

2. Trademark Statute

In accordance with § 18 WZG valid until 1994, the following statute was agreed for the VEM letter/symbol trademark in the consultation on 17th October 1991 in Dresden:

■ § 1 The VEM Trademark Association [Warenzeichenverband VEM e.V.] has its headquarters in Dresden.

■ § 2 The object of the VEM Trademark Association [Warenzeichenverband VEM e.V.] is to encourage companies to manufacture or distribute electrotechnical products. Its prime purpose is to register trademarks and brands for goods and services, which serve to identify the goods and services of the members' business operations in accordance with this statute.

■ § 3 The VEM Trademark Association [Warenzeichenverband VEM e.V.] is represented by its board. Two board members have authority for joint representation (§ 9 association statute).

■ § 4 (1) The association trademark is to be used in the members' business operations for product identification. The members may in particular use the trademark on their printed matter, business documents, letter heads, invoices and packaging. Use of the trademark is subject to approval.

■ § 4 (2) The board grants approval in accordance with clause 1 for products that conform to standard Trademark Association quality features. Individual requirements are defined in directives.

■ § 4 (3) The board may conduct random sample quality checks. The board will revoke approval if the quality requirements based on ISO 9000 cease to be satisfied.

■ § 4 (4) Approval expires automatically at the end of membership.

■ § 4 (5) Once approval has expired, the member must cease to use the trademark immediately.

■ § 5 The association shall use its discretion to pursue third-party infringements of the association trademark and hindrances posed by third parties to the members as a result of using the association trademark. The members shall notify the VEM Trademark Association [Warenzeichenverband VEM e.V.] immediately of trademark infringements and similar damage. The same applies for third-party claims brought against a member on account of using the trademark in accordance with company or trademark regulations. The members shall make every effort to support the VEM Trademark Association [Warenzeichenverband VEM e.V.] in defending rights to the trademark.

■ § 6 The authority of the members to use the trademark is not transferable. Members may not permit third parties to use the trademark.

Resolutions passed in the members' meeting on 17.19.1991 in Dresden, 17.10.1991 and amended on 04.12.1998.

Signatures of the three boards

This trademark statute is lodged with the German Patent and Trademark Office. The existing DD trademarks are entered into the trademark register.

This trademark statute remains valid till a change on account of a change in a members' meeting or of a change in legal regulations in accordance with § 10 of the association statute.