

**PEFC LV 08:2022**

**Procedure for the issuance of PEFC Trademark usage license**



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## Copyright notice

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The original version of the document is in Latvian. When there is doubt in regard to language interpretation, the English version is the reference.

Document title: Procedure for the issuance of PEFC Trademark usage license

Document number: PEFC LV 08:2022

Approved by: “PEFC Latvijas Padome”

Approval date: 21.07.2022.

Amended: 15.12.2023.

Date of entry into force (application date): 20.07.2023.

Transition period: 20.07.2024.

Date of next periodic review: 21.07.2027.

## Introduction

The PEFC trademarks provide information relating to the origin of forest based products in sustainably managed forest and other non-controversial sources. Trademarks information drives purchasers and potential purchasers to choose products based on environmental, as well as other considerations.

The overall goal of the PEFC trademarks usage is, through non-misleading communication of accurate and verifiable information, to encourage demand for and supply of products originating from sustainably managed forests and thereby stimulating the potential for market-driven continuous improvement of the world's forest resources.

Organizations can download the PEFC trademarks, with their own unique logo license number, using the PEFC Label Generator (<https://labelgenerator.pefc.org/>). The PEFC Label Generator is a free to use, online tool that enables the quick and simple creation of PEFC trademarks. All organizations with a valid Trademark usage license have access to the Label Generator. The PEFC Logo can only be used based on a PEFC Trademark usage license issued by the PEFC Council or a PEFC authorized body.

## 1 Scope

This document covers the requirements for users of the PEFC Trademarks to ensure accurate, verifiable, relevant and non-misleading usage of the PEFC logo, the PEFC initials, related claims and/or declarations.

This document sets out the rules for the issuance of PEFC Trademark use licences, to ensure legally compliant use of the PEFC Trademarks in accordance with the PEFC Logo usage rules – requirements, PEFC ST 2001.

Association “PEFC Latvijas Padome” (hereafter – PEFC Latvia) is authorised by the PEFC International (PEFC Council) to issue PEFC Trademark licences to the certified entities.

## 2 Normative references

PEFC ST 2001, *PEFC Logo usage rules – Requirements*

PEFC GD 1004, *Administration of PEFC Scheme*

PEFC ST 2002, *Chain of Custody of Forest and Tree Based Products – Requirements*

PEFC ST 1005, *Issuance of PEFC Logo use licenses by the PEFC Council*

These normative references are valid as stated now and as may be from time to time altered by the PEFC International.

## 3 Conditions for the issuance of licenses

**3.1** The entity applying for the license shall conclude a written contract between the PEFC Latvia and the entity.

Note: With the implementation of the PEFC ST 2002:2020 standard, all holders of chain of custody (CoC) certificates and members of the chain of custody certification group (producer group) will be required to be covered by a contract for PEFC Trademarks. However, the use of Trademarks will continue to be voluntary.

**3.2** The PEFC Trademark usage contract shall include the scope of the PEFC Trademark usage (logo usage group – according to the PEFC ST 2001 clause 6.3).

- 3.3** The entity after concluding the PEFC Trademark usage contract shall ensure compliance with the PEFC Logo usage rules – Requirements (PEFC ST 2001).
- 3.4** The PEFC Trademark usage licence can be terminated by the PEFC Latvia in the case of the PEFC Trademark user non adherence to the conditions of the PEFC logo usage rules (PEFC ST 2001) or in the case of cancellation of the contract between the PEFC International and the PEFC Latvia or termination of the PEFC certificate.
- 3.5** Where unauthorised use has taken place, the PEFC Trademark usage licence provides for contractual penalty of one fifth of the market value of the products to which the unauthorised logo use relates, unless the PEFC Trademark user proves that such unauthorised use was unintentional. In the latter case, the penalty will be limited to 15 000 CHF.
- 3.6** The PEFC Latvia is entitled (by itself or by engaging third parties) to carry out PEFC Trademark usage compliance checks at the user of the PEFC trademark in cases where information has been received about violations of the use of PEFC products. The user of the PEFC Trademark has violated the PEFC Logo usage rules – Requirements (PEFC ST 2001).

#### 4 PEFC Trademark fee

4.1 Fees are set out in the table below:

Trademark users	PEFC Trademark	
	issuance fee, EUR	periodic fee, EUR/year*
<b>Forest owners</b>		
up to 0.7 milj. EUR turnover	30	30
over 0.7 milj. EUR turnover	30	400
<b>Chain of custody*</b>		
up to 0.7 milj. EUR turnover	30	30
over 0.7 and up to 4 milj. EUR turnover	30	400
over 4 milj. EUR turnover	30	1000
<b>Other users (group D)</b>	30	0

\* The turnover for periodic fee is determined from the volume of certified products sold in the previous year, marked with the PEFC logo.

In the case of multi-site/ producer group certification, the fee for using the PEFC trademark is calculated by summing up the turnovers of certified products marked with the PEFC logo, sold of all multi-site/ producer group certification participants.

- 4.2** The PEFC trademark contract comes into force as soon as the organization has paid the invoice prepared by PEFC Latvia for issuing the PEFC trademark.
- 4.3** The user of the PEFC trademark license has to pay a maintenance fee once a year, which is calculated from the total volume of products marked with the PEFC logo. No refund is given in case of the license termination.

