

Repack Authorization Agreements

John Hansley
Bulk Operations Manager
Monsanto Company

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Historical Approach to Repackaging

- “Sales Agreement”
- “Agreement for Repackaging and Toll Repackaging” executed between the Customer and Monsanto and included items such as:
 - Authorization
 - Title to Products
 - Bulk Tank Sites
 - Obligations of Customer
 - Insurance requirements
 - Records and Inspections
 - Term and Termination
 - Exhibits (cover guidelines for label use, inspection, cleaning)

Historical Approach to Repackaging

- “Amendment to Exhibit 1 of the Agreement for Repackaging and Toll Repackaging”
 - Annual renewal listing for all authorized Monsanto labels
 - Includes Brand Name, EPA Reg. No., approved print code
 - Section I applies to amounts >55 gal per FIFRA
 - Section II applies to 15 & 30 gallon Shuttle Jrs.
 - Cover letter sent with amendment to alert refiller of changes
- “Letter of Authorization for Label Use in Toll Repackaging”
 - Applies to use of Monsanto proprietary 15 & 30-gal Shuttle Jrs.
 - Used for Roundup® family and RT 3® Herbicides

The Road to Compliance...

- Baseline “Agreement” will remain in effect and satisfies the “written contract” condition of Part 165
- A revised amendment will be issued to all authorized retailers prior to Aug 17, 2011
 - Cover letter to alert refillers of changes and “out-of-cycle” amendment
 - Update to Exhibit 2 (Guidelines for the Repackaging of Bulk Products)
 - Refillable container is on Monsanto’s list of approved containers
 - Refiller can repackage any quantity into the approved container
 - No limits to the size of the container
 - Cleaning requirements, if tamper-evidency or one-way valve not intact
 - Record keeping requirements (3 years) for each refilling
 - EPA Reg. No.
 - Date of repackaging
 - Serial # / identifying code of the container













...Continues.



Monsanto Authorized Refillable Containers Aug 2011 Compliant Quick Reference Guide

as of Dec 2010



Type	Color Options	Summary Details
Shuttle Jr. 15 	<u>Rings</u>  Green  Blue	<ul style="list-style-type: none"> • 15 gallon capacity. • Monsanto tamper evident 3" one-way valve & tamper evident vent. • Gravity flow extraction only. <p>• Meets 2011 compliance: YES</p>
Shuttle Jr. 30 	<u>Rings</u>  Green  Blue  Gray  Red	<ul style="list-style-type: none"> • 30 gallon capacity. • Monsanto tamper evident 3" one-way dip-tube valve, 2" tamper evident one-way gravity flow valve, and tamper evident vent. <p>• Meets 2011 compliance: YES</p>
Shuttle 120 	<u>Frame</u>  Green  Red  Gray	<ul style="list-style-type: none"> • 120 gallon capacity. • Monsanto tamper evident 3" one-way dip-tube valve, either a 5" tamper evident closure or 3" tamper evident fill valve, and tamper evident vent. <p>• Meets 2011 compliance: YES</p>

Other Monsanto-approved Containers

*****OTHER MONSANTO-APPROVED CONTAINERS*****

Other IBC (Intermediate Bulk Containers) or portable tank designs manufactured with FIFRA-compliant components and tested by the original manufacturer at an approved testing facility may be used by refillers provided the following criteria are met:

- Constructed of LDPE, HDPE, or stainless steel.
- DOT Packing Group III identification/UN markings and tested by the original manufacturer.
- Durably marked with a serial number or other identifying code.
- Each opening must have a one-way valve, a tamper-evident device, or both.
- Container is inspected by refiller, is free of defects, and cleaned in accordance with Monsanto guidelines.

Non-compliant Containers



Our goal is...

...to provide our retailers and distribution partners the appropriate agreements, labeling, and an authorized listing of refillable containers to meet the PCC Rule compliance date of August 17, 2011.

Questions?