

IBU Trade Mark Statutes

1. For Institut Bauen und Umwelt e.V., the following association trade marks have been registered with the Harmonisation Office for the Internal Market (OHIM), based in Alicante, Spain:

1.1 Word and design mark “Institut Bauen und Umwelt e.V.”



1.2 Combined word and design mark: “Institut Bauen und Umwelt e.V.” + “Third-Party Verified EPD / ISO 14025 and EN 15804”



1.3 Combined word and design mark: “Institut Bauen und Umwelt e.V.” + “Third-Party Verified EPD”



2. The association uses the association trade mark under 1.1 to confirm successful verification on the environmental product declarations issued in accordance with the EDP programme of the Institut Bauen und Umwelt e.V. The requirements for participating in the EDP programme of the Institut Bauen und Umwelt e.V. are set down in Section 3 of the association’s Statutes. Upon being awarded the trade mark, the bearer of each declaration becomes liable for declaration payments of the type and scope set down in the Schedule of Fees.

3. The association provides its members with the association trade mark under 1.1 for the *communication of their membership* in the Institut Bauen und Umwelt e.V., e.g. for company/image brochures, business letters, e-mails and for their websites. The association trade mark under 1.1 may not, however, be used for product-related communication.

4. For *product-related communication*, notably the labelling of goods and packaging, but for product data sheets, price lists and product-specific advertisement motifs, too, the combined word and design mark under 1.2 or 1.3 is to be used exclusively. Only such products may be labelled as for which environmental product declarations have been

issued. The labelling is to be used in close proximity to the product and must be clearly attributable to the product concerned. The above-mentioned use of the combined mark under 1.2 or 1.3 is also open to such bearers of declarations that are not at the same time members of the association but under article 3(2)(a) of the association's Statutes are entitled to use the stated services and have agreed to these Trade Mark Statutes.

5. The association allows its regular members to use the combined word and design mark under 1.2 or 1.3 for their sales and/or marketing companies insofar as only products for which environmental product declarations have been issued are labelled in this way. The labelling is to be used in close proximity to the product and must be clearly attributable to the product concerned.

6. The right to use the trade marks is bound to membership in the Institut Bauen und Umwelt e.V. Upon effective termination of such membership, whether through resignation or exclusion, the right to use the trade marks shall end for that member and for any other declaration bearers whose entitlement to participate in the EDP programme of the Institut Bauen und Umwelt e.V. is derived from the membership of that exiting member [see Section 3 (2) a of the association's Statutes].

7. Declaration bearers who are not themselves members (group companies (subsidiaries), members of trade associations with membership in the IBU) as well as declaration bearers who have effectively terminated their membership before the expiry of their declaration, may maintain their entitlement to use the association trade marks after their parent company or trade association terminates its membership by paying an increased trade mark fee under clause 10 of the Schedule of Fees for the remainder of the declaration's term until expiry. Otherwise, all further use of the association trade marks under 1.1 and the combined word and design mark under 1.2 and 1.3 is prohibited.

8. Any member violating these Trade Mark Statutes may be excluded from the association in accordance with Section 5 (3) of the association's Statutes.

9. The association is obliged to take action of an out-of-court and/or in-court nature against any third parties causing association members difficulties by way of their use of association trade marks.

10. Every association member is required to immediately notify the association's management board of any violation of the Trade Mark Statutes of which it becomes aware.

11. The authorisation granted to members to use the association trade marks of the Institut Bauen und Umwelt e.V. may not be transferred to third parties (persons or companies) with the exception of the cases set out under no. 5 of these Trade Mark Statutes.

Planned Trade Mark Statutes after accreditation:

IBU Trade Mark Statutes

1. For Institut Bauen und Umwelt e.V., the following association trade marks have been registered with the Harmonisation Office for the Internal Market (OHIM), based in Alicante, Spain:

1.2 Word and design mark “Institut Bauen und Umwelt e.V.”



1.2 Combined word and design mark: “Institut Bauen und Umwelt e.V.” + “Third-Party Verified EPD / ISO 14025 and EN 15804”



1.3 Combined word and design mark: “Institut Bauen und Umwelt e.V.” + “Third-Party Verified EPD”



1.4 Combined mark: „Institut Bauen und Umwelt e.V.“ + „ACCREDITED PROGRAMME EPD THIRD-PARTY VERIFIED“



2. The association uses the association trade mark under 1.1 to confirm successful verification on the environmental product declarations issued in accordance with the

EDP programme of the Institut Bauen und Umwelt e.V. (IBU EPD Programme). The requirements for participating in the EDP programme of the Institut Bauen und Umwelt e.V. are set down in articles 2 and 3 association's Statutes. Upon being awarded the trade mark, the bearer of each declaration becomes liable for declaration payments of the type and scope set down in the Schedule of Fees.

3. The association provides its members with the association trade mark under 1.1 for the *communication of their membership* in the Institut Bauen und Umwelt e.V., e.g. for company/image brochures, business letters, e-mails and for their websites. The association trade mark under 1.1 may not, however, be used for product-related communication.

4. For *product-related communication*, notably the labelling of goods and packaging, but for product data sheets, price lists and product-specific advertisement motifs, too, the combined marks under 1.2, 1.3 or 1.4 is to be used exclusively. Only such products may be labelled as for which environmental product declarations have been issued. The labelling is to be used in close proximity to the product and must be clearly attributable to the product concerned. The above-mentioned use of the combined mark under 1.2 or 1.3 is also open to such bearers of declarations that are not at the same time members of the association but under article 3(2)(a) of the association's Statutes are entitled to used the stated services and have agreed to these Trade Mark Statutes. The aforementioned use of the combined mark under 1.4 is available to all declaration holders whose EPD is published in the accredited EPD programme.

5. The association allows its regular members to use the combined word and design mark under 1.2 or 1.3 for their sales and/or marketing companies insofar as only products for which environmental product declarations have been issued are labelled in this way. The labelling is to be used in close proximity to the product and must be clearly attributable to the product concerned.

6. The right to bear the trade marks under 1.1, 1.2 and 1.3 is bound to membership in the Institut Bauen und Umwelt e.V. Upon effective termination of such membership, whether through resignation or exclusion, the right to use the trade marks shall end for that member and for any other declaration bearers whose entitlement to participate in the EDP programme of the Institut Bauen und Umwelt e.V. is derived from the membership of that exiting member [see Section 3 (2) a of the association's Statutes].

7. Declaration bearers who are not themselves members (group companies (subsidiaries), members of trade associations with membership in the IBU) as well as declaration bearers who have effectively terminated their membership before the expiry of their declaration, may maintain their entitlement to use the association trade marks under 1.1, 1.2 and 1.3 after their parent company or trade association terminates its membership by paying an increased trade mark fee under no. 10 of the Schedule of Fees for the remainder of the declaration's term until expiry. Otherwise, all further use of the association trade marks under 1.1 and the combined word and design mark under 1.2 and 1.3 is prohibited.

8. Any member violating these Trade Mark Statutes may be excluded from the association in accordance with Section 5 (3) of the association's Statutes.

9. The association is obliged to take action of an out-of-court and/or in-court nature against any third parties causing association members difficulties by way of their use of association trade marks.

10. Every association member is required to immediately notify the association's management board of any violation of the Trade Mark Statutes of which it becomes aware.

11. The authorisation granted to members to use the association trade marks of the Institut Bauen und Umwelt e.V. may not be transferred to third parties (persons or companies) with the exception of the cases set out under no. 5 of these Trade Mark Statutes.