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**Procedure for Issuance of PEFC Trademarks by MTCC**



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The document is freely available from the MTCC website [www.mtcc.com.my](http://www.mtcc.com.my) or upon request.

The official language of the document is in English. When there is inconsistency between language translations, the English version of the document is the reference.

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## GLOSSARY

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: <a href="http://www.iaf.nu">www.iaf.nu</a>
MC&I SFM	<i>Malaysian Criteria and Indicators for Sustainable Forest Management Certification</i> (MC&I SFM) or subsequent versions of these standards. For further information, refer: <a href="http://www.mtcc.com.my/certification-standards">www.mtcc.com.my/certification-standards</a>
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: <a href="http://www.mtcc.com.my">www.mtcc.com.my</a>
PEFC	The Programme for the Endorsement of Forest Certification For further information, refer: <a href="http://www.pefc.org">www.pefc.org</a>
PEFC ST 2001:2020	PEFC Trademarks Rules – Requirements
PEFC ST 2002:2020	The PEFC Chain of Custody Standard <i>Chain of Custody for Forest and Tree Based Products - Requirements</i> or subsequent versions of PEFC ST 2002:2020. For further information, refer: <a href="http://www.pefc.org">www.pefc.org</a>
STANDARDS MALAYSIA	Department of Standards Malaysia, the national accreditation body in Malaysia. For further information, refer: <a href="http://www.dsm.gov.my">www.dsm.gov.my</a>

## **1. INTRODUCTION**

- 1.1 The Malaysian Timber Certification Scheme (MTCS) has been endorsed by *the Programme for the Endorsement of Forest Certification Schemes* (PEFC) as conforming to its certification standards for forest management and chain of custody for timber products. This endorsement confers mutual recognition with other endorsed PEFC national schemes and provides the mutual recognition framework that establishes MTCC recognition of those endorsed schemes as substantively equivalent to the MTCS. The PEFC's mutual recognition framework enables companies with MTCS certification for their forest management and timber products to use the PEFC trademarks and related claims in their marketing and communications with stakeholders provided that they are a licensed user under the requirements of this document.
- 1.2 The Malaysian Timber Certification Council (MTCC) is the National Governing Body of the PEFC in Malaysia, and is authorised to administer and to assure the protection of ownership rights for the usage of the PEFC Trademarks in Malaysia on the basis of certification under the MTCS as a mutually recognised forest certification scheme under the PEFC system. It is also tasked with ensuring transparent and credible communication of claims connected with PEFC certification to avoid any misunderstanding or miscommunication.
- 1.3 This document is designed to provide the authoritative basis for MTCC in managing the use of the PEFC Trademarks, which is a registered Trade Mark nos. 03000463-469 in Malaysia, and to guide certified organisations and individuals seeking to use the PEFC Trademarks.

## **2. OBJECTIVE**

This procedure describes the requirements for the issuance of PEFC Trademarks licence to certified organisation under the MTCS and other Malaysian-based operations.

## **3. SCOPE OF DOCUMENT**

- 3.1 This document establishes the rules and guidelines for the application and use of the PEFC Trademarks and its related claims, and is developed based on the following documents:
- a) PEFC GD 1005:2012 *Issuance of PEFC Logo Use Licenses by the PEFC Council*; and
  - b) PEFC ST 2002:2020 *Chain of Custody of Forest and Tree Based Products – Requirements*.
- 3.2 Additionally, the applicants for PEFC Trademarks shall comply with the PEFC requirements as stipulated in PEFC ST 2001:2020 *PEFC Trademarks Rules – Requirements*.

## **4. CONDITIONS FOR THE ISSUANCE OF PEFC TRADEMARKS LICENCE**

### **4.1 General conditions**

The entity applying for PEFC Trademarks from MTCC shall:

- a) be a legal entity, such as a company, business or society within Malaysia; and,
- b) agree to be listed on the publicly available MTCC (<http://www.mtcc.com.my>) and PEFC (<http://www.pefc.org>) internet-based databases with information that will include the certification entity's identification data and/or other data as specified in the PEFC GD 1008:2019 *PEFC Information and Registration System – Data Requirements*

## **4.2 Special conditions based on PEFC Trademarks Users Classification**

4.2.1 Three groups of Trademarks Users are identified. These user groups comprise both certificate holders and also non-certificate holders. MTCC issues PEFC Trademarks licences in Malaysia on behalf of the PEFC to the following user groups:

### **4.2.1.1 Group B: Entities certified against a PEFC endorsed sustainable forest management (SFM) standard**

- a) Certified forest owners and managers with PEFC endorsed sustainable forest management (SFM) certificates and all eligible entities participating in a region or group with PEFC recognised certificate. The following entities are covered by group B:
  - holders of a regional certificate
  - holders of a group certificate (group of forest owners)
  - individual forest owners (as holders of individual certificate or members in regional or group certification)
  - other entities participating in the regional or group forest certification (e.g. contractors)
- b) Sign the PEFC Trademarks Licence Agreement with MTCC (**Appendix B**)

### **4.2.1.2 Group C: Entities certified against the PEFC International Chain of Custody standard endorsed by PEFC**

- a) Certified forest related industries with PEFC endorsed chain of custody (CoC) certificates, including sites covered by PEFC recognised CoC certificates. The following entities are covered by group C:
  - wood procurement organisations
  - wood manufacturers and wood processing industries
  - wood traders
  - distributors, retailers, etc.
- b) Holder of multi-site chain of custody certification which central office is located in Malaysia can apply for multi-licence covering the whole or part of the scope of the multi-site certification provided that:
  - the central office and the sites are a part of a single legal entity, or
  - the central office and the sites are a part of a single company with a single management and organisational structure
- c) Sign the PEFC Trademarks Licence Agreement with MTCC (**Appendix B**)

4.2.1.3 **Group D: Other Users**

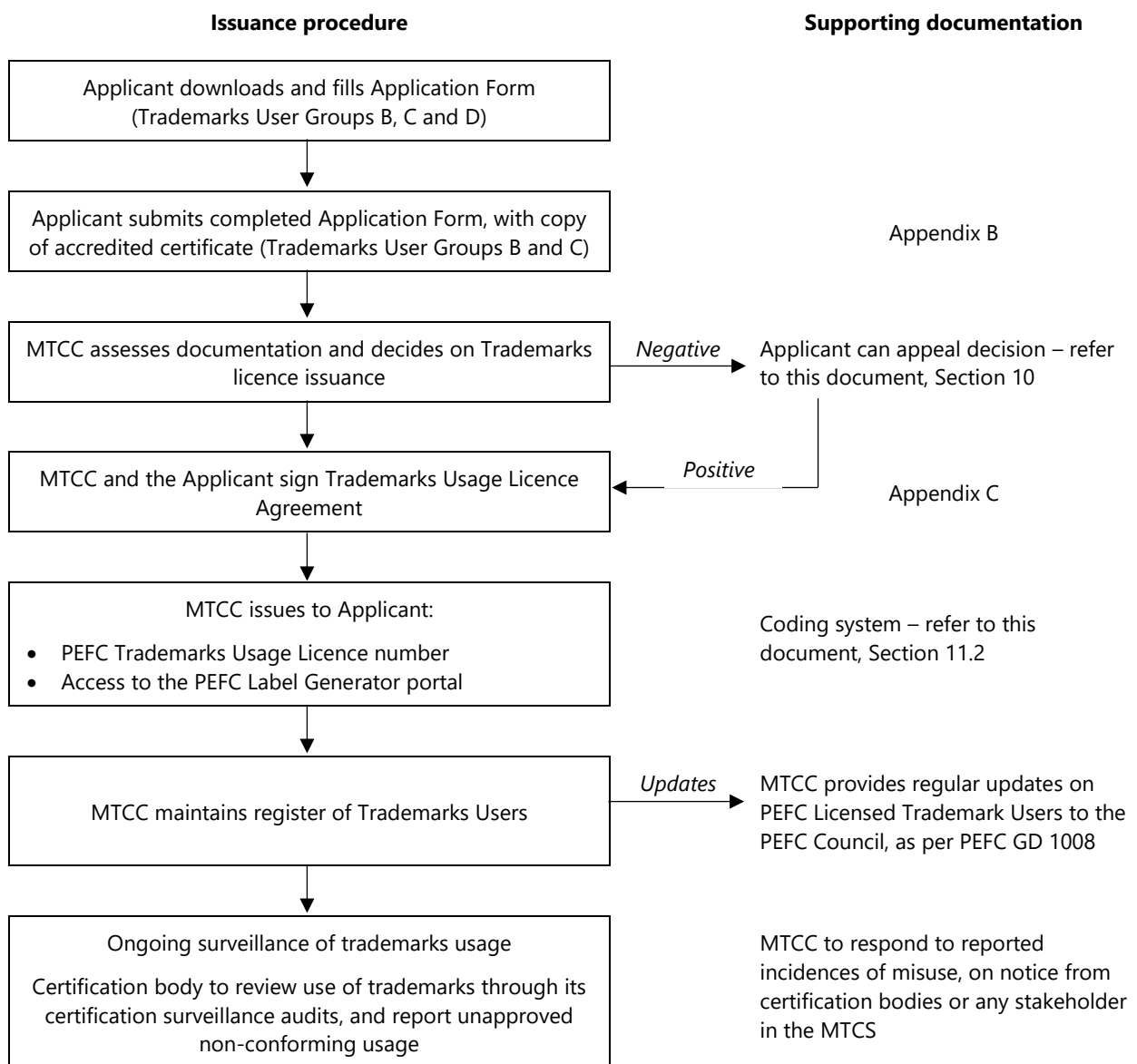
- a) Organisations and other entities other than those classified under PEFC Trademarks User Groups B and C which are using the PEFC Trademarks for promotional and does not conflict with the objectives and good name of PEFC
- b) Sign the PEFC Trademarks Licence Agreement with MTCC (**Appendix B**)

**5. PEFC TRADEMARKS LICENCE AGREEMENTS**

**5.1 Process for Issuing Trademarks Licences**

5.1.1 Figure 1 provides the process involved in obtaining trademarks usage approval and the issuance of licence for the use of PEFC Trademarks in Malaysia.

Figure 1: Trademarks Usage Licence Issuance Process



- 5.1.2 A company, organisation or individual has to obtain an official licence from MTCC before printing, publishing or otherwise using the PEFC Trademarks and its related claims regardless of the trademarks usage group or trademarks usage alternative (off- or on-product usage). Applicants need to submit a completed Application Form to MTCC, as presented in **Appendix A**.
- 5.1.3 MTCC reviews the application to determine whether the applicant has delivered all the required documents for scrutiny and fulfil the following predetermined PEFC requirements on the Trademarks usage and reproduction:
- a) Group B applicants shall submit a copy of the valid and accredited forest management 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.
  - b) Group C applicants shall submit a copy of the valid and accredited chain of custody 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 PEFC Trademarks user licence, evidence that the forest manager has made a summary of the independent certification and surveillance audit results publicly available to stakeholders.
  - c) Where a company or organisation is both a forest owner and manager under Group B and a forest related industry 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 5.1 relating to Group B and Group C shall also be fulfilled in terms of the licence agreement between the company or organisation and MTCC.

## **5.2 Trademarks Usage Licence Agreement**

- 5.2.1 If trademarks usage is approved, MTCC prepares a Trademarks Usage Licence Agreement (**Appendix C**) for the applicant. The Licence Agreement enters into force when both parties sign the agreement.
- 5.2.2 If the application for trademarks usage 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 10 describes the procedures to be followed in dealing with the appeal.
- 5.2.3 Upon the signing of the Licence Agreement, MTCC issues to the applicant the Trademarks licence number and provides the applicant with access to the online trademarks portal to generate the trademarks using the PEFC Label Generator system.
- 5.2.4 MTCC will maintain contact with the trademarks user's designated contact to ensure trademarks usage is carried out according to the requirements contained in the PEFC ST 2001:2020, or subsequent editions of this standard.



## **6. SUSPENSION OF TRADEMARKS USAGE LICENCE**

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

## **7. VALIDITY OF LICENCES**

7.1 MTCC issues the Trademarks usage licence for the following time periods according to the user groups:

- a) **User group B**: validity of the PEFC forest management certificate
- b) **User group C**: validity of the PEFC chain of custody certificate
- c) **User group D**: validity of the agreement

## **8. PEFC TRADEMARKS USAGE WITHOUT LICENCE NUMBER**

8.1 The usage of the PEFC Trademarks without licence number is not allowed in principle. However, MTCC can allow the usage of the PEFC Trademarks without the licence number in exceptional cases based on a written application for off-product usage only where the placement of the licence number is not possible (e.g. small promotional materials).

8.2 The applicant shall be a holder of a licence issued by MTCC and the free form application shall include:

- a) applicant identification data, PEFC Trademarks licence number
- b) reason for the usage without the licence number
- c) description of the usage including design layout

8.3 The decision of MTCC shall be made by the Chief Executive Officer on behalf of MTCC and is valid only for the applied exemption and the applicant shall send the MTCC an example of the promotional material covered by the exemption.

## **9. ONE-OFF USE OF THE PEFC TRADEMARKS**

9.1 MTCC may allow a one-off usage of PEFC trademarks for off-products purposes to users without an individual licence (e.g. newspapers, reports, publications, etc) under the following conditions:

- a) the use shall not conflict the objectives and good name of the MTCC and PEFC Council
- b) the PEFC Trademarks shall be used with the MTCC registration number (PEFC/34-01-01)
- c) the disclaimer "Reproduced with the permission of the MTCC" shall be used

9.2 The application for the one-off use of the PEFC Trademarks is specified in **Appendix B**.

## **10. DISPUTE SETTLEMENT**

MTCC provides an arrangement for an independent Dispute Resolution Committee that meets on an ad hoc basis and takes care of those complaints and appeals arising from scheme implementation or certification procedure that cannot be addressed in the dispute settlement procedures of the relevant accredited certification body or accreditation body. MTCC provides guidance on such complaints and appeals in *DRP 4/2019 Dispute Resolution Procedures* document which is available on the MTCC web site. Disputes related to matters covered in this document will be dealt with in accordance with the procedure in *DRP 4/2019*.

## **11. REGISTRATION AND CODING SYSTEM**

### **11.1 Register of Trademarks Users**

11.1.1 A register of licensed PEFC Trademarks Users has to be kept in an electronic format.

11.1.2 MTCC, in issuing licences on behalf of the PEFC Council, is responsible for keeping an up-to-date register of:

- a) Forest management certificate holders; and
- b) Chain of custody certificate holders.

11.1.3 The range of minimum data elements to be kept by MTCC is set by the PEFC GD 1008:2019 *PEFC Information and Registration System – Data Requirements*. The registration of certificate holders and trademarks users can only 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.

### **11.2 Coding System**

A trademarks usage registration coding system has been developed to support a register of trademark usage licences consistent with the PEFC Trademarks usage coding system. PEFC Trademarks usage licence numbers shall be issued by MTCC as per the coding system set out in Section 7 of *GLI 4/2007 Internal Rules for the PEFC Registration System*. The PEFC Trademarks coding system is specified in **Appendix D**.

### **11.3 Monitoring and Reporting**

11.3.1 PEFC Trademarks usage is subject to monitoring carried out by PEFC notified certification bodies and MTCC.

11.3.2 MTCC will provide periodic report summaries, based on its electronic registers, on its web site of the number of forest management and chain of custody certificate holders and Trademarks Users by user group and type of trademarks usage (on- or off-product).

## APPLICATION FOR PEFC TRADEMARKS USAGE LICENCE

## I. Certification Trademarks

PEFC
------

## II. Applicant's Identification Data

Organisation name & Company No.	
Registration number (Office use)	
Organisation's representative	
Address – Street, No. or PO Box	
City, State, Post Code	
Contact person	
Telephone / Fax	
E-mail / Website	

## III. Applicant's Trademarks User Group

*(Only one category can be marked in a single application)*

B. Forest Owner and Manager	<input type="checkbox"/> FM Certificate holder
C. Forest related industries	<input type="checkbox"/> COC Certificate holder
D. Other users	<input type="checkbox"/>

## 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:	
<input type="checkbox"/> Copy of the certificate	
<input type="checkbox"/> Document confirming the turnover for the last year	
<input type="checkbox"/> Free-form explanation of the intended use of the trademarks	

## V. Self-Declaration

I hereby confirm that:

- I have read the PEFC ST 2001:2020 PEFC Trademarks Rules – Requirements concerning the PEFC trademarks usage and accept them; and
- the data included in this application is complete and truthful.

Signature and Name of Applicant's Representative

Date


**APPLICATION FOR ONE-OFF USE OF PEFC TRADEMARKS**

**I. Applicant's Identification Data**

Organisation name & Company No.	
Registration number (Office use)	
Organisation's representative	
Address – Street, No. or PO Box	
City, State, Post Code	
Contact person	
Telephone / Fax	
E-mail / Website	

**II. Purpose of the PEFC Trademarks Use**

Explanation of the intended use of the PEFC Trademarks

Signature and Name of Applicant's Representative	
Date	

**PEFC TRADEMARKS USAGE LICENCE AGREEMENT**

between

- 1) **Malaysian Timber Certification Council** (Company No: 471002M), having its registered office at: C-8-5, Block C, Megan Avenue 2, No. 12, Jalan Yap Kwan Seng, 50450 Kuala Lumpur, Malaysia. (hereafter "MTCC")

and

- 2) **[Name, address and Company No of the Trademarks User]** (hereinafter the "Trademarks 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. Whereas Programme for the Endorsement of Forest Certification schemes (hereafter the "PEFC") is an independent, non-profit non-governmental organisation which promotes sustainably managed forests worldwide through third party certification, and is the owner of the PEFC Trademarks and PEFC Claims.
3. Whereas MTCC is a member of the PEFC Council and has been duly appointed by the PEFC Council as the National Governing Body in Malaysia and the MTCS is a PEFC Council endorsed national scheme and further that MTCC has an agreement with the PEFC Council to provide the PEFC Trademarks and PEFC Claims in Malaysia.
4. [The name of the Trademarks User] is a Trademarks User under the Trademarks User Group [B, C or D as per section 4 of LG 8/2020] and wishes to have the right to use the PEFC Trademarks in the course of its business.
5. MTCC has been granted, under licence from the PEFC Council, the right to licence the use of the PEFC Trademarks which is registered Trade Mark nos. 03000463-469 in Malaysia.
6. MTCC agrees to grant a licence to the Trademarks User to use the PEFC Trademarks with registration number **[PEFC/.....]** in accordance with the LG 8/2020 and on the terms and conditions of this Licence Agreement.

## Terms of the Agreement:

The Parties agree that the following terms and conditions shall apply to the use of the PEFC Trademarks:

### 1. Definitions

<b>Term</b>	<b>Definition</b>
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.
Trademarks User Classification Group	There are three groups of Trademarks Users, as defined in the LG 8/2020. These are: <ul style="list-style-type: none"><li>• B - Forest owners and managers</li><li>• C - Forest related industries</li><li>• D - Other users</li></ul>
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
MC&I SFM	Malaysian Criteria and Indicators for Sustainable Forest Management
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
<i>PEFC Trademarks Rules – Requirements</i>	A document which outlines the rules for use of the PEFC Trademarks and which forms part of this Agreement. Hereinafter referred to as the "PEFC ST 2001:2020".
STANDARDS MALAYSIA	Department of Standards Malaysia
Trademark	The PEFC trademarks is a registered trade mark, which indicates that the timber products or the organisation that carry these marks hold PEFC certification

## **2. Intellectual Property Rights in the PEFC Trademarks**

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

## **3. Responsibilities of the Trademarks User**

- i. The Trademarks User must use the PEFC trademarks in accordance with the PEFC ST 2001:2020, and with the licence number issued by MTCC to ensure that the Trademarks User is readily identifiable on that basis. The graphical guidelines for the use of the PEFC Trademarks are specified in the PEFC ST 2001:2020
- ii. The Trademarks User, in case of Trademarks User Groups B and C (Forest Management and Chain of Custody certificate holders) as defined in the LG 8/2020, 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 agreement, the accredited certification body will examine the system by means of which the Trademarks User keeps records on how the PEFC Trademarks is used and, in the case of products, the production volumes of products marked with the PEFC Trademarks. The accredited certification body shall have a right to inform MTCC of changes of which it is aware, without consulting the Trademarks User.
- iii. The Trademarks User must inform MTCC immediately and truthfully on any changes concerning the Trademarks User's identification data and certified status.

## **4. Responsibilities of MTCC**

- i. MTCC shall use every reasonable endeavour to provide the Trademarks User with access to the PEFC Label Generator portal within two weeks following the signing the Licence Agreement.
- ii. MTCC is obliged to inform the Trademarks User of any changes to the MTCS/PEFC regulations and documentation that concern the PEFC Trademarks usage.

## **5. Misuse of Trademarks and Penalties**

- i. The Trademarks User acknowledges and agrees the use of the PEFC Trademarks is regulated and governed by MTCC and is controlled and monitored by certification bodies accredited by STANDARDS MALAYSIA or an IAF member to undertake Forest Management and CoC certification under the MTCS. The Trademarks User agrees that unauthorised use of the PEFC Trademarks 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 reasons to believe that the Licence

Agreement is being contravened. The Trademarks 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 PEFC Trademarks. The amount of the penalty will be set by MTCC, subject to the following considerations:
  - a) In the case of Group B (forest management group) as defined in the LG 8/2020, the contractual penalty that may apply is one-fifth of the market value of the products to which the unauthorised use relates, unless the Trademarks User demonstrates that such unauthorised use was unintentional. In the latter case the penalty shall not be more than RM15,000 (Ringgit Malaysia fifteen thousand).
  - b) In the case of Group C (chain of custody group) as defined in the LG 8/2020, the contractual penalty that may apply is one-fifth of the market value of the products to which the unauthorised use relates, unless the Trademarks User demonstrates that such unauthorised use was unintentional. In the latter case the penalty shall not be more than RM15,000 (Ringgit Malaysia fifteen thousand).
- iv. MTCC has the discretion to alter the amount of the penalty for misuse of the PEFC Trademarks. 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. MTCC is granted a licence for the usage of PEFC Trademarks in Malaysia. PEFC reserves the right to withdraw the licence with immediate effect (suspension) if there are reasons to believe that any of the terms of licence contract, rules for use of the PEFC Trademarks, or PEFC scheme are not being adhered to. Withdrawal of the licence granted by PEFC to MTCC will result in automatic withdrawal of the licence(s) issued by MTCC for use of the PEFC Trademarks. This would take effect on the same date as the withdrawal of the licence granted to MTCC by PEFC.
- ii. Either party may terminate the Licence Agreement with three-month prior written notice by registered letter.
- iii. 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 PEFC ST 2001:2020 is being investigated by MTCC. In this case, MTCC shall send the Trademarks 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 Trademarks User has provided an explanation concerning the suspected misuse to MTCC.
- iv. When the Trademarks User has implemented appropriate corrective measures approved by MTCC and given notification that this has been done, MTCC may agree to the Trademarks User resuming its rights under this Licence Agreement.



- v. 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 the PEFC ST 2001:2020 have been breached.
- vi. Withdrawal, suspension or the end of the validity of the certificate (for Forest Management and/or Chain of Custody) 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 certificate.
- vii. MTCC is not obliged to pay compensation for any costs, expenses, losses or other damages which the temporary revocation or termination may cause to the Trademarks User.

## **7. Reporting and Presentation**

- i. MTCC is permitted to present in a public forum (e.g. the MTCC web site, PEFC web site) the Trademarks User's identification data and information concerning the certification status provided by the Trademarks User or the relevant certification and/or accreditation body.
- ii. The Trademarks User, in the case of Group B user group as defined in the LG 8/2020, 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 PEFC Trademarks, e.g. broken down by product or product category or similar, to the degree of accuracy that the system used by the Trademarks User permits. In the same conjunction, the Trademarks User shall supply MTCC with a detailed, free form account of any off-product use of the PEFC Trademarks.
- iii. The Trademarks User, in the case of Group C user group as defined in the LG 8/2020, shall undertake to provide, immediately after each chain of custody audit, MTCC with a notification, verified by the accredited certification body, of the on-product use of the PEFC Trademarks broken down by product, product category, production unit or similar, to the degree of accuracy that the chain of custody system used by the Trademarks User permits. In the same conjunction, the Trademarks User shall supply MTCC with a detailed, free form account of any off-product use of the PEFC Trademarks.
- iv. The Trademarks User, in the case of Group D as defined in the LG 8/2020, shall give MTCC an annual report containing an itemised, free form account of the off-product usage of the PEFC Trademarks.

## **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

In ..... on DD.MM.YYYY

.....  
For and on behalf of the  
Malaysian Timber Certification Council

.....  
For and on behalf of the  
Trademarks User

[Name]  
Chief Executive Officer

[Name]  
[Designation]

**PEFC TRADEMARKS USAGE REGISTRATION CODING SYSTEM**

MTCC, the National Governing Body (NGB) appointed and contracted by the PEFC Council for PEFC certification in Malaysia, will issue approved Trademarks Users with a Trademarks usage licence registration number, in the format set out in Figure 2 below.

Under the PEFC Coding System, MTCC has been allocated the country code of **34** for use in allocating Trademarks usage registration numbers in Malaysia.

Figure 2: PEFC Trademarks Usage Registration Coding System

