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ISSUANCE OF MTCC LOGO USAGE LICENCE



Malaysian Timber Certification Council

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TABLE OF CONTENTS

1. Introduction
2. Objectives
3. Scope of Document
4. Logo Coverage
5. Ownership And Usage of the MTCC Logo
6. Role of National Governing Body
7. Role of Certification Body
8. Logo Usage
 - 8.1 User Groups
 - 8.1.1 Group A - National Governing Body
 - 8.1.2 Group B - Forest Management Group
 - 8.1.3 Group C - Chain of Custody Group
 - 8.1.4 Group D - Promotion Groups
 - 8.2. Usage Alternatives
 - 8.3. Claims
 - 8.3.1 Minimum Requirements
 - 8.3.2 Off-product use - Additional Voluntary Information
 - 8.3.2.1 Specific Requirements for MTCS Certified Label
 - 8.3.3 On-product use - Additional Voluntary Information
9. Licences For Logo Usage Rights
 - 9.1 Licence Arrangements
 - 9.1.1 General Conditions
 - 9.1.2 Process for Issuing Licences
 - 9.1.3 Licence Agreement
 - 9.1.4 Suspension of Logo Usage Licence
 - 9.2 Validity of Licences
 - 9.3 Dispute Settlement
10. Registration and Coding System
 - 10.1 Register of Logo Users
 - 10.1.1 Responsibility of National Governing Body
 - 10.2 Coding System
 - 10.3 Monitoring and Reporting

Appendices

- A Logo Reproduction Tool Kit
- B Application for Logo Usage Licence
- C Logo Usage Licence Agreement
- D Registration Coding System for Logo Usage Licences

Glossary

Claim	Any form of representation to the market and or stakeholders relating to the company or the company's products carrying MTCS certification. Claims can be made on- product or off-product, as defined in this document
CoC	Chain of custody, which relates to the supply chain extending between timber production from forests and end users of wood products manufactured from timber harvested from these forests
FM	Forest management, which encompasses all activities involved in the establishment or regeneration of forests, silvicultural tending and other management for a range of forest values, and harvesting of forest products
IAF member	An accreditation body from a country that is a member of the International Accreditation Forum Inc. For further information, refer: www.iaf.nu
Logo	A logo that constitutes a trade mark, which distinguishes goods or services provided in the course of trade
Logo User Group	Categories of Logo Users, as defined in this document
MC&I	<i>Malaysian Criteria and Indicators for Forest Management Certification</i> [MC&I(Natural Forest) or MC&I Forest Plantation.v2] or subsequent versions of these standards. For further information, refer: www.mtcc.com.my/certification-standards
MTCC	Malaysian Timber Certification Council
MTCS	Malaysian Timber Certification Scheme, which is based on the forest management and chain of custody standards used by MTCC in conjunction with accreditation programmes and independent third-party certification For further information, refer: www.mtcc.com.my
PEFC	The Programme for the Endorsement of Forest Certification schemes For further information, refer: www.pefc.org
PEFC ST 2002:2013	The PEFC Chain of Custody Standard " <i>Chain of Custody for Forest Based Products - Requirements</i> " or subsequent versions of PEFC ST 2002:2013 For further information, refer: www.pefc.org
STANDARDS MALAYSIA	Department of Standards Malaysia, the national accreditation body in Malaysia For further information, refer: www.jsm.gov.my

1. Introduction

The *Malaysian Criteria and Indicators for Forest Management Certification* (MC&I) which comprises the MC&I(Natural Forest) or MC&I Forest Plantation.v2¹ is a set of requirements which represents the environmental, social and economic dimensions to be taken into account by forest owners and managers in managing the natural forests or forest plantations in Malaysia. It is intended for voluntary application and to assist in facilitating access to both domestic and international markets in which there is a demand for timber from certified forests.

Certification marks related to the Malaysian Timber Certification Scheme (MTCS)² can be fixed to a product to indicate that the product originated from a forest certified to the requirements of the MC&I. The MTCC Logo is a Trade Mark no. 00011481, which is registered by the Malaysian Timber Certification Council (MTCC), the organisation formed to manage the implementation of the MTCS. It is vital that the logo is used correctly in order to safeguard the integrity and credibility of the MTCS.

This document is designed to provide the authoritative basis for MTCC in managing the use of the MTCC Logo and to guide users on the use of the MTCC Logo.

2. Objective

The objective of this document is to set the rules for the use of the MTCC Logo and related claims under the MTCS.

3. Scope of Document

This document establishes the rules and guidelines for the use of the MTCC Logo and related - claims -. The scope is to specify the:

- Owner and governing body of the MTCC Logo (Sections 5, 6 and 7);
- Parties that can use the logo (Section 8);
- Type of claims that are to be, and can additionally be, included with the logo (Section 8);
- Type of on- and off-product communication that can be associated with the logo (Section 8);
- Specifications for reproduction of the logo in printed and published form (Section 8, and Appendix A); and
- Process for issuance of logo usage licences and logo use rules (Section 9)

4. Logo Coverage

The MTCS is a single-issue labelling scheme, the claims (see 8.3) of which only concern sustainable forest management. As defined by the International Tropical Timber Organisation (ITTO), sustainable forest management “*is the process of managing forest to achieve one or more clearly specified objectives of management with regard to the production of a continuous flow of desired forest products and services without undue reduction of its inherent values and future productivity and without undue undesirable effects on the physical and social environment.*” Apart from wood and wood-based raw material, the MTCS currently does not make any claims on other raw materials.

¹ The MC&I(Natural Forest) and MC&I(Forest Plantation.v2), can be accessed at: www.mtcc.com.my/technical-documents.

² The MTCS comprises the MC&I(Natural Forest) and MC&I(Forest Plantation.v2) and PEFC ST 2002:2013 as the FM and CoC standards respectively; accreditation programmes offered by STANDARDS MALAYSIA for forest management system and product (CoC) certification to certification bodies and the independent, third-party certification bodies who have as a component of their scope of accreditation, the capacity to offer certification to the three standards

5. Ownership and Usage of the MTCC Logo

The MTCC Logo is copyright material and is a Trade Mark registered by the MTCC. The use of the MTCC Logo and related MTCC claims in Malaysia is regulated and governed by MTCC. Unauthorised use of this copyright material is prohibited and may lead to legal action.

6. Role of National Governing Body

MTCC is the company formed to manage the implementation of the MTCS. This includes providing a contact point for queries and comments on the certification standards and promoting mutual recognition for the MTCS with compatible forest certification schemes.

Within its mandate to manage the implementation of the MTCS, MTCC as the national governing body is responsible for issuing and controlling logo usage licences to other parties.

7. Role of Certification Body

The certification body³ (CB) which undertakes an assessment audit of an organisation to a FM or CoC certification standard and grants a FM or CoC certificate is responsible for control of the use of the MTCC Logo and related claims by the relevant Logo User. Verification audits are carried out by the CB to ensure compliance with the use of the MTCC Logo and related claims.

CBs and nominated agents are required to report unapproved and/or non-conforming uses of the MTCC Logo and its trade mark to MTCC. MTCC will evaluate the unapproved and/or non-conforming uses of the MTCC Logo to determine whether further action, including legal action, is required.

8. Logo Usage

8.1 User Groups

There are four groups of Logo Users. These user groups comprise both certificate holders and non-certificate holders, which are as follows:

- Group A: National Governing Body, i.e. MTCC;
- Group B: Forest Management Certificate Holders who have been certified to MC&I;
- Group C: Chain of Custody Certificate Holders who have been certified to PEFC ST 2002:2013 or subsequent versions of this document;
- Group D: Promotional Groups.

8.1.1 Group A - National Governing Body

MTCC, as the governing body for the MTCS, is permitted to use the MTCC Logo for educational and other communication purposes. It is the only authority responsible for the issuance of licences for the use of the MTCC Logo.

³ Certification body - an independent, third party organisation accredited by STANDARDS MALAYSIA or an IAF member to provide certification to the requirements of MC&I or PEFC ST 2002:2013 - details of accredited certification bodies can be found on the STANDARDS MALAYSIA website at www.jsm.gov.my

8.1.2 Group B - Forest Management Certificate Holders

Group B comprises forest owners and managers who have a valid MTCS FM certificate. The FM certificate shall be issued by an independent third-party certification body meeting the accreditation requirements of STANDARDS MALAYSIA⁴ and shall state in the certificate, the compliance with the requirements of the MC&I or subsequent versions of these standards.

Group B Logo Users shall make publicly available to stakeholders a summary of the results of the independent certification or surveillance audit reports as required by the FM certification standard.

8.1.3 Group C - Chain of Custody Certificate Holders

Group C comprises forest related industries (e.g. wood or wood-based procurement organisations, wood processing companies, manufacturing companies, timber traders, importers, distributors and retailers) as holders of the CoC certificates. The CoC certificate shall be issued by an independent third-party certification body meeting the accreditation requirements of STANDARDS MALAYSIA or the appropriate accreditation programme for product certification, incorporating CoC, of an IAF member. The certificate shall state, in the certification status, the compliance with PEFC ST 2002:2013 or subsequent versions of PEFC ST 2002:2013 standard.

Where wood or wood-based raw materials are sourced from MTCS certified entities other than holders of a valid MTCC Logo user licence, there must be evidence provided to MTCC on the source of origin of the material and that the forest manager has made the summary of the independent certification or surveillance audit reports publicly available to stakeholders.

8.1.4 Group D - Promotional Groups

Group D comprises organisations and other bodies that wish to promote or advertise the MTCS for awareness and educational purposes within their relevant sector, and are permitted to do so by the MTCC.

8.2 Usage Alternatives

The MTCC Logo conveys information to consumers that wood and wood-based raw material used in the designated products comes from sustainably managed forests, as defined within the MTCS.

When the MTCC Logo is used, the following essential elements must be fulfilled:

- The MTCC Logo shall be reproduced according to the measurements, colours, trade mark claims and other specifications detailed in the *Logo Reproduction Tool Kit* (Appendix A), which MTCC makes available to approved logo use applicants.
- A logo licence registration number provided by MTCC shall be included (see Appendix D).



⁴ Department of Standards Malaysia. Refer to www.dsm.gov.my

MTCS certified product can carry the MTCC Logo without a claim, but it is recommended to have a claim which relates to the MTCS. The Logo can be used with or without claims in two different ways: **on-product usage** and **off-product usage**.

On-product usage includes:

- Claim on the label (e.g. ready-to-fit flooring packs and panel packs)
- Claim on product itself (unpackaged products), where the logo is stamped/stencilled onto the goods
- Claim (stamp or stencil) on the round wood

Off-product usage includes:

- Claim in the product documentation (e.g. invoice, packaging list and the bill of lading)
- Claim in general documentation (e.g. company or product brochure)
- Claim in signage (e.g. at an organisation's premises or at a forest boundary)

The MTCC Logo can also be used in off-product applications to promote the usage of MTCC-labelled products, or to increase the general awareness about the MTCC's goals and purposes towards the achievement of sustainable forest management.

8.3 Claims

8.3.1 Minimum requirements

For on-product and off-product use, the MTCC Logo has to be reproduced according to the measurements, colours and other specifications detailed in the *Logo Reproduction Tool Kit*. The MTCC Logo licence registration number and the MTCC trade mark claim shall also be included. The Logo licence registration process is set out under Section 9.1.

8.3.2 On-product Use - Additional Voluntary Information

For on-product use, Logo Users may provide additional voluntary information on the labels. This information may include the following elements:



Element 1 - Percentage of MTCS certified raw material


The percentage indicates the content of the MTCS certified raw material in the product that can be used as a part of the “MTCS certified” label

Element 2 - Label name and label claim

Element 3 - MTCC website

Element 4 - The certificate holder can also choose to use the certificate number issued by the accredited certification body

8.3.2.1 Specific requirements for “MTCS certified” label

	
Label Name	MTCS Certified
Label Description	The product contains a minimum of 70 % of MTCS certified material from forest which has been certified against the MC&I as sustainably managed. The content of MTCS certified material is verified through CoC certification
Label Claim	From sustainably managed forests
Definition of the raw material origin	Appendix 1 of PEFC ST 2002:2013
Minimum content of MTCS certified material	70 %
Requirements for controlled sources	Non-certified raw material shall be from controlled sources and shall not originate from controversial sources
Optional usage of the label	The MTCC label can optionally be used without the percentage and / or label name and / or label claim and / or MTCC website and / or certificate number by CB, where those elements would not be readable or their placing on the product would not be feasible

8.3.3 Off-product Use - Additional Voluntary Information

In off-product use, Logo Users may provide additional voluntary information. This information may include the following element:



Element 1 - The MTCC claim is included underneath the logo and would read as follows:

Promoting sustainable forest management

Element 2 - MTCC website

9. Licences for Logo Usage Rights

9.1 Licence Arrangements

9.1.1 General Conditions

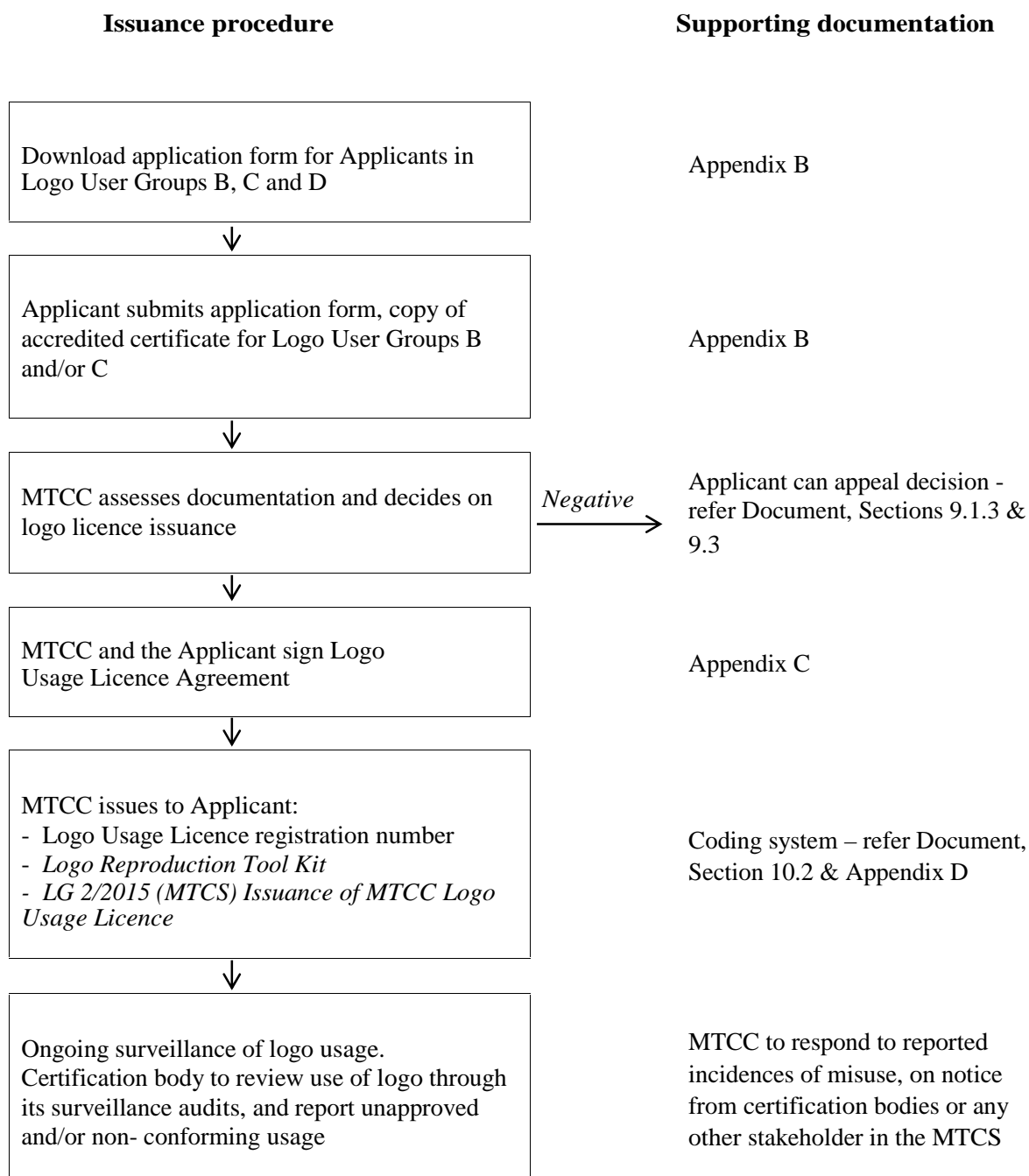
Organisations or companies applying for use of the MTCC Logo must:

1. be a legal entity, such as a company, business or society; and
2. be prepared to sign an agreement i.e. Logo Usage Licence Agreement that allows the public presentation, on an Internet-based database, of the organisation's, company's or other legal entity's identification data. This data includes:
 - organisation's contact and location details;
 - organisation's certificate number and expiry date;
 - certification body's contact details; and
 - size of forest management unit and/or the facilities covered by the certificate.

9.1.2 Process for Issuing Licences

The following process for obtaining logo usage rights approval applies to the use of the MTCC Logo. **Figure 1** provides an overview schematic of this process.

Figure 1. Logo Licence Issuance Procedure



A company, organisation or individual has to obtain an official licence from MTCC before printing, publishing or otherwise using the logo and related claims regardless of the logo usage group or logo usage alternative (on- or off-product usage). Applicants need to submit a completed application form to MTCC, as presented in **Appendix B**.

MTCC reviews the application form to determine whether the applicant has delivered all the required documents for scrutiny and that all the following MTCC requirements on the logo usage and reproduction are fulfilled:

- **FM Certificate Holder applicants** (Group B) shall submit a copy of the valid and accredited FM certificate i.e. bearing the accreditation symbol of the national accreditation body, and evidence that a summary of the independent certification and surveillance audit reports have been made publicly available to stakeholders.
- **CoC Certificate Holder applicants** (Group C) shall submit a copy of the valid and accredited CoC certificate i.e. bearing the accreditation symbol of the national accreditation body, and, where wood or wood-based raw materials are sourced other than from entities that hold a valid MTCC Logo user licence, evidence that the forest manager has made a summary of the independent certification and surveillance audit results publicly available to stakeholders.
- **FM and CoC Certificate Holder applicants** - where a company or organisation is both a forest manager under Group B and a processor or manufacturer under Group C, only one licence shall be issued to the company or the organisation. The licence shall be based on its Group C status. The requirements of 9.1.2 relating to Group B and Group C shall also be fulfilled in terms of the licence agreement between the company or organisation and MTCC.

9.1.3 Licence Agreement

If the application for logo usage licence is approved, MTCC prepares a Logo Usage Licence Agreement (contract) for the applicant (from here on shall be referred to as Logo User). The Licence Agreement enters into force when both parties sign the agreement.

If the application for logo usage licence is declined, MTCC must provide reasons for the negative decision to allow the applicant the opportunity to provide further information in support of the application or to appeal the decision. In the case of an appeal, Section 9.3 describes the procedures to be followed to resolve the dispute.

Upon the signing of the Logo Usage Licence Agreement, MTCC issues to the applicant the logo licence registration number and provides the Logo User with a CD containing the following:

- The *Logo Reproduction Tool Kit*; and
- The current version of the *LG 2/2015(MTCS)*. (Any revision of the *-LG 2/2015(MTCS)* will be provided to the Logo User's designated contact by electronic mail).

MTCC will maintain contact with the Logo User's designated contact to ensure logo usage is carried out according to the set principles and guidelines contained in the *Logo Reproduction Tool Kit*.

9.1.4 Suspension of Logo Usage Licence

MTCC reserves the right to suspend the logo usage licence if the Logo User is suspected of misusing the logo or not complying with all the rules and requirements of the MTCS. If, after investigation, the suspicion is proven to be founded, the logo usage licence will be terminated.

9.2 Validity of Licences

The validity of the licences to be issued will be based on the validity of the certificate/Agreement issued as follow:

Group B: for the period of validity of the forest management certificate

Group C: for the period of validity of the chain of custody certificate

Group D: for the period of validity of the Agreement

9.3 Dispute Settlement

Appeals, disputes and complaints concerning the issuance, suspension or cancellation of logo usage licences by MTCC can be submitted to the Dispute Resolution Committee (DRC), an independent dispute settlement body that meets on an *ad hoc* basis to look into this matter and other matters related to the implementation of the MTCS. Guidance on types of dispute that can be submitted to the DRC is contained in its *DRP3/2015 Dispute Resolution Procedure* document which is available on the MTCC website.

10 Registration and Coding System

10.1 Register of Logo Users

10.1.1 Responsibility of National Governing Body

A register of MTCC Logo Users shall be kept in electronic format.

In issuing licences, MTCC is responsible for keeping an up-to-date register of:

- FM Certificate Holders;
- CoC Certificate Holders; and
- All the on- and off-product Logo Users by user group.

The registration of certificate holders and Logo Users will be done in agreement with the forest owner, organisation or company being recorded, and has to be in compliance with effective regulations regarding security of individual data in information systems.

10.2 Coding System

A logo usage registration coding system has been developed to support a register of logo usage licences consistent with the MTCS Logo usage coding system. The MTCS coding system is specified in Appendix D. MTCC Logo usage licence registration numbers shall be issued by MTCC as per the coding system set out in Appendix D.

10.3 Monitoring and Reporting

MTCC Logo usage is subject to monitoring carried out by accredited certification bodies, MTCC and its appointed agents.

MTCC will provide periodic report summaries, based on its electronic registers, on its website of the number of MTCS FM and CoC certificate holders and Logo Users by user group and type of logo usage (on- or off-product).

Appendix A – Logo Reproduction Tool Kit

Logo Reproduction Tool Kit

[MTCC to provide MTCC Logos and specifications on CD for use by the Logo User]

Appendix B – Application for Logo Usage Licence

Application for Logo Usage Licence

I Certification Logo

MTCC

II Applicant's Identification Data

Organisation name and Company No.	
Organisation's representative	
Address – Street, No. or P.O. Box	
City, State, Post Code	
Country	Malaysia
Telephone / Fax	
E-mail / Website	

III Applicant's Logo User Group

(Only one category can be marked in single application)

<input type="checkbox"/>	Group B. FM Certificate holder
<input type="checkbox"/>	Group C. CoC Certificate holder
<input type="checkbox"/>	Group D. Promotional Group

IV Information and Documents for Application Processing

For certificate holders only

Certificate number / Expiry Date	
Certification Body Name	
Accreditation Body Name	
Accreditation Number	
Turnover for the last year in RM	
Documents provided for the Application Processing: Copy of the certificate Document confirming the turnover for the last year Free-form explanation of the intended use of the logo	

V Self-Declaration

I hereby confirm that:

- I have read and understood the requirements of the LG X/201X (MTCS) *Issuance of MTCC Logo Usage Licence* concerning the MTCC Logo usage; and
- the data included in this application are complete and truthful.

Signature of applicant's representative

Date

MTCC LOGO USAGE LICENCE AGREEMENT

Between

(1) **Malaysian Timber Certification Council**, (Company No: 471002M), having its registered office at: C-08-05, Block C, Megan Avenue 2, No. 12, Jalan Yap Kwan Seng, 50450 Kuala Lumpur (hereafter “MTCC”)

and

(2) **[Name, address and Company No. of the Logo User]** (hereinafter the “Logo User”)

Recitals:

1. MTCC is a company limited by guarantee incorporated under the laws of Malaysia which is principally involved in establishing and operating a timber certification scheme in Malaysia. MTCC is the national governing body of the Malaysian Timber Certification Scheme (MTCS) and is the owner of the MTCC Logo and MTCS claims.
2. [The name of the Logo User] is a Logo User under the Logo User Group B, C or D as per section 8 of LG 2/2015(MTCS) and wishes to have the right to use the MTCC Logo in the course of its business.
3. MTCC owns the intellectual property right in the MTCC Logo, which is a registered Trade Mark under the Trade Marks Act 1976.
4. MTCC agrees to grant a licence to the Logo User to use the MTCC Logo with registration number [MTCC/.....] in accordance with the LG 2/2015(MTCS) and on the terms of this Licence Agreement.

Terms of the Agreement:

The Parties agree that the following terms and conditions shall apply to the use of the MTCC Logo:

1 Definitions

Term	Definition
Certificate	Certificate issued by accredited certification body to entities for Forest Management or Chain of Custody certification under the MTCS
IAF member	An accreditation body from a country that is a member of the International Accreditation Forum Inc
LG X/201X (MTCS) Issuance of MTCC Logo Usage Licence	A document which outlines the rules for use of the MTCC Logo and which forms part of this Agreement. Hereinafter referred to as the "LG 2/2015(MTCS)".

Logo User Group	There are four groups of Logo Users, as defined in the LG 2/2015(MTCS) These are: <ul style="list-style-type: none"> • A - National Governing Body; • B – Forest Management Certificate Holders; • C – Chain of Custody Certificate Holders; • D – Promotional Groups
MTCC	Malaysian Timber Certification Council, the company established to manage the implementation of the MTCS, and the national governing body of the PEFC Scheme in Malaysia
MTCC Logo	The logo of the MTCC, which is copyright material owned and managed by MTCC
MC&I	Malaysian Criteria and Indicators for Forest Management Certification [MC&I(Natural Forest) or MC&I Forest Plantation.v2] or subsequent versions of MC&I
MTCS	Malaysian Timber Certification Scheme operated by the MTCC
PEFC	The Programme for the Endorsement of Forest Certification schemes - a global umbrella initiative for forest certification schemes
STANDARDS MALAYSIA	Department of Standards Malaysia
Trade mark	The MTCC Logo is a registered trade mark, which indicate that the timber products or the organisation that carry these marks hold MTCS certification

2 Intellectual Property Rights in the MTCC Logo

The Parties agree that MTCC owns the Intellectual Property Rights including the copyright in the MTCC Logo that is a registered trade mark. For the avoidance of doubt this Agreement does not confer on the Logo User any rights of ownership in the licensed material, and Intellectual Property Rights including copyright are unaffected by this Agreement.

3 Responsibilities of the Logo User

- i. The Logo User must use the MTCC Logo in accordance with the LG 2/2012 (MTCS) , and with the licence number issued by MTCC to ensure that the Logo User is readily identifiable on that basis. The graphical guidelines for the use of the MTCC Logo are specified in the *MTCC Logo Reproduction Tool Kit*.
- ii. The Logo User, in case of Logo User Groups B and C (FM and CoC certificate holders) as defined in the *LG 2/2015(MTCS)*, undertakes to enter an agreement with the accredited certification body within three months of signing this Agreement (a copy to be sent to MTCC) to that effect that, in conjunction with the audits conducted subsequent to signing this contract, the accredited certification body will examine the system by means of which the Logo User keeps records on how the MTCC Logo is used and, in the case of products, the production volumes of products marked with the MTCC Logo. The accredited certification body shall have a right to inform MTCC of changes of which it is aware, without consulting the Logo User.

- iii. The Logo User must inform MTCC immediately and truthfully on any changes concerning the Logo User's identification data and certified status.

4 Responsibilities of MTCC

- i. MTCC shall use every reasonable endeavour to provide the Logo User with the MTCC *Logo Reproduction Tool Kit* within two weeks following the signing the Licence Agreement.
- ii. MTCC is obliged to inform the Logo User of any changes to MTCS regulations and documentation that concern the MTCC Logo usage.

5 Misuse of Logo and Penalties

- i. The Logo User acknowledges and agrees the use of the MTCC Logo is regulated and governed by MTCC and is controlled and monitored by certification bodies accredited by STANDARDS MALAYSIA or an IAF member to undertake MTCS FM and CoC certification. The Logo User agrees that unauthorised use of the MTCC Logo is prohibited and may lead to legal action being taken against it.
- ii. MTCC reserves the right to carry out an inspection (by itself or to commission a third party) to act on a complaint by a third party or if MTCC has reason to believe that the Licence Agreement is being contravened. The Logo User shall bear responsibility for the costs of such inspection and any other detrimental effects, if the Licence Agreement has been contravened.
- iii. MTCC may impose a contractual penalty for unauthorised on- or off-product use of the MTCC Logo. The amount of the penalty will be set by MTCC, subject to the following considerations:
 - a) In the case of Group B (forest management certificate holders) as defined in the LG 2/2015(MTCS), the contractual penalty that may apply is one-fifth of the market value of the products to which the unauthorised use relates, unless the Logo User demonstrates that such unauthorised use was unintentional. In the latter case the penalty shall not be more than RM 15,000 (Ringgit Malaysia fifteen thousand).
 - b) In the case of Group C (chain of custody certificate holders) as defined in the LG 2/2015(MTCS), the contractual penalty that may apply is one-fifth of the market value of the products to which the unauthorised use relates, unless the Logo User demonstrates that such unauthorised use was unintentional. In the latter case the penalty shall not be more than RM 15,000 (Ringgit Malaysia fifteen thousand).
- iv. MTCC has the discretion to alter the amount of the penalty for misuse of the MTCC Logo. Any change to the amount of a penalty shall come into effect three months after notification in writing by MTCC.

6 Suspension and Termination

- i. Either party may terminate the Licence Agreement with three-month prior written notice by registered letter.
- ii. MTCC may suspend the Licence Agreement temporarily with immediate effect while a suspicion of contravention of the terms of the Licence Agreement or of the LG 2/2015(MTCS) is being investigated by MTCC. In this case, MTCC shall send the Logo User a written request for an explanation and notification of the temporary revocation of the Licence Agreement. In the event of a suspension, the temporary revocation shall remain in effect for a maximum period of one month or longer if MTCC determines further investigations are required after the Logo User has provided an explanation concerning the suspected misuse to MTCC.

- iii. When the Logo User has implemented appropriate corrective measures approved by MTCC and given notification that this has been done, MTCC may agree to the Logo User resuming its rights under this Licence Agreement.
- iv. MTCC may terminate the Licence Agreement with immediate effect if there are reasonable grounds to believe that any of the terms of the Licence Agreement or of the *LG 2/2015 (MTCS)* have been breached.
- v. Withdrawal, suspension or the end of the validity of the MTCS certificate (for FM and/or CoC) recognised by MTCC will result in automatic termination of the Licence Agreement with effect on the same date as the withdrawal, suspension or the end of the validity of the MTCS certificate.
- vi. MTCC is not obliged to pay compensation for any costs or other damages which the temporary revocation or termination may cause to the Logo User.

7 Reporting and Presentation

- i. MTCC is permitted to present in a public forum (e.g. the MTCC web site) the Logo User's identification data and information concerning the certification status provided by the Logo User or the relevant certification and/or accreditation body.
- ii. The Logo User, in the case of Group B as defined in the *LG 2/2015 (MTCS)*, shall undertake to provide, immediately after each forest management verification audit, MTCC with a notification, verified by the accredited certification body, of the on-product use of the MTCC Logo, e.g. by product or product category or similar, to the degree of accuracy that the system used by the Logo User permits. In the same conjunction, the Logo User shall supply MTCC with a detailed, free form account of any off-product use of the MTCC Logo.
- iii. The Logo User, in the case of Group C as defined in the *LG 2/2015(MTCS)*, shall undertake to provide, immediately after each chain of custody verification audit, MTCC with a notification, verified by the accredited certification body, of the on-product use of the MTCC Logo by product, product category, production unit or similar, to the degree of accuracy that the chain of custody system used by the Logo User permits. In the same conjunction, the Logo User shall supply MTCC with a detailed, free form account of any off-product use of the MTCC Logo.
- iv. The Logo User, in the case of Group D as defined in *LG 2/2015(MTCS)*, shall give MTCC an annual report containing an itemised, free form account of the off-product usage of the MTCC Logo.

8 Validity of the Agreement

The terms of the Licence Agreement come into effect when it has been signed by both parties..

9 Governing Law

This Licence Agreement shall be governed by the laws of Malaysia. The Parties submit to the exclusive jurisdiction of the courts in the Federal Territory of Kuala Lumpur.

Signed in duplicate.

In Kuala Lumpur on DD.MM.YYYY
For and on behalf of MTCC

Inon DD.MM.YYYY
For and on behalf of the Logo User

[Name]
Chief Executive Officer

[Name]
Designation

Appendix D – MTCS Logo Usage Registration Coding System

MTCS Logo Usage Registration Coding System

The MTCS Logo Usage Registration Coding System is based on the coding system and format developed by the PEFC Council. Conformance with this system will support the broader MTCS conformance with the PEFC requirements, and also support rapid interpretation of registration numbers by industry members and customers familiar with the PEFC system.

MTCC will issue approved Logo Users with a logo usage licence registration number, in the format set out in Figure 2 below.

Figure 2. MTCC Logo Usage Registration Coding System

