

Niedergebra, February 2009

**Declaration of conformity / Information concerning the REACH regulations**

Dear Ladies and Gentlemen,

The new chemicals regulations, (EG) no. 1907/2006, for the registration, evaluation, authorisation and limitation of chemical substances (REACH) entered into force on 1st June 2007. Since June 2008, it has not been permitted to manufacture more than one ton per year of such substances within the EU or to import them into the EU, if they have not been registered or pre-registered respectively.

The derivation of substances and materials from waste – so-called “secondary raw materials” - is also fundamentally regarded as manufacturing in the sense of REACH. This means that recycling companies are also obliged to register in accordance with article 6 of the regulation. However, according to article 2 (7d), substances recovered within Europe are exempt from registration, if they are identical to registered substances and the information according to article 31 (safety data sheet) or 32 (information obligations without data safety sheet) are available to the recycling company.

Although polymers themselves are fundamentally exempt from registration, the monomers, from which the polymers are assembled, must be registered according to article 6(3). Polymers, which contain additives (compounds), are to be regarded as preparations, whose ingredients must be registered. This concerns, e.g. pigments, softening agents and fillers. Substances necessary for maintaining the stability of the polymer such as e.g. antioxidants are already covered by the substance definition according to article 3 (1). Decisive in each case is the relevant function, “Wahrung der Stabilität des Polymers” (maintenance of the stability of the polymer).

As a polymer recycling company, we have identified the monomers and additives contained in our products which must be registered and have pre-registered them accordingly. You can consult the corresponding certificates on our website. The products supplied by us are therefore marketable even after 1st December 2008. Because the manufacturers/importers of the primary substances have stated that they will register the monomers and additives within the transition periods, we are

not obliged to register ourselves. Our customers may therefore be assured that they can continue to purchase our products from us as before.

In addition, article 33 of the regulation obliges suppliers of articles to advise commercial customers unbidden and consumers upon request, if they contain any substance in a concentration of more than 0.1 percent by mass, which fulfils the criteria of article 57 and was identified according to article 59, Paragraph 1.

Although we are not manufacturers of articles, we know that our customers use some of the raw materials we supply to manufacture articles. Because our company derives substances from old plastics from a variety of sources and in a variety of compositions, we carry out a strong dilution and homogenisation with other batches during the processing of our raw materials. In addition, we share a joint interest with our customers in striving towards a constant quality control of our products. Should the situation arise that you purchase a product which obliges you to provide information, we will inform you immediately and unbidden.

We therefore request you to refrain from sending us queries and standard letters asking us to guarantee our company's compliance with the REACH regulations. You may be assured of continuing high quality in co-operation with us.

Kind regards,  
mtm plastics GmbH



Dr. Michael Scriba



Torsten Meyer