



General Requirements for Packaging Materials (PM)

for deliveries in Switzerland)

Supplier

Address

1. Meaning and purpose

This document describes the legal and other requirements with which packaging material delivered to Emmi must comply.

2. Validity

This document applies to all deliveries of packaging material to Emmi. Meeting the requirements is a prerequisite for deliveries of packaging material. The supplier confirms the acceptance of the document with a valid signature. Product-related exceptions and deviations in content must be outlined in the relevant specification.

The present version of the document loses its validity with the issue and acceptance of a revised version.

For the purpose of this document, packaging covers means of packaging that are directly and/or indirectly in contact with food products (set-off in stacks or rolls and transfer through the gas phase).

3. Legal framework

The legal framework for packaging is listed in the following sections. The regulations (guidelines etc.) and parts thereof which are solely binding, are those that fall within the scope of the packaging material supplied.

3.1. Switzerland

- (a) Ordinance on foodstuffs and consumer products, (SR 817.02)
- (b) Regulations from the Federal Department of Home Affairs (FDHA) on materials and articles in contact with food (SR 817.023.21), including section 8b pursuant to packaging inks 26e-i
- (c) Regulations from the Federal Department of Home Affairs (FDHA) on the safety of toys (SR 817.023.11)



General Requirements for Packaging Materials (PM)

2/6

3.2. European Union (EU)

- (a) 1935/2004/EC: "Regulations on materials and articles that are intended to come into contact with food"
- (b) 10/2011/EU: "Regulations on materials and articles made from plastic that are intended to come into contact with food"
- (c) 75/324/EEC: Regulations on Aerosol Dispensers, including amendment 1994/1/EC
- (d) 2023/2006/EC: "Regulations on good manufacturing practise for materials and articles that are intended to come into contact with food"
- (e) 94/62/EC: Directive on packaging and packaging waste"
- (f) 2009/48/EEC: "Guidelines for the safety of toys"
- (g) 1907/2006/EC: „REACH Regulation“
- (h) h 450/2009 „VO EG Aktive und intelligente Materialien"
- (i) i 282/2008 „VO EG Recyklierter Kunststoff"
- (j) j XXXVI Papier: Empfehlung des Bundesinstituts für Risikobewertung (BfR)
- (k) k Metalle & Legierungen: Technical Document Council of Europe, 13.02.2002

3.3. USA (FDA, CFR 21 Chapter I, 01.04.2009)

- (a) 174.5 - 174.6: Indirect food additives: General
- (b) 175.105 - 175.390: Indirect food additives: Adhesives and components of coatings
- (c) 176.110 - 176.350: Indirect food additives: Paper and paperboard components
- (d) 177.1010 - 177.2910: Indirect food additives: Polymers
- (e) 178.1005 - 178.3950: Indirect food additives: Adjuvants, production aids, and sanitizers

4. Packaging requirements

4.1. General quality and specification requirements

Deliveries from suppliers must comply with the technical, physical, microbiological and chemical parameters of the respective products set out in the duly signed product specification sheets.

The supplier is obliged to list all raw materials used in the specification so that they are clearly identifiable (e.g. trade names, binding recipe numbers and description of chemical characteristics).

Dokumenten-Nr.	Version	Freigabe durch	Freigabe am
AA3723	11	Keiser Norbert	15.07.2021



General Requirements for Packaging Materials (PM)

3/6

Substances for which specific migration limits apply according to the relevant regulations under section 3 "Legal framework", shall be detailed in the specification, or it will be certified that such materials are not included in the packaging (alternative regulations require agreement).

Compliance with the required limit values and their verification (see 4.7.) is the responsibility of the manufacturer (resp. supplier).

Halogenated polymers, e.g. PVC and PVDC are prohibited. Exceptions must be justified and require the written approval of Emmi.

If substances from the following substance groups are contained in the packaging material, then these must always be indicated in the specification:

- Softening agents - in particularly phthalates (DEHP, DINP, DIDP), ESBO, DEHA and bisphenol A
- Primary aromatic amines

If the supplier can no longer guarantee the harmlessness of the foodstuff on the basis of new scientific knowledge, Emmi is to be informed promptly and in writing.

4.2. Quality management and quality standards

The supplier is obliged to manufacture the products delivered to Emmi in accordance with one of the GFSI (Global Food Safety Initiative) recognized quality management standards (e.g. BRC-IoP, FSSC 22000, IFS) and provide Emmi, unsolicited and in due time, with certificated proof.

In performing such checks, approved testing methods shall be used by the supplier so as to ensure reliable and meaningful results based on the latest scientific and technological knowledge. The supplier shall retain the results of any internal quality controls (including any records which may be relevant to third party liability). Such results shall be supplied promptly to Emmi upon request.

4.3. Traceability and duty to retain samples

The supplier is obliged to assure traceability. Products shall be marked with lot codes accordingly. Upon request, the supplier is obliged to pass on these lot codes to Emmi either as hard copies (on delivery notes, pallet information etc.), or in electronic form (by EDI).

To facilitate any analyses that may be required, the supplier shall retain reference samples for the standard shelf life (consumption or use by date) or longer.

Dokumenten-Nr.	Version	Freigabe durch	Freigabe am
AA3723	11	Keiser Norbert	15.07.2021



General Requirements for Packaging Materials (PM)

4/6

4.4. Genetic engineering and nanotechnology

4.4.1. Genetic engineering

Emmi does not use genetic engineering. The supplier is therefore obliged to act similarly and to guarantee

- no products, raw materials, ingredients, additives, processing aids and carrier substances supplied shall either consist of or contain genetically modified organisms ("GMOs")
- and are not derived from GMOs,
- are not produced from or with GMOs,
- and that no genetic engineering has been used at any stage throughout the entire production chain.

4.4.2. Nanotechnology

Should nanotechnological components be used in packaging, or be produced in a nanotechnological process, the supplier must inform Emmi in writing in advance.

4.5. Alterations to an existing item

Changes to an existing product, which in addition to a change in specification, have an impact on food safety, the declaration or the process, is strictly prohibited without prior consultation and approval from Emmi.

If any existing item must be altered, the supplier shall notify Emmi with sufficient notice. The supplier shall issue an amended specifications sheet prior to dispatching any altered item for the first time.

As a general rule it shall be for the supplier to select its own suppliers and sub-suppliers when the change affects this, as long as Emmi does not demand special requirements in this regard. If major suppliers or sub-suppliers are changed, the supplier shall promptly notify Emmi of such change and supply it with samples for testing or trial production free of charge upon request. In the event that the supplier fails to notify Emmi or supply it with appropriate samples, it shall be charged for any costs incurred in respect of any production errors or defects (including consequential costs). The prior information or samples shall not relieve the supplier from its conformity of contract referring to the delivered products.

Dokumenten-Nr.	Version	Freigabe durch	Freigabe am
AA3723	11	Keiser Norbert	15.07.2021



General Requirements for Packaging Materials (PM)

5/6

4.6. Migration

4.6.1. Methods and simulants

For plastics, it is mandatory to perform the test according to the following specifications:

10/2011/EU: "Regulations on materials and articles made from plastic which are intended to come into contact with food". Deviations must be documented.

All other materials should be evaluated in accordance with the EU Regulation 10/2011 or similar material typical regulations.

4.6.2. Global migration

The determination of global migration is mandatory for all packaging materials according to EU Regulation 10/2011. The supplier is responsible for carrying out the process correctly.

4.6.3. Specific migration

The supplier shall initiate studies for the specific migration of substances from packaging materials autonomously, if this is required in accordance with the legal requirements.

The supplier shall indicate that if substances can potentially migrate, they have to be prevented by a suitable barrier. This point is to be considered especially in packaging where the product is not in contact with the packaging.

4.6.4. Estimate of the specific migration

A waiver of specific migration testing is possible if it can be shown that, with complete transition of the material from the packaging to the food, the limits are not exceeded.

4.6.5. Laboratory requirements

Laboratories commissioned with migration testing must demonstrate valid certification according to ISO / IEC 17025, deviations by agreement only.

4.6.6. Investigation reports

The results from a global or specific migration test must be made available to Emmi as an entry in the specification. The full investigation report, which can be requested for inspection, must include the following information:

- (a) Sample name: Item description, raw material information (if different materials are intended for the manufacture of an article, then the appropriate migration is to be determined for each material combination)
- (b) Test procedure or methods (simulants used, migration substance, migration time), see 4.7.1

Dokumenten-Nr.	Version	Freigabe durch	Freigabe am
AA3723	11	Keiser Norbert	15.07.2021



General Requirements for Packaging Materials (PM)

6/6

- (c) Migration value for global migration in mg/dm², specific migration in mg/kg

5. Procurement conditions and procedures

5.1. Labelling deliveries (transport units and outer packaging)

Each transport unit and each item of outer packaging is clearly marked with a label according to the standard at GS1 128th to comply with the requirements of Emmi (Emmi labelling concept). The information and layouts required by Emmi in the labelling concept must be maintained. This information provides a guarantee from our supplier that their consignment is traceable in accordance with applicable quality assurance.

5.2. Delivery notes

A delivery note shall be sent with each consignment. The Emmi order number must always be shown on the delivery note. Delivery notes must be signed by Emmi. Deliveries dispatched either unsigned or without an original copy of the delivery note shall not be accepted.

5.3. Billing

Invoices to Emmi must always be sent separately. The address for billing shall be shown on the order.

For cross-border shipments, the pro-forma invoice must be included with the consignment.

"The parties expressly agree that in order to comply with the form provided for the contract signature by simple electronic signature shall be sufficient."

Supplier (stamp) _____

Location, date _____

Signature _____

Name (in block capitals) _____

(This document is a translation of the German original. The German version is binding.)

Dokumenten-Nr.	Version	Freigabe durch	Freigabe am
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