

IMO I 4.4.9 G-e Compliance Agreement
to the prohibition of genetically modified organisms as contained in
Council Regulation (EC) No 834/2007;
USDA NOP Final Rule, 7 CFR Part 205
Japanese Agricultural Standard of Organic Agricultural Products (JAS)

Company: EM TECHNOLOGIES LTD	Tel./ Fax: +254719807149
Street/ Post-box No.: 1365	Email: emtechkenya@gmail.com
Postal code/ city: 60100, EMBA-KENYA	Country: KENYA

We hereby confirm for the following product(s):

Product name	Identification *	Components **:
EM-1	Biological Composting Agent (Biodigester)	- Rhodospseudomonas palustris - Lactobacillus plantarum - Saccharomyces cerevisiae - Molasses - water.

* e.g. lot or stock number

** 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 GMOs. Neither do we have knowledge of any information that would implicate that this statement is incorrect.
- (c) For such risk components (enzymes, additives, microorganism...), where you cannot rely on Council Regulation (EC) 1829/2003 (labeling of GMO), we are in possession of a written compliance agreement from 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 These agreements are in our hands and are neither expired nor withdrawn.
- (d) that this (these) product(s) was not produced using excluded methods as defined in USDA NOP Final Rule, 7 CFR Part 205 to genetically modify organisms.
- (e) that this (these) product(s) was/were not produced using Recombinant DNA Technology as defined in JAS Notifications No. 1605, No. 1606 and No. 1607 ('Technology to create recombinant DNA by connecting DNA through breakage and recombination using enzyme, transferring it into living cells and replicating it').

Consequently, the product(s) named above fulfill(s) the requirements of the current version of the EU Council Regulation Nr. 834/2007 in terms of the prohibition of GMOs (see back: excerpt from the regulations contained in the current version of the EU Council Regulation No 834/07) as well as the interpretation thereof attached to this agreement. They do also fulfill the requirements of NOP Final Rule, 7 CFR Part 205 about the prohibition of excluded methods (§ 205.205 e) as well as of JAS Notifications No. 1605, No. 1606 and No. 1607.

A specification of the exact composition of the above-mentioned product(s) is enclosed with this agreement. With this agreement we are committed to make an immediate declaration of change, correction or withdrawal to our customers/buyers and to their inspection authority as soon as any deviation from the facts contained in this agreement or the agreements of our suppliers or service providers should occur.

According to article 2 of Council Regulation (EC) no. 834/2007 we authorize our customer's/buyer's inspection board respectively our NOP certifying agent or an independent institution named by the inspection authority to verify the validity of our statement and to take samples for analysis if necessary.

The signatory is liable for the accuracy of the statements made in this agreement.

KENTA, EMBU 19/4/2017
Country, Place, Date

Company Seal and Signature of vendor



Excerpt from the Council Regulation (EC) 834/2007 concerning the ban on genetically modified organisms

Article 2: Definition of terms

t) the definition of 'Genetically modified organism (GMO)' is that given in Directive 2001/18/EC of the European Parliament and of the Council of 12 March 2001 on the deliberate release into the environment of genetically modified organisms and repealing Council Directive 90/220/EEC (5) and which is not obtained through the techniques of genetic modifications listed in Annex I.B of that Directive;

u) 'Produced from GMOs' means derived in whole or in part from GMOs but not containing or consisting of GMOs;

v) '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;

Article 9: prohibition on the use of GMOs

(1) GMOs and products produced from or by GMOs shall not be used as food, feed, processing aids, plant protection products, fertilisers, soil conditioners, seeds, vegetative propagating material, micro-organisms and animals in organic production.

(2) For the purpose of the prohibition referred to in paragraph 1 concerning GMOs or products produced from GMOs for food and feed, operators may rely on the labels accompanying a product or any other accompanying document, affixed or provided pursuant to Directive 2001/18/EC, Regulation (EC) 1829/2003 of the European Parliament and the Council of 22 September 2003 on genetically modified food and feed (1) or Regulation (EC) 1830/2003 concerning the traceability and labelling of genetically modified organisms and the traceability of food and feed products produced from genetically modified organisms.

Operators may assume that no GMOs or products produced from GMOs have been used in the manufacture of purchased food and feed products when the latter are not labelled, or accompanied by a document, pursuant to those Regulations, unless they have obtained other information indicating that labelling of the products in question is not in conformity with those Regulations.

(3) For the purpose of the prohibition referred to in paragraph 1, with regard to products not being food or feed, or products produced by GMOs, operators using such non-organic products purchased from third parties shall require the vendor to confirm that the products supplied have not been produced from or by GMOs.

Definition of Excluded Methods according to USDA NOP Final Rule, 7 CFR Part 205

A variety of methods used to genetically modify organisms or influence their growth and development by means that are not possible under natural conditions or processes and are not considered compatible with organic production. Such methods include cell fusion, microencapsulation and macroencapsulation, and recombinant DNA technology (including gene deletion, gene doublet, introducing a foreign gene, and changing positions of genes when achieved by recombinant DNA technology). Such methods do not include the use of traditional breeding, conjugation, fermentation, hybridization, in vitro fertilization, or tissue culture.

Excerpt from the Japanese Agricultural Standard of Organic Agricultural Products (JAS)

Notification No. 1605, No. 1606, No. 1607, Definitions:

Recombinant DNA Technology: Technology to create recombinant DNA by connecting DNA through breakage and recombination using enzyme, transferring it into living cells and replicating it.