Contractual Compliance Agreement with the Codex Alimentarius Austriacus Guideline concerning the Definition of Non-GMO Production and the Appropriate Labelling of Food Products

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| --- |
| Name of Producer:  Address of Producer:  Country:  Email:  Tel/Fax: |

We hereby confirm for the following product:

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| **Article no.** | **Detailed product description** | **Last organism(s) able to reproduce\*** |
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\* Please include the organism(s) last used for the manufacturing process for all components contained in the product.

(a) that this (these) product(s) is/are neither a genetically modified organism (GMO) itself, nor does it/do they contain any such organisms,

(b) that this product neither consists of GMOs, nor is it manufactured from or by GMOs. Neither do we have knowledge of any information that would implicate that this statement is incorrect.

(c) We are in possession of a written compliance agreement form the producers of each individual risk component contained in the above-mentioned product, guaranteeing both (a) and (b). These agreements are in our hands and are neither expired nor withdrawn.

Consequently, the product named above fulfils the requirements of the “Codex Alimentarius Austriacus” with regard to the non-GMO production and labelling of food products.

A specification of the exact composition of the above-named product is attached to this agreement.

We shall issue a declaration of change, correction or withdrawal to our customers/buyers as well as to the SGS Austria Controll-Co. GesmbH. in the case that any deviation from the facts contained in this agreement or the agreements of our suppliers or service providers should occur.

We authorize the SGS Austria Controll-Co. GesmbH. or an independent institution named by the inspection authority to verify the validity of our statement and to take samples for analysis if necessary.

This agreement is effective from the date of issue to the end of the following year. The signatory is liable for the accuracy of the statements made in this agreement.

Please note page 2. It contains important information of the Codex guideline concerning the definition of „Non-GMO Production“ and the appropriate labeling of food products as well as information of agricultural risk components.

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Country/City/Date Signature/Company stamp

Abstract of the Codex Alimentarius Austriacus Guideline Concerning the Definition of Non-GMO Production and the Appropriate Labeling of Food Products:

The guideline named above concerning the definition of „Non-GMO Production“ and the appropriate labeling of food products regulates provisions concerning food products which, through labeling, packaging, advertising or official documentation, create the impression that the food product is free from GMOs (genetically modified organisms) or from products made from or with GMOs. The guideline covers claims such as “made without genetic engineering”, “made without genetic modified ingredients”, “GMO-free”, “non-GMO”, “non-GM” “not genetically modified”, “non-genetically engineered ingredients” as well as “not fed with genetically modified feeds” or similar claims.

Some Definition of terms:

a) “genetically modified organism (GMO)”: means a “genetically modified organism” or “GMO”, an organism genetically modified within the meaning of 2(2) of Directive 2001/18/EC, with the exception of organisms in which a genetic modification has been effected using one of the methods included in Annex 1B of Directive 2001/18/EC; b) “produced from GMOs” means derived in whole or in parts from GMOs but not containing or consisting of GMOs;

c) “produced by GMOs” means derived by using a GMO as the last living organism in the production process, but not containing or consisting of GMOs nor produced from GMOs;

For agricultural risk components like soy, corn, canola and by-products thereof a contractual compliance agreement with the Codex Guideline concerning the definition of non-GMO production and the appropriate labeling of food products is not sufficient. A list of these components and the procedure of an appropriate control and monitoring system needs to be provided to SGS Austria Controll-Co. GesmbH..

For the following products a compliance agreement with the Codex Alimentarius Austriacus Guideline Concerning the Definition of Non-GMO Production and Labelling of Food Products is required:

a) The following 2nd generation agricultural raw materials: e.g.

- modified starch made from genetically modified corn,

- mono/diglycerides made from modified amino acids of genetically modified soy,

- flavorings (for complex flavoring mixtures, compliance agreements are required for the individual components)

b) Components that can be manufactured using genetically modified microorganisms, e.g.:

- citric acid

- vitamins: B2, B12, C

- glutamate

- aspartame

- xanthan gum

- enzymes etc.