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## ARTICLE 1. DEFINITIONS

For the purposes of these specifications:

**Agency or ANRAC:** the National Agency for the Regulation of Activities Related to cannabis, created under the provisions of Dahir No. 1-21-59 of 3 doulhijja 1442 (July 14) 2021) promulgating Law No. 13-21 on the legal uses of cannabis;

**Good manufacturing practices (GMP):** the rules of quality, safety and efficacy at comply with the transformation of cannabis for industrial purposes, as enacted by the administration, after consulting the professional bodies concerned;

**Cannabis:** any plant of the genus cannabis as defined in Article 2 of Law above;

**Industrial purposes:** all the purposes defined in Article 2 of the above-mentioned Law No. 13-21;

**Input:** The vegetable raw material containing cannabis and used for manufacture of products for industrial purposes;

**ONSSA:** the National Office for Food Safety created under the provisions of Dahir No. 1-09-20 of 22 Safar 1430 (18 February 2009) promulgating Law No. 25-08 establishing the National Office for Product Safety Food;

**Harmful organisms:** any species, strain or biotype of plant, animal or pathogen likely to cause damage to plants or plant products;

**Cannabis products:** products resulting from the transformation of cannabis for industrial purposes;

**Transformer:** any legal person under Moroccan law holding an authorization to transform cannabis for industrial purposes, in accordance with the provisions of the aforementioned Law No. 13-21;

**Transformation:** the transformation and manufacture of cannabis and cannabis products;

**Carrier:** any legal entity, authorized by ANRAC, who uses for road transport, one or more vehicles belonging to him or rented, and which meets the specifications of these specifications;

**Data Register:** the data register held by the transformer for the recording of stock movements of Cannabis and its Products, pursuant to the provisions of the aforementioned Law No. 13-21 and in accordance with model 2.5 set out in Annex 2 of Order No. 1296-22 of 12 May 2022 setting the model registers and the procedures for their keeping by the National Agency for the Regulation of Cannabis-related Activities and by the holders of authorizations to engage in activities relating to cannabis;

**Activity-specific regulations:** all legislative provisions and regulations that apply to the nature of the other products of the Transformer's business, including food supplements, cosmetics and personal care products, industrial hemp fibers, textiles and building materials. The Transformer is required to comply with all the aforementioned provisions as well as those enacted by the supervisory Administrations;

**Cannabis residues:** any residual material remaining during or after cannabis transformation and not intended for marketing.

## **ARTICLE2. SCOPE OF APPLICATION**

These specifications define the conditions for the transformation and manufacture of cannabis for industrial purposes, the technical standards relating to the product quality control, how they are packaged and preserved their quality, the measures to be taken for the protection of the environment, the obligations in terms of safety, the traceability procedures, as well as the modalities for monitoring compliance with the various clauses of these specifications.

It applies to any legal person wishing to operate a transformation unit from the date of its coming into force.

## **ARTICLE3. LEGAL REFERENCES**

These specifications are drawn up by ANRAC, after consulting the ministries and institutions concerned.

Without prejudice to other laws and regulations in force in this area, these specifications are subject to the provisions of the following legal texts:

- Dahir No. 1-21-59 of 3 doulhijja 1442 (14 July 2021) promulgating Law No. 13-21 on the legal uses of cannabis;
- Dahir No. 1-21-66 of 3 doulhijja 1442 (14 July 2021) promulgating Law No. 76-17 on plant protection;
- Dahir No. 1-10-08 of 26 Safar 1431 (11 February 2010) promulgating Law No. 28-07 on food safety and its implementing texts;
- Joint Order of the Minister of the Interior, the Minister of Health and Social Protection, the Minister of Agriculture, Maritime Fisheries, Rural Development and Water and Forests, and the Minister of Industry and Trade No. 1293-22 of 11 choul 1443 (12 May 2022) setting the modalities for issuing authorizations for the exercise of activities relating to cannabis;
- Joint Order of the Minister of the Interior, the Minister of Health and Social Protection, the Minister of Agriculture, Maritime Fisheries, Rural Development and Water and Forests, and the Minister of Industry and Trade No. 1297-22 of 11 choul 1443 (12 May 2022) setting the tetrahydrocannabinol (THC) levels provided for in Articles 6 and 17 of Law No. 13-21 on the legal uses of cannabis;
- Joint Order of the Minister of the Interior, the Minister of Agriculture, Maritime Fisheries, Rural Development and Water and Forests and the Minister of Industry and Trade No. 1294-22 of 11 choul 1443 (May 12, 2022) setting the model contract for the sale of cannabis crops, the delivery report of said crops and the minutes of destruction of surplus cannabis production, its seeds, plants, crops and products;
- Joint Order of the Minister of the Interior, the Minister of Health and Social Protection, the Minister of Agriculture, Maritime Fisheries, Rural Development and Water and Forests and the Minister of Industry and Trade No. 1296-22 of 11 choul 1443 (12 May 2022) setting the model registers and the modalities of their keeping by the Regulatory Agency of activities relating to cannabis and by holders of authorizations to engage in activities relating to cannabis.

## **ARTICLE4. AUTHORISATIONS, DECLARATIONS AND REGISTRATIONS**

The Transformer is required to comply with all the legislative and regulatory provisions applicable to its activity, in particular those provided for by Law No. 76-17 on plant protection indicated above, Decree No. 2-22-243 of 21 doulhijja 1443 (21 July 2022) taken for the application of certain provisions of Law No. 76-17 on plant protection as well as other texts adopted for its application as they are published, to make the necessary declarations, to hold all the authorizations relating thereto and to send supporting documents and copies to ANRAC.

### **4.1 Authorization for the transformation and manufacture of Cannabis**

The transformation of Cannabis for industrial purposes is subject to obtaining authorization from ANRAC, issued under the conditions referred to in Article 4 of Joint Order No. 1293-22 of 11 choul 1443 (May 12, 2022) setting the procedures for issuing authorizations for the exercise of activities relating to cannabis.

The applicant shall first transmit to the said Agency these specifications, initialed on all pages and signed on the last page. The signature must be preceded by the handwritten mention “read and approved, I undertake to strictly respect all the clauses of these specifications”.

The transformation and manufacturing activities of Cannabis and Cannabis Products are carried out only after obtaining the aforementioned authorization.

The transformer is required to commence transformation and manufacturing cannabis for industrial purposes before the expiry of three (3) years from the date of issuance by ANRAC of the authorization in question.

### **4.2 Formalities relating to Cannabis Products**

The Transformer is required to carry out the control and registration of the finished product obtained, with the competent authorities and in accordance with the relevant laws and regulations.

## **ARTICLE5. DOMICILIATION OF THE TRANSFORMER**

The Transformer is considered domiciled at the address of its head office which appears in its extract from the Trade Register.

## **ARTICLE6. INSURANCE**

The Transformer is required to underwrite with insurance companies approved by the Insurance companies approved by the Insurance and Social Welfare Supervisory Authority (ACAPS, and without prejudice to other insurances in force in this area:

- Insurance of all personnel on duty against accidents at work and occupational diseases;
- The insurance of the civil liability of the Transformer.

The certificates relating to the above-mentioned insurance must be valid at all times.

Copies of these certificates shall be sent to ANRAC in accordance with the procedures provided by it for this purpose.

## **ARTICLE7. SOCIAL CONDITIONS OF STAFF**

The Transformer is required to provide his staff with all the social services provided for by the laws and regulations in force, in particular those of the Labor Code and the National Social Security Fund.

## **ARTICLE8. TRANSFORMATION RULES**

### **8.1 Transformation rules**

All Transformers must imperatively respect, where they exist, the rules of good manufacturing practices relating to their activity. Failing this, and pending their enactment, the Transformer is required, provisionally, to comply with the rules of Good European Manufacturing Practice in force or equivalent standards.

The Transformer is responsible for all transformation techniques of the raw material.

The Transformer must dispose of internal procedures for all stages of transformation, which he will make available to ANRAC.

### **8.2 Inputs**

The Transformer is required to obtain supplies exclusively from cooperatives of producers authorized under Law No. 13-21, through sales contracts concluded in accordance with the provisions of Article 10 of the said Law No. 13-21.

Whether at the time of purchase or before the use of each input, the Transformer must confirm their identity and obtain assurance that the raw materials have the necessary characteristics to provide the quality, quantity or yield expected during a given manufacturing process.

## **ARTICLE9. SUBCONTRACTING**

The Transformer may delegate by means of subcontracting, on the basis of specifications and in compliance with the above-mentioned rules of good practice, one or more cannabis transformation and manufacturing operations, to another transformation establishment, duly authorized by ANRAC and subject to these specifications.

The Transformer is required to inform ANRAC of this subcontracting and to send it a copy of the specifications within a period not exceeding thirty (30) days before its entry into force.

## **ARTICLE10. TRANSFORMATION RESIDUES**

The Transformer must keep a record of the quantities of Cannabis Residues generated at each stage of the transformation process.

The Transformer must have internal procedures for the traceability of Cannabis Residues, which he will make available to ANRAC.

The Cannabis Residues are destroyed by the Transformer who draws up a Report sanctioning this destruction, and in accordance with the provisions of Law No. 13-21 mentioned above.

The minutes and any supporting documents relating to the destruction operations must be made available to ANRAC.

Each step of the transformation process generating Cannabis Residues must be documented and reported to ANRAC.

#### **ARTICLE 11. GENERAL HEALTH AND SAFETY OBLIGATIONS**

The Transformer undertakes to comply with the Regulations specific to its activity with regard to health and safety rules.

The Transformer is required to communicate to ANRAC all the health and safety rules applicable to him and the system he has put in place to ensure compliance with them within the transformation units.

#### **ARTICLE 12. STORAGE**

Cannabis and Cannabis Products must be stored in secure and monitored warehouses owned by the Transformer.

The Transformer must register all storage warehouses for Cannabis and Cannabis Products with ANRAC.

The Transformer is required to comply with the terms and conditions of storage provided for by the standards and regulations in force and to take all necessary measures to preserve and maintain the quality and performance of the Cannabis and the Cannabis Products, under penalty of being held liable.

#### **ARTICLE 13. SAFETY OF THE TRANSFORMATION SITE**

The Transformer must take all necessary precautions and appropriate measures to avoid the occurrence of an incident or accident and to minimize its effects. Where appropriate, he must notify the competent authorities without delay and make available to them the information at his disposal.

The Transformer must have secure and monitored warehouses to store the cannabis crops it purchases from authorized cultivator's cooperatives, in accordance with the provisions of the aforementioned Law No. 13-21. ANRAC reserves the right to inspect these warehouses as well as transformation and manufacturing units, at any time and without notice, by agents commissioned by it for this purpose and sworn in accordance with the legislation in force.

The Transformer must therefore put in place physical security systems for the Cannabis transformation site and corresponding facilities, as well as documented procedures to detect and respond to intrusions or unauthorized access, theft or loss of Cannabis or Cannabis Products, and more generally any incident that may contravene the proper functioning of the site.

The means used may in particular consist of material, human or electronic means, permanent or temporary, fixed or mobile, without prejudice to the prerogatives and means of control provided for by ANRAC, in accordance with Article 49 of the aforementioned Law No. 13-21.

The means of remote control set up by the Transformer under its own security device, must be freely consulted by ANRAC in addition to its own prerogatives and means.

The Transformer is required to have procedures in place to ensure that Cannabis Residues are disposed of or destroyed in a safe and secure manner.

The Transformer must provide ANRAC with details of the method of destruction of cannabis and any arrangement with third parties to eliminate or destroy the cannabis and its compliance with the provisions of section 15 of the aforementioned Bill 13-21.

#### **ARTICLE 14. QUALITY CONTROL**

The Transformer is required to carry out quality control of each lot of finished product prior to its marketing, in order to guarantee its quality, efficiency and consumer safety.

The Transformer is required to control the THC (Delta-9-tetrahydrocannabinol) content at all stages of cannabis transformation.

The analyses of this content are carried out according to the method described in Annex C of Regulation (EC) No 1177/2000 of 31 May 2000 amending Regulation (EEC) No 1164/89 laying down detailed rules for aid for fiber flax and hemp (Community method for the quantitative determination of  $\Delta$ -9-THC of hemp varieties); the size of the samples to be taken for the purposes of that control is fixed by ANRAC.

Samples are taken according to specific methods and under hygienic conditions.

#### **ARTICLE 15. FACILITIES AND EQUIPMENT**

The Transformer is required to have facilities and equipment, in good working order and meeting the requirements of the Regulations specific to the activity.

#### **ARTICLE 16. OBLIGATIONS OF TRANSFORMER**

##### **16.1 General obligations**

In carrying out his activities, the Transformer is required to apply all the clauses of these specifications and to comply with all the legislative and regulatory obligations applicable to it and for which he assumes full responsibility.

##### **16.2 Obligation to report harmful organisms**

The Transformer is required to declare, without delay, to the ONSSA any finding of the presence of a harmful organism within the Transformation site or in the purchased crops, or any reason to suspect such presence, in application of the Provisions of the above-mentioned law n ° 76-17 and its implementing texts. A copy of this declaration shall be immediately transmitted to ANRAC by any means.

##### **16.3 Obligation to inform advice and warn**

ANRAC reserves the right to request at any time the transmission of the various documents relating to the specific data of the Products (characteristics, composition) or their method of obtaining (cultivation, manufacture, transformation, delivery ...).

In the event that the Transformer is unable to transmit, refuses or opposes the transmission of the requested elements within the deadlines set by ANRAC, he is given formal notice under the conditions set by Article 22 of these specifications.

#### **Section17. CONDITIONING, PACKAGING AND LABELLING**

The Transformer must imperatively ensure that the Cannabis Products are contained in regulatory packaging or containers, and labelled in accordance with the provisions of Articles 46, 47 and 48 of the aforementioned Law No. 13-21.

#### **ARTICLE18. TRANSPORT**

For the transportation of Cannabis Products, the Transformer must use exclusively a Carrier duly authorized by ANRAC for this purpose.

The Transformer is obliged to communicate to the Carrier the necessary instructions and information and to record them in the contract that binds them, in order to guarantee the safety and quality of the Products transported.

The Transformer must ensure that the conditions of transport of the Cannabis Products comply with the Regulations specific to his activity.

In the event that the Transformer is himself the consignee of a transport operation, he is obliged to acknowledge receipt of the goods and to refrain from deferring their acceptance without valid reason. If he refuses to accept the goods in question, the Transformer must notify ANRAC without delay and comply with the terms and conditions of storage of the goods provided for in the sales contract.

#### **ARTICLE19. NOTIFICATION OF CHANGES CONCERNING THE TRANSFORMER**

The Transformer is required to notify ANRAC and any competent administration of any change affecting his establishment, including his corporate officers, shareholders, the composition of the board of directors (managers) or his activity, and which is likely to change his situation compared to that declared for obtaining the authorization of Transformer or when registering it in the Trade Register.

Notification of the change must be made within a period not exceeding thirty (30) days from the date of occurrence of the change, and must be made by any secure means.

The implementation of the change can only take place after obtaining the corresponding authorizations by the Transformer.

Copies of these authorizations are sent to ANRAC in accordance with the procedures provided by it for this purpose.

#### **Section20. TRACEABILITY PROCEDURES**

In accordance with Article 45 of Law No. 13-21 on the legal uses of cannabis, the Transformer must keep a Data Register recording all cannabis harvest entries as well as the Cannabis Products entering, leaving and in stock.

Each time a quantity of cannabis harvest is used as an input to the production line, the Transformer enters a new entry on his Data Register by designating himself as a “customer”. For each crop variety used in this operation, the Transformer enters the variety and quantity in the output column (S) as well as the remaining stock for that variety (former stock minus the quantity used at the input of the production line).

At the exit of the production line, the Transformer enters a new entry on his Data Register by designating himself as “recipient”. For each variety of the obtained product, the Transformer enters the name of the variety and the quantity in the column of entries (E) as well as the new stock for this variety (old stock plus the quantity recovered at the exit of the production line).

The Transformer is required to keep his Data Register for a period of ten (10) years and to present it at each inspection.

#### **ARTICLE 21. ENVIRONMENT**

The Transformer is required to comply with the regulation relating to the protection of the environment, particularly those concerning environmental impact assessment, waste management, the management of emissions, spills, flows, discharges, direct or indirect deposits in surface or groundwater as well as good environmental practices that ANRAC reserves the right to enact.

The guide to these good practices will be published by ANRAC before it is required for Transformers, under the provisions of Article 33 of the aforementioned Law No. 13-21.

#### **ARTICLE 22. PROCEDURES FOR MONITORING COMPLIANCE WITH THESE SPECIFICATIONS**

In addition to judicial police officers and customs officers, agents under ANRAC commissioned by it for this purpose and sworn in accordance with the legislation in force, may access the Transformer’s head office and his transformation units to examine the documents relating to the Cannabis transformation activity, and verify compliance with the various clauses of these specifications.

To this end, the Transformer is required to receive the above-mentioned agents, to facilitate the performance of their task and to make available all the information and documentation requested to them.

In the event of non-compliance with the legislative and regulatory provisions on cannabis and the provisions of these specifications on transformation, and without prejudice to the Regulations specific to his activity, the Transformer is required to submit, within a period which may not exceed seven (07) days following the sending of the report of finding of infringements as established by the agents commissioned by ANRAC and his explanations of the violations found.

In the absence of a response or if the justifications given by the Transformer are unfounded, ANRAC gives formal notice, by registered letter with acknowledgment of receipt or by bailiff, to put an end to the violations found within a period it sets and which may not be less than one (1) month.

Without prejudice to the application of Article 30 of the aforementioned Law No. 13-21, if the Transformer does not comply with the formal notice, cited above, which was sent to him, the authorization to

transform cannabis for industrial use may be suspended for a period of six (6) months and no request to exercise an activity related to Cannabis and its products may be filed with ANRAC by the Transformer during the period of suspension.

The suspension is lifted as soon as the infringements found within the abovementioned period are terminated.

If the violations persist at the end of the aforementioned period, ANRAC may refer the matter to the Wali or the Governor of the province or the municipality to which the Transformer's unit depends for the necessary sanctions, including the closure of his establishment.

The decision to suspend or withdraw the authorization under the conditions provided for by Law No. 13-21, is notified to the interested party in the same forms as those of the notification of the formal notice.

**Read and approved, I undertake to strictly respect all the clauses of these specifications.**

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