



2009

Rules for the Operation of The Australian Carpet Classification Scheme Incorporating The Environmental Certification Scheme

Administered by the Carpet Institute of Australia Limited

ABN 11 006 829 303

PO Box 7172, St Kilda Road, Melbourne 8004

Tel: (03) 9804 5559 • Fax: (03) 9804 5560

Email: info@carpetoz.com.au • Web: www.carpetinstitute.com.au



Contents

1. Title 3

2. Scope 3

3. Definitions and Construction..... 3

4. Funding and Administration 5

5. Accounts and Business Records 5

6. Certification Mark..... 5

7. Panel 5

8. Panel Composition 5

9. Appointment of Members of the Panel..... 5

10. Maintain copy of Technical Guidelines 6

11. Licences 6

12. Issue of Licence Number..... 6

13. Scope to Make Further Applications for Licence..... 6

14. Register 6

15. Entitlement..... 7

16. Fees 7

17. Classification 7

18. Categories 7

19. Labels..... 8

20. Consideration of Applications 8

21. Notification of Classification..... 8

22. Index of Carpet Quality Names..... 8

23. Quality Names..... 8

24. Dispute..... 9

25. Property of Certification Mark..... 9

26. Use of the Certification Mark..... 9

27. Display of the Certification Mark and Labels 10

28. Quality Assurance Program 10

29. Selection and Collection of Samples for Random Testing..... 11

30. Testing Procedures 11

31. Interpretation of Quality Assurance Results and Compliance 11

32. Re-assessment of Classification Assigned to Textile Floor Coverings 12

33. Cancellation of Licences 13

34. Voluntary Withdrawal..... 13

35. Procedure for Withdrawal..... 13

36. Discontinue Use of Certification Mark..... 13

37. Indemnity 14

38. Remuneration to Carpet Institute of Australia Limited 14

39. Termination of the ACCS..... 14

40. Amendment of Technical Guidelines..... 14

41. Objection of amendment of Technical Guidelines..... 14

42. Amendment of Rules..... 14

43. Appeal 15

44. Licensee responsible for Complaints..... 15

SCHEDULE 1 16

SCHEDULE 2 17



RULES FOR THE OPERATION OF THE AUSTRALIAN CARPET CLASSIFICATION SCHEME

1 Title

The title of the Scheme shall be the Australian Carpet Classification Scheme.

2 Scope

The Australian Carpet Classification Scheme is a scheme by which textile floor coverings having pile use surfaces, manufactured in, or imported for use within Australia, are classified in accordance with the Australian Carpet Classification Scheme Technical Guidelines as amended from time to time but excludes rugs and any other such textile floor coverings as determined by the Australian Carpet Classification Scheme Panel from time to time.

3 Definitions and Construction

3.1 In these Rules and in any schedule hereto the following terms shall have the respective meanings set out below:-

3.1.1 "ACCS" shall mean the Australian Carpet Classification Scheme;

3.1.2 "Appeal" shall mean an appeal to the Registrar of Trade Marks;

3.1.3 "CIAL" shall mean the Carpet Institute of Australia Limited;

3.1.4 "Certification Mark" shall mean Registered Trade Mark No. C309,403 in the name of the Carpet Institute of Australia Limited of Level 2, 20 Queens Road, Melbourne which comprises a "shuttle" symbol and the words "AUSTRALIAN CARPET MARK" set out in Schedule 1;

3.1.5 "Classified Textile Floor Covering" shall mean a machine-made textile floor covering having a pile use surface classified under the Australian Carpet Classification Scheme in accordance with the Australian Carpet Classification Scheme Technical Guidelines as amended from time to time but shall not include a hand-made rug and any such textile floor coverings as determined by the Australian Carpet Classification Scheme Panel from time to time;

3.1.6 "Committee" shall mean the Committee of the Carpet Institute of Australia Limited appointed in accordance with the Articles of Association of that company;

3.1.7 "Label" shall mean any one of the labels set out in Schedule 2 bearing the Certification Mark as varied from time to time by notice in writing given to the Licensee by the Licensor and any other Label brought within the scope of this Agreement from time to time by notice in writing given to the Licensee by the Licensor;

3.1.8 "Licence" shall mean a licence to use the Certification Mark and the Labels on or in relation to Classified Textile Floor Coverings and submit Textile Floor Coverings to the Carpet Institute of Australia Limited for classification by the Panel in accordance with the Rules as amended from time to time with the consent of the Registrar;



- 3.1.9 "Licence Number" shall mean the licence number issued to a Licensee upon registration of a granted Licence;
- 3.1.10 "Licensee" shall mean a person holding a valid Licence and may include both members and non-members of the Carpet Institute of Australia Limited;
- 3.1.11 "Person" shall include companies, bodies corporate and other legal entities;
- 3.1.12 "Panel" shall mean the classification panel of the CIAL appointed in accordance with Rules 8 and 9;
- 3.1.13 "President" shall mean the president of the Carpet Institute of Australia Limited appointed in accordance with the Articles of Association of that company;
- 3.1.14 "Register" shall mean the General Register in accordance with Rule 14;
- 3.1.15 "Registered Number" shall mean the exclusive number allotted to each textile floor covering under the ACCS as recorded by the ACCS General Register;
- 3.1.16 "Registered Office" shall mean Level 2, 20 Queens Road, Melbourne; Victoria 3004
- 3.1.17 "Registered Specification" shall mean the nominal and tested specification of a Classified Textile Floor Covering as recorded by the ACCS General Register;
- 3.1.18 "Rules" shall mean the rules herein prescribed as amended from time to time;
- 3.1.19 "Standard Tolerance" shall mean standard manufacturing process variation as described in Australian Standard 1385 (Textile Floor Coverings - Metric Units and Commercial Tolerances for Measurement);
- 3.1.20 "Technical Guidelines" shall mean the Australian Carpet Classification Scheme Technical Guidelines as amended from time to time containing details of the technical standards and other standards and specifications prescribed for classification by the Panel;
- 3.1.21 "Testing Laboratory" shall mean a textile testing laboratory accredited by the National Association of Testing Authorities or international equivalent; and
- 3.1.22 "Textile Floor Covering" shall mean a textile floor covering having a pile use surface of a particular combination of construction, pile fibre, composition, pile weight, pile height, and other technical considerations set out in the Australian Carpet Classification Scheme Technical Guidelines as amended from time to time but excluding rugs and any other such textile floor coverings as determined by the Australian Carpet Classification Scheme Panel from time to time.
- 3.2 In these Rules and in any schedules hereto words in the singular include the plural and vice-versa and words in one gender include the other genders.
- 3.3 The headings in these Rules are for ease of reference only and shall not affect the construction or meaning of these Rules or any provision thereof.



4 Funding and Administration

The ACCS shall be sponsored by the CIAL and vested in the CIAL and administered by the CIAL.

The ACCS shall be part funded by ACCS Licensees in the form of Licence fees and any other fees charged in relation to the classification of Textile Floor Coverings and part funded by the CIAL in the form of technical, marketing, administrative and other support services provided over and above remuneration set out in Clause 37 of the Rules.

5 Accounts and Business Records

The accounts and business records of the ACCS shall be kept separately by the CIAL, but these accounts and records shall be subsumed under the CIAL for taxation and other related purposes. The CIAL and the ACCS shall use the same auditor, but all ACCS funds shall be accounted for separately.

6 Certification Mark

The Certification Mark may only be used on and in relation to Textile Floor Coverings classified under the ACCS in accordance with the Technical Guidelines and these Rules.

7 Panel

The Panel shall be responsible for classifying Textile Floor Coverings submitted to it by the CIAL for classification under the ACCS in accordance with the Technical Guidelines.

8 Panel Composition

8.1 The Panel shall initially be appointed by the Committee of the CIAL. The Panel shall comprise a maximum of 13 members or such other number as determined by the CIAL from time to time and shall be selected from representatives of carpet manufacturers, whether members of the CIAL or not, and other persons having relevant technical experience relating to the manufacture of Textile Floor Coverings or other experience which in the view of the CIAL shall be of assistance to the operations of the Panel.

8.2 A minimum of five Panel members must be present before gradings can be awarded at any classification meeting.

9 Appointment of Members of the Panel

The Panel may appoint new members to the Panel or remove existing members from the Panel on a decision of the majority of the members of the Panel subject to the new members being selected from nominees nominated by the Committee.



10 Maintain copy of Technical Guidelines

- 10.1 The CIAL shall maintain at the Registered Office a copy of the Rules and a copy of the Technical Guidelines. The Rules and Technical Guidelines shall be available to the public for inspection during the normal business hours of the Registered Office.
- 10.2 CIAL shall submit a copy of the Technical Guidelines to the Registrar of Trade Marks upon request.

11 Licences

- 11.1 Every person wishing to participate in the ACCS and use the Certification Mark and the Labels must submit a written application to the CIAL for a Licence to do so and, if required by the Panel, show to the reasonable satisfaction of the Panel:
- 11.1.1 that he is a manufacturer or a bona fide distributor/importer of Textile Floor Coverings;
- 11.1.2 that he is of good repute and of good financial standing; and
- 11.1.3 that he shall sign a Licence.
- 11.2 In the event of any inconsistency between any provision of the Rules and any provision of a Licence, the Rules shall prevail.

12 Issue of Licence Number

The CIAL shall issue to each applicant who, in the opinion of the Panel, complies with the conditions set out in Rule 11, a Licence Number, provided always that the Panel may, subject to an appeal to the Registrar, in its absolute discretion refuse to grant a Licence to any applicant. The Panel shall provide the applicant with reasons for any such refusal to grant a Licence.

13 Scope to Make Further Applications for Licence

Nothing in Rule 12 shall preclude an applicant submitting a further application for a Licence.

14 Register

The CIAL shall establish and maintain a General Register containing:

- 14.1 the name and address of each Licensee under the ACCS;
- 14.2 the name and address of the Australian agent(s) of each overseas Licensee under the ACCS;
- 14.3 the date of registration of each Licence and the Licence Number issued to each Licensee;
- 14.4 the Registered Number allotted to each Textile Floor Covering classified under the ACCS and such other detail as the Panel may from time to time require to be recorded concerning each Classified Textile Floor Covering; and
- 14.5 such other particulars as the CIAL or Panel may from time to time deem necessary.



15 Entitlement

Subject to the Licence, the Technical Guidelines and the Rules, upon being issued with a Licence Number, the Licensee shall be entitled to submit Textile Floor Coverings to the CIAL for classification under the ACCS and use the Certification Mark and the Labels on and in relation to Classified Textile Floor Coverings.

16 Fees

Each Licensee shall pay to the CIAL the annual subscription payable in advance of such amounts in accordance with the Licence and on such terms and conditions as may, from time to time, be prescribed by the Panel. The Licensee shall also pay to the CIAL any further or other fees the Panel may at its discretion prescribe for the promotion and running of the ACCS.

17 Classification

An application for classification of a Textile Floor Covering under the ACCS shall be in the form from time to time prescribed by the CIAL. Each application shall be accompanied by as many samples of the Textile Floor Covering as are from time to time prescribed by the Panel and included in the Technical Guidelines, as published by the ACCS from time to time. Each application shall also be accompanied by the prescribed fee as determined by the Panel from time to time. A prescribed fee will, in addition, be payable for each Textile Floor Covering registered for each calendar year or part thereof. A Licensee who voluntarily withdraws a Textile Floor Covering submitted for classification under the ACCS in accordance with the Rules and the Technical Guidelines, shall be liable to pay the fee from time to time prescribed for the whole of the calendar year in which the withdrawal takes place. Fees may, from time to time, be prescribed by the Panel on the recommendation of the CIAL.

18 Categories

The categories prescribed by the Technical Guidelines shall be:

ACCS Location Guidance Classification:

Residential Light Duty	(1 star rating)
Residential Medium Duty	(2 star rating)
Residential Heavy Duty (lower to mid range)	(3 star rating)
Residential Heavy Duty (mid to higher range)	(4 star rating)
Residential Extra Heavy Duty (lower to mid range)	(5 star rating)
Residential Extra Heavy Duty (mid to higher range)	(6 star rating)
Contract Light Duty	(1 star rating)
Contract Medium Duty	(2 star rating)
Contract Heavy Duty	(3 star rating)
Contract Extra Heavy Duty	

ACCS Environmental Classification:

Environmentally Certified



19 Labels

There shall be a designated Label as set out in Schedule 2 for each of the categories of classification of the ACCS specified in Rule 18, which shall be used in accordance with the Licence and the Rules.

20 Consideration of Applications

The Panel shall consider each application submitted to it for classification of a Textile Floor Covering and evaluate whether the Textile Floor Covering the subject of the application falls within the category applied for by the Licensee under the Technical Guidelines given the technical data provided by the Licensee, the results of tests conducted by Testing Laboratories and such other evaluation as required by the Panel.

21 Notification of Classification

The CIAL shall advise the Licensee of the classification allocated by the Panel to the Textile Floor Covering submitted for classification. The classification shall be entered in the Register. Each registration shall be made in such a manner as to enable each Textile Floor Covering recorded in the Register to be identified individually by reference to a Registered Number.

22 Index of Carpet Quality Names

The CIAL shall in addition to the Register maintain an Index of Carpet Quality Names governed by the Index of Carpet Quality Names Rules containing:

- 22.1 the registered name of each Textile Floor Covering whether or not classified under the ACCS;
- 22.2 the name of the company requesting a name of a particular Textile Floor Covering be registered;
- 22.3 the date of registration;
- 22.4 if the Textile Floor Covering is classified under the ACCS, the classification and Registration Number allotted to that Classified Textile Floor Covering; and
- 22.5 such other details as the CIAL may require to be recorded from time to time.

23 Quality Names

It shall be possible for a Textile Floor Covering to be registered under more than one quality name provided that an entry of a Classified Textile Floor Covering shall state the classification and Registered Number of that Classified Textile Floor Covering so as to clearly identify that one particular Textile Floor Covering has been registered under alternate names.



24 Dispute

In the event of a dispute between a Licensee and the Panel as to the correct classification of the Textile Floor Covering, the following appeal process will apply:

The Licensee shall inform the Panel in writing that they dispute or wish to have reviewed the classification assigned by the Panel to a particular carpet quality. In requesting a review, the Licensee shall state in writing the reasons why the review is sought and supply technical documentation, the results of further testing or any other information necessary to support the case for re-classification of a carpet quality. The Panel shall review the classification at the first available opportunity. The Licensee shall be required to pay any charges associated with re-classification of a carpet quality.

If, after such review, a dispute still exists between the Licensee and the Panel as to the classification of a Textile Floor Covering an Appeals Committee comprising two Carpet Industry Arbitration Service Arbitrators and the Executive Director of the CIAL shall decide upon the correct classification for the Textile Floor Covering. The decision of the Appeals Committee shall be final and binding on all parties.

25 Property of Certification Mark

The Certification Mark is the absolute property of the CIAL and shall not be used by any persons except as permitted under the Licence.

26 Use of the Certification Mark

- 26.1 The Certification Mark is to be used to indicate a Textile Floor Covering bearing the Certification Mark and the Registered Number allotted to that Textile Floor Covering of that quality have been tested and classified under the ACCS by the Panel. The Certification Mark and the Registered Number allotted to the Textile Floor Covering shall not be used other than in accordance with the Rules.
- 26.2 The Certification Mark shall not be used in any manner which is misleading or deceptive or which is likely to be misleading or deceptive or which may bring the Certification Mark into disrepute.
- 26.3 If the Licensor in its absolute discretion considers that the representation of the Certification Mark used by the Licensee is unsuitable the Licensee shall upon written notification by the Licensor terminate such use.
- 26.4 The Certification Mark shall only be used on or in relation to a Classified Textile Floor Covering while it conforms to its classification under the ACCS.
- 26.5 The Licensee shall not use the Certification Mark or the Labels on or in relation to any Textile Floor Covering if the Textile Floor Covering ceases to meet its classification under the ACCS in accordance with the Technical Guidelines and in accordance with the Rules.
- 26.6 If the characteristics of the Classified Textile Floor Covering are varied in any way that will, or is likely to, change its classification under the ACCS, the Licensee shall not use the Certification Mark and Labels on or in relation to that Textile Floor Covering until the compliance of that Textile Floor Covering to that classification is confirmed.
- 26.7 If the Textile Floor Covering ceases to meet its classification the Licensee may submit the Textile Floor Covering for another classification under the ACCS.



27 Display of the Certification Mark and Labels

- 27.1 The Certification Mark shall be used on a Label and shall be applied to any and all Samples of the Classified Textile Floor Coverings in a position, which is visible to the consumer.
- 27.2 Whenever the Certification Mark accompanies Textile Floor Coverings it shall not be represented in a manner that would deceive a consumer into believing that those Textile Floor Coverings had been manufactured in a place other than the place of their true origin.
- 27.3 In the event that a Classified Textile Floor Covering is described in brochures or other literature, it is the responsibility of the Licensee to ensure that any mention of that Classified Textile Floor Covering shall be clearly identified by its quality name, registration number and its classification according to either:
- 27.3.1 the standard ACCS lettered abbreviations for each of the grading categories (printed on the registration certificate) or
 - 27.3.2 the full description of the classification category.
- 27.4 Whenever the specifications of a Classified Textile Floor Covering is listed, or otherwise referred to, the classification of the Textile Floor Covering must be associated with the Registered Number.
- 27.5 Whenever the Certification Mark is used on or in relation to a Sample of the Classified Textile Floor Covering, the Textile Floor Covering itself or in any literature, the Licensee shall specify the Registration Number of the Classified Textile Floor Covering and such other details required by the Licensor to be represented from time to time.

28 Quality Assurance Program

- 28.1 In order to ensure that the Registered Specification of a Classified Textile Floor Covering is achieved throughout its manufactured life the Panel, and such others as required by the CIAL, shall administer the Quality Assurance Program as prescribed by the Panel from time to time.
- 28.2 The Quality Assurance Program shall be divided into two parts:
- 28.2.1 a random testing program; and
 - 28.2.2 a re-assessment program.



29 Selection and Collection of Samples for Random Testing

- 29.1 The staff of the CIAL may at any time randomly select one or more Classified Textile Floor Coverings from the ACCS General Register in order to collect Classified Textile Floor Coverings for testing to confirm quality assurance.
- 29.2 The staff of the CIAL or their representative may collect samples of the randomly selected Classified Textile Floor Coverings from either point of manufacture (the premises of the manufacturer or distributor) or point of sale (the retailer or supplier).
- 29.3 In the event that the Classified Textile Floor Covering is collected at point of sale, the Licensee shall be immediately notified in writing of such a collection and if requested, the CIAL will provide to the Licensee copies of any documents relating to the purchase of the sample(s).
- 29.4 The Licensee shall reimburse direct costs incurred by the CIAL in the collection or purchase of samples obtained at point of sale for quality assurance testing.
- 29.5 Prior to quality assurance testing of samples collected at point of sale, the Licensee shall have the option of inspecting the sample to confirm that the product collected is as described.

30 Testing Procedures

- 30.1 Samples collected will be subject to the following preliminary testing:
- 30.1.1 Surface Pile Mass (according to AS2111.4);
- 30.1.2 Tufts per unit length and area (according to AS2111.9);
- 30.1.3 Pile thickness above backing (according to AS2111.5);
- 30.1.4 Texture and appearance change - hexapod tumbler (according to IWS251/247/284-1992)
- 30.2 The Licensee shall be given the option of nominating which NATA or equivalent laboratory is to be used for testing under the Quality Assurance Program.
- 30.3 The cost of preliminary testing as described in Rule 30.1 will be met by the ACCS. The cost of any subsequent testing or re-testing will be met by the Licensee.



31 Interpretation of Quality Assurance Results and Compliance

- 31.1 The results of all quality assurance testing will be presented to the ACCS Panel in regular session. Following consideration by the Panel, the CIAL will notify the Licensee of the results of quality assurance tests conducted on Classified Textile Floor Coverings that are registered to the Licensee.
- 31.2 In the event that the test results of the Classified Textile Floor Covering are outside standard manufacturing tolerances, (with reference to AS1385) of the Registered Specification of the Classified Textile Floor Covering, a follow up and compliance procedure will commence as described in this clause:
- 31.2.1 the Licensee shall be notified in writing that the Classified Textile Floor Covering as tested does not meet the requirements of its Registered Specification.
- 31.2.2 the Licensee shall within 14 days of receipt of the notification give notice in writing that:-
- 31.2.3 it challenges the results of test results and agrees to undertake further testing at its expense as directed by the Panel and within 21 days of receipt of notification; and/or
- 31.2.3.1 agrees to re-develop the Classified Textile Floor Covering to meet the requirements of its Registered Specification and to so do within 45 days of receipt of notification; and/or
- 31.2.3.2 agrees to withdraw all samples and documentation containing reference to the ACCS and the Classified Textile Floor Covering in question from the market within 14 days of receipt of the notification.

32 Re-assessment of Classification Assigned to Textile Floor Coverings

- 32.1 The Panel may at any time and at its discretion re-assess any of the Classified Textile Floor Coverings on the Register.
- 32.2 The Panel shall upon deciding that it will re-assess a particular Classified Textile Floor Covering notify the Licensee in writing of such a decision and provide reasons for such decision.
- 32.3 Upon such a notification, the Licensee must supply to the CIAL samples of the Classified Textile Floor Covering and other documentation so required in order to re-assess the Classified Textile Floor Covering.
- 32.4 In order to re-assess the Classified Textile Floor Covering, the full ACCS testing requirements shall be carried out in accordance with the Technical Guidelines.
- 32.5 The cost of testing for re-assessment under Rule 32 will be borne by the ACCS.
- 32.6 The Panel shall notify the Licensee in writing of the outcome of the re-assessment.
- 32.7 If the Panel decides to re-classify the Textile Floor Covering to a lower classification category than currently assigned and provided that test results are within standard tolerances of Registered Specification, the Panel shall allow the Licensee a period of 12 months to withdraw the product from the market and/or re-develop the product to meet the requirements of the original classification.
- 32.8 If the Panel decides to re-classify the Textile Floor Covering to a lower classification category than currently assigned and the test results are outside the standard tolerances of Registered Specification, the compliance procedure outlined in Rule 31 shall apply.



33 Cancellation of Licences

A Licence may, subject to an Appeal to the Registrar, be cancelled by the Panel if a majority of the members of the Panel are reasonably satisfied that the Licensee has:

- 33.1 used the Certification Mark or any part thereof and/or the Registered Number allotted to any or all Textile Floor Coverings registered in his name in the Register in an unauthorised or improper manner;
- 33.2 used a Label in an unauthorised or improper manner;
- 33.3 used information in relation to any allocated category, registration and other such information under the ACCS in an unauthorised or improper manner;
- 33.4 failed to pay to the CIAL any fee due and payable as a result of his obligations as a Licensee under the ACCS within 60 days of the same becoming due;
- 33.5 died, had an administrator appointed, become bankrupt or made any assignment or composition for the benefit of his creditors;
- 33.6 in the case of a company, had a receiver appointed, been made the subject of winding up proceedings (whether voluntary or compulsory) otherwise than for the purpose of reconstruction;
- 33.7 failed to address the requirements of sub-clause 31.2

34 Voluntary Withdrawal

Any Licensee wishing to voluntarily withdraw a Textile Floor Covering from the Register may do so by notifying the CIAL in writing who will in turn notify the Panel.

35 Procedure for Withdrawal

Any Licensee desiring to withdraw from the ACCS shall give the CIAL six months notice in writing and at the time of giving such notice, the Licensee must pay in full any fee which is then due under the ACCS.

36 Discontinue Use of Certification Mark

If any of the events defined by Rules 31.2, 32 and 33 occur, the Licensee shall immediately discontinue the use of the Certification Mark or any part thereof or any similar words or representations and/or all Registered Numbers allotted to Classified Textile Floor Coverings on or in relation to any Textile Floor Covering, immediately pay all fees then due under the ACCS and within 7 days of such occurrence return to the CIAL all Labels issued under the ACCS in respect of the Classified Textile Floor Coverings.



37 Indemnity

- 37.1 The CIAL, the Panel and/or any member or office bearer of the CIAL shall not be liable for any loss or damage resulting from cancellation of a Licence and the Licensee shall indemnify those parties against any such loss or damage.
- 37.2 The Licensee shall further indemnify the CIAL for all damage or loss suffered by the CIAL as a result of any breach of any provisions of the Rules.

38 Remuneration to Carpet Institute of Australia Limited

The ACCS shall pay by equal quarterly instalments to the CIAL a fee for the administration and other services of not less than \$30,000.00 per annum. Such fee will be re-negotiated in January of each year and will be set for that calendar year at a level agreed upon between the Panel and the Committee. In the event of a disagreement with respect to that fee, the matter shall be arbitrated by an Arbitrator for the time being employed by the Carpet Industry Arbitration Service who is not a member of the Panel.

39 Termination of the ACCS

Upon the termination of the ACCS, all moneys paid by Licensees pursuant to Rule 16 and held by the CIAL on behalf of the ACCS shall be paid by the CIAL to all Licensees on a pro-rata basis in accordance with the respective Licensee's subscriptions and other fees paid for that calendar year.

40 Amendment of Technical Guidelines

The Panel may, on a decision of a majority of the members of the Panel, amend the provisions or specifications of the Technical Guidelines. A copy of any proposed amendment shall be sent to each Licensee under the ACCS together with a notice advising each Licensee that unless objection to such amendment is received within 30 days of the date of that notice, the amendment will come into force at the expiration of that time period.

41 Objection of Amendment of Technical Guidelines

In the event of any objection being received from any Licensee within the prescribed time period to any proposed amendment, such amendment will not come into force until the first day of January in the next year provided that if the first day of January in the next year shall fall before the expiration of the 30-day period in respect of any alteration to which objection is received, such alteration shall not commence until 6 months after the expiration of the prescribed time period for objection.

42 Amendment of Rules

The CIAL may from time to time apply to the Registrar for an amendment to the Rules and any schedules hereto or to substitute new Rules therefore in accordance with Section 87 of the Trade Marks Act 1955 provided that, unless the Registrar otherwise deems, no such amendment or substitution as the case may be shall affect the use of the Certification Mark by any Licensee unless and until the Licensee has received two months' notice in writing of such amendment or substitution.



SCHEDULE 1

MARK:

Registered Trade Mark No. C309,403 in class 27 for "Textile Floor Coverings having a pile use surface" in the name of Carpet Institute of Australia Limited.

Representation of mark:



AUSTRALIAN CARPET MARK



SCHEDULE 2

ACCS Location Guidance Classification



ACCS Environmental Classification



Refer to Environmental Certification Scheme brochure for approved installation and maintenance methods.



Carpet Institute of Australia Limited

PO Box 7172, St Kilda Road, Melbourne 8004

Tel: (03) 9804 5559 • Fax: (03) 9804 5560

Email: info@carpetoz.com.au • Web: www.carpetinstitute.com.au

For peace of mind buy ACCS graded carpet