

## **For Immediate Release**

July 21, 2023  
Arlington, VA

### **Contact:**

Kevin D. Ott  
Executive Director, Flexible Vinyl Alliance (FVA)  
703-606-4555  
kott@flexvinylalliance.com



**Flexible Vinyl Alliance**

## **FDA Reiterates that Current Exposure to Phthalates in Food Contact Applications Is Safe; Stands by its 2022 Decision on FVA/Industry Petition**

---

July 21, 2023: Today, the [U.S. Food and Drug Administration \(FDA\)](#) [denied a petition](#) requesting that the agency reconsider its denial of a [citizen petition](#) issued on May 19, 2022.

The citizen petition requested a ban on the use of eight *ortho*-phthalates and revocation of the prior sanctioned uses for five other *ortho*-phthalates in food based on alleged safety concerns.

In denying the latest citizen petition, FDA concluded “that it does not provide a basis for modifying the FDA’s response to the original petition (of May 19, 2022).”

An industry petition from the [Flexible Vinyl Alliance](#) (FVA), also granted on May 19, 2022 removed 25 phthalates from authorized use due to lack of use and kept authorizations for five. As stated by FDA at that time “... *based on the information currently available to FDA, we do not have a basis to conclude that dietary exposure levels from approved orthophthalates exceed a safe level...*”

“We are pleased that FDA has *again* relied on the most up-to-date data on these substances, including data provided by FVA members, in their evaluation of these materials, minimally used in food contact,” said Kevin Ott, Executive Director of FVA. “We will continue to ensure the safe use of these materials in accordance with ongoing FDA food contact regulations.”

“It’s also apparent, in denying the citizen petition today, that the FDA came down, again, on the side of science and data, in making its decision,” said Ott. “Beginning many years ago, industry permanently moved on to manufacturing next generation substances for food packaging that are supported by science and demonstrate safety.” In its December 22, 2022 filing to the docket in regard to the subject citizen petition, [which can be viewed here](#), FVA detailed the substantive data and science underscoring the safety of phthalates in food contact.

### **About Flexible Vinyl Alliance**

FVA is a coalition of trade organizations, materials suppliers, compounders, formulators, molders, and fabricators of polyvinyl chloride (PVC). FVA provides messaging and information on the proven safety, economy, and utility of flexible PVC, a material used in a wide range of health care, recreational, military, wire and cable, automotive, building, flooring, construction, and packaging applications. FVA is an affiliate of the Society of Chemical Manufacturers and Affiliates (SOCMA).

\*\*\*