Antitrust Policy Statement

- Not exclude competitors from membership

- Restrict members from dealing with non-members

- Limit access to information developed by the Association

- Enforce membership rules arbitrarily

- Prohibit discussion on pricing including:

  (a) Current or future prices

  (b) What constitutes a "fair" profit level

  (c) Possible increases or decreases in prices

  (d) Standardization or stabilization of prices

  (e) Pricing procedures

  (f) Cash discounts

  (g) Credit terms

  (h) Control of sales

  (i) Allocation of markets or customers

  (j) Complaints to a competitor that his prices constitute unfair trade practices;

  (k) Refusal to deal with a corporation because of its pricing or distribution practices

  (l) Whether or not the pricing practices of any industry members are unethical or constitute an unfair practice

RPA
REUSABLE
PACKAGING
ASSOCIATION

**ANTITRUST COMPLIANCE POLICY STATEMENT
FOR MEETINGS OF MEMBERS AND DIRECTORS**

Members and Directors of the Reusable Packaging Association ("RPA") will avoid actions and discussions at meetings of the Members and/or at meetings of the Board of Directors that constitute potential violations of the antitrust laws. The following is a list of actions and discussion topics that will be avoided by all Members and Directors:

1. Members and Directors will not exclude competitors from membership in the Association, without substantial lawful justification, and not if there is a business advantage in being a member.

2. Members and Directors will not restrict members from dealing with nonmembers.

3. Members and Directors will not limit access to information developed by the Association, unless such information is firmly grounded upon the need to protect trade secrets.

4. Members and Directors will not enforce membership rules arbitrarily.

5. Members and Directors of RPA will avoid discussion of matters of potential antitrust concern at meetings, including:

   (a) Current or future prices;
   (b) What constitutes a "fair" profit level;
   (c) Possible increases or decreases in prices;
   (d) Standardization or stabilization of prices;
   (e) Pricing procedures;
   (f) Cash discounts;
   (g) Credit terms;
   (h) Control of sales;
   (i) Allocation of markets or customers;
   (j) Complaints to a competitor that his prices constitute unfair trade practices;
   (k) Refusal to deal with a corporation because of its pricing or distribution practices; and
   (l) Whether or not the pricing practices of any industry members are unethical or constitute an unfair trade practice.

Reusable Packaging ASSOCIATION

Meeting Agenda

I. **RPA Updates**

   A.   PACK EXPO 2023: Video Sessions

   B.   PACK EXPO 2024

   C.   MS TEAMS Transition, Part #2 (R&E Channel)

II. **Projects Update**

   A.   Whitepaper

   B.   USDA Foreign Agricultural Grant

   C.   R&E HOW BLOG Series

   D.   IFPA-Led Global Alliance for Sustainable Packaging

III. **Industry Trends and Developments**

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PACK EXPO Las Vegas 2023 VIDEOS

- **Pack Expo Las Vegas – Video Sessions "LIVE"**

  Available at:

  - RPA Website: Under Library > Videos

  - YouTube: Reusable Packaging Association

- **RPA Actions - Underway**

  - **PROMOTING** through the RPA LinkedIn channel.

  - Video content **METRICS** being measured. (#views)

- **Retail Workstream Actions - Next**

  SHARE on your LinkedIn profile (personal or company)

  - Tag "@Reusable Packaging Association" to your post.

PACK EXPO 2024 Overview

- **Pack Expo 2024**

  - November 3 – 6, 2024; Chicago, IL

- **Expanded Reusable Pavilion**

  - RPA = Entire Lakeside Upper Hall Ballroom

  - <2500 sq. ft. booth space available as of Nov. 7th

  - Retail Workstream members encouraged to <u>secure booths soon!</u>

- **Reusable Packaging Learning Center**

  - Continue both member company & industry panel discussions.

  - Focus on 2023 learnings to the 2024 sessions.

RPA Collaboration Tool

- **Microsoft Teams**

  - TEAMS calls activated - October 2023

  - TEAMS Retail channel activated - November 2023

- **RPA Working Groups / Workstreams**
  Retail & Ecommerce (R&E)

  - Retail channels activated. Pilot underway.

    - Access, View/Edit capabilities.

  - ACTION: Retail R&E volunteer(s) to test functionality.

 - ACTION: RPA populating R&E-related resources for member companies.
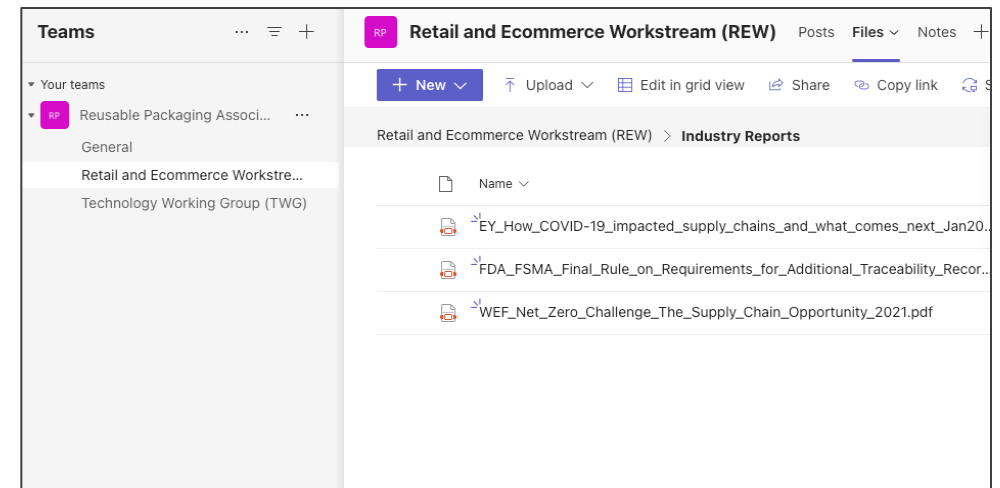
Project (2023): Retail Whitepaper

Retail Whitepaper

- RPA Engagement & Promotion continues

  - Last 60 days

    - 195 views by 73 users
    - 40 downloads

  - Year end metrics to be shared - Dec. 2023

- ACTION: Minor updates incorporated, ongoing

R&E Actions - Next

- **SHARE** on your LinkedIn profile (personal or company)
- Tag "@Reusable Packaging Association" to your post.
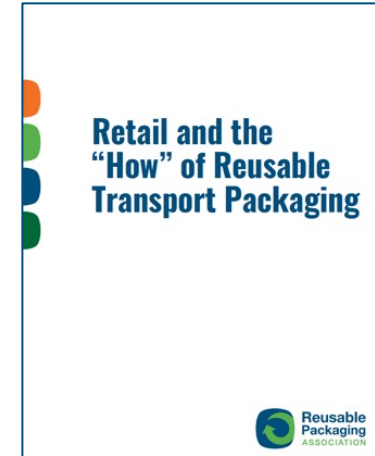
Project (2024): USDA Foreign Agricultural Services Grant

Overview

- IFPA-UF-RPA Application Filed May 19, 2023
    - ❑ Anticipated Funding Selection Date: End of October
    - ❑ Anticipated Award Date: *End of December (RISK)*

        "Positive feedback on grant received from IFPA & USDA."

        "Potential delays due to next Farm Bill moving through Congress."

- Meeting EU Packaging Requirements for a Circular Economy

- Evaluation of Reusable Transport Packaging Performance, Logistics, Costs, and Environmental & Social Impacts.

- Three TBD Key Agricultural Specialty Crops in U.S. Exports

Project (1Q 2024): R&E "HOW" BLOG Series

## What makes a good reusable application?

- Development of a BLOG series from the R&E Whitepaper content.

  - **Simple.**   <500 words, simplistic visuals.

  - <u>Key Message</u>:   Reuse works in Retail & Ecommerce, but more opportunities exist

  - <u>Content / Topics</u>:   1) Supply Chain Characteristics
    2) Product Damage & Loss
    3) Volume of Goods
    4) Solid Waste Reduction
    5) Sustainability Goals & Closing Gaps

  - <u>Call To Action</u>:   Link to RPA Marketplace > R&E member companies
    Link to R&E Whitepaper

  - <u>Awareness</u>:   SEO keywords, Promote through RPA & R&E members social profiles.

  - <u>Future</u>: (1H 2024)   Industry webinar(s) on Reuse & Retail

- RPA ACTION: Development of content (underway)

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IFPA-Led Global Alliance for Sustainable Packaging

Pitch: coalition to include RPA
Retail & Ecommerce Workstream

Situational Assessment

Global regulatory landscape on packaging is ever-shifting, in response to consumer pressure and environmental considerations. While the need to eliminate packaging waste that pollutes the environment is self-evident, even more critical are the needs to ensure food safety, and to reduce food loss and waste when developing approaches for reducing, eliminating, recycling, re-using and re-imagining packaging.
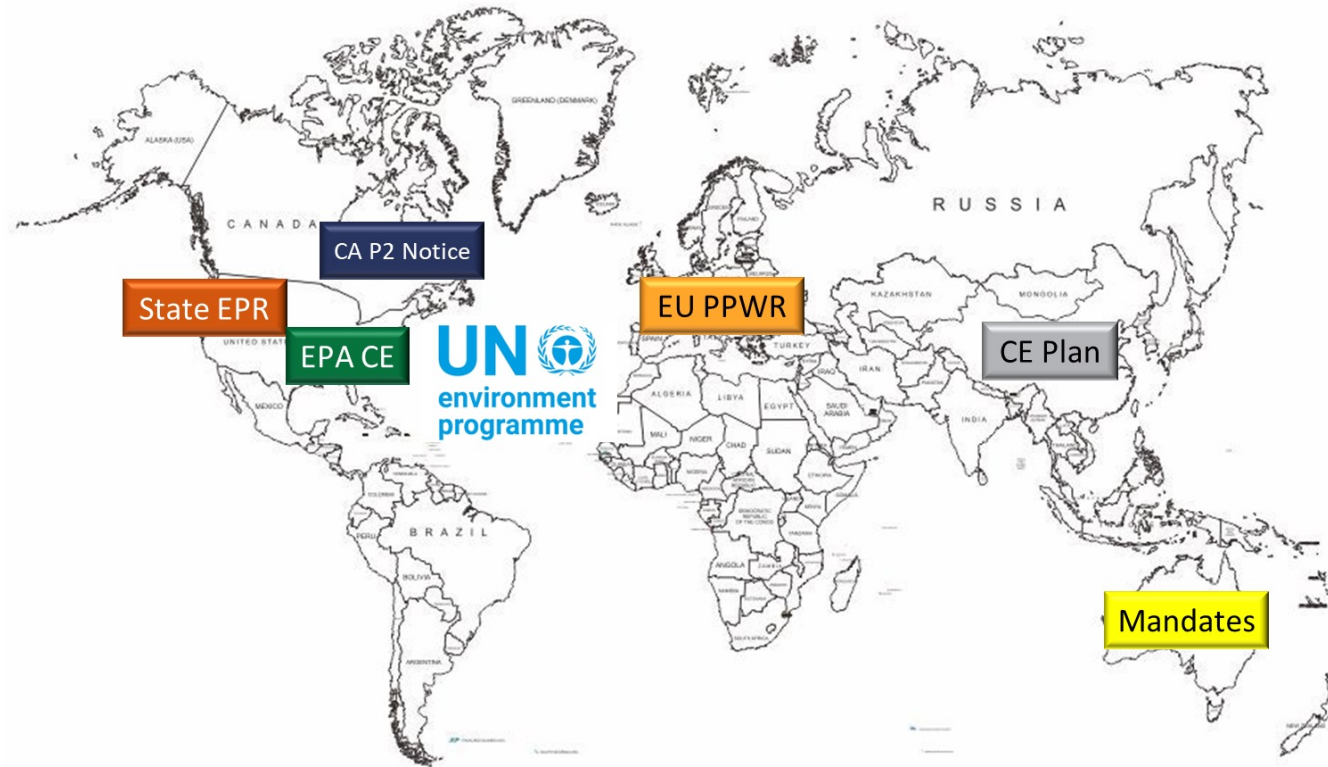
Global Sustainable Packaging Coalition

- Vision

  – Global packaging regulations are effective against single-packaging waste while maintaining the benefits of food safety and quality.

- Mission

  – Through a coalition of Associations from around the world, to engage with regulators and governments to ensure that packaging regulations for food to: Engage with regulators and governments, as well as identify and facilitate research to ensure packaging regulations for food achieve environmental sustainability without compromising food safety and product quality.

- Objectives

  – Educate regulators and inform nongovernmental organizations on the role of packaging for food consumption, food safety and product quality.

Global Sustainable Packaging Coalition

Key Principles

1. Committed to the long-term goal of significant reduction of single use packaging waste

2. Honor trust of the consumers and recognize the responsibility of providing highly nutritious product that is also safe from pathogens and contaminants.

3. Recognition that plastic packaging is the most effective way for reducing water loss and maintaining freshness of the product and preventing shocks.

4. We support unambiguous and streamlined labeling of packaging that will facilitate its reuse, recycling or composting

5. Ensuring access to compostable plastic, or compostable composite, recycled plastic packaging that is appropriately labeled as to prevent the contamination of the recycling stream.

6. Food safety category exemptions for products that require primary packaging to ensure food safety (such as pre-made salad, fresh cut fruits and vegetables, TBD others)

7. Category exemption for functional produce stickers that are less than a square inch in size. The use of a functional sticker allows to eliminate the use of packaging.

8. Consider holistic life-cycle assessment tools to evaluate the totality of environmental impacts of changes in packaging regulations .

Global Sustainable Packaging Coalition

Key Concerns

❑ Food safety, reduction in food loss/waste vs packaging concerns

❑ Systems view

❑ Balance between reusability and recyclability of (single use) packaging

❑ Reuse and refill targets

❑ Recycling infrastructure

❑ Impact on marketing and consumer acceptance; brand differentiation issues

❑ Access to recycled materials by food and beverage companies

Industry Trends

- **Industry Trends / News - All**

  - European Parliament's Committee on Environment (ENVI)

    - Extended Producer Responsibility narrowed to the "Final Distributor" (removed the mfg.)

    - <u>Take back obligation for end distributors of reusable packaging</u>.

    - Next Slide proposed details for 2030 / 2024 targets.

    - Cardboard still excluded from Reuse targets. Review in 2032 on cardboard usage for 2040 targets.

  - Other Industry Challenges ?

Industry Trends

- **European Parliament's Committee on Environment** (ENVI) – To be finalized in Nov. 2023

PACKAGING TYPE	LEGISLATION	2030 TARGET %	2040 TARGET %
Large Household Appliances Transport Packaging (including online platforms)	Art 26, Par 1	**50**	**90**
Transport/Sales Packaging (pallets, plastic crates, foldable plastic boxes, pails, drums)	Art 26, Par 7	30	**90**
Transport Packaging for Non-food E-commerce	Art 26, Par 8	10	50
Transport Packaging for Stabilization	Art 26, Par 9	10	30
Grouped Stock-keeping Packaging (including online platforms, excluding cardboard)	Art 26, Par 10	10	25
Transport Packaging (pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums, and canisters, of all sizes and materials, including flexible formats)	Art 26, Par 12	**95**	-
Transport Packaging within the Same Member State (pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums, and canisters, of all sizes and materials, including flexible formats)	Art 26, Par 13	**100**	

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Pipeline: R&E Projects

Example: How do we engage with Retailers & CPG industry wide issues?

- What should RPA R&E workstream focus on that addresses & engages with the retail supply chain?

- What industry challenges do you have today with reusable adoption levels?

- How to best engage through R&E member companies?

Additional Topics

- **Other pipeline projects**

  - Joint TWG/R&E session (annual)

  - Reactivate Single vs. Reuse in RPA messaging

  - ...