

Effective October 3, 2017  
Revised March 9, 2018  
Revised June 22, 2018  
Revised August 1, 2018  
Revised September 26, 2018

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# **Marine Eco-Label Japan**

## **Regulations for the Use and Management of Logo**

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**Marine Eco-Label Japan Council**

## Introduction

Marine Eco-Label Japan Council (hereinafter referred to as MEL Council) is the Scheme Owner of Marine Eco-Label Japan (hereinafter referred to as MEL). This document defines the conditions and procedures that the users of MEL's logo (illustrated below, hereinafter referred to as the logo) shall comply.



The logos above are the property of MEL Council registered under the Trademark Act. The property rights of logo are protected under the Trademark Act and the logo is not allowed to use without the permission of MEL council. The MEL Council permits a non-exclusive right to use to the logo to which the Certification Body (CB) satisfies the Operation Management Regulations for the MEL Certification Scheme (OMR) 6.3. and applicants concluded the contract on the use of Logo with the CB.

The details of registered trademark are shown as below.

Registered trademark No. 5140153 (Registered June 13, 2008.)

[List of classes, explanation and examples]

Classes	Explanation	Examples
[Class 14]	Class 14 includes mainly precious metals and certain goods made of, precious metals or coated therewith, as well as jewellery, clocks and watches, and component parts therefor..	Pearls, precious coral
[Class 20]	Class 20 includes mainly furniture and parts therefor, as well as certain goods made of wood, cork, reed, cane, wicker, horn, bone,	Coral, mother-of-pearl (unprocessed and semi-processed)

	ivory, whalebone, shell, amber, mother-of-pearl, meerscham and substitutes for all these materials, or of plastic.	
<b>[Class 29]</b>	Class 29 includes mainly foodstuffs of animal origin as well as vegetables and other horticultural comestible products which are prepared for consumption or conservation.	Seafood (excluding living animals), processed marine products, curry/stew/soup bases, ochazuke seaweed, namemono side dishes, edible protein, etc.
<b>[Class 30]</b>	Class 30 includes mainly foodstuffs of plant origin prepared for consumption or conservation as well as auxiliaries intended for the improvement of the flavour of food.	Tea, confectionery, bread, seasonings, spices, ice cream, sherbet, cereals prepared for human consumption, pot stickers, sandwiches, shumai meat dumplings, sushi, takoyaki, meat buns, hamburgers, pizza, bento lunches, hot dogs, meat pies, and ravioli
<b>[Class 31]</b>	Class 31 includes mainly land and sea products not having been subjected to any form of preparation for consumption, live animals and plants, as well as foodstuffs for animals.	Bait for fishing, seafood (only living animals), seaweed, protein for livestock feed, livestock feed

Note: the classes are based on Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks

### **(Definitions)**

- Certified organization: A business operator which is certified under the Fisheries Management Standard (FMS) /Aquaculture Management Standard (AMS) or Chain of Custody Standard (CoCS) of MEL.
- Uncertified organization: A business operator which is not certified under the FMS/AMS or CoCS of MEL but wishes to use the logo. Example are as follows:
  - ✓ Charity organizations, educational organizations, non-profit organizations or non-governmental organizations
  - ✓ Government agencies

- ✓ Mass media
- ✓ Representative and marketing organisation which wish to promote certified seafood
- ✓ Publisher or author of publication
- ✓ Accreditation Body (AB) and Certification Body (CB)
- Logo user: Those who use the logo with the permission from the MEL Council
- Certified marine products: Marine products that is harvested by fisheries certified by FMS/AMS of MEL or manufactured goods made of those products
- Uncertified products: Products except for the certified marine products (regardless of marine or non-marine products)

## **1. (Scope of application)**

The scope is applicable around the world.

## **2. (Conditions for the logo use)**

### **2.1. In case that certified entities use the logo for the certified marine products:**

- 2.1.1.** The certified organization shall ensure that the product with the log is certified marine product. In case that the product is made of multiple raw materials, the certified organization shall ensure that the product is in accordance with the internal guideline (see Appendix 1).
- 2.1.2.** The certified organization shall ensure that the product is processed and distributed by companies certified by CoCS of MEL. In case that the processing and distribution are conducted by foreign companies, the use of logo is permitted if all the companies are certified by CoCS of MEL.
- 2.1.3.** The certified organization shall ensure that all the certification for FMS and CoCS of MEL is within the validity period.
- 2.1.4.** The certified organization shall use and manage the logo in accordance with the procedures listed in Section 4.1.

### **2.2. In case that the certified entity uses the logo on uncertified products\*:**

**\*Examples of uncertified products: banners, posters, or letterhead, etc.**

- 2.2.1.** The certified organization shall use the logo to emphasise that they are certified by FMS/AMS or CoCS of MEL.
- 2.2.2.** The certified organization shall use and manage the logo in accordance with the procedures listed in Section 4.1.

### **2.3. In case that uncertified organization uses the logo:**

- 2.3.1.** The uncertified organization shall ensure that the purpose of logo use is in alignment with the objectives and operations of MEL Council stipulated in the Statutes of the MEL Council.
- 2.3.2.** The uncertified party shall use and manage the logo in accordance with the procedures listed in Section 4.2.

### **3. (Fees for logo use)**

#### **3.1. In case, the certified entity uses the logo:**

The certified entity shall pay the usage and management fee of logo (hereinafter referred to as the logo usage fee) to the MEL Council through a CB.

##### **The entity certified by FMS/AMS of MEL:**

Total tonnage of power-driven vessels in use	Logo usage fee (Annual)
Less than 10 tonnes (including non-powered and unused vessels)	JPY 30,000
10 or more and less than 1,000 tonnes	JPY 50,000
1000 tonnes or more	JPY 100,000

Note: In case that the entity certified for both FMS/AMS and CoCS of MEL sells the certified products, the fee structure of FMS/AMS is applied.

##### **The entity certified by CoCS of MEL:**

Number of employees	Logo usage fee (Annual)
Less than 10	JPY 30,000
10 or more and less than 300	JPY 50,000
300 or more	JPY 100,000

#### **3.2. In case that the uncertified organization uses the logo:**

The uncertified organization is not required to pay the logo usage fees unless MEL Council provide notification.

### **4. (Procedures for the use and management of logo)**

#### **4.1. In case that the certified organization uses the logo:**

- 4.1.1.** The certified entity is allowed to start using the logo once the certificate was issued by the CB, and the certified organization signed the contract on the use of Logo.
- 4.1.2.** The certified entity shall use and manage the logo according to the regulation set forth in this document and in the contract on the use of Logo.
- 4.1.3.** The certified organization shall pay the logo usage fee as set forth in this document and in the

contract on the use of Logo to the MEL Council through the CB.

- 4.1.4. The certified organization ensure the use and manage of the logo in accordance with regulations in this document and the contract on the use of Logo through the annual review conduct by CB.
- 4.1.5. The certified organization, as required by the CB, shall report to the CB the weight of certified products shipped or sold with bearing the logo, and the number of logo-labels born, by using the report form (see Appendix 2) during the annual audit.

**4.2. In case that uncertified organization use the logo:**

- 4.2.1. In case that the uncertified organization use the logo, “Application for the Licencing of the Logo and the Plan of Logo Use” (see Appendix 3) shall be submitted to the MEL Council.
- 4.2.2. The MEL Council grants the license for the noncertified organization to use the logo once the purpose of logo use is satisfied with the objective of MEL Council. The MEL Council shall process the application within five working days. In case, the process takes more than five working days, MEL Council shall inform accordingly.
- 4.2.3. The uncertified organization is allowed to start using the logo upon receiving the permission unless MEL council requires to pay its usage fee. In case the usage fee is required, the noncertified organization is allowed to start using the logo after the usage fee was paid.
- 4.2.4. A company, other than a certified organization, shall deliver any product that uses the logo to the MEL Council once it is complete, if the council requests for them to do so.

**5. (Specification of logo)**

**5.1. In case that the logo is used in colour:**



認証番号 : XXXX

Certification No.: XXXX

- 5.1.1. The logo user shall display the certification number under the logo.
- 5.1.2. The logo user shall use the DIC2601, the standard colour of Dai Nihon Ink Co., or a similar colour for the blue portion of the logo.
- 5.1.3. The logo user shall use the DIC167, the standard colour of Dai Nihon Ink Co., or a similar colour for the yellow portion of the logo.
- 5.1.4. The logo user shall ensure the clear contrast between the logo and the ground colour.
- 5.1.5. In case that the logo user enlarges or shrinks the logo, the aspect ratio must remain the same after the size change.
- 5.1.6. The logo user is allowed to obtain the repro of logo from the MEL Council.

5.1.7. The logo user is allowed to use the logo with other different logos.

5.1.8. The logo user is allowed to attach messages which will not mislead the customers anyway.

**Example of a MEL declaration "This product was harvested by certified fisheries that promote the conservation of ocean and natural resources"**

The MEL Council may instruct the users on the position of messages.

## 5.2. In case that the logo is used in monochrome:

Version 1:



認証番号 : XXXX



Certification No.: XXXX

Version 2:



認証番号 : XXXX



Certification No.: XXXX

5.2.1. The logo user shall display the certification number under the logo.

5.2.2. The logo user shall ensure the clear contrast between the logo and the ground colour but MEL Council does not specify its colour coordination.

5.2.3. In case that the logo user enlarges or shrinks the logo, the aspect ratio must remain the same after the size change.

5.2.4. The logo user is allowed to obtain the repro of logo from the MEL Council.

5.2.5. The logo user is allowed to use the MEL logo with other logos.

5.2.6. The logo user is allowed to attach messages which will not mislead the customers anyway.

**Example of a MEL declaration "This product was harvested by certified fisheries that promote the conservation of ocean and natural resources"**

The MEL Council may instruct the users on the position of messages.

Supplemental Provision

This regulation shall come into effect as of October 2, 2017

Supplemental Provision

This regulation shall come into effect as of March 9, 2018

Supplemental Provision

This regulation shall come into effect as of June 22, 2018

Supplemental Provision

This regulation shall come into effect as of August 1, 2018

Supplemental Provision

This regulation shall come into effect as of September 26, 2018



## **Detailed Rules for the Mixtures of Certified Marine Products and Uncertified Ingredients**

### **Introduction**

In case that the certified marine products of Marine Eco-Label Japan (hereinafter referred to as MEL), the ingredients of certified marine product shall be displayed for the consumers to accurately understand and to avoid misleading the customers anyway. This section defines the general rules that the certified organization of the Chain of Custody standard of MEL use the logo to the mixed product of certified marine products and uncertified marine products and/or uncertified products. This detailed regulations are applied for food and drink as well as for products attached to the human body such as poultice.

### **Definitions:**

- Certified marine product: Marine products that is harvested by fisheries certified by Fisheries Management Standard (FMS)/Aquaculture Management Standard (AMS) of MEL or manufactured goods made of those products
- Certified organization: A business operator which is certified under the FMS/AMS or Chain of Custody Standard (CoCS) of MEL.
- Uncertified marine product: Marine products which are produced by uncertified organization or processed by those marine products.
- Uncertified product: All the products which are not contain either the certified marine products or the mixture of certified and uncertified products at the processing process.
- Logo user: A organization which sell or use logo on the certified products that are mixed uncertified marine product or and/or uncertified product.

#### **1. [Regulations for the mixture of certified and uncertified marine product (the same fish species)]**

The logo user shall not mix the certified and the uncertified marine product of the same fish species.

#### **2. [Regulations for the mixture of certified and uncertified marine product (different fish species)]**

In case that the certified and uncertified marine product of different fish species are mixed, the logo user shall use at least 95% of the total seafood ingredient within the products. Where there is less than 95%, the logo user must state the name and percentage of certified product in the mixed product.



[\_\_\_\_ (species name), \_\_\_\_%]

The font shall be 8 point or larger MeiryōUI, and the certified fish species shall clearly indicated.

**3. [Regulations for the mixture of certified marine product and uncertified product (other than a marine product)]**

In case that the certified marine product and uncertified product (other than a marine product) are mixed, the logo can be used without provisions. However, it is ideal to add an explanation to avoid misleading the customers anyway.

## Appendix 2

### Report of the Logo Use

Marine Eco-Label Japan Council  
President

[Month] [date], [Year]

Name of the Certified Entity

This is the report of the logo use in accordance with the provision stipulated in the 4.1.5 of MEL Regulations for the Use and Management of Logo.

■The weight and number of the certified products shipped/sold bearing the logo (from MM/YYYY to MM/YYYY)

Name of the Certified Seafood Products :

Weight : ○○kg(t)

Number of Logo-labels born :

※When sold to the end consumer, the number of sales and the number of shipment are to be described separately. Add lines if necessary.

**Marine Eco-Label Japan (MEL)**



**Application for the Licencing of the Logo and  
the Plan of Logo Use**

[Month] [date], [Year].

Marine Eco-label Japan Council  
President

Address

Organization

Representative

Seal/Signature 印

This is application for the licensing of the logo of Marine Eco-Label Japan (MEL) in accordance with the regulations for the use and management of the logo.

Name of contact person	
Contact details	Telephone E-mail
Date of application	(DD/MM/YYYY)
Product on which the logo will be used	
Purpose of use	
General overview of the product*	

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- In case that the logo will be used for the publication, please attach the full manuscript of publication to be affiliated with the logo.  
In case that the logo will be used on the website, please attach all the webpages to be affiliated with the logo.  
In case the logo will be used is a program on television, etc., please explain the type of program and its contents