



GS1 Working Group Non-Member Contribution Declaration
Rev. 7 August 2009

Whereas Contributor will make or has made a Contribution to a Working Group of GS1, and Contributor is not a member of said Working Group, this Declaration is intended to set forth terms pertaining to the use of any intellectual property rights of Contributor in said Contribution.

Specifically, Contributor will make, or has made, 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.

2.2 No Contributions from non-members of the Working Group shall be received by the Working Group in the absence of assent to this Declaration by the Contributor.

3.0 Rights in Contributions

3.1 Contributor warrants that he/she is authorized to make Contribution(s) to the Working Group by any party known to the Contributor to 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 warrants that, to the best of his/her knowledge, there is no third party owning an exclusive right in the Contribution(s) alone or in combination with the subject matter of the Standard/Specification under development by the Working Group.

3.1 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 grants a nonexclusive, nontransferable, non-sublicensable, worldwide royalty-free right in any Necessary Claims to the Contribution, alone or in combination with the subject matter of the Standard/Specification, to any party implementing a Compliant Portion relative to the Standard/Specification.

3.2 By making a Contribution of copyrightable material, including without limitation drawings, compilations of data, software, or text, the Participant 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 and warrants that it is authorized to enter into this Declaration. The undersigned person represents and warrants that he/she is authorized to sign this Declaration on behalf of the Contributor.



When you are ready to sign the GS1 Invited Expert Agreement follow these instructions.

1. [Click here](#) to request to sign the GS1 Invited Expert Agreement
2. You will receive the document via email
3. Click on document link
4. Please click “click here to review and e-sign the GS1 Invited Expert Agreement”
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6. Scroll to the bottom to fill out the required fields.
7. Click the signature box. A pop up window will appear.
8. Enter your name, when entering your name, and electronic signature is generated.
9. If you would like to draw your signature, click “I would like to draw my signature”
10. Click Apply
11. To finish signing the document, click “click to eSign” box at the bottom.
12. You will receive an email confirmation the document has been signed. A .pdf of the signed document will be attached for your records.

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