- Jersey
- Jordan
- Kazakhstan
- Kenya
- Kiribati
- Kosovo
- Kuwait
- Kyrgyzstan
- Laos
- Latvia
- Lebanon
- Lesotho
- Liberia
- Oman
- Pakistan
- Palau
- Palestine
- Panama
- Papua New Guinea
- Paraguay
- Peru
- Philippines
- Pitcairn Islands
- Poland
- Portugal
- Puerto Rico
- Qatar
- Réunion
- Romania
- Russia
- Rwanda
- Saint Barthélemy
- Saint Helena Ascension and Tristan da Cunha
- Saint Kitts and Nevis
- Saint Lucia
- Saint Martin
- Turkey
- Turkmenistan
- Turks and Caicos Islands
- Tuvalu
- Uganda
- Ukraine
- United Arab Emirates
- United Kingdom
- United States
- United States Minor Outlying Islands
- Uruguay
- US Virgin Islands
- Uzbekistan
- Vanuatu
- Vatican City
- Venezuela
- Vietnam
- Wallis and Futuna
- Western Sahara
- Yemen
- Zambia
- Zimbabwe

* Publication privacy settings

The Commission will publish the responses to this public consultation. You can choose whether you would like your details to be made public or to remain anonymous.

Anonymous

Only your type, country of origin and contribution will be published. All other personal details (name, organisation name and size, transparency register number) will not be published.

Public

Your personal details (name, organisation name and size, transparency register number, country of origin) will be published with your contribution.

* I agree with the [personal data protection provisions](#)

Part I: Citizens

In this section we would like to ask you some questions regarding the general safety requirements of food contact materials and specific materials and articles.

According to EU legislation, all food contact materials in the EU must be safe, regardless of their origin or how they are sold or distributed.

* Do you trust the safety of food contact materials, including food packaging and kitchenware and tableware, sold in the EU?

- Not at all
- To a limited extent
- To a reasonable extent
- To a large extent
- Don't know/No opinion

If 'not at all' or 'to a limited extent', would you accept higher prices in order to have safer food packaging or kitchenware and tableware?

- Yes
- No
- No opinion

* Do you think there is a difference in the safety of food contact materials, including food packaging, kitchenware and tableware that are produced in the EU or imported from outside?

- I trust food contact materials made in the EU more than those that are imported
- I trust food contact materials made in the EU and those that are imported about equally
- I trust food contact materials that are imported more than those made in the EU
- Don't know/No opinion

* Do you buy food contact materials directly over the internet from retailers that do not have a shop or store (e.g. Amazon)?

- Yes
- No
- No opinion

To what extent do you feel safe consuming food or beverage that have been in contact with the following food contact material?

	Not safe at all	Safe to a very limited extent	Reasonably safe	Very safe	Don't know /No opinion
* Single use plastic bottles e.g. for mineral water	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Metallic food and drink cans	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Drinks cartons	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Cardboard pizza boxes	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Plates and cups made from bio-sourced materials or 'biodegradable' materials	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Re-usable plastic containers/boxes	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Ceramics plates and cups	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Crystal glasses	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Non-stick frying pan	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Stainless steel cutlery	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* A coffee machine	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

According to EU legislation, food contact materials in the EU must not change the 'organoleptic properties' of the food – such as the taste or smell of the food.

* Have you ever used food contact materials, including kitchenware or tableware which have affected or changed the taste, smell or appearance of food?

- Yes
- No
- Don't know/No opinion

* Would you know who to complain to if you were concerned about the safety of food contact materials?

- Yes
- No
- Don't know/No opinion

If 'yes', to whom would you complain?

- Local authority (e.g. trading standards, environmental health)
- National body
- European body (e.g. European Commission)
- The business selling the food contact material

- The manufacturer of the food contact material

Below we would like to ask you some questions regarding food contact material symbols and labelling.

There are EU wide rules on labelling for food contact materials, especially for items which are not already in contact with food when you buy them, such as storage containers or food bags.

* Do you know the meaning of the symbol below when you see it on a kitchenware or tableware?

- Yes
- No
- No opinion



If yes, please explain what you understand by its meaning

400 character(s) maximum

* Do you know the meaning of the symbol below when you see it on a packaging?

- Yes
- No
- No opinion



If yes, please explain what you understand by its meaning

400 character(s) maximum

* Are you normally aware of additional labelling or instructions on items such as, such as cling film, foil, food bags, tableware and kitchenware and do you follow them?

- Yes, I read all the information carefully and follow the instructions for safe use
-

Yes, I read the information, but I do not worry too much about always following the instructions

- No, I am not normally aware of such instructions
- Don't know/No opinion

If 'yes', are those instructions clear and do they provide sufficient information to allow you to use the article safely?

- Yes, the instructions are clear and provide me with sufficient information to use the article safely
- They are normally relatively clear but do not always provide me with sufficient information to use the article safely
- They are often not clear and do not provide me with sufficient information to use the article clearly
- No opinion

*Do you always trust the labelling, advertising or presentation of the food packaging, tableware or kitchenware? **Please note this does not include the food/ contents inside.**

- Yes
- No
- No opinion

If 'no', please give examples

400 character(s) maximum

In the following section we would like to ask you questions related to your habits concerning food contact materials

*How often do you replace kitchenware and/or tableware?

- Once a year
- Twice a year
- More than twice a year
- When the material visibly deteriorates
- Only when they're no longer usable
- No opinion

Rules on food contact materials also cover items that may foreseeably come into contact with food or where the chemical substances from the material may end up in the food

Which of the following items have you used in contact with food that is then eaten?

	Yes, and for any kind of foods	Yes, but only if the labelling indicates it is safe	Yes, but only for certain foods and/or conditions (e. g. cold temperatures)	Never	Don't know /No opinion

* Cling film /plastic shrink wrap	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Aluminium foil	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Re-usable plastic tableware (picnic ware)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Paper napkins	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Kitchen towels	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Table mats	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Table cloths	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Inside of refrigerator	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Plastic shopping bag	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Baby or infant bib	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Food containers showing cracks, aging or wear	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Which of the following types of food packaging would you re-use in contact with different foods and/or for different contact times or temperatures than the original application?

	Very often	Often, but only for similar foods and conditions as the original packaged foods	I have re-used it occasionally or sometimes	No, I do not re-use such packaging	Don't know /No opinion
* Plastic ice-cream containers	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Plastic tubs used for fast food delivery	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Glass jars together with the metal lids	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Card board boxes	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* Biscuit tins	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Cans previously containing fruit or vegetables	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Plastic bottles	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Plastic yogurts pots	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Beer cans	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Other	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

If 'other', please provide further details

400 character(s) maximum

Below we would like to ask you a few questions about your expectations regarding the safety of food contact materials.

The current EU legislation on food contact materials focuses on the chemical safety of the material

How important are the following aspects of food contact materials including food packaging, tableware or kitchenware?

	Very important	Important	Somewhat important	Not important	Don't know /No opinion
* They are safe and chemical substances do not end up in the food which present a risk to consumers	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Food does not change in appearance, odour, texture and taste	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Labels of food contact materials are clear and easy to understand to allow their safe use	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The amount of plastic used for food contact materials is minimised	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Food contact materials are made principally of paper or other 'natural' sources	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* Food contact materials are compostable or biodegradable	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* A material intended for multiple use remains safe until it wears visibly	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Food contact materials can easily be recycled	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Food contact materials can be re-used extensively	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Food packaging in particular, is minimal	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Food contact materials are accompanied by exhaustive information about their safe use	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* Would you find it helpful or do you have a desire, to see information on the composition of a food contact material, for instance via labelling on the packaging?

- Yes, as I can use that information to make informed choices
- Yes, even if I cannot fully understand the potential risk myself
- Yes, but only if it is easy to find out more regarding the risks of that material
- No, I just expect the food contact material to be safe
- No opinion

Which of the following entities do you trust as a source of information on the safety of a chemical substance or a food contact material?

	Yes, I would trust this entity	In between trust and no trust	No, I would not trust this entity	Don't know/No opinion
* European Food Safety Authority (EFSA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* A National Food Safety Authority	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* A scientist at a University	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Consumer organisations	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Reports on the internet or social media	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Reports in classical media such as newspaper or tv	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The manufacturer of the food contact material	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* How do you think that the level of safety of food packaging sold in the EU has developed over the last 10 years?

- It has decreased
- It has increased
- It has remained the same
- Don't know/No opinion

Documents upload and final comments

Please feel free to upload a concise document. The maximum file size is 1 MB.

The uploaded document will be published alongside your response to the questionnaire which is the essential input to this public consultation. The document is optional and serves as additional background reading to better understand your position.

Please upload your file

The maximum file size is 1 MB

Only files of the type pdf,txt,doc,docx,odt,rtf are allowed

If you wish to add further information — within the scope of this questionnaire — please feel free to do so here

750 character(s) maximum

Thank you for your time and effort in answering this questionnaire

Part II – Stakeholders answering as experts or with knowledge in the field

The following question concerns the scope and general requirements of Regulation 1935/2004, taking into account Articles 1, 2 and 3

To what extent do you agree with the following?

5 = strongly agree; 4 moderately agree; 3 neither agree nor disagree; 2 moderately disagree; 1 = strongly disagree

	5	4	3	2	1	No opinion
* The scope of Regulation 1935/2004 is sufficiently clear and it is always obvious whether a product is an FCM (food contact material) or not	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The definitions are sufficient and clear	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* The term 'normal or foreseeable conditions of use' is clear and interpreted equally by everyone, and the way in which consumers may use or re-use FCMs is sufficiently taken into account	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* It is generally possible without significant resources to demonstrate compliance with the general safety requirements set out in Article 3	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* It is generally possible without significant resources to enforce the general safety requirements set out in Article 3	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Businesses ensure compliance with the general safety requirements in Article 3	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The labelling, advertising or presentation of FCMs does not mislead consumers	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

The following question concerns Good Manufacturing Practice (GMP) laid down in Commission Regulation (EC) No 2023/2006

To what extent do you agree with the following?

5 = strongly agree; 4 moderately agree; 3 neither agree nor disagree; 2 moderately disagree; 1 = strongly disagree

	5	4	3	2	1	No opinion
* The objectives and rules on GMP are sufficiently detailed and effective in ensuring that FCM are manufactured to a high standard	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* GMP is implemented effectively in the EU ensuring that FCMs are manufactured to a high standard	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* GMP is implemented effectively in the third countries (countries exporting to the EU) ensuring that FCMs are manufactured to a high standard	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

The following question concerns labelling requirements, set out in Article 15 of Regulation and the following symbol in annex II of Regulation 1935/2004



To what extent do you agree with the following?

5 = strongly agree; 4 moderately agree; 3 neither agree nor disagree; 2 moderately disagree; 1 = strongly disagree

	5	4	3	2	1	No opinion
* The labelling requirements set out in Article 15 are sufficiently detailed and effective at ensuring the safe use of FCMs by consumers	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The labelling and instructions placed on FCM by businesses are sufficiently detailed and effective in ensuring the safe use of the final article	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The labelling requirements set out in Article 15 are effectively controlled and enforced by Member States	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Consumers understand the FCM symbol in annex II and it is an effective way at communicating to them that the product is safe to use as a FCM	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* When a product is not labelled with the FCM symbol in annex II, and not otherwise labelled as suitable for foods, consumers know it is not for food use	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

The following question concerns traceability requirements, in particular as regards Article 17 of Regulation 1935/2004

To what extent do you agree with the following?

5 = strongly agree; 4 moderately agree; 3 neither agree nor disagree; 2 moderately disagree; 1 = strongly disagree

	5	4	3	2	1	No opinion
* Traceability requirements are sufficiently detailed	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Traceability requirements are effective in facilitating the control and recall of FCMs, attribution of responsibility and information for consumers	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Traceability is ensured in the FCM supply chain at all times	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

The following question concerns the controls, enforcement and sanctions carried out under the FCM legislation, in particular as regards Articles 24 and 25 of Regulation 1935/2004 as well as the requirements of Regulation (EC) No 882/2004

on official controls.

To what extent do you agree with the following?

5 = strongly agree; 4 moderately agree; 3 neither agree nor disagree; 2 moderately disagree; 1 = strongly disagree

	5	4	3	2	1	No opinion
* There are sufficient controls and enforcement carried out in the EU on FCMs, including Article 3	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* There are sufficient <i>resources</i> including <i>expertise</i> in Member States to carry out inspection and controls	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* There is sufficient access to analytical methods used to verify compliance with compositional requirements	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Sanctions for non-compliance are consistent across Member States	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Sanctions for non-compliance are sufficiently dissuasive	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The legal provisions set out under FCM legislations provide legally robust justification of sanctions	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The safety of FCM sold over the internet is effectively controlled	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

The following question concerns the absence of specific EU measures under Article 5 and/ or presence of national measures under Article 6.

To what extent do you agree with the following?

5 = strongly agree; 4 moderately agree; 3 neither agree nor disagree; 2 moderately disagree; 1 = strongly disagree

	5	4	3	2	1	No opinion
* Member States rules are sufficiently detailed and effective at ensuring safety for consumers in the absence of EU specific measures	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Applicable national rules in the absence of EU specific measures, including authorised substances, migration limits and test methods are consistent	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The application of the Mutual Recognition principle functions well in the area of FCM	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* There is an agreed and common approach to the risk assessment of FCM which results in similar risk management	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Member States' risk assessments carried out on substances or materials which are not authorised at EU level are effective at ensuring safety	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Member States' risk assessments are sufficiently understandable and transparent to understand risk management measures and/ or to ensure that compliance work to demonstrate the safety of FCMs can be done efficiently and effectively	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Industry self-regulation for materials which are not authorised at EU level is effective at ensuring safety	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Industry self-regulation for materials which are not authorised at EU level is effective at ensuring effective functioning of the market	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* Have you or a business you represent encountered problems in placing an FCM on the EU market, which is not subject to EU specific rules or is subject to national specific rules?

- Yes
- No
- Don't know

If 'yes', please explain, giving examples

400 character(s) maximum

The following question concerns specific EU measures under Article 5 of Regulation 1935/2004, Article 16 on Declaration of Compliance (DoC) as well as Commission Regulation (EU) No 10/2011 on plastic FCMs.

To what extent do you agree with the following?

5 = strongly agree; 4 moderately agree; 3 neither agree nor disagree; 2 moderately disagree; 1 = strongly disagree

	5	4	3	2	1	No opinion
* The tools provided by Article 5 (a) – (n) (e.g. positive authorised lists) are adequate and sufficient to establish specific measures to achieve the objectives of the legislation	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* The current specific rules on plastic FCMs are sufficient to achieve the safety of the final FCM	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The current specific rules on plastic FCMs are sufficient to achieve functioning of the internal market	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* It is appropriate to apply specific rules to materials separately, such as plastic rather than to multiple materials or combinations of materials	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Rules on the Declaration of Compliance and Supporting Documentation are sufficient to ensure compliance in the supply chain	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Businesses ensure that the Declaration of Compliance supplied to downstream operators contain sufficient 'adequate' information to allow them to ensure their FCMs are safe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Supporting Documentation is sufficient in practice to demonstrate compliance	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* EU guidance is helpful in achieving the objectives of the legislation	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* Have you or a business you represent encountered problems in placing an FCM on the EU market, which is subject to EU specific rules?

- Yes
- No
- Don't know

If 'yes', please explain, giving examples

400 character(s) maximum

The following question concerns the assessment and authorisation of substances under Articles 8 – 12 (e.g. for substances used in plastic FCM under Commission Regulation (EU) No 10/2011).

To what extent do you agree with the following?

5 = strongly agree; 4 moderately agree; 3 neither agree nor disagree; 2 moderately disagree; 1 = strongly disagree.

	5	4	3	2	1	No opinion
* The current EU assessment and authorisation process is effective in ensuring the safety of the <i>individual substance</i> used in an FCM	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* The current EU assessment and authorisation process is effective in ensuring the safety of <i>the final FCM</i>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The outcome and duration of the assessment and authorisation process supports innovation	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* In the EU there is sufficient resources and expertise to adequately assess and authorise all substances used in FCMs in accordance with Articles 8 – 12 in a reasonable timeframe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The assessment of substances is sufficiently prioritised on the basis of the inherent hazard of the substances, including substances that are carcinogenic, mutagenic, reprotoxic (CMR) or endocrine disrupters	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The assessment of substances is sufficiently prioritised on the basis of the use and/ or presence of the substances and potential exposure	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The exclusion and / or derogation of certain substances from authorised list of substances e.g. colourants, is justified and sufficiently controlled at national level	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The review and prioritisation of the risk assessment and risk management of substances on the authorised list is sufficient	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Assessment and availability of analytical methods for control purposes of authorised substances is sufficient	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The safety of substances in FCMs can only be ensured if the intended use of the final material is known at the time of their assessment	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Rules supporting authorised lists of substances to ensure compliance are simple to understand and comply with and enforce in practice	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Assessment and demonstration of compliance of substances not in the authorised list, such as non-intentionally added substances (NIAS) is effective	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The safety of all substances should be assessed by public authorities, business operators have no role in this	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* Concerning Article 18 of Regulation 1935/2004, is the use of temporary national rules on the basis of urgent health-related concerns justified?

- Yes
- No
- No opinion

The following question concerns the possible efficiency of the FCM legislation:

To what extent do you consider the following efficient?

5 = very efficient: the benefits by far outweigh the costs;

4 = efficient: the benefits outweigh the costs

3 = the costs are proportionate to the benefits

2 = inefficient: the costs outweigh the benefits

1 = very inefficient: the costs by far outweigh the benefits

	5	4	3	2	1	No opinion
* The assessment of the safety and demonstration of compliance of FCM not subject to EU specific measures, including technical support and human resources	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The assessment of the safety and demonstration of enforcement of FCM not subject to EU specific measures, including technical support and human resources	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The assessment of the safety and demonstration of compliance of FCM subject to EU specific measures, including technical support and human resources	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The assessment of the safety and demonstration of enforcement of FCM subject to EU specific measures, including technical support and human resources	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* The work of the EU-Reference Laboratory in assisting Member States	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Meeting requirements on labelling	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
* Meeting requirements on traceability	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

* How many controls on FCM do you conduct approximately every year (per sample number)?

50 character(s) maximum

Approximately what proportion of these are non compliant?

50 character(s) maximum

* How many businesses are sanctioned in your area of work for not complying with FCM legislation?

50 character(s) maximum

*** On average, how high is approximately the level of fines or administrative penalties, in euro, in your work area for non-compliance with the FCM legislation?**

50 character(s) maximum

Which of the following examples of non-compliance have you controlled in the last 5 years on FCM?

	Tick as many as apply
Failure to comply with Article 3 (1) (a) of Regulation 1935/2004 on safety	<input type="radio"/>
Failure to comply with Article 3 (1) (b) or (c) of Regulation 1935/2004 on composition or organoleptic properties	<input type="radio"/>
Failure to comply with Regulation 2023/2006 on GMP	<input type="radio"/>
Unauthorised substances present in FCM (e.g. plastic)	<input type="radio"/>
Migration of substance(s) above the SML	<input type="radio"/>
Exceedance of the OML	<input type="radio"/>
Special conditions for the use of substances has not been respected	<input type="radio"/>
Incorrect or inappropriate labelling	<input type="radio"/>
Failure to produce valid Declaration or Compliance (DoC) on request	<input type="radio"/>
Failure to produce valid Supporting Documentation (SD) on request	<input type="radio"/>
Failure to link DoC or SD to the FCM batch	<input type="radio"/>
Other	<input type="radio"/>

If 'other', please provide further information

400 character(s) maximum

*** How many consumer complaints on FCM do you receive approximately every year?**

50 character(s) maximum

*** What do most consumer complaints on FCM concern?**

400 character(s) maximum

*The purpose of the FCM legislation is to ensure that FCMs are manufactured so that they do not release their constituents into food in quantities that endanger human health under normal or foreseeable conditions of use. Is this objective still relevant?

- To a large extent
- To a moderate extent
- To some extent
- To a small extent
- Not at all
- Don't know

*The purpose of the FCM legislation is also to ensure FCMs can be marketed throughout the EU without hindrance. Is this objective still relevant?

- To a large extent
- To a moderate extent
- To some extent
- To a small extent
- Not at all
- Don't know

*To what extent do you consider that the FCM legislation stimulates or allows for innovation and research?

- To a large extent
- To a moderate extent
- To some extent
- To a small extent
- Not at all
- Don't know

*Does the FCM legislation appropriately reflect all the latest technological, scientific and social developments?

- To a large extent
- To a moderate extent
- To some extent
- To a small extent
- Not at all
- Don't know

*Are you aware of any contradictions, gaps, overlaps, inconsistencies or missing links within the EU FCM legislation?

- Yes
- No
- Don't know
- No opinion

If 'yes', please give details

400 character(s) maximum

* Are you are aware of any contradictions, gaps, overlaps, inconsistencies or missing links between the EU FCM legislation and other EU legislation, in particular on chemical safety or products? This may include other areas, which you consider should be legislated together with FCM in the same legislation or legislative framework?

- Yes
- No
- Don't know
- No opinion

If 'yes', please give details

400 character(s) maximum

* In your experience, are rules and requirements set by other business operators in the supply chain more important or relevant to the safety of FCMs than the current legislation?

- Yes
- No
- Don't know
- No opinion

* In your experience, does the current FCM legislation provide businesses or Member States' authorities with adequate legal certainty to conduct their business or tasks?

- To a large extent
- To a moderate extent
- To some extent
- To a small extent
- Not at all
- Don't know

* Is it better to have specific FCM rules which are applicable throughout the EU, or to have individual Member State legislation?

- It is better to have EU legislation
- It is better to have individual Member State legislation
- Don't know
- No opinion

To what extent do you agree with the following statements concerning the EU added value of Regulation (EC) No 1935/2004 and its implementing acts?

5 = strongly agree; 4 moderately agree; 3 neither agree nor disagree; 2 moderately disagree; 1 = strongly disagree.

	5	4	3	2	1	No opinion
It ensures the same level of health protection for all EU consumers	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
It creates a level playing field for all FCM businesses	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
It helps facilitate market surveillance across Member States.	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
It helps harmonise testing methodologies and standards.	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
It lowers manufacturing and compliance costs	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Document upload and final comments

Please feel free to upload a concise document, such as a position paper. The maximum file size is 1 MB. The uploaded document will be published alongside your response to the questionnaire which is the essential input to this public consultation. The document is optional and serves as additional background reading to better understand your position.

Please upload your file

The maximum file size is 1 MB

Only files of the type pdf,txt,doc,docx,odt,rtf are allowed

If you wish to add further information — within the scope of this questionnaire, to substantiate or exemplify any of your answers — please feel free to do so here

750 character(s) maximum