



12 February 2026

(26-0997)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

<p>1. Notifying Member: <u>DENMARK</u> If applicable, name of local government involved (Articles 3.2 and 7.2):</p>
<p>2. Agency responsible: Danish Business Authority Langelinie Allé 17 DK 2100 Copenhagen O +45 3529 1000 erst@notifikationer.erst.dk</p>
<p>3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], 3.2 [], 7.2 [], Other: The Technical Regulation has been notified as well in accordance with the notification-procedures in Directive (EU) 2015/1535 (Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services). The relevant internal ID: 2025/387/DK</p>
<p>4. Products covered (HS codes or national tariff lines. ICS numbers may be provided in addition, where applicable): CERAMIC PRODUCTS (HS code(s): 69); GLASS AND GLASSWARE (HS code(s): 70); MISCELLANEOUS MANUFACTURED ARTICLES (HS code(s): 96); Environment. Health protection. Safety (ICS code(s): 13); Packaging and distribution of goods (ICS code(s): 55); Agriculture (ICS code(s): 65); Glass and ceramics industries (ICS code(s): 81); Domestic and commercial equipment. Entertainment. Sports (ICS code(s): 97)</p>
<p>5. Details of notified document(s) (title, number of pages and languages, means of access): Bekendtgørelse om fødevarekontaktmaterialer og om straffebestemmelser for overtrædelse af relaterede EU-retsakter/Danish Order on food contact materials and regarding penal provision on the relevant EU-legislation on food contact materials; The attached draft amending the legislative decree establishes new lower migration limits for lead and cadmium from enamelled articles and glass, and clarifies the applicable requirements for declaration of compliance for all food contact materials.; (22 page(s), in Danish) Link to notified document(s) and/or contact details for agency or authority which can provide copies upon request: https://members.wto.org/crnattachments/2026/TBT/DNK/26_00867_00_x.pdf The Danish Veterinary, Food, Agriculture and Fisheries Agency (DVFAFA) Stationsparken 31-33 DK 2600 Glostrup +45 7227 6900 294@fvst.dk</p>

www.fvst.dk
<https://foedevarestyrelsen.dk/>

- 6. Description of content:** The attached draft amending the legislative decree is a Danish supplementary legislation to Regulation (EC) No 1935/2004 of the European Parliament and of the Council of 27 October 2004 on materials and articles intended to come into contact with food.

The draft establishes an increased demand for the use of Declaration of compliance. Paragraph 5 specifies the formal requirements for the declaration of conformity to which food contact materials marketed in Denmark at an earlier stage than the retail stage must be accompanied. The requirements for the declaration of conformity are set out in Annex 1 and apply without prejudice to specific measures issued by the Commission pursuant to Article 5 of Regulation (EC) No 1935/2004 of the European Parliament and of the Council on food contact materials and articles. Requirements for the declaration of conformity have been established by reference to Article 16(2) of Regulation (EC) No 1935/2004 of the European Parliament and of the Council on materials and articles intended to come into contact with food.

Furthermore, the draft establishes new lower migration limits for lead and cadmium from enamelled articles and glass. Paragraph 10 specifies that enamelled articles and glassware may only be placed on the market in Denmark if they comply with the migration limits for lead and cadmium set out in Annex 5 to the legislative decree.

The new migration limits for lead and cadmium

	Lead	Cadmium
Category A:		
Articles which cannot be filled		
Articles which can be filled, the internal depth of which, measured from the lowest point to the horizontal plane passing through the upper rim, does not exceed 25 mm	0,3 µg/dm ²	0,4 µg/dm ²
The rim of the article intended for drinking		
Category B:		
Baby bottles		0,35 µg/l
Articles intended for drinking	,5 µg/l	0,70 µg/l
Other articles which can be filled		2 µg/l

- 7. Objective and rationale, including the nature of urgent problems where applicable:** Protection of human health or safety

8. Relevant documents:

- Bekendtgørelse af lov om fødevarer (Danish Order on Food) LBK nr. 32 af 14/01/2025 (Gældende) Bekendtgørelse af lov om fødevarer <https://www.retsinformation.dk/eli/lta/2025/32> (basic text)
- Bekendtgørelse om fødevarekontaktmaterialer og om straffebestemmelser for overtrædelse af relaterede EU-retsakter/Danish Order on food contact materials and regarding penal provision on the relevant EU-legislation on food contact materials (Enclosed draft see above)

- 9. Proposed date of adoption:** 1 July 2026; The draft legislative decree is expected to be adopted on July 1st 2026, though paragraph/section 10 which contains the new migration limits is not expected to enter into force until January 1st 2027

Proposed date of entry into force: 1 July 2026; The draft legislative decree is expected to enter into force on July 1st 2026, though Section 10 which contains the new migration limits is not expected to enter into force until January 1st 2027

10. Provision of comments

Final date for comments: 13 April 2026

[X] 60 days from notification

Contact details of agency or authority designated to handle comments regarding the notification:

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