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ARTICLE1. DEFINITIONS

For the purposes of these specifications:

Agency or ANRAC: the National Agency for the Regulation of Activities relating 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;

Cannabis: any plant of the cannabis genus as defined in Article 2 of Law No. 13-21 relating to legal uses of cannabis;

TRADER: any legal person holding an authorization to commercialize Cannabis and its products, throughout the national territory, in accordance with the provisions of Law No. 13-21 mentioned above;

Cannabis products manufactured for industrial purposes: cannabis products manufactured for industrial purposes intended for trade;

Data register: the data register held by the Trader for the recording of stock movements of Cannabis and its Products, under the provisions of the aforementioned Law No. 13-21 and in accordance with model 2.7 set out in Annex 2 of Order No. 1296-22 of 11 choul 1443 (May 12, 2022) setting the model registers and the modalities of their keeping by the National Agency for the Regulation of Cannabis-related Activities and by holders of authorizations to carry out activities relating to cannabis;

Activity-specific regulations: all the laws and regulations that apply to the nature of the other products of the Trader's activity, including food supplements, cosmetics and personal hygiene, industrial hemp fibers, textiles and building materials. The Trader is required to comply, in the case of these products, with the aforementioned provisions enacted by the Supervisory Administrations;

Carrier: any legal person, authorized by ANRAC, who uses for road transport, one or more vehicles belonging to him or rented, and which meets the specifications relating to the activity of Transport of Cannabis and its products.

ARTICLE2. FIELD OF APPLICATION

These specifications define the conditions for the trade of Cannabis and Cannabis Products manufactured for industrial purposes, the technical standards relating to the manufacture and quality control of Cannabis and Cannabis Products manufactured for industrial purposes, their method of packaging and quality preservation, the measures to be taken for the protection of the environment, the obligations in terms of safety, the traceability procedures, as well as the methods of monitoring compliance with the various clauses of these specifications.

It applies to any legal person wishing to be authorized to commercialize Cannabis and Cannabis Products manufactured for industrial purposes from the date of its entry into force and in accordance with the provisions of Article 21 of the aforementioned Law No. 13-21.

Sales made under the sales contracts provided for by Article 10 of the said Law No. 13-21 are excluded from the field of these specifications,

ARTICLE3. LEGAL REFERENCES

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

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 relating to 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;
- Dahir No. 1-03-53 of 20 Moharram 1424 (24 March 2003) promulgating Law No. 46-02 relating to the regime of raw tobacco and manufactured tobacco;
- Dahir on Law No. 1-73-282 of 28 Rabii II 1394 (21 May 1974) relating to the suppression of drug addiction and the prevention of drug addicts and amending the Dahir of 12 Rabii II 1341 (2 December 1922) on the Regulation on the Importation, Trade, Possession and Use of Poisonous Substances and the Dahir of 20 chaabane 1373 (24 April 1354) prohibiting hemp in Kif, as supplemented or amended;
- Dahir No. 1-91-112 of 27 Moharram 1416 (26 June 1995) promulgating Law No. 15-91 relating to the prohibition of smoking, advertising and propaganda in favor of tobacco in certain places;
- 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. 1296-22 of 11 choul 1443 (12 May 2022) setting the model registers and the modalities of their keeping by the National Agency for the Regulation of cannabis-related activities and by cannabis business licence holders. .

ARTICLE4. PERMISSIONS

4.1 Specific provisions

The Trader is required to comply with all the Regulations specific to its activity, in particular the obligations provided for by Law No. 76-17 on plant protection mentioned above, Decree No. 2-22-243 of 21 doulhijja 1443 (21 July 2022) adopted 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.

The Trader is required to hold all related authorizations, and to send copies to ANRAC.

The trade of cannabis products manufactured for medical and pharmaceutical purposes remains governed by the provisions of Law No. 17-04 on the Medicines and Pharmacy Code, referred to in Article 20 of Law No. 13-21 referred to above.

The Trader is also required to hold the following authorization:

4.2 Commercializing activity authorization for Cannabis and its Products

The trade of Cannabis and its Products is subject to obtaining authorization from ANRAC, issued under the conditions provided for in Article 6 of Joint Order No. 1293-22 of 12 May 2022 setting the modalities 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 exercise of the activity of Cannabis and Cannabis Products manufactured for industrial purposes is effective only after obtaining the authorization in question.

The Trader is required to commence the trade activity of cannabis and its products before the expiry of a period of three (3) years from the date of issue by ANRAC of the authorization in question.

ARTICLE5. DOMICILIATION OF THE TRADER

The Trader is considered domiciled at the address of his registered office which appears in his extract from the Trade Register.

ARTICLE6. INSURANCES

The Trader is required to subscribe to insurance companies approved by the Insurance and Social Security Control Authority (ACAPS), (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 Trader.

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

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

ARTICLE7. SOCIAL CONDITIONS OF STAFF

The Trader is required to enable 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. QUALITY CONTROL

The Trader is required to control the THC (Delta-9-tetrahydrocannabinol) content of Cannabis and Cannabis Products manufactured for industrial purposes

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

Samples must be taken using methods specific to the nature of the Cannabis Product concerned and under hygienic conditions.

ARTICLE9. STORAGE

Cannabis and Cannabis Products manufactured for industrial purposes must be stored in secure and monitored warehouses owned by the Trader.

The Trader must register, with ANRAC, all storage warehouses provided for Cannabis and Cannabis Products manufactured for industrial purposes.

The Trader is required to comply with the modalities 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 Cannabis and Cannabis Products manufactured for industrial purposes, under penalty of liability.

ARTICLE10. OBLIGATIONS OF THE TRADER

In carrying out his activities, the Promoter 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 it assumes full responsibility.

The Trader may only obtain Cannabis and Cannabis Products manufactured for industrial purposes from Cannabis transformation and manufacturing companies and companies importing Cannabis Products manufactured for industrial purposes provided for by the aforementioned Law No. 13-21, and duly authorized by ANRAC.

The Trader may make purchase or sale transactions with another Trader of Cannabis and its products duly authorized by ANRAC.

ARTICLE11. CONDITIONING, PACKAGING AND LABELLING

The Trader must ensure that Cannabis Products manufactured for industrial purposes are contained in packaging or in regulatory containers, and labelled in accordance with the provisions recommended by Articles 46, 47 and 48 of Law No. 13-21 and the Regulations specific to his activity.

The Trader must ensure that the Cannabis and its Products are contained in sealed packages or containers in such a way as to prevent substitution or mixing of their contents with other products.

ARTICLE 12. TRANSPORT

The transport of Cannabis and Cannabis Products manufactured for industrial purposes may be provided by the Trader himself and by his own means of transport provided that he is duly authorized by ANRAC for this purpose pursuant to the provisions of Article 14 of the aforementioned Law No. 13-21.

The Trader may delegate the transport of Cannabis and Cannabis Products manufactured for industrial purposes only to a third legal person duly authorized by ANRAC for the exercise of the activity of transporting Cannabis and its Products.

The transport of Cannabis and Cannabis Products manufactured for industrial purposes must be ensured under conditions that maintain their quality and performance, and prevent their deterioration. The Trader is thus required to communicate the necessary instructions and information to the Carrier and to specify them in the contract between the two parties.

In the event that the Trader is himself the consignee of a transport operation, he is obliged to acknowledge receipt of the merchandise transported and to refrain from postponing their acceptance without valid reason. If he refuses to accept the merchandise in question, the Trader must notify ANRAC without delay; he is then required to ensure the storage of these merchandise until the decision of ANRAC, which must intervene after investigation and within a period that may not exceed fifteen (15) calendar days.

ARTICLE 13. NOTIFICATION OF CHANGES CONCERNING THE TRADER

The Trader is required to notify ANRAC 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 modify its situation compared to that declared for obtaining the trade authorization of the Cannabis and its Products. 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 by the Distributor the corresponding authorizations.

ARTICLE 14. SECURITY OF WAREHOUSES

The Trader must take all necessary precautions and appropriate measures to avoid the occurrence of incidents or accidents and to minimize their effects. Where appropriate, he must notify the competent authorities without delay and make the information at his disposal available to them. The Trader must have secure and monitored warehouses to store Cannabis and Cannabis Products manufactured for industrial purposes. ANRAC reserves the right to inspect these warehouses, at any time and without notice, by agents commissioned by it for this purpose and sworn in accordance with the legislation in force.

The Trader must therefore put in place physical security systems for warehouses and storage units for Cannabis and Cannabis Products manufactured at industrial purposes 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 manufactured for industrial purposes, and more generally any incident that may contravene the proper conduct of the marketing activity.

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 Trader under its own security system, must be able to be freely consulted by ANRAC in addition to its own prerogatives and means.

The Trader is required to provide information on the destruction process of Cannabis and Cannabis Products manufactured for industrial purposes to be destroyed and to comply with the provisions of Article 22 of the aforementioned Law No. 13-21.

ARTICLE 15. TRACEABILITY PROCEDURES

In accordance with Article 45 of Law No. 13-21 on the lawful uses of cannabis, the Trader must keep a Data Register recording all movements of Cannabis and Cannabis Products in, out and in stock.

With each transaction of sale of a quantity of Cannabis or Cannabis Products manufactured for industrial purposes, the Trader enters a new entry on its Data Register by entering the recipient as “customer”. For each quantity sold during this operation, the Trader enters the variety and quantity in the output column (S) as well as the remaining stock for this variety (former stock minus the quantity sold).

With each purchase transaction of a quantity of Cannabis or Cannabis Products manufactured for industrial purposes, the Trader enters a new entry in his Data Register by designating the seller as “supplier”. For each variety of Cannabis Product, the Trader enters the name of the variety and quantity in the entry column (E) as well as the new stock for that variety (old stock plus quantity purchased).

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

ARTICLE 16. ENVIRONMENT

The Trader is required to comply with regulations relating to environmental protection, particularly those concerning waste management, emissions management and flows, discharges, direct or indirect deposits into 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 of Traders, pursuant to the provisions of Article 33 of the aforementioned Law No. 13-21.

ARTICLE 17. MODALITIES FOR MONITORING COMPLIANCE WITH THESE SPECIFICATIONS

In addition to judicial police officers, customs officers and water and forestry officers, agents under ANRAC commissioned by it for this purpose and sworn in accordance with the legislation in force, may access the Trader’s headquarters to examine documents relating to the trade activity of Cannabis and its products, and to verify compliance with the various clauses of these specifications.

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

In the event of non-compliance with the legislative and regulatory provisions on cannabis and the provisions of these specifications, and without prejudice to the specific legislative provisions on export, the Trader 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, its explanations of the violations found.

In the absence of a response, or if the justifications given by the Trader 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 Trader does not comply with the above-mentioned formal notice addressed to him, the authorization to commercialize cannabis and its products 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 Trader during the period 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 municipality to which the Trader 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.