

Type-Approval Procedure

Information System of the German Type-Approval Authority

Use of external trademarks and/or brand names

Question or issue:

As a part of globally networked manufacturing and supplying processes, there is often the need for vehicle parts to be labelled with external trademarks and/or brand names. A practical example for this case is if, for example, OEM suppliers affix the corresponding external trademarks and/or brand names of the OEM. Where the approval holder is not the owner of the external trademark and/or brand name, suitable documentary evidence must be submitted to the *Kraftfahrt-Bundesamt* (*KBA*) for the consent to such use having been obtained.

Result:

The current regulations set forth by the *KBA* provide for the applicant having to request an authorisation from the owner of the external trademark and/or brand name with regard to external trademarks which can clearly be recognised as such. This confirmation does not need to have a specific form.

To standardise the procedure and to avoid any delay of the approval process by subsequently re-requesting this authorisation, a case-by-case authorisation issued by the approval holder is waived in future.

The aim is to request a general statement from the approval holder. For this purpose, the supplier information (form 5.1) is extended as part of the initial assessment when the information sheet on initial assessment (MAB) is revised the next time. A passage will be included in the supplier information where the applicant confirms the authorisation to use external trademarks and/or brand names.

Following the revision, the latest MAB will be published on the *KBA* website.

This procedure applies exclusively to new applicants for whom the initial assessment has not yet been completed.

With regard to applicants for whom the initial assessment has been completed, the following regulation applies:

Concerning new type-approvals which show external trademarks and/or brand names the form "confirmation for the use of external trademarks/brand names" is now required. The applicant thus provides suitable documentary evidence for the extended administrative requirements for the type-approval to be met. The form is included as an attachment to this IST and is also available on the *KBA* website in the category "Vehicle Technology, Section "Downloads".

The applicant only needs to complete the above form once and send the original paper copy to the *KBA*.

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The regulation described applies as from 1 August 2014.

The *KBA* reserves the right to request an authorisation on a case-by-case basis.

Flensburg, 2 May 2014
400-21.03/001
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