

Commission Regulation (EC) No 282/2008 of 27 March 2008 on recycled plastic materials and articles intended to come into contact with foods and amending Regulation (EC) No 2023/2006 (Text with EEA relevance)

*Article 4*

**Conditions for the authorisation of recycling processes**

In order to be authorised, a recycling process shall comply with the following conditions:

- (a) the quality of plastic input must be characterised and controlled in accordance with pre-established criteria that ensure compliance of the final recycled plastic material and article with Article 3 of Regulation (EC) No 1935/2004;
- (b) the plastic input must originate from plastic materials and articles that have been manufactured in accordance with Community legislation on plastic food contact materials and articles, in particular Council Directive 78/142/EEC of 30 January 1978 on the approximation of laws of the Member States relating to materials and articles which contain vinyl chloride monomer and are intended to come into contact with foodstuffs<sup>(1)</sup> and Directive 2002/72/EC;
- (c)
  - (i) either the plastic input must originate from a product loop which is in a closed and controlled chain ensuring that only materials and articles which have been intended for food contact are used and any contamination can be ruled out; or
  - (ii) it must be demonstrated in a challenge test, or by other appropriate scientific evidence that the process is able to reduce any contamination of the plastic input to a concentration that does not pose a risk to human health;
- (d) the quality of the recycled plastic must be characterised and controlled in accordance with pre-established criteria that ensure compliance of the final recycled plastic material and article with Article 3 of Regulation (EC) No 1935/2004;
- (e) there must be established conditions of use of the recycled plastic whereby it can be ensured that the recycled plastic materials and articles comply with Article 3 of Regulation (EC) No 1935/2004.

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**Changes to legislation:** There are outstanding changes not yet made to Commission Regulation (EC) No 282/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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(1) [OJ L 44, 15.2.1978, p. 15.](#)

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**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Signature words omitted by [S.I. 2019/704 reg. 49](#)
- Art. 4(b) substituted by [S.I. 2019/704 reg. 41](#)
- Art. 6A inserted by [S.I. 2019/704 reg. 44](#)
- Art. 6A(1)(c) omitted in earlier amending provision S.I. 2019/704, reg. 44 by [S.I. 2020/1504 reg. 16\(6\)\(a\)](#)
- Art. 6A(1)(c) words substituted by [S.I. 2019/1013 reg. 71\(a\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/1013 revoked immediately before IP completion day by S.I. 2020/1504, regs. 1(2), 21(e))
- Art. 6A(4) words substituted in earlier amending provision S.I. 2019/704, reg. 44 by [S.I. 2020/1504 reg. 16\(6\)\(b\)\(i\)](#)
- Art. 6A(4)(b) words substituted in earlier amending provision S.I. 2019/704, reg. 44 by [S.I. 2020/1504 reg. 16\(6\)\(b\)\(ii\)](#)
- Art. 6A(4)(d) omitted in earlier amending provision S.I. 2019/704, reg. 44 by [S.I. 2020/1504 reg. 16\(6\)\(b\)\(iii\)](#)
- Art. 6A(4)(d) words substituted by [S.I. 2019/1013 reg. 71\(b\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/1013 revoked immediately before IP completion day by S.I. 2020/1504, regs. 1(2), 21(e))
- Art. 6A(5)(d) omitted in earlier amending provision S.I. 2019/704, reg. 44 by [S.I. 2020/1504 reg. 16\(6\)\(c\)](#)
- Art. 6A(5)(d) words substituted by [S.I. 2019/1013 reg. 71\(c\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/1013 revoked immediately before IP completion day by S.I. 2020/1504, regs. 1(2), 21(e))