

CONFIRMATION**Legal requirements**

California Proposition 65 (officially known as the "Safe Drinking Water and Toxic Enforcement Act of 1986", Section 25249.8) – Prop 65 or CP65 for short – is a law that was enacted in the US state of California in 1986 to ensure the cleanliness of drinking water.

Labelling obligation

When the revised version was adopted on 30 August 2018, the CP65 imposed labelling obligations on companies. Consumers must be given "clear and reasonable" warnings of potentially harmful chemicals in products. This is based on a list of more than 1028 compounds (as of May 9th 2023) which are known by the State of California to cause "cancer, birth defects or other reproductive harm".

The labelling obligation depends on the potential risk arising from the listed chemicals in the product and is determined by use of the product. A warning must be provided if the foreseeable use as intended of the product containing these chemicals is likely to result in exposure that exceeds the levels for "significant risk" or "observable effect". A "significant risk" or "observable effect" can only be determined with full knowledge of product application and end use.

Confirmation

SERTO AG hereby confirms that our products do not require a warning pursuant to CP65, based on present knowledge of all business operations and the chemicals used.

Delegation of labelling obligation

SERTO controls neither the end use nor specific application its products by customers, not does it have any knowledge of this. SERTO therefore cannot comment on actual exposure to CP65 chemicals. SERTO recommends that its customers review the requirements of proposition CP65 and fulfil these using appropriate methods during the design and engineering of their own products. The decision on whether or not to provide a warning pursuant to CP65 ultimately lies with the customer that uses SERTO products.

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