



## Annex 4 IKB Kip Quality Mark Regulation

**Disclaimer:**

The IKB Kip certification scheme has been translated with the greatest care and accuracy. In the event of any disagreement concerning the correct translation, the content, interpretation and operation of the IKB Kip certification scheme, the Dutch text of the IKB Kip certification scheme takes precedence in all cases.

### IKB KIP QUALITY MARK REGULATION

#### DEFINITIONS

##### Article 1

This Quality Mark regulation is an annex of the IKB Kip General Terms of Conditions. This regulation is using the same vocabulary as the IKB Kip GTC; in addition, the following terms are understood to have the following meaning:

1. Designated legal person : the Certifying Authority, see Article 1 of the IKB Kip GTC.
2. Holders of rights : the natural or legal person referred to in Article 2, clause 4, to whom a user right is granted to the IKB Kip quality mark.

#### USER RIGHT

##### Article 2

1. After issue of the IKB Kip certificate, every IKB Kip participant is entitled to use the IKB Kip quality mark, subject to the conditions listed in the following articles.
2. The companies affiliated with the main location of a multi-site (the so-called sub locations), may use the sign with the IKB Kip quality mark, or the quality mark itself, after approval from the main location of the multi-site. The main site of the Multi-site is responsible for ensuring that the stable sign is returned to the main site in the event the agreement between the main site and affiliated companies is terminated and the sub location no longer uses the IKB Kip quality mark.
3. In addition, the scheme manager is entitled to grant user right to the IKB Kip quality mark in writing to natural and/or legal persons who are not operating in the poultry sector, for the purpose of:
  - a. general PR, publicity, communications, etc., expressions and activities aimed at promoting the image of participants in keeping with the IKB Kip certification scheme;
  - b. the manufacture of promotional and brochure material and similar items for contractors as referred to in clause 1.
4. As soon and for as long as user right is granted to the IKB Kip quality mark, it must only be used in conformity with the conditions set out in this quality mark regulation.

#### USE

##### Article 3

IKB establishments are entitled to use the IKB Kip quality mark in the manner described in Article 17 of the IKB Kip GTC.



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### RULES OF USAGE

#### Article 4

1. Usage of the IKB Kip Quality mark as referred to in Article 3 is only permitted under the following conditions:
  - a. the IKB Kip quality mark must be rendered in the following colours: green (PMS 376 100%), and blue (PMS 292 100%). Font: Gill Sans Condensed, sans serif;
  - b. a dispensation can be obtained from the scheme manager or the legal person designated by the scheme manager, in order to use the Kip quality mark in black. A dispensation may have further conditions attached to it;
  - c. the IKB Kip quality mark has the following features:
    - i. colour;
    - ii. black;
  - d. the IKB Kip quality mark must be applied in a clearly legible manner;
  - e. the minimum size in which the IKB Kip quality mark can be reproduced is as follows:
    - i. in colour:
      - i. fine screen (from grid 54 onwards): minimum IKB Kip quality mark with text: 28 mm;
      - ii. rough screen (up to screen 54): minimum height of IKB Kip quality mark with text: 38 mm;
    - ii. in black:
      - i. minimum height of IKB Kip quality mark with text: 28 mm;
  - f. the IKB Kip quality mark must only be applied to communication and correspondence material, as well as on business premises.
2. Apart from the prohibition in Article 17 of the IKB Kip GTC, it is forbidden:
  - a. to use the IKB Kip quality mark in relation to poultry or poultry products produced and/or traded pursuant to the IKB Kip certification scheme, unless approval has been granted by the scheme manager.
  - b. to amend or adjust the IKB Kip quality mark;
  - c. to apply additions to the IKB Kip quality mark, including an own trademark, the establishment's logo and/or other text that text included in this regulation;
  - d. to integrate the IKB Kip quality mark in the contractor's own trademark;
  - e. to use the IKB Kip quality mark as its own trademark.
3. The digital version of the IKB Kip quality mark to be used is supplied by the scheme manager upon request.

### CHANGED TO THE QUALITY MARK REGULATION FOR THE IKB KIP QUALITY MARK

#### Article 5

1. Changes to this quality mark regulation or to the IKB Kip quality mark will be communicated by the scheme manager or by the legal person designated by him to IKB Kip participants and those with the user right.
2. Changes to this quality mark regulation or the IKB Kip quality mark must be complied with by IKB Kip participants and those with the user right referred to in Article 2, clause 3, from the date they become effective.



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### CHECKING AND INSPECTION

#### Article 6

1. If and insofar the scheme manager also appoints the management and monitoring of the use of the IKB Kip quality mark in an agreement to a designated legal person as referred to in Article 1, clause 1 the scheme manager will periodically check, also when he considers it appropriate, whether the designated legal person is still correctly carrying out the transferred management task and still adequately monitoring the use of the IKB Kip quality sign.
2. The scheme manager or legal person designated by the scheme manager checks or arranges checks on whether users of the IKB Kip quality mark comply with the associated regulations. The checks may involve:
  - a. administrative inspection;
  - b. visual inspection;
  - c. sampling and sampling-investigation.
3. Every IKB Kip participant is obliged to cooperate with the inspections and/or assessment on the use of the IKB Kip quality mark ordered by the scheme manager and/or the appointed legal person and a compliance with all provisions and regulations associated with the aforementioned inspections and/or assessment.

### MEASURES

#### Article 7

If it is established when the inspection in Article 6 is carried out, or in some other way, that the IKB Kip participant or party holding the user right, does not comply with the provision in these quality mark regulations, the scheme manager is authorised to take one or more of the following measures:

- a. a written warning;
- b. one or multiple re-inspection at the expense of the involved IKB Kip participant;
- c. one or multiple re-inspections at the expense of the involved IKB Kip participant;
- d. publication in one or multiple newspapers and/or periodic magazines of the identified shortcomings, mentioning the name of the of violating IKB Kip participant or holder of rights;
- e. withdrawal of rights, starting from a yet to be decided time period, over the course of a certain time to use the IKB Kip quality mark;
- f. withdrawal of the right to use the IKB Kip quality mark;
- g. suspension of the IKB company('s certificate);
- h. suspension of the IKB Kip certificate;
- i. imposition of a fine up to € 45,000 per infringement of the conditions referred to in these quality mark regulations.

### INFRINGEMENT/ABUSE

#### Article 8

1. Every user of the IKB Kip quality mark is obliged to notify the scheme manager or the legal person designated by the scheme manager of any infringement against the IKB Kip quality mark he becomes aware of.



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2. The scheme manager or the legal person designated by the scheme manager is authorised to take judicial and extrajudicial action against any infringement of the IKB Kip quality mark, both against third parties and parties without user rights as against those who no longer have the right to use the IKB Kip quality mark.
3. Every user of the IKB Kip quality mark is authorised upon request to instigate a claim, together with the scheme manager or the legal person designated by the scheme manager, against anyone who uses the IKB Kip quality mark or a similar sign without being entitled to, or to join or intervene in such claim between the scheme manager or the legal person designated by the scheme manager and the infringer.
4. If the scheme manager or the legal person designated by the scheme manager is acting alone, he can - without being obliged to - enforce the specific interest of one or more of the rightful users and include their specific loss in his claim for compensation.
5. The natural or legal body no longer entitled to use the IKB Kip quality mark will cease to do so with immediate effect, on pain of a fine of € 1,500 per day that the contravention continues, to a maximum of € 45,000, irrespective of any right to compensation for any damage or costs incurred.

### CONCLUDING PROVISIONS

#### Article 9

This regulation is referred to as: 'IKB Kip quality mark regulation'.