



**Annex 1 to the contract according
COMMISSION DECISION of 9 December
2014 establishing the ecological criteria for
the award of the EU Ecolabel for rinse-off
cosmetic products (2014/893/EU)**



**Please use only this
form**

Declaration of the manufacturer of the rinse-off cosmetic product

Manufacturer:

Product:

*The product group 'Rinse-off cosmetic products' shall comprise any rinse-off substance or mixture falling under the scope of Regulation (EC) No 1223/2009 of the European Parliament and of the Council¹ intended to be placed in contact with the epidermis and/or the hair system with a view exclusively or mainly to cleaning them (toilet soaps, shower preparations, shampoos), to improve the condition of the hair (hair conditioning products) or to protect the epidermis and lubricate the hair before shaving (shaving products).
The product group 'Rinse-off cosmetic products' shall include products for both private and professional use. The product group shall not cover products that are specifically marketed for disinfecting or anti-bacterial use. Anti-dandruff shampoos are allowed.*

Shampoo (not anti-dandruff), shower preparation and liquid soap

Anti-dandruff shampoo

Solid soap

Hair conditioner

Shaving foam, shaving gel, shaving cream

Shaving solid soap

Product for private use

Product for professional use

Product marketed as designed and intended for children

¹ Regulation (EC) No 1223/2009 of the European Parliament and of the Council of 30 November 2009 on cosmetic products (OJ L 342, 22.12.2009, p. 59).

The following information shall be provided to the competent body:

- (i) The full formulation of the product indicating trade name, chemical name, CAS No and INCI designations, DID No (2), the ingoing quantity including and excluding water, the function and the form of all ingredients regardless of concentration;
- (ii) safety data sheets for each ingoing substance or mixture in accordance with Regulation (EC) No 1907/2006 of the European Parliament and of the Council.

The filled in Excel-File from the RALgGmbH is enclosed to the application. Additionally it is provided in electronic form.

Enclosed safety data sheets for each ingoing substance or mixture in accordance with Regulation (EC) No 1907/2006 of the European Parliament and of the Council.

Criterion 1 — Toxicity to aquatic organisms: Critical Dilution Volume (CDV)

The calculation take place in the Excel sheet. For ingoing substances not included in the DID list-part A, associated documentation is attached to the application about the determination of the values using the guidelines described in the DID list-part B.

Criterion 2 — Biodegradability

- (a) Biodegradability of surfactants**
- (b) Biodegradability of organic ingoing substances**

The calculation take place in the Excel sheet. For ingoing substances not included in the DID list-part A, associated documentation is attached to the application about the Biodegradability.

Criterion 3 — Excluded or limited substances and mixtures

- (a) Specified excluded ingoing substances and mixtures**

The following ingoing substances and mixtures shall not be included in the product, neither as part of the formulation nor as part of any mixture included in the formulation:

- (i) Alkyl phenol ethoxylates (APEOs) and other alkyl phenol derivatives;*
- (ii) Nitrilo-tri-acetate (NTA);*
- (iii) Boric acid, borates and perborates;*
- (iv) Nitromusks and polycyclic musks;*
- (v) Octamethylcyclotetrasiloxane (D4);*
- (vi) Butylated Hydroxi Toluene (BHT);*

- (vii) Ethylenediaminetetraacetate (EDTA) and its salts and non-readily biodegradable phosphonates;
- (viii) The following preservatives: triclosan, parabens, formaldehyde and formaldehyde releasers.
- (ix) The following fragrances and ingredients of the fragrance mixtures: Hydroxyisohexyl 3-cyclohexene carboxaldehyde (HICC), Atranol and Chloroatranol;
- (x) Micro-plastics;
- (xi) Nanosilver.

Hereby we confirm that the listed substances and/or mixtures have not been included in the product.

Declarations from the suppliers of the raw materials are enclosed to the application.

(b) Hazardous substances and mixtures

According to Article 6(6) of Regulation (EC) No 66/2010, the EU Ecolabel may not be awarded to any product that contains substances meeting criteria for classification with the hazard statements or risk phrases specified in Table 3 in accordance with Regulation (EC) No 1272/2008 of the European Parliament and of the Council (1) or Council Directive 67/548/EC (2) or substances referred to in Article 57 of Regulation (EC) No 1907/2006. In case the threshold for classification of a substance or mixture with a hazard statement differs from the one of a risk phrase than the former prevails. The risk phrases in Table 3 generally refer to substances. However, if information on substances cannot be obtained, the classification rules for mixtures apply. Substances or mixtures which change their properties through processing and thus become no longer bioavailable, or undergo chemical modification in a way that removes the previously identified hazard are exempted from criterion 3(b). Table 3 is published in the COMMISSION DECISION of 9 December 2014 establishing the ecological criteria for the award of the EU Ecolabel for rinse-off cosmetic products (2014/893/EU).

For rinse-off cosmetic products, the substances in Table 4 are exempted from the obligation in Article 6(6) of Regulation (EC) No 66/2010 following application of Article 6(7) of the same Regulation.

Derogated substances

Substances	Hazard statements	Risk phrases
Surfactants (in total concentrations < 20 % in the final product)	H412: Harmful to aquatic life with long-lasting effects H413: May cause long-term adverse effects to aquatic life	R52-53 R53
Fragrances (*)	H412: Harmful to aquatic life with long-lasting effects H413: May cause long-term adverse effects to aquatic life	R52-53 R53
Preservatives (**)	H411: Toxic to aquatic life with long-lasting effects H412: Harmful to aquatic life with long-lasting effects H413: May cause long-term adverse effects to aquatic life	R51-53 R52-53 R53
Zinc pyrithione (ZPT) used in anti-dandruff shampoos	H400 Very toxic to aquatic life	R50

(*) Derogation is only for criterion 3(b). Fragrances shall comply with criterion 3(d).

(**) Derogation is only for criterion 3(b). Preservatives shall comply with criterion 3(e).

The following technical information related to the form(s) and physical state(s) of the ingoing substances and/or mixtures as present in the product shall be provided to support the declaration of non-classification:

- (i) For substances that have not been registered under the REACH Regulation or which do not yet have a harmonised CLP classification: Information meeting the requirements listed in Annex VII to the REACH Regulation;
- (ii) For substances that have been registered under the REACH Regulation and which do not meet the requirements for CLP classification: Information based on the REACH registration dossier confirming the non-classified status of the substance;
- (iii) For substances that have a harmonized classification or are self-classified: safety data sheets where available. If these are not available or the substance is self-classified then information shall be provided relevant to the substances hazard classification according to Annex II to the REACH Regulation;
- (iv) In the case of mixtures: Safety data sheets where available. If these are not available then calculation of the mixture classification shall be provided according to the rules under Regulation (EC) No 1272/2008 together with information relevant to the mixtures hazard classification according to Annex II to Regulation (EC) No 1907/2006.;

Hereby we declare that, unless specifically derogated, all ingoing substances are compliant with criterion 3(b) in that they are not classified with one or more of hazard statements or risk phrases listed in Table 3 in the form(s) and physical state(s) they are present in the product.

Declarations from the suppliers of the raw materials are enclosed to the application.

(c) Ingoing substances listed in accordance with Article 59(1) of Regulation (EC) No 1907/2006

Hereby we declare that ingoing substances identified as “substances of very high concern” and included in the list provided for in Article 59(1) of Regulation (EC) No 1907/2006, are not present in the product in concentrations higher than 0.010 % (weight by weight).

Declarations from the suppliers of the raw materials are enclosed to the application.

(d) Fragrances

Declarations from the suppliers of the fragrances are enclosed to the application.

The product does not contain fragrances (Note: fragrances are not allowed if the product is marketed as designed and intended for children)

(e) Preservatives

- (i) Preservatives in the product shall not release or degrade to substances that are classified in accordance with the requirements of criterion 3(b).*
- (ii) The product may contain preservatives provided that they are not bioaccumulating. A preservative is not considered bioaccumulating if $BCF < 100$ or $\log Kow < 3,0$. If both BCF and $\log Kow$ values are available, the highest measured BCF value shall be used.*

The filled in Excel-File from the RALgGmbH is enclosed to the application. Information about all preservatives in the product is included. These preservatives do not release or degrade to substances that are classified in accordance with the requirements of criterion 3 (b) and the preservatives used in the product are not bioaccumulating.

Declarations from the suppliers of the raw materials are enclosed to the application.

(f) Colorants

Colorants in the product must not be bioaccumulating. A colorant is considered not bioaccumulating if $BCF < 100$ or $\log Kow < 3,0$. If both BCF and $\log Kow$ values are available, the highest measured BCF value shall be used. In the case of colouring agents approved for use in food, it is not necessary to submit documentation of bioaccumulation potential.

The filled in Excel-File from the RALgGmbH is enclosed to the application. Information about all colorants in the product is included. These colorants used in the product are not bioaccumulating or are approved for use in food.

Declarations from the suppliers of the colorants are enclosed to the application.

Criterion 4 — Packaging

(a) Primary packaging

Hereby we declare that primary packaging is in direct contact with product contents.

We also confirm that no additional packaging for the product (e.g. carton over a bottle) is used, with the exception of secondary packaging which groups two or more products together (e.g. the product and refill).

(b) Packaging Impact Ratio (PIR)

The Packaging Impact Ratio (PIR) must be less than 0,28 g of packaging per gram of product for each of the packaging in which the product is sold. Pre-shaving products packed in metal aerosol containers are exempted from this requirement.

Note: If the product is sold in different packaging (i.e. with different volumes), the calculation shall be submitted for each packaging size.



The filled in Excel-File from the RALgGmbH is enclosed to the application.

No calculation is enclosed, the product is a Pre-shaving product packed in metal aerosol containers

Herby we declare the correctness of the content of post-consumer recycled material or material from renewable origin in the packaging (as filled in in the Excel sheet).

No refills are available for purchase on the market.

Hereby we declare that product refills are available for purchase on the market. Description of the type of refill system offered (such as kinds of refills, volume etc.):

Attached also an evidence that refills are available for purchase (such as a photograph of the refill etc.)

(c) Design of primary packaging

The primary packaging shall be designed to make correct dosage easy (e.g. by ensuring that the opening at the top is not too wide) and to ensure that at least 90 % of the product can be removed easily from the container. The residual amount of the product in the container (R), which must be below 10 % shall be calculated according Appendix II.

Hereby we declare that the residual amount of product left in the packaging (R) has been calculated using the appendix II. Results are filled in in the Excel sheet.

A test report with results of measuring the residual quantity of a rinse-off cosmetic product in the packaging according Appendix II is enclosed to the application.

A description of the dosage device for each packaging size is enclosed to the application.

(d) Design for recycling of plastic packaging

Table 5

Materials and components excluded from packaging elements

Packaging element	Excluded materials and components ⁽¹⁾
Label or sleeve	<ul style="list-style-type: none"> — PS label or sleeve in combination with a PET, PP or HDPE bottle — PVC label or sleeve in combination with a PET, PP or HDPE bottle — PETG label or sleeve in combination with a PET bottle — Sleeves made of different polymer than the bottle — Labels or sleeves that are metallised or are welded to a packaging body (in mould labelling)
Closure	<ul style="list-style-type: none"> — PS closure in combination a with a PET, PP or HDPE bottle — PVC closure in combination with a PET, PP or HDPE bottle — PETG closures and/or closure material with density of above 1 g/cm³ in combination with a PET bottle — Closures made of metal, glass, EVA — Closures made of silicone. Exempted are silicone closures with a density < 1 g/cm³ in combination with a PET bottle and silicone closures with a density > 1g/cm³ in combination with PP or HDPE bottle — Metallic foils or seals which remain fixed to the bottle or its closure after the product has been opened
Barrier coatings	<ul style="list-style-type: none"> — Polyamide, EVOH, functional polyolefins, metallised and light blocking barriers

⁽¹⁾ EVA — Ethylene Vinyl Acetate, EVOH — Ethylene vinyl alcohol, HDPE — High-density polyethylene, PET — Polyethylene terephthalate, PETG — Polyethylene terephthalate glycol-modified, PP — Polypropylene, PS — Polystyrene, PVC — Polyvinylchloride,

Hereby we declare that that the plastic packaging is designed to facilitate effective recycling. It avoids potential contaminants or incompatible materials that are known to impede separation or reprocessing or to reduce the quality of recyclates. The label or sleeve, closure and, where applicable, barrier coatings do not comprise the materials or components listed in Table 5.

The materials for all packaging parts of all products are listed in the Excel sheet.

Enclosed to the application are samples from each primary packaging from all products. (please enclose only samples with a volume up to 2l. For samples with volumes > 2l add convincing pictures)



Criterion 5 — Sustainable sourcing of palm oil, palm kernel oil and their derivatives

- a) The product contains no palm oil and/or no palm kernel oil.
- b) The product contains palm oil and/or palm kernel oil.
- c) The product contains no derivatives of palm oil or palm kernel oil.
- d) The product contains derivatives of palm oil or palm kernel oil.

Enclosed to the application are declarations from the manufacturer of the surfactants.

If b) is true:

1. We are a member of the RSPO (Roundtable on Sustainable Palm oil) (please insert membership number) and the total quantity of product claimed as certified (both product(s) to be EU Ecolabelled and products making other sustainable palm oil claims such as RSPO trademark) produced during the most recent annual trading period is within the ACOP declared and/or certificated amounts of Mass balance (MB), Identity Preserved (IP), Segregated (SEG). The link(s) to the appropriate certificates and/or the ACOP on the RSPO website are: (please insert the website links)

OR

2. We can demonstrate that the palm oil and/or palm kernel oil has been sourced from plantations that meet criteria for sustainable management i.e. that adhere to a set of principles and criteria that are at least equivalent to those of the RSPO and have been developed by a multi-stakeholder organisation who have a broad based membership including NGOs, industry and government. Please attach the necessary supporting documentation and evidence including third party certification of amounts purchased, produced and claimed for the most recent annual trading period.

If d) is true you can declare (beside option 1. or 2.):

3. We are a member of GreenPalm (please insert membership number) and the total quantity of product claimed as supporting the production of sustainable palm oil (both product(s) to be EU Ecolabelled and other products) produced during the most recent annual trading period is equal to the amount of GreenPalm certificates purchased during the same trading period. I attach a copy of the annual return to GreenPalm or if this is not yet available within three months of the end of the next annual trading period.

At least three months of the end of the next annual trading period we send again the Excel sheet including the calculation of the amount of certificates (book&claim) for the product or the calculation of the amount of surfactant for which we need the verification.

Criterion 6 — Fitness for use

The product's capacity to fulfil its primary function (e.g. cleaning, conditioning) and any secondary functions claimed (e. g. anti-dandruff, colour protection) shall be demonstrated either through laboratory test(s) or a consumer test. Both, consumer and laboratory tests shall be conducted following the "Guidelines for the Evaluation of the Efficacy of Cosmetic Products".

Hereby we declare that the rinse-off cosmetic is fit for use (i.e. that the product fulfils the primary and secondary functions claimed on the product label or packaging). The products fitness for use is demonstrated by:

Laboratory test performed by the producer

Laboratory test performed by test institute

Consumer test

Enclosed to the application the test report

If a consumer test is employed the following guidelines must be followed:

A consumer test shall be done in anonymous conditions; i.e. the name of the market-leading product which will be used as reference products shall not be disclosed. For auto-evaluation tests blind use tests shall be used as described in the "Guidelines for the Evaluation of the Efficacy of Cosmetic Products" (Chapter I.1).

A consumer test must include as minimum of 15 people. The consumers must be asked about the product's efficiency compared to a market-leading product. The questions to the consumers must cover at least the following aspects:

- 1. How well does the product perform in comparison with the market-leading product?*
- 2. How easy is it to apply the desired dosage of the product in comparison with the market-leading product?*
- 3. How easy is it to apply and rinse-off the product to/from the hair and/or skin in comparison with the market-leading product?*

At least 80 % of the consumers must be at least as satisfied with the product as with the market-leading product.

2. If a laboratory test is employed the producer's own test method can be accepted. The applicant must, however, demonstrate that the test gives a measure of the product's performance.



Both, consumer or laboratory tests shall fulfil the general requirements for all tests as described in Chapter II of the "Guidelines for the Evaluation of the Efficacy of Cosmetic Products" and test.

Criterion 7 — Information appearing on the EU Ecolabel

The optional label with text box shall contain the following text (in German language):

- Reduced impact on aquatic ecosystems,
- Fulfils strict biodegradability requirements,
- Limits packaging waste.

The guidelines for the use of the EU Ecolabel logo can be found in the 'Guidelines for use of the Ecolabel logo' on the EU Ecolabel websites.

- „-Geringere Belastung aquatischer Ökosysteme,
- strikte Einhaltung der Anforderungen an die biologische Abbaubarkeit,
- Begrenzung des Verpackungsabfalls“**

Hereby we declare to follow the guidelines for the use of the EU Ecolabel logo

A sample of the label is enclosed to the application.

If the sample does not contain the EU Ecolabel logo and registration number at the time of the application we submit the sample of the lable immediately on completion.

Place:

Date:

**Authorized signature
and Company stamp**