

Certification mark "GREEN SHAPE"[®]

(word/figurative mark)

- Trademark Statutes -

1. Preamble

With the introduction of the "GREEN SHAPE" certification mark, the brand owner is pursuing the goal of making a systematic contribution to environmental and resource protection in the textile industry. It also aims to raise consumer awareness of environmental damage caused by the textile industry and the importance of sustainable consumption of textiles for the environment.

The certification mark certifies that more than 50 percent of the appropriately labelled products have been produced from certified recycled or renewable textile materials in compliance with high environmental standards and that environmentally relevant aspects such as repairability, resource-saving care, recyclability and high material efficiency are ensured throughout all life cycle phases. The specific characteristics covered by the certification mark are listed below in section 6.

The Green Shape Standard, which is encompassed by the certification mark and developed by independent experts, is based in part on existing best practice standards in the textile industry, which cover individual phases of the product life cycle, in particular the processes in the upstream supply chain. Existing certifications are recognised within the framework of the Green Shape Standard according to defined criteria and combined with other requirements to form a holistic system. In contrast to previous environmental standards, this ensures compliance with environmentally relevant processes and properties across all life cycle phases of the products in question, from product planning and development to production and use to disposal or recycling.

Marking the affected products with the certification mark based on the Green Shape Standard gives manufacturers, (specialist) retailers and consumers certainty that a corresponding product has been manufactured according to the high environmental standards of the textile industry and that the certified companies comply with all the requirements defined in the Green Shape Standard. This is checked by accredited certification bodies within the framework of the certification procedure defined in section 7 below on the basis of a special examination programme and certified with the issuance of the corresponding certificate.

The Green Shape Standard focuses in particular on textile products and product components.

Green Shape is an environmental standard. Human rights due diligence obligations are not a direct part of the product requirements, but are covered by the certification mark insofar as the trademark owner has the right to certification according to the Green Shape Standard

and to use the certification mark in accordance with its procurement regulations published on the website is linked to a written commitment to comply with the United Nations Guiding Principles on Business and Human Rights, Responsible Purchasing Practices and the Core Labour Standards of the International Labour Organization (ILO).

2. Name and address of the trademark owner

Green Shape Association for the Promotion of Environmentally Friendly Clothing and Textile Products (Green Shape e.V.)

Dr.-Alex-Frick-Weg 3
88069 Tettnang
Germany

Registered in the register of associations at the register court of Ulm, number VR 722901.

3. Declaration pursuant to Art. 83 para. 2 of Regulation (EU) No. 2017/1001 (EUTMR)

The trademark owner. declares that it does not carry out any commercial activity that includes the supply of goods for which the warranty is assumed in accordance with these statutes.

4. Reproduction of the certification mark



5. List of goods and services

The certification mark includes the **goods listed** in Annex 1.

6. Characteristics of the goods guaranteed by the certification mark

The certification mark guarantees properties of products that have an impact on their environmental impact throughout the product life cycle:

In the following, the characteristics of the products guaranteed by the certification mark are briefly described in relation to the individual phases of the product life cycle.

The detailed requirements, test certificates and any minimum proportions per product class result from the "Green Shape Certification Program" [published on the website](#) as well as the [test program](#) for product requirements and test certificates contained therein (hereinafter referred to as "Test Program") in its current version. This test programme is an integral part of these statutes.

6.1. Predominantly recycled or renewable raw materials

Each product consists of more than 50 percent recycled and/or renewable raw materials by weight, the recycled and/or renewable nature of which is confirmed by independent, recognized third-party certificates

The proportion of the final product is calculated according to the method described in the test program.

(For details, see [test program](#) ID 9, ID 10 incl. 10a–10i)

6.2. Supply Chain Visibility

The complete traceability of the certified raw materials from the supplier of the fibre/granulate to the manufacturer of the end product is documented in writing.

For each production stage, the production periods of the processed material and the end product are documented in a comprehensible manner. For example, it can be verified beyond doubt that the third-party certificates from points 6.1, 6.3, 6.4 and 6.5 are valid for the respective manufacturing step.

(For details, see [test program](#) ID 1, 2, 11)

6.3. Compliance with international best practice requirements for prohibited and restricted chemicals

All manufacturing and refining processes are subject to recognized international best-practice requirements for prohibited or restricted chemicals (Manufacturing Restricted Substances Lists, MRSL) as well as wastewater and residue limits (RSLs) (according to criteria defined in the test program).

Compliance with these requirements is proven by a documented chemical management system in writing, which covers at least the first and second upstream value creation stages, as well as by independent audits and random wastewater and residue analyses.

End products are randomly tested for residue compliance according to the same strict requirements.

(For details, see [test program](#) ID 12, 13, 16)

6.4. Certified processing plants

Substances and ingredients that make up at least the minimum proportions of the end product defined in the test program are produced or refined in companies certified according to independent environmental standards. These environmental standards are recognised according to criteria defined in the test programme .

(For details, see [test program](#) ID 14 incl. 14a–14d)

6.5. Certified fabrics and ingredients

In the amount of the aforementioned minimum proportions, third-party certificates from independent environmental standards are available for all processed materials. These environmental standards are recognised according to criteria defined in the test programme .

(For details, see [test program](#) ID 15 incl. 15a–15e)

6.6. Design and resource efficiency

6.6.1. Repairability

The products were analyzed with a standardized evaluation system with regard to repairability; Results and decisions are reproducibly documented.

(For details, see [test program](#) ID 3, 4)

6.6.2. Material Efficiency

In the manufacture of each product, at least 80% of the material used is recycled; accordingly, the waste is no more than 20% or less.

(For details, see [test program](#) ID 5)

6.6.3. Recyclability

All materials used for the products are tested for technical recyclability and an existing corresponding recycling infrastructure; non-recyclable components are subjected to a substitution test documented in writing.

(For details, see [test program](#) ID 6, 7, 8, 19)

6.7. Environmentally friendly care and long service life

The products are easy to clean: they can be washed at a washing temperature of no more than 30 °C, do not require dry cleaning and only need to be machine-dried in justified exceptional cases.

In addition, the manufacturer undertakes to provide suitable spare parts and services for repair and long product use.

(For details, see [test program](#) ID 17, 18)

6.8. Legally compliant and correct product labelling

The labelling of each end product contains complete and correct material information in accordance with the Textile Labelling Act; at the same time, misleading environmental or sustainability claims ("greenwashing") are expressly avoided.

(For details, see [test program](#) ID 20)

6.9. Changes in the guaranteed characteristics

Changes to the above features covered by the certification mark are only permissible if they serve the further development of the Green Shape standard, increase or specify the level of environmental protection achieved by the Green Shape Standard and/or become necessary due to new standards and/or laws or changes in the law.

They will take effect as soon as a revised version of the examination programme comes into force and any necessary amendment to this trademark statute has been accepted and registered by the European Union Intellectual Property Office (EUIPO).

7. Organizational structure of the Green Shape Standard

The **brand owner** is also the program owner of the Green Shape Standard. It grants the right to apply for certification according to the Green Shape Standards in accordance with its procurement regulations, as well as the right to use the certification mark.

Companies that want to achieve certification for their products are manufacturers of products according to the list of goods in Appendix 1 and meet the requirements of the trademark owner's procurement regulations.

Certification bodies carry out the certification according to the Green Shape certification program as a third party.

8. Testing and certification procedures

The testing and certification procedure of the Green Shape Standard, which is covered by the certification mark, is based on DIN ISO/IEC 17065 and includes supplementary requirements to this standard. The process was developed taking into account the guidelines according to DIN ISO/IEC 17067.

If a company wants to be certified according to the Green Shape Standard and use the certification mark, it submits an application to the trademark owner. The latter decides on the application in accordance with its procurement regulations.

In the event of a positive application decision, the trademark owner issues a confirmation to the applicant company and concludes a license agreement with the company in which the authorization to apply for certification and the use of the certification mark are regulated.

Now the company can submit an application for certification to a certification body accredited in accordance with DIN EN ISO/IEC 17065, which in turn has a valid license agreement with the trademark owner. The company is free to choose the certification body for carrying out the Green Shape certification, provided that it is approved for the Green Shape Standard. The trademark owner provides a list of approved certification bodies on its website.

If the decision on the application is positive, the certification body concludes a license agreement with the company for the implementation of the certification.

The certification body prepares a complete audit plan for the implementation of the certification process. To this end, it is based on a risk-based approach in accordance with the [OECD Industry Risks for the Textile and Footwear Industry](#) by taking into account the type, complexity and number of products to be certified, the environmental relevance of the materials used, whether and in which risk countries the production of raw materials, substances and ingredients as well as the products takes place, and, if applicable, other environmentally relevant risk factors.

After the certification process has been carried out, the certification body informs both the company and the brand owner of the result. If the certification decision is positive, a certificate is issued for a period of three years.

After successful initial or re-certification, at least annual surveillance audits are carried out by the certification body during the three-year term of the certificate.

If the company would like to include products in the Green Shape certificate that has already been issued during the current certificate period, it can apply to the certification body as part of the surveillance audit. To this end, it provides the certification body with an updated list of products intended for certification. After a successful surveillance audit, also with regard to the additional products, the certificate is updated with reference to the extended product list. The certificate term originally set for regular certification remains in place until recertification.

All details of the testing and certification process are regulated in the [Green Shape certification program](#) published on the [website](#).

9. Conditions and requirements for the use of the certification mark

To use the certification mark, a legally valid license agreement between the company and the trademark owner and a valid Green Shape certificate issued by a certification body is required.

The use of the certification mark is carried out in the registered form reproduced in these statutes and in compliance with all the requirements of the trademark manual developed for the [Green Shape](#) Standard and published on the [website](#) in the current version.

10. Persons authorized to use the trademark

Companies that have successfully completed the above-mentioned certification and testing program, have a valid Green Shape certificate issued by a certification body and have concluded a valid license agreement with the trademark owner are entitled to use the certification mark.

The use of the certification mark is only permitted by companies and only for products for which a certificate has been issued in accordance with the Green Shape Standard and for as long as this certificate is valid. The use of the certification mark before certification is excluded.

In addition, dealers who purchase and distribute certified Green Shape products from companies (certified according to the Green Shape Standard) are allowed to use the certification mark in relation to the distribution of these products.

11. Monitoring of the use of the certification mark

The monitoring of the Green Shape brand is carried out on the basis of random market observation by the brand owner and the certification body, in particular by means of event-related audits.

The certification body is obliged to monitor the proper use of the certification mark by companies certified by it in accordance with the requirements of these articles of association and the trademark manual in accordance with section 8 and to take appropriate measures if the certified company does not (or no longer) meet the requirements. This includes actions to be taken if the company refuses to respond appropriately to the complaint of improper use of the Green Shape brand.

If the certification body determines that the trademark is not being used, it informs the company and the trademark owner in writing within five working days of becoming aware of it.

This also applies in the event that a certification is not renewed or withdrawn, as well as in the event that non-certified companies or other unauthorized third parties use the certification mark.

In addition, the trademark owner carries out event-related checks of the proper use of the certification mark as part of market surveillance.

12. Sanctions

Without prejudice to the sanctioning of an improper use of the Green Shape trademark by the certification body, the trademark owner reserves the right to take action against it himself.

Depending on the nature and severity of the violation of the Terms of Use, sanctions against an impermissible use of the certification mark by companies in the context of certification according to the Green Shape Standard may include a clarifying discussion, a formal warning, an obligation to undergo further training or further qualification measures to ensure the integrity of the Green Shape Standard and the certification mark, the withdrawal of the right to use the certification mark or other sanctions under the license agreement.

Depending on the nature and severity of the violation of the terms of use, sanctions against an impermissible use of the certification mark by actors who are not in the context of certification according to the Green Shape Standard can be a clarifying conversation, a formal warning or further legal steps.

The trademark owner also reserves the right to assert claims under trademark law, in particular claims for injunctive relief, information and damages.

Without prejudice to the above-mentioned sanction measures by the certification body, the right to assert claims for infringement of the certification mark belongs solely to the trademark owner. The latter may, at its own discretion, delegate the assertion of such claims to other parties in an appropriate manner.

This does not affect the certification bodies' own sanction options with regard to certification, in particular measures under the certification programme of the Green Shape Standard in the current version

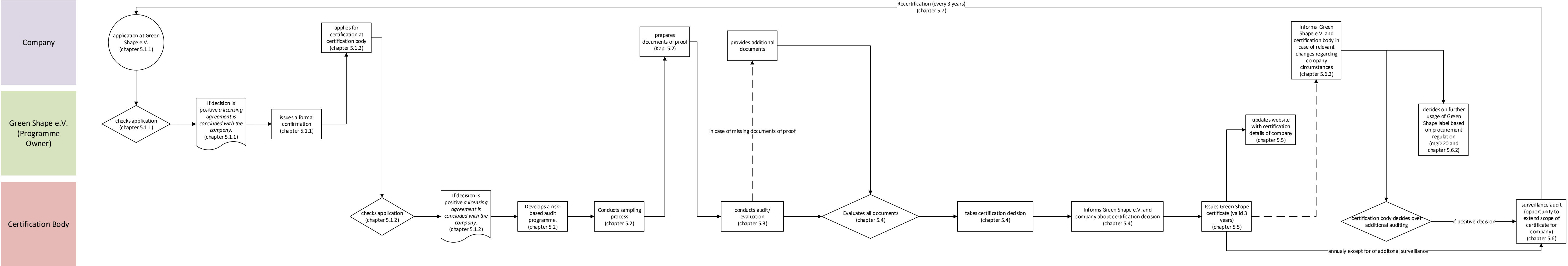
Sanctions are documented by the certification body and the trademark owner and can be made public.

Appendix 1

Classes of goods within the scope of the Green Shape Standard for environmentally friendly clothing and textile products	
Commodity class	Description
5	First Aid Kits
9	Protective and safety equipment, safety clothing
12	bicycle bags; bicycle accessories for carrying luggage; bicycle accessories for taking drinks with you; adapted covers for bicycles; saddle covers for bicycles; Protective hoods for vehicles; adapted storage containers for vehicles; Water bottle holder for bicycles; Hoods for vehicles; adapted covers for vehicles; Covers and hoods for strollers
18	Backpacks; Pockets; Travel bags; suitcases for travel purposes; back carriers for carrying children; travel accessories; Wallets; camping bags; Cosmetic case; Key cases; Carrier bags; chest and stuff bags; protective covers for backpacks; Saddlebags, hip bags; School bags
20	sleeping mats [mattresses] for camping purposes; sleeping mats [pillows or mattresses]; Seat cushions
22	tents; Tents [awnings] for vehicles; bivouac covers [adapted]; ropes; Waterproof covers (tarpaulins)

24	sleeping bags; adapted pockets for sleeping bags; bivouac bags as protective covers for sleeping bags; covers for seat cushions; Waterproof and breathable fabrics
25	garments; footwear; headgear; belt;
28	Climbing harnesses

Appendix 2



GS3.1 mgD 44 certification process visual V1.0
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