



GS1 Working Group Invited Government Agency Representative Contribution Declaration

Whereas Contributor will make or may make a Contribution to a Working Group of GS1, as set forth below and Contributor is planning to be a participant in said Working Group, this Declaration is intended to set forth terms pertaining to the use of any intellectual property rights of Contributor in any Contribution by Contributor to the Working Group.

Specifically, Contributor will make, or may make, a Contribution to:

(GS1 Working Group Name)

(Name of Meeting or Topic Discussion)

(Date of Meeting)

1.0 Definitions

1.1 “Certified Compliant System” means any system (e.g. an RFID tag, an RFID reader, an ONS server, Barcode readers and printers, compliant software) which has been certified in a manner established by the Trustee comply with a Standard/Specification and is subject to compliance certification conditions established by Trustee. Such certification conditions shall include licensing obligations by the party seeking certification commensurate with those set forth herein in Section 3.1. “Candidate Certified Compliant System” means any system developed, or under development, solely for the purpose of obtaining compliance certification.

1.2 “Compliant Portion” means a portion, module, or component of a Certified Compliant System or a candidate Certified Compliant System which implements no more than is required to operate in accordance with the Standard/Specification and which performs or implements such function only as set forth in the Standard/Specification.

1.3 “Contribution” means any submission of concepts, data, suggestions, revisions to a draft Standard/Specification, whether in written or oral form, made with the intention of inclusion thereof into the Standard/Specification.

1.4 “Contributor” means the party making the Contribution, whether individually or on behalf of any other party to which the party has an obligation to assign intellectual property rights in the Contribution. In the case of an obligation to assign, this Declaration shall be endorsed by the assignee.

1.5 “Trustee” means GS1 Inc., its assigns or successors in interest. Actions of Trustee as referenced herein are actions authorized by the Board of Governors of GS1.



1.6 “Standard/Specification” means a technical standard/specification approved by the Working Group and ratified by the Trustee.

1.7 “Necessary Claims” means all present, pending and hereafter acquired patent claims that would be necessarily infringed by implementing the Standard/Specification. A claim is necessarily infringed only when it is not possible to avoid such infringement because there is no non-infringing alternative for implementing the Standard/Specification.

1.8 “Working Group” shall mean a body constituted by the Trustee for the purpose of developing a Standard/Specification.

2.0 Making of Contribution

2.1 All Contributions shall be recorded by the Working Group Secretary, or by such other person(s) as shall be designated by the Working Group Chair in written form, whether by summary of oral Contribution, notes, drafts, presentation materials, or the like.

3.0 Rights in Contributions

3.1 Contributor represents that he/she is authorized to make Contribution(s) to the Working Group and neither Contributor or any party known to the Contributor have intellectual property rights in the Contribution, whether alone or in combination with the subject matter of the Standard/Specification under development by the Working Group.

3.2 Contributor represents that, to the best of his knowledge, there is no third party owning exclusive rights or intellectual property rights in the Contribution(s) alone or in combination with the subject matter of the Standard/Specification under development by the Working Group.

3.3 As a condition of making a Contribution to the Working Group, Contributor authorizes the Working Group to incorporate the Contribution in the Standard/Specification, and hereby represents that Contributor has not filed, and agrees not to file, a patent application directed to the Contribution, alone or in combination with the subject matter of the Standard/Specification, and Contributor, and the organization represented by Contributor, the _____, represent and acknowledge that it would be inconsistent with _____ policy to interfere with or assert proprietary rights against Standards in which the _____ or an _____ representative has participated.

3.4 By making a Contribution of copyrightable material, including without limitation drawings, compilations of data, software, or text, the Contributor shall grant to any party a worldwide, non-exclusive, royalty-free license to copy, publish, distribute and make derivative works that are based on or incorporate all or part of the Contribution, for use (a) in developing and publishing the Standard/Specification and related materials for which such Contribution was made; (b) in developing and implementing a Candidate Certified Compliant System or a Certified Compliant System; and (c) by other standards development organizations, such as



ISO, solely for the purpose of adopting the same or a substantially related Standard/Specification.

4.0 Contributions Included

4.1 This Contribution Declaration shall apply to all Contributions made my Contributor to the Working Group Identified herein.

5.0 Reciprocity

5.1 The Contributor's license in Contribution(s) set forth herein shall not be effective as to any party that does not make a license available on substantially equivalent terms with respect to the same Standard/Specification as that requiring a license from the Contributor.

6.0 Authority

6.1 The Contributor represents that he/she is authorized to enter into this Declaration. The undersigned person represents that he/she is authorized to sign this Declaration on behalf of the Contributor.

for reading purposes only do not sign

When you are ready to sign the GS1 Working Group Invited Expert Contribution Declaration follow these instructions.



1. [Click here](#) to request to sign the GS1 Working Group Invited Expert Contribution Declaration
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