



General Requirements for Packaging Materials delivered to Emmi Schweiz AG (for deliveries in Switzerland)

Valid from 15th January 2025 / AA3723 / Version 14

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) Ordinance from the Federal Department of Home Affairs (FDHA) on Materials and Articles, including the new solid colour regulation and annex 15i (SR 817.023.21)
- (c) Regulations from the Federal Department of Home Affairs (FDHA) on the safety of toys (SR 817.023.11)



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 EG Regulation "REACH"
- (h) 450/2009 EC Regulation on active and intelligent materials
- (i) 2022/1616 EC Regulation on recycled plastic materials and articles
- (j) XXXVI Paper: Recommendation of the Federal Institute for Risk Assessment (BfR)
- (k) Metals & alloys: 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 by the supplier must comply with the technical, physical, microbiological and chemical parameters of the respective products as set out in the legally signed product specification sheets.

The supplier is obliged to state all raw materials used in the specification so that they can be clearly identified (e.g. trade names, binding formulation numbers, description of chemical characteristics).

Substances for which specific migration limits apply according to the relevant regulations under point 3 "Legal framework" must be stated in the specification or it must be confirmed that such substances are not contained in the packaging material (alternative regulations must be agreed). The manufacturer (or supplier) is responsible for compliance with the required limit values and their verification (see 4.7.).

Halogenated plastics, e.g. PVC, PVDC are prohibited. Exceptions must be justified and require written authorisation from Emmi.



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PFAS (perfluorinated and polyfluorinated alkyl substances), PFOA (perfluorooctanoic acid) and PFOS (Perfluorooctane sulfonic acid) are prohibited. Exceptions must be justified and require written authorisation from Emmi.

If the packaging contains substances from the following substance groups, these must always be stated in the specification:

- Plasticisers - in particular phthalates (DEHP, DINP, DIDP), ESBO, DEHA, bisphenol A, S, F. B)
- Primary aromatic amines

If the supplier can no longer guarantee food safety due to new scientific findings, Emmi must be informed immediately 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.

4.4. Product protection, product safety, food defence

The supplier shall maintain a system that ensures product protection and the prevention of fraud or intentional damage to the products delivered to Emmi. In particular, it shall define responsibilities and maintain measures to reduce product safety-related risks (e.g. access control to the plants, instruction of employees and visitors, affixing first-opening guarantees to packaging where possible). The supplier shall ensure that Emmi is actively informed of any findings that could affect product safety and that the necessary information is made available to Emmi on request.



4.5. Genetic engineering and nanotechnology

4.5.1. 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.

4.5.2. Nanotechnology

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

4.6. 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.

4.7. Migration

4.7.1. 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.



4.7.2. 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.

4.7.3. 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.

4.7.4. 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.

4.7.5. Laboratory requirements

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

4.7.6. 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
- (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 GS1 128 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.

6. Final provisions

The parties expressly agree that in order to comply with the form provided for the contract signature by simple electronic signature shall be sufficient. This document is a translation of the German original. The German version is binding.

Supplier (company name, full address) _____

Location, Date _____

Signature(s) _____

Name(s) (Block capitals) _____