

# LEAF

**Luxury Ethical  
and Fair Foundation**

**LEAF CERTIFICATION MARK –  
REGULATIONS OF USE**

**v.1.0 - 20/06/2023**

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## 1. NAME OF THE APPLICANT

**LEAF Luxury Ethical and Fair Foundation**

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Web: [www.leaffoundation.org](http://www.leaffoundation.org)

(from now on “LEAF”)

## 2. DECLARATION UNDER ART. 83(2) EU Regulation 2017/1001 ('EUTMR')

LEAF declares that it meets the conditions of Article 83(2) of the EU Regulation 2017/1001 of the European Parliament and the Council of 14 June 2017 on the European Union trademark and that it does not engage in any commercial activity involving the supply of goods or services of the certified type.

## 3. REPRESENTATION OF THE EU CERTIFICATION MARK



23 The EU Certification Mark consists of two intersecting images representing the  
24 stylisation of a V-shaped blade of grass and a leaf with an elliptical foil and solid edge.

25 It is specified that the official colours of the Mark are Green, corresponding to Pantone  
26 7738C (HEX #48A23F, RGB (72, 162, 63)) for the blade of grass and Black,  
27 corresponding to Pantone Black (HEX #000000, RGB (0, 0, 0)) for the leaf and that  
28 changes or variations in colour are prohibited.

## 29 **4. GOODS AND SERVICES COVERED BY THE** 30 **EU CERTIFICATION MARK**

31 The Mark is applied at the EUIPO for the following goods and services included in the  
32 classes below:

33 **CLASS 6:** Metal hardware; Chains of metal; Couplings of metal for chains; Locks of  
34 metal; Metal keys for locks; Locks and keys, of metal; Cover plates of metal; Chocking  
35 metallic plates; Finger plates of metal; Rings of metal; Metal upholstery tacks; Buckles  
36 of common metal [hardware]; Safety chains of metal; Cattle chains; Hinges of metal;  
37 Pivots of metal; Floor hinges of metal; Hinges of metal incorporating a spring; Closures  
38 of metal; Security closures of metal; Zip ties of metal; Cam buckle tighteners of metal;  
39 Screws of metal; Self-tapping metal screws; Screw covers of metal; Eye bolts;  
40 Thumbscrews [fasteners] of metal; Ferrules of metal for handles; Ferrules of metal;  
41 Metal karabiners; Pitons of metal; Identification bracelets of metal; Locks of metal for  
42 bags; Steel fabrications.

43 **CLASS 9:** Spectacle chains; Smart rings; Ring sizers; Magnets; Decorative magnets;  
44 Micrometer screws; Smartwatches; Camcorder cases; Footwear for protection against  
45 accidents; Clothes for protection against injury; Bullet-proof clothing; Divers' boots;  
46 Boots for protection against fire; Smart bracelets; Encoded identification bracelets,  
47 magnetic; Life belts; Leather clothing for protection against accident or injury.

48 **CLASS 14:** Key chains; Watch chains; Key rings [split rings with trinket or decorative  
49 fob]; Charms for key rings; Metal key chains; Chains of precious metals; Jewellery chain  
50 of precious metal for bracelets; Jewellery chain of precious metal for anklets; Key chains  
51 as jewellery [trinkets or fobs]; Tie chains of precious metal; Key chains of precious  
52 metal; Key rings and key chains, and charms therefor; Key rings [trinkets or fobs] of  
53 precious metal; Rings [jewellery]; Engagement rings; Chains [jewellery]; Clasps for  
54 jewellery; Cuff links; Cuff links and tie clips; Cuff links made of porcelain; Boxes for  
55 cufflinks; Cuff links of precious metal; Clocks; Key rings; Bracelet charms; Jewellery  
56 charms; Necklace charms; Jewellery rope chain for bracelets; Bracelets; Bead bracelets;

57 Pendants; Precious jewellery; Precious metals; Jewellery made of precious metals;  
58 Badges of precious metal; Tie clips of precious metal; Medallions made of precious  
59 metals; Jewelry boxes of precious metal; Earrings; Silver earrings; Necklaces [jewellery];  
60 Closures for necklaces; Bib necklaces; Silver necklaces; Jewellery rope chain for  
61 necklaces; Necklaces of precious metal; Jewellery chain of precious metal for necklaces;  
62 Silver-plated necklaces; Bracelets [jewellery]; Charity bracelets; Bracelets for watches;  
63 Silver bracelets; Bracelets and watches combined; Diadems; Watch crowns; Rosaries;  
64 Pierced earrings; Silver-plated earrings; Earrings of precious metal; Drop earrings;  
65 Hoop earrings; Watch bands; Watch straps of plastic; Metal watch bands; Watch straps  
66 of nylon; Watchstraps made of leather; Watch straps of synthetic material; Watch straps  
67 made of metal or leather or plastic; Watch straps of polyvinyl chloride; Dress watches;  
68 Imitation jewellery ornaments; Ornamental pins; Hat jewellery; Ear ornaments in the  
69 nature of jewellery; Personal ornaments of precious metal; Holiday ornaments  
70 [figurines] of precious metal, other than tree ornaments; Dress ornaments in the nature  
71 of jewellery; Clothing ornaments of precious metals; Pins [jewellery]; Brooches  
72 [jewellery]; Tie pins; Ornamental hat pins; Decorative pins [jewellery]; Lapel pins  
73 [jewellery]; Cloisonne pins; Decorative brooches [jewellery]; Paste jewellery; Jewellery,  
74 including imitation jewellery and plastic jewellery; Plastic costume jewellery; Semi-  
75 precious articles of bijouterie; Cloisonné jewellery; Jewellery; Beads for making  
76 jewellery; Jewel pendants; Jewellery findings; Fittings for watches; Key rings of leather;  
77 Time instruments; Jewellery boxes and watch boxes; Gemstones, pearls and precious  
78 metals, and imitations thereof; Identification bracelets [jewelry]; Decorative pins of  
79 precious metal; Jewellery coated with precious metal alloys; Sterling silver jewellery;  
80 Jewellery fashioned of semi-precious stones; Shoe jewellery; Jewelry for the head;  
81 Bracelets of precious metal; Plastic bracelets in the nature of jewelry; Silver-plated  
82 bracelets; Gold plated bracelets; Gold chains; Jewel chains; Rope chain made of  
83 precious metal; Rope chain [jewellery] made of common metal; Jewelry guard chains;  
84 Gold plated chains; Chain mesh of precious metals [jewellery]; Collets being parts of  
85 jewellery; Ankle bracelets; Scarf clips being jewelry; Jewelry charms in precious metals  
86 or coated therewith; Jewelry clips for adapting pierced earrings to clip-on earrings;  
87 Trinkets coated with precious metal; Gold necklaces; Bridal headpieces in the nature of  
88 tiaras; Decorative cuff link covers; Tie clips; Women's jewelry; Medallions; Buckles for  
89 watchstraps; Key fobs [rings] coated with precious metal; Key fobs of precious metals;  
90 Metal key fobs.

91 **CLASS 18:** Umbrella rings; Wallet chains; Baby carriers worn on the body; Harness  
92 fittings; Wallets of precious metal; Bags; Waterproof bags; Cross-body bags; Hiking  
93 bags; Grips [bags]; Bucket bags; Diplomatic bags; Gym bags; Bags for umbrellas;  
94 Umbrellas; Umbrellas and parasols; Umbrella handles; Umbrella sticks; Telescopic  
95 umbrellas; Umbrellas for children; Frames for umbrellas or parasols; Combination

96 walking sticks and umbrellas; Plein air umbrellas; Umbrella covers; Briefcases [leather  
97 goods]; Leather purses; Travelling sets [leatherware]; Luggage tags [leatherware]; Travel  
98 luggage; Garment carriers; Hat boxes for travel; Saddlery; Saddlery of leather; Straps of  
99 leather [saddlery]; Saddlery, whips and apparel for animals; Pocket wallets; Wallets  
100 including card holders; Card cases [notecases]; Credit card cases [wallets]; Conference  
101 folders; Handbags, purses and wallets; Handbags; Clutch bags; Straps for handbags;  
102 Ladies' handbags; Small clutch purses; Handbags made of leather; Luggage, bags,  
103 wallets and other carriers; All-purpose carrying bags; Rucksacks; Backpacks for carrying  
104 infants; Daypacks; Hiking rucksacks; School knapsacks; Sling bags; Sports packs; Bags  
105 for climbers; Backpacks with rolling wheels; Rucksacks on castors; Randsels [Japanese  
106 school satchels]; Overnight bags; Holdalls for sports clothing; Coats for cats; Coats for  
107 dogs; Wallets for attachment to belts; Document cases of leather; Leather wallets;  
108 Leather coin purses; Leathercloth; Labels of leather; Attache cases made of leather;  
109 Walking staffs; Wheeled luggage; Cases of imitation leather; Key-cases of leather and  
110 skins; Luggage; Key cases; Key cases made of leather; Toiletry bags; Trunks [luggage];  
111 Vanity cases, not fitted; Travelling trunks; Trunks and suitcases; Fashion handbags;  
112 Shoulder bags; Children's shoulder bags; Bags [envelopes, pouches] of leather, for  
113 packaging; Drawstring bags; Roller bags; Flight bags; Boston bags; Saddlebags; Beach  
114 bags; Bags for sports; Travel baggage; Travelling bags made of imitation leather;  
115 Garment bags for travel made of leather; Shoe bags for travel; Weekend bags; Canvas  
116 bags; Travel bags made of plastic materials; Wrist mounted carryall bags; Work bags;  
117 Bags made of imitation leather; Artificial fur bags; Knitted bags, not of precious metals;  
118 Chain mesh purses; Slouch handbags; Leather bags and wallets; Flexible bags for  
119 garments; Bags for sports clothing; Book bags; Wash bags for carrying toiletries;  
120 Cosmetic bags sold empty; Make-up bags sold empty; Knitting bags; Nappy bags;  
121 Charm bags (omamori-ire); Shoe bags; Music bags; Tool bags sold empty; Empty  
122 instrument cases for use by doctors; Roll bags; Gentlemen's handbags; Small bags for  
123 men; Sporrans; Purses; Purses made of precious metal; Evening handbags; Portfolio  
124 cases [briefcases]; Handbags made of imitations leather; School book bags; Lockable  
125 luggage straps; Shoulder belts [straps] of leather; Straps for luggage; Travel cases;  
126 Bumbags; Suitcase handles; Minaudieres; Small purses; Clutches [purses]; Leather  
127 credit card wallets; Purses, not of precious metal; Ankle-mounted wallets; Haversacks;  
128 Hat boxes of leather; Travelling bags; Pouches; All-purpose athletic bags; Travelling  
129 sets; Attaché cases; Make-up boxes; Suitcases; Attache cases made of imitation leather;  
130 Motorized suitcases; Leather suitcases; Garment bags for travel; Suitcases with wheels;  
131 Suitcases with built-in shelves; Portmanteaus; Gladstone bags; Carry-on suitcases;  
132 Small suitcases; Business cases.

133 **CLASS 24:** Frieze [cloth]; Swaddling blankets; Denim fabric; Fabrics for shirts; Textile  
134 goods, and substitutes for textile goods; Textiles.

135 **CLASS 25:** Puttees; Head sweatbands; Earbands; Swaddling clothes; Headbands  
136 [clothing]; Bandeaux [clothing]; Shoes; Waterproof shoes; Gymnastic shoes; Dress  
137 shoes; Shoe soles; Walking shoes; Volleyball shoes; Shoes soles for repair; Beach shoes;  
138 Nursing shoes; Training shoes; Football shoes; Basketball sneakers; Self-lacing shoes;  
139 Platform shoes; Tap shoes; Desert boots; Footwear; Footwear [excluding orthopedic  
140 footwear]; Non-slipping devices for footwear; Fittings of metal for footwear;  
141 Heelpieces for footwear; Inner socks for footwear; Climbing footwear; Riding shoes;  
142 Welts for footwear; Pumps [footwear]; Shoe straps; Clothing; Bodies [clothing]; Shorts;  
143 Waterproof clothing; Shoulder wraps [clothing]; Knee warmers [clothing]; Ear muffs  
144 [clothing]; Underwear; Sportswear; Handwarmers [clothing]; Motorists' clothing;  
145 Clothing for gymnastics; Mufflers [clothing]; Climbing boots [mountaineering boots];  
146 Mountaineering boots; Snowboard shoes; Military boots; Work boots; Coats; Winter  
147 coats; Down coats; Fur coats and jackets; Heavy coats; Cotton coats; Coats for women;  
148 Men's and women's jackets, coats, trousers, vests; Coats of denim; Pea coats; Warm-  
149 up jackets; Sweaters; Suit coats; Turtleneck sweaters; Down jackets; Coats for men;  
150 Leather jackets; Heels; Hidden heel shoes; Heel protectors for shoes; High-heeled  
151 shoes; Embossed heels of rubber or of plastic materials; Waist belts; Belts [clothing];  
152 Money belts [clothing]; Tee-shirts; Printed t-shirts; Undershirts; Track jackets; Hooded  
153 tops; Hooded sweatshirts; Tracksuit bottoms; Sweat shirts; Sweat jackets; Clothing of  
154 leather; Trousers of leather; Motorcyclists' clothing of leather; Skirts; Culotte skirts;  
155 Pleated skirts; Tennis skirts; Blouses; Golf skirts; Maternity smocks; Pleated skirts for  
156 formal kimonos (hakama); Chemise tops; Jackets [clothing]; Rainproof jackets; Light-  
157 reflecting jackets; Reversible jackets; Fur jackets; Suede jackets; Riding jackets;  
158 Motorcycle jackets; Quilted jackets [clothing]; Sleeveless jackets; Sleeved jackets;  
159 Lumberjackets; Sports jackets; Smoking jackets; Knit jackets; Bed jackets; Camouflage  
160 jackets; Denim jeans; Leggings [trousers]; Denims [clothing]; Trousers; Bermuda shorts;  
161 Leggings [leg warmers]; Denim jackets; Maternity leggings; Pajama bottoms; Blue  
162 jeans; Casualwear; Casual footwear; Shirts; Casual shirts; Maillots [hosiery]; Button  
163 down shirts; Protective metal members for shoes and boots; Stiffeners for shoes;  
164 Footwear uppers; Headgear; Parts of clothing, footwear and headgear.

165 **CLASS 26:** Buttons for clothing; Stud buttons [fasteners] for shoes; Stud buttons  
166 [fasteners] for duvets; Zip fasteners; Zipper pulls; Zippers for bags; Plastic zipper  
167 closures; Fastenings for suspenders; Suspender ends [fasteners]; Clothing buckles; Belt  
168 buckles; Shoe fasteners; Strap buckles; Blouse fasteners; Shoe buckles; Buckles  
169 [clothing accessories]; Belt buckles of precious metals; Buckles for bags; Belt buckles  
170 of precious metal [for clothing]; Buckles of precious metal [clothing accessories]; Belt  
171 buckles not of precious metal; Belt clasps; Hat trimmings; Hatbands; Hooks and eyes;  
172 Eyelets; Eyelets for clothing; Shoe eyelets; Eyelets of metal for clothing; Hook and eye  
173 fastening tape; Loops for clothing; Clasps for bags; Shoe trimmings; Brassards; Artificial

174 wreaths; Artificial garlands and wreaths; Hat ornaments; Decorative articles for the hair;  
175 Hair pins; Safety pins; Pins, other than jewellery; Brooches [clothing accessories]; Shirt  
176 buttons; Buttons; Snap fasteners; Ornamental novelty buttons; Rivet buttons; Snap  
177 buttons for clothing; Blazer buttons of precious metals; Novelty buttons [badges] for  
178 wear; Collar studs; Fittings for lingerie [haberdashery]; Scarf clips not being jewelry;  
179 Expanding bands for holding sleeves; Decorative charms for eyewear; Decorative  
180 charms for cellular phones; Charms, other than for jewellery, key rings or key chains;  
181 Accessories for apparel, sewing articles and decorative textile articles.

182 **CLASS 35:** Retail services in relation to bags; Wholesale services in relation to bags;  
183 Retail services in relation to metal hardware; Wholesale services in relation to metal  
184 hardware; Retail services in relation to paste jewellery; Wholesale services in relation  
185 to paste jewellery; Retail services in relation to jewellery; Wholesale services in relation  
186 to jewellery; Retail services in relation to clothing of leather; Wholesale services in  
187 relation to clothing of leather; Retail services in relation to clothing of imitations of  
188 leather; Wholesale services in relation to clothing of imitations of leather; Retail  
189 services in relation to footwear; Wholesale services in relation to footwear; Retail  
190 services in relation to clothing; Wholesale services in relation to clothing.

191 **CLASS 40:** Applying finishes to fabric; Textile finishing; Applying finishes to textiles;  
192 Surface finishing of metal articles; Metal fabrication and finishing services; Metal  
193 finishing; Application of appliques to textiles; Shoemaking; Skin dressing; Saddlery  
194 working; Galvanization; Paint mixing services; Custom manufacture of metal hardware;  
195 T-shirt printing.

## 196 **5. CHARACTERISTICS OF THE GOODS AND**

## 197 **SERVICES TO BE CERTIFIED BY THE EU**

## 198 **CERTIFICATION MARK**



199 The EU Certification Mark certifies that the products and services provided  
200 by the Authorised User comply with the general and product-related social and  
201 environmental sustainability requirements detailed respectively in the "General  
202 Requirements for Company Certification" (hereinafter referred to as **Annex 1**) and the  
203 "General Requirements - LEAF Hardware Certification Scheme" (hereinafter referred to  
204 as **Annex 2**).

## 6. CONDITIONS GOVERNING THE USE OF THE EU CERTIFICATION MARK AND SANCTIONS

The Authorised User is subject to all the following specific conditions of use of the EU



Certification Mark :

- a. The Authorised User may use the EU Certification Mark in its business communication provided that it complies with all the requirements set out in Annex 1 and has adhered to all the obligations set out therein, including those concerning the periodic audits set out in the same Annex 1;
- b. An Authorised User that complies with Articles 5 and 6(a) of these Regulations of Use may use the EU Certification Mark in the labelling of its Products and/or Services only if it complies with all the requirements set out in Annex 2 and has adhered to every obligation set out therein;
- c. The use of the EU Certification Mark in the labelling of Products and/or Services is granted only and exclusively for the specific Products and/or Services that have undergone the certification process set out in Annex 2; therefore, the certification obtained for a single Product or Service cannot be extended to different Products or Services, even if provided by an Authorised User by paragraphs 5 and 6(a) of this Regulation of Use;
- d. Moreover, the Authorised User may use the EU Certification Mark subject to the exact and full payment, on the due dates communicated by LEAF from time to time, of all applicable amounts indicated in the "Fees" (hereinafter referred to as **Annex 3**);
- e. The Authorised User must accurately represent the EU Certification Mark, any modifications or variations being expressly prohibited. A representation of the Certification Mark is given as an example and must be reproduced, leaving the proportions represented here unchanged:





234 f. The Authorised User must associate the EU Certification Mark with the following  
235 wording:

- 236 i. To convey to consumers compliance with the general/organisational  
237 requirements set out in Annex 1, the Authorised User must use the mark  
238 in conjunction with the wording LEAF, respecting the following  
239 reproduction: "LEAF" in Antique Olive Bold font, positioned to the right  
240 of the Mark and aligned with the upper margin, taking care to reproduce  
241 it in a minimum size of 10mm for the short side and in any case  
242 maintaining the proportions illustrated below:



- 243 ii. To convey to consumers, using specific and separate labelling, that the  
244 particular product and/or service provided by the Authorised User is  
245 certified according to the LEAF standards, and thus that the requirements  
246 set out in Annex 2 are fully complied with, the Authorised User must  
247



248 make use of the mark together with the wording LEAF  
249 Hardware, in Antique Olive Bold font, positioned to the right of the Mark  
250 and aligned with the upper margin, taking care to reproduce it in a  
251 minimum size of 10mm for the short side and in any case maintaining  
252 the proportions illustrated below:



253 g. In any case, the Authorised User must use the Certification Mark as such and  
254 always avoid confusing consumers; therefore, it is expressly prohibited to:

- 255 i. Join or mix the Certification Mark and its representation authorised by  
256 this Regulation of Use with graphic or textual elements or colours of any  
257 type, kind, or nature other than those indicated in this Regulation of Use;  
258 ii. Affixing, representing, or using the Certification Mark descriptively;  
259 iii. Affixing, depicting, or using the Certification Mark in such a way as to  
260 induce, cause or risk generating in the public wrong, divergent, or  
261 different interpretations of the Certification Mark from those that LAEF  
262 intends to convey considering the purposes of LEAF;  
263 iv. Affixing, representing, or using the Certification Mark in such a way that  
264 it is associated with other names, trademarks, and other distinctive signs  
265

266 of the Authorised User, or of third parties, or otherwise perceived by the  
267 public as being the property of the Authorised User or of third parties;  
268 v. Use the Certification Mark as a registered or unregistered trademark,  
269 trade name or other distinctive sign of a product or service, even if it is  
270 the subject of the certification.

271 LEAF may proceed with a written warning notice in case of non-compliance by the  
272 Authorised User with the herein-established Conditions of Use. In case of non-  
273 compliance with the warning notice, LEAF may proceed to revoke the Authorisation,  
274 or if this is possible and appropriate in LEAF's judgement, to suspend - also as a  
275 precautionary measure - the Authorisation until the causes of non-compliance are  
276 removed. In particular, the sanction measures of revocation and/or suspension are  
277 taken in the following cases:

- 278 - Misuse, due to violation of the above requirements, or fraudulent use, due to  
279 failure to use the mark as an EU certification mark, of the EU Certification Mark;
- 280 - Failure to pass the Audits foreseen in Annex 1, including those foreseen for the  
281 maintenance of the certification previously obtained;
- 282 - Failure to pass the Audits provided for in Annex 2;
- 283 - Failure to pay the amounts set out in Annex 3 by the deadlines communicated  
284 by LEAF from time to time;
- 285 - Final civil, administrative, or criminal penalties imposed anywhere in the world  
286 in relation to the environment, environmental damage, damage to communities  
287 and territories or social responsibility towards employees, on the Authorised  
288 User, its Directors, or any partners of the Authorised User, provided that these  
289 partners exercise management and control over the Authorised User under  
290 Italian law;
- 291 - Any other activity, conduct or event that, regardless of its unlawfulness,  
292 undermines the respect for the principles and values promoted by LEAF and  
293 resulting from its Articles of Association (**Annex 4**).

294 In addition to the revocation of the authorisation or its suspension, if the Authorised  
295 User fails to remove the causes of suspension, LEAF will levy a penalty of € 7,500.00 on  
296 the Authorised User for each breach of this Regulation of Use or of the provisions  
297 contained in Annexes 1, 2 and 3.

298 LEAF reserves the right to take any further legal action, in and out of court, to protect  
299 its rights, including intellectual property rights and the Certification Mark, against  
300 Authorised Users as well as any other third parties in the event of counterfeiting or  
301 other unauthorised use of the EU Certification Mark.

## **7. PERSONS AUTHORISED TO USE THE EU CERTIFICATION MARK**



The EU Certification Mark may be used by any legal person supplying the goods or services referred to in paragraph 4 of this Regulation of Use, provided that:

- a. The characteristics subject to certification by paragraph 5 of this Regulation and Annexes 1 and 2 are fulfilled; **and at the same time**
- b. All requirements in paragraph 6 of this Regulation and Annexes 1, 2 and 3 are met.

Authorised Users may not transfer, assign, or license the use of the EU Certification Mark to third parties. Authorised Users are also forbidden to act against the infringement of the EU Certification Mark without the written authorisation of LEAF.

## **8. PROCEDURES FOR TESTING THE CHARACTERISTICS AND SUPERVISING THE USE OF THE EU CERTIFICATION MARK**

LEAF, directly or using authorised third parties, shall carry out all the supervision activities, testing and inspections prescribed in Annexes 1 and 2 to test and verify the continued effective possession of the certified characteristics at the intervals and according to the rules specified therein. Tests may also be carried out using spot or random checks, as appropriate and necessary.

In the event of information from any source regarding possible violations of the prescriptions contained in Annexes 1 or 2, or those provided for in this Regulation of Use, by the Authorised User, LEAF also reserves the right to carry out tests and inspections otherwise not provided for in Annexes 1 or 2, unannounced, directly or using specifically authorised third parties. The checks may also be carried out using spot or random checks, as appropriate and necessary.

Suppose LEAF entrusts third parties with the certification, testing, supervision, and inspection tasks. Then, LEAF shall appoint these with the power to carry out the operations envisaged in Annexes 1 and 2 and, in the case of audits or inspections following the granting of authorisation to use the EU Certification Mark, to verify compliance with this Regulation.

332 Suppose the carried-out tests, inspections, supervision, and regular audits provided in  
333 Annexes 1 and 2 reveal non-compliance with the certification or breaches of the  
334 requirements for using the EU Certification Mark. In that case, LEAF will - depending  
335 on the gravity of the violation and its curability - withdraw or suspend - if necessary,  
336 as a precautionary measure - the authorisation to use the Certification Mark, notifying  
337 the Authorised User of the action with a brief statement of the reasons.

338 Such communication shall contain, where possible and appropriate, the requirements  
339 for regaining the revoked authorisation or the lift of the authorisation suspension  
340 measure.

341 Revocation measures are accompanied by the levy of a penalty equal to € 7,500.00 for  
342 each violation that led to the revocation; obtaining a new certification and, therefore,  
343 the authorisation to use the EU Certification Mark is subject to the payment of the  
344 overall penalty received, in addition to both the passing of the certification procedures  
345 set out by this Regulation and its Annexes 1 and 2, and the payment of the amounts  
346 set out in Annex 3. It is understood that the previously authorised and revoked User  
347 shall, in any case, also have to prove that the causes that led to the revocation of the  
348 previous authorisation have been eliminated.

349 The suspension orders provide for a period of 10 working days from their receipt to  
350 allow the suspended Authorised User to voluntarily activate the testing and inspection  
351 process aimed at removing the causes of suspension. Suppose these audits,  
352 inspections and certification are successfully completed. In that case, certification will  
353 be reactivated, and the Authorised User may start using the Certification Mark again,  
354 subject to compliance with all the requirements set out in Annexes 1, 2, 3 and this  
355 Regulation of Use.

356 Once the deadline for voluntary compliance has expired unsuccessfully, or in case of  
357 failure to pass the testing, inspection and certification operations envisaged above, the  
358 Authorised User will be notified of a revocation measure with the imposition of a  
359 penalty of € 7,500.00 for each breach that led to the suspension not rectified and  
360 therefore to revocation. The obtaining of a new certification and, therefore,  
361 authorisation to use the EU Certification Mark is consequently subject to the payment  
362 of the overall penalty received, in addition to both the passing of the certification  
363 procedures set out in this Regulation of Use and its Annexes 1 and 2, and the payment  
364 of the amounts set out in Annex 3. It is understood that the Authorised User suspended  
365 and then revoked shall, in all cases, also have to prove the removal of the causes that  
366 led to the suspension and then the revocation of the prior authorisation.

367 Against revocation or suspension measures, including precautionary measures, a  
368 reasoned complaint may be lodged to the LEAF Technical Committee solely by e-mail

369 to [reclami@leafoundation.org](mailto:reclami@leafoundation.org) within 5 working days of their receipt. The complaint  
370 must be accompanied by all documents necessary to prove and assess the grounds  
371 for the complaint that are already in the complainant's possession on the day the  
372 complaint is filed with the LEAF Technical Committee. A timely complaint with the  
373 necessary documentation shall automatically suspend the contested measure.

374 Suppose the Technical Committee examines the complaint and its annexes and finds  
375 it well-founded. In that case, it will proceed without further ado to revoke the  
376 revocation or suspension measure, with cancellation of any penalty already imposed  
377 by LEAF.

378 Suppose it is not possible to proceed with immediate acceptance. In that case, the  
379 Technical Committee is obliged to request from the complaining Authorised User,  
380 using a succinctly motivated measure, any document and other evidence in addition  
381 to the annexes already filed, which may support the grounds for the complaint,  
382 assigning a deadline of not less than five working days for the forward of the requested  
383 documentation.

384 The complaint shall be rejected, with a briefly reasoned decision, and the revocation  
385 or suspension measure confirmed, together with any penalty already imposed, in the  
386 cases below:

- 387 a. manifest groundlessness of the complaint;
- 388 b. failure to attach any documentary evidence in support of the grounds of  
389 complaint;
- 390 c. failure to supplement documentation following a request to supply additional  
391 evidence made by the Technical Committee;
- 392 d. insufficient motivation or evidence regarding the grounds of the complaint.

## 393 **9. AMENDMENTS TO THE REGULATION**

394 LEAF may make amendments or additions to this Regulation, which shall become  
395 effective when filed with the EUIPO and notified to the Authorised Users.