

# Repack Authorization Agreements

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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
<p><b>Shuttle Jr. 15</b></p> 	<p><b><u>Rings</u></b></p> <p> Green</p> <p> Blue</p>	<ul style="list-style-type: none"> <li>• 15 gallon capacity.</li> <li>• Monsanto tamper evident 3" one-way valve &amp; tamper evident vent.</li> <li>• Gravity flow extraction only.</li> </ul> <p>• Meets 2011 compliance: <b>YES</b></p>
<p><b>Shuttle Jr. 30</b></p> 	<p><b><u>Rings</u></b></p> <p> Green</p> <p> Blue</p> <p> Gray</p> <p> Red</p>	<ul style="list-style-type: none"> <li>• 30 gallon capacity.</li> <li>• Monsanto tamper evident 3" one-way dip-tube valve, 2" tamper evident one-way gravity flow valve, and tamper evident vent.</li> </ul> <p>• Meets 2011 compliance: <b>YES</b></p>
<p><b>Shuttle 120</b></p> 	<p><b><u>Frame</u></b></p> <p> Green</p> <p> Red</p> <p> Gray</p>	<ul style="list-style-type: none"> <li>• 120 gallon capacity.</li> <li>• 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.</li> </ul> <p>• Meets 2011 compliance: <b>YES</b></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?**