

# Instructions for use of the MPS-Vignette

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If there are any doubts or lack of clarity the Dutch version of the instructions for use of the MPS vignette prevails

- 1 The MPS Foundation, hereinafter referred to as 'MPS', is the owner of the MPS vignette, hereinafter referred to as the 'Vignette'.
- 2 MPS allows the non-exclusive use of the Vignette for growers who have a current certification agreement with an MPS-accredited CI, and for as long as this CI indicates that the grower meets the requirements for one or more of the concerned certification standards:
- 3 Granting the right to use the Vignette does not entail that MPS has ceded any of its exclusive intellectual and other property rights related to the Vignette to a third party. Therefore the grower is not entitled to transfer its right to use the Vignette or to grant a licence to use it to third parties.
- 4 The grower is not permitted to use the Vignette as its own trademark or to create the impression that this is the case. The grower is also not permitted to use its own qualifications in relation to the Vignette, for instance, 'environmentally friendly' or 'environmentally conscious'.
- 5 The grower may only use the Vignette with its own MPS registration number, which must be legible at all times.
- 6 The grower is entitled to use the Vignette on the company's presentation material, for instance, on stationery, the website, company vehicles, purchasing and sales documentation and so on, and on its produce, for instance, on plant tags, pots or packaging, to the extent that the produce is covered by the certification.
- 7 MPS will provide the digital artwork for the Vignette via the customer portal MY-MPS. The shape, size and colour must meet the following criteria:
  - a) The basic size of the Vignette is 7.9 x 10.7 cm (300 x 406 pixels). Reducing the size by 50% and increasing it to 150% is permitted, provided the dimensions of the Vignette are scaled proportionally. The Vignette must remain legible and recognisable at all times. Using alternative formats is permitted provided the MPS Service and Support Team have granted prior written permission for this.
  - b) The Vignette may be printed in any colour, but in this respect MPS prefers the green MPS house style colour in which the Vignette is supplied (colour number: light/bright green: CMYK 60-0-100-0, RGB #76b82a; and dark green: CMYK 45-0-100-55, RGB #5b730e). The Vignette may also be rendered using a diapositive (i.e. positive image on a transparency), but then the preference is to have a solid background colour. This will enhance the readability of the MPS vignette and its unique number.
- 8 The grower must give the neutral inspector(s) access to the company and its administration, and the grower must cooperate with random inspections so that the inspector can establish whether the grower is complying with the stipulated requirements for using the Vignette.
- 9 If a grower fails to comply with the stipulated requirements, MPS is entitled to take the following measures after hearing the grower concerned or giving it the opportunity to be heard:
  - a) issue a warning plus instructions on which measures need to be taken to comply with the applicable requirements;
  - b) impose a penalty of € 450 for every contravention discovered;

- c) publish the discovered contravention while referring to the MPS registration number of the grower in question in newsletters and on the MPS website;
  - d) to deny the right to use the Vignette for a fixed or indefinite period.
- 10** Entitlement to the use of the Vignette terminates:
- a) if the grower no longer complies with stipulations of Point 2;
  - b) if the grower still fails to meet the requirements after the measures imposed on it;
  - c) if the grower loses the right to dispose of its assets, for instance through liquidation, an administration order or if a statutory debt management scheme for natural persons is declared applicable to him or her;
  - d) because the grower's company is dissolved.
- 11** If the grower's right to use the Vignette ends, for whatever reason, he is obliged to stop using the Vignette immediately and to immediately destroy all materials containing the Vignette or on which the Vignette is applied. In this respect, the grower is not entitled to any compensation for having to destroy the materials.
- 12** The liability for the produce on which or in connection with which the Vignette is being used lies solely with the grower; the grower indemnifies MPS against all claims and entitlements in that respect. MPS is only liable for damages that a grower may suffer in connection with the rightful or wrongful use of the Vignette if there is deliberate intent or gross negligence on the part of MPS.
- 13** If a specific certification standard sets requirements for the use of the Vignette that deviate from and are not compatible with these general instructions for use, the deviating requirements in question prevail over these general instructions.
- 14** The MPS Board is entitled to amend these instructions for use subject to a three-month notice period.

Below is a sample of the uniform MPS vignette in Dutch and English.

