

Date: January 9, 2009

NAEGA – JAFTA plan to address a biotech Incident:

This document sets forth the steps to be taken by the North American Export Grain Association (NAEGA) and the Japan Feed Trade Association (JFTA) to address an “**Incident**”.ⁱ The Organizationsⁱⁱ agree and endeavor to complete the following steps as soon as possible with regard to an Incident covered by this plan:

Step 1: **NOTIFICATION** – Upon gaining knowledge of an Incident shall notify each other (all counterpart organizations) of such knowledge.

Step 2: **VERIFICATION** – As soon as possible after notification, verify the nature and parameters of the incident with appropriate national authorities and technology providers. Information gained as part of this verification step will be shared with the counterpart organization promptly.

Step 3: **GUIDANCE** – Counterpart organization will proceed as soon as possible to develop commercially practical voluntary guidance, specific to the incident, to manage exposure to the US supply to Japan of corn, and other coarse grains resulting from the “Incident”. Such risk management guidance should be acceptable to Japanese authorities as identified by JFTA. Such guidance may be contingent upon acceptable commercial assurances from technology providers or other stakeholders. Such guidance may be designed to establish sampling methods and appropriate testing protocol to determine the non-presence of the specific event(s) included in the incident and may be supported by the issuance of a “negative certificate” by a reliable laboratory for applicable shipments.ⁱⁱⁱ

Step 4: **GUIDANCE IMPLEMENTATION** - The Counterpart Organizations will communicate and strongly encourage commercial implementation of the GUIDANCE with all entities that are included in the GUIDANCE.

Step 5: **REPORTING** – JFTA will develop and implement communication of plan progress to the appropriate authority in Japan.

Step 6: **SUPPORT FOR Risk Management Measures** - The Organizations further agree to work with all relevant stakeholders including technology providers and Japanese Authorities to complete risk management measures taken in accordance with Japanese Ministry of Agriculture, Forestry and Fisheries (MAFF) notification dated MM/DD/YY, with regard to these Incidents.

ⁱ The type of “Incident” covered by this plan is the safe Low Level Presence (LLP) of a plant biotechnology “event” that may be found in the US supply of agricultural products exported to Japan. The event is: (1) not fully authorized in the U.S. (e.g., has not been deregulated by USDA and/or received EPA Section 3 registration); (2) not authorized for import into Japan; and (3) never to be part of a commercial launch by the technology

provider. As such the event will not be deregulated by the US government but the LLP is safe as determined by the US government.

ⁱⁱ Organizations are NAEGA or JFTA and could be extended to additional collaborative organizations who agree to cooperate in this plan. All organizations party to this plan are “counterpart organizations”.

ⁱⁱⁱ See: JFTA/NAEGA guidance on BT10 and E32

Signed By

A handwritten signature in black ink that reads "Gary C. Martin". The signature is written in a cursive style with a large initial "G" and "M".

Gary C. Martin
President and CEO, NAEGA

--Signed by--
Yutaka Kyoya
Chairman, Japan Feed Trade Association
On behalf of Japan Feed Trade Association