



Fundación Centro Tecnológico  
do Granito de Galicia

[www.fctgranito.es](http://www.fctgranito.es)

# USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE



**XUNTA  
DE GALICIA**



Fundación Centro Tecnológico  
do Granito de Galicia

USE REGULATION FOR THE MARK OF GALICIAN GRANITE:  
CERTIFIED GALICIAN GRANITE

## **INDEX\_**

### **CHAPTER I — GENERAL ASPECTS**

Article 1: GENERAL PROVISIONS

Article 2: OWNERSHIP AND COMPETENT BODIES OF THE MARK

Article 3: EXTENSION OF PROTECTION

Article 4: MARK APPLICATION

Article 5: MONITORING SYSTEM

5.1. APPLICATION REGULATIONS

### **CHAPTER II: REQUIREMENTS FOR EXTRACTION AND PREPARATION MEANS**

Article 6: EXTRACTION AREA

Article 7: ABOUT THE EXPLOITATION IN QUARRY

Article 8: OTHER POINTS OF ORIGIN OR INTERMEDIATE

Article 9: ABOUT THE ELABORATION

### **CHAPTER III: PRODUCT REQUIREMENTS**

Article 10: PRODUCTS

Article 11: CONTROLS ON PRODUCTS

Article 12: CLASSIFICATION AND CRITERIA OF MATERIAL QUALITY

Article 13: CUSTODY CHAIN

### **CHAPTER IV: COMMERCIAL REQUIREMENTS**

Article 14: CE MARKING AND OTHER NORMS OF MANDATORY COMPLIANCE

Article 15: USE OF THE MARK

15.1. AUTHORIZED ENTERPRISES FOR THE USE OF THE MARK

15.2. LABELLING

15.3. PRODUCT MARKING

15.3.1. BLOCK MARKING



Fundación Centro Tecnológico  
do Granito de Galicia

USE REGULATION FOR THE MARK OF GALICIAN  
GRANITE: CERTIFIED GALICIAN GRANITE

15.3.2. MARKING FOR OTHER PRODUCTS OF QUARRY

15.3.3. MARKING OF PANELS

15.3.4. MARKING OF PALLETISED PRODUCTS

15.3.5. MARKING OF OTHER FACTORY PRODUCTS

## **CHAPTER V. INSCRIPTIONS AND FEES**

Article 16: MEMBER'S FEE

Article 17: REGISTRATION

## **CHAPTER VI: MONITORING AND TRACKING**

Article 18: AUDIT AND CONTROL

18.1. INITIAL AUDIT

18.2 ANNUAL AUDIT

18.3 CONTROL INSPECTIONS

Article 19: GOVERNING BOARD OF THE MARK

Article 20: MANAGING BODY OF THE MARK

## **CHAPTER VII: INFRACTIONS AND SANCTIONS**

Article 21: COMPETENCES AND SANCTIONING MEASURES

Article 22: INFRINGEMENTS

Article 23: JURISDICTION

## **ANNEX I: NAME AND LOGOS**

## **ANNEX II: APPLICATION FORM**

ADDITIONAL DOCUMENTS:

Document D\_01: REQUIREMENTS OF MATERIALS

Document D\_02: PRODUCTION CONTROL

Document D\_03: MODEL OF DISCOUNTS



Fundación Centro Tecnológico  
do Granito de Galicia

USE REGULATION FOR THE MARK OF GALICIAN GRANITE:  
CERTIFIED GALICIAN GRANITE

DOCUMENT D\_04: REQUIREMENTS FOR COMPLIANCE WITH THE CUSTODY  
CHAIN

Document D\_05: AUDIT AND CONTROL

Document D\_06: POLISH SEQUENCE

Document D\_07: GLOSSARY OF TERMS AND DEFINITIONS



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

### CHAPTER I — GENERAL ASPECTS

#### Article 1: GENERAL PROVISIONS

1. According to 17/2001 law, of 7 December, on Marks (B.O.E. - Official Bulletin of State - number. 294 of 8 December 2001), it is protected by the warranty mark **CERTIFIED GALICIAN GRANITE** (hereinafter Mark) the granite materials and products that meet the requirements of this Regulation and the rest of the legislation in force here presented or replaced by it.
2. The purpose of this Regulation is the control of use for the mark **CERTIFIED GALICIAN GRANITE** which mainly designates the granite produced and / or elaborated by companies that meet the requirements specified in Article 4, under the trade names specified in the document *D\_01: Materials requirements*.
3. This warranty mark consists of:
  - The name of the Mark: CERTIFIED GALICIAN GRANITE
  - The logo of the Mark



- Whose pantones are:



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4. Any natural or legal persons whose products or services comply with the conditions prescribed in these use regulations, may use the Mark, after authorization of the competent body of the Mark.



Fundación Centro Tecnológico  
do Granito de Galicia

USE REGULATION FOR THE MARK OF GALICIAN GRANITE:  
CERTIFIED GALICIAN GRANITE

5. The principles of this warranty mark will be based on environmental respect, occupational safety and health and compliance with the requirements and particularities established in these regulations.

## **Article 2: OWNERSHIP AND COMPETENT BODIES OF THE MARK**

The holders of the CERTIFIED GALICIAN GRANITE warranty Mark are: the Xunta de Galicia (Government of Galicia) and Fundación Centro Tecnológico do Granito de Galicia (FCTGG).

### XUNTA DE GALICIA

CIF: S-1511001H

Edificio Administrativo San Caetano

Rúa de San Caetano, s/n,

15704 Santiago de Compostela (La Coruña)

Fundación Centro Tecnológico do Granito de Galicia - CIF: G-36346203

### CENTRO TECNOLÓGICO DO GRANITO

Ribeira s/n-Torneiros

36410 O PORRIÑO (Pontevedra)

This Foundation's patronage is composed of the following entities:

- Asociación de canteiros de Galicia
- Asociación galega de maquinaria para pedra
- Asociación galega de graniteiros
- Concello de O Porriño
- Fundación para fomento da calidade industrial

It is understood that none of the entities and / or institutions that make up the FCTGG, are engaged in manufacturing or marketing the products claimed in this warranty mark.



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

The body responsible for the audit, warranty and compliance with the requirements of the Mark is Fundación Centro Tecnológico do Granito de Galicia (FCTGG). About the management and development of the Mark, it will be as stipulated in this Regulation.

### **Article 3: EXTENSION OF PROTECTION**

The protection granted is understood solely and exclusively to the name of the Mark and to the logo, all in its entirety, that is, with the letters that compose it, in the same order and identical characters, and not being applicable to any other granite that those recognized by this Regulation.

The mark CERTIFIED GALICIAN GRANITE, is the sign that certifies the quality of the granites authorized by its co-holders defined in Article 2 of these regulations, namely, granite produced and / or made in the Region of Galicia, by companies that comply with the requirements specified in article 4, with the trade names specified in the document *D\_01: Materials requirements*.

### **Article 4: MARK APPLICATION**

The use of the Mark may be requested by those companies that meet at least one of the following requirements:

- The companies with CNAEs (National Classification of Economical Activities) 2370, 0811 or equivalent, with headquarters, quarries or processing factory in the Region of Galicia
- The companies associated with the Granite Cluster Association.

In all cases, the request will be addressed to the FCTGG and will be accompanied by all documents proving compliance with the conditions that apply to it in this Regulation, according to the Annex II: Model of application.

Registration may be denied if the fulfilment of requirements is not accredited or if the means of control, with proven effectiveness for its implementation, are not available.

The companies requesting their adhesion to the Mark must pay a registration fee and a maintenance fee, which will be defined annually by the competent body as established by these regulations.

A public register for beneficiary companies of the Mark will be created.

### **Article 5: MONITORING SYSTEM**



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

A specific system of control, audit and chain of custody for the Mark will be set, to ensure the follow-up, where appropriate, from the point of origin to the final product, including a plan of minimum controls to ensure compliance of these regulations in the affected phases.

The body responsible for monitoring the system shall be Fundación Centro Tecnológico do Granito de Galicia (FCTGG).

Companies should allow at any time, as many controls and inspections as deemed appropriate by the Mark technicians, related to the requirements of this Regulation.

This system is described in the complementary documents *D\_04: Requirements for Chain of Custody Compliance* and *D05\_Audit and control*.

### 5.1. APPLICATION REGULATIONS

All products must comply with harmonized European standards of product:

- Quarry blocks: Quarry blocks must meet the UNE-EN 1467 standard and all the requirements indicated in this document and in the document *D\_01: Materials Requirements*.
- Panels: Panels must meet the UNE-EN 1468 standard and all the requirements indicated in this document and in the document *D\_01: Materials Requirements*.
- Products covered by harmonized European standards: each product must comply with the relevant standard, this document and the document *D\_01: Materials Requirements*.
- The products with harmonized standard are:
  - Outdoor floor tiles (UNE-EN 1341)
  - Pavements for outdoor flooring (UNE-EN 1342)
  - Curbs for external pavements (UNE-EN 1343)
  - Floor and stair tiles (thickness > 12 mm) (UNE-EN 12058)
  - Platelets (thickness < 12 mm) (UNE-EN 12057)
  - Plates for facades (thickness > 12 mm) (UNE-EN 1469)
- Parts for masonry factory (UNE-EN 771-6). Other products covered by non-harmonized European standards: products of massive stone, cornices, columns, rain gutter, fences, balustrades, curved stone, etc. must comply with the UNE-EN 12059 standard, this document and the document *D\_01: Materials Requirements*.
- Other products not yet covered by European standards, such as countertops, tables, street furniture, etc. must be included in the Production Control of the company and must meet all the requirements indicated in the document *D\_01: Materials Requirements*.





Fundación Centro Tecnológico  
do Granito de Galicia

USE REGULATION FOR THE MARK OF GALICIAN  
GRANITE: CERTIFIED GALICIAN GRANITE

## CHAPTER II: REQUIREMENTS FOR EXTRACTION AND PREPARATION MEANS

### Article 6: EXTRACTION AREA

The granite extraction area, i.e. the quarries of origin that can be found in the document *D\_01: Requirements of materials*, for each one of the materials object of the Mark, will be defined by its:

- a) Geographical situation: area, place, municipality, province, geographical coordinates and any other variable indicated to define it.
- b) Mining situation: name and code of the mining exploitation concession
- c) Geological situation: geological structure to which it belongs, facies if defined and geological mapping based on the cartography of the Geological and Mining Institute of Spain (IGME). Geological age shall be added wherever dating is available.

### Article 7: ABOUT THE EXPLOITATION IN QUARRY

1. Authorization of the exploitation: The operating companies must comply with the current legislation and have the authorization to exploit the quarry or document accrediting the capacity to exploit the quarry in question.
2. Environmental Protection. The mineral exploitations must prove the protection of the environment through any of the following means:
  - Environmental Impact Assessment (EIA),
  - Environmental Impact Statement (DIA)
  - Mining title, pursuant to articles 16.2 and 23 of the Mining Ordinance Law of Galicia (LOMINGA).
3. Restoration plan: The mineral exploitations must prove compliance with this article through these means:
  - Restoration plan approved by the competent authority
  - Guarantee of restoration submitted to the competent authority,
  - Mining title, pursuant to articles 16.2 and 23 of the LOMINGA., EIn case of substantial modification, the new documentation must be provided.
4. Production control: The company must implement a procedure for dimensional control and product characteristics, as specified in the European product



Fundación Centro Tecnológico  
do Granito de Galicia

USE REGULATION FOR THE MARK OF GALICIAN GRANITE:  
CERTIFIED GALICIAN GRANITE

standards. This system shall include the controls and tests required in the document *D\_02: Production control*.

5. Product marking: All quarry products that meet the requirements of this regulation, must be marked according to criteria established in article 15.
6. Traceability: Traceability must be ensured for all products that meet the requirements of the Mark, according to the document *D\_04: Requirements for compliance with the chain of custody*.

**Article 8: OTHER POINTS OF ORIGIN OR INTERMEDIATE POINTS:**

In the follow-up of the process there may be other points of origin and / or other intermediate points, such as storage in ports, intermediate plants or other auxiliary establishments. They must meet the following conditions:

1. Products control: The company must implement a procedure for dimensional control and products characteristics, as specified in the European product standards. This system shall include the controls and tests required in the document *D\_02: Production control*.
2. Marking of products: All products that meet the requirements of this regulation must be marked according to criteria established in the document *D\_06: Use of the mark*.
3. Traceability: Traceability must be ensured for all products that meet the requirements of the Mark, according to the document *D\_04: Requirements for compliance with the chain of custody*.

**Article 9: ABOUT THE DEVELOPMENT IN FACTORY**

1. Minimization of waste: Processing companies must comply with current legislation about waste minimization: the company must have submitted its Waste Minimization Plan to the competent authority.
2. Production control: The company must implement a procedure for dimensional control and product characteristics, as specified in the European product standards. This system shall include the controls and tests required in the document *D\_02: Production control*.
3. Traceability: The cut of the block and sub-products must be ensured as specified in the document *D\_04: Requirements for compliance with the chain of custody*.
4. Polished finishes: For the manufacture of polished finishes, a standard sequence must be established as established in the document *D\_06: Polishing sequence*.



Fundación Centro Tecnológico  
do Granito de Galicia

USE REGULATION FOR THE MARK OF GALICIAN  
GRANITE: CERTIFIED GALICIAN GRANITE

5. Product marking: All products that meet the requirements of this regulation must be marked according to criteria established in article 15.

## CHAPTER III: PRODUCT REQUIREMENTS

### Article 10: PRODUCTS

All products must comply with harmonized European standards of product, as well as the document *D\_02: Production control*.

### Article 11: CONTROLS ON PRODUCTS

All laboratory tests on the materials and products will be carried out in a laboratory of the Local Government of Galicia, approved for the realization of tests of natural stone in the Registro General de Laboratorios de ensayo para la calidad en la Edificación (LECCE) - (General Registry for testing laboratories for building quality) or in a laboratory accredited by the Entidad nacional de Acreditación (ENAC) – (National Accreditation Entity).

The results of the controls and tests shall comply with the requirements of the relevant standards and those required in the documents *D\_01: Materials requirements and D\_02: Production control*.

A written or electronic record of all controls and tests performed shall be made available at the time of inspection by the inspection body of the Mark.

### Article 12: CLASSIFICATION AND CRITERIA OF QUALITY OF MATERIAL

Granite is a natural product that can present a series of specific singularities of the material.

The Mark defines three types of qualities with general character and they are specified for each variety in document *D\_01: Materials requirements*.

These 3 qualities are:

#### **PREMIUM:**

It is included in this quality all material that meets the following requirements:



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

- Total absence of singularities.
- Homogeneous colour, which will be between the values specified for each type of material in the document *D\_01: Materials Requirements*, measured in polished finish and with the specifications indicated in the said document.
- Distribution of the mineral particles in such a way as to give a harmonious (homogeneous) aspect to the material.

### **EXCLUSIVE:**

It is included in this quality all material that, not meeting the definition of PREMIUM quality, meets the following requirements:

- General absence of singularities, with the exceptions accepted in the document *D\_01: Materials Requirements*.
- Homogeneous colour, which will be between the values specified for each type of material in the document *D\_01: Materials Requirements*, measured in polished finish and with the specifications indicated in the said document.
- Distribution of the mineral particles in such a way as to give a harmonious (homogeneous) aspect to the material, with the exceptions accepted in the document *D\_01: Materials Requirements*.

### **STANDARD:**

It is included in this quality all material that, not meeting the definitions of PREMIUM and SELECTA qualities, meets the following requirements:

- Presence of some singularities typical of each type of rock, in the dimensions and quantities defined for each natural stone in the document *D\_01: Materials Requirements*.
- Homogeneous colour, which will be between the values specified for each type of material in the document *D\_01: Materials Requirements*, measured in polished finish and with the specifications indicated in said document.

The singularities presented by this material can be discounted according to the discount model specified in the document *D\_03: Discounts model*, thus keeping the rest of the block / panel the next best quality quality that can be attributed to it.

### **Article 13: CUSTODY CHAIN**

The chain of custody defines the path travelled by the materials and products of the Mark, from the quarry until leaving the factory.

The procedure that describes the chain of custody of products covered by the mark is specified in the document *D\_04: Requirements for compliance with the chain of custody*.

## **CHAPTER IV: COMMERCIAL REQUIREMENTS**

## **Article 14: CE MARKING AND OTHER NORMS OF MANDATORY COMPLIANCE**

Companies marketing products which are applicable with the European Directive of Construction Products must have the obligatory CE marking for their free trade in the European Union.

For those stone products that do not require CE marking, the provisions of document *D\_02: Production control* of this Regulation will be applied to them.

## **Article 15: USE OF THE MARK**

The commercial use of the CERTIFIED GALICIAN GRANITE mark is inextricably linked to compliance with all the technical and legal conditions contained in this Regulation and its annexed documents.

### **15.1 AUTHORIZED COMPANIES FOR THE USE OF THE MARK**

Only those companies whose application is approved by the holders are authorized to use the Mark.

Operation is subject to the following conditions:

- The Mark must be reproduced according to the specifications of this document and the *Annex I Name and Logo*.
- It is voluntary to request the Mark but, in case of granting, it is obligatory its use for commercialization of the product or material for which it has been granted; in this way, all the products of quarry and factory that fulfil the requirements demanded by the Mark must be registered and marked.
- The Mark must be clearly associated with the object material and the authorized company, so that there is no confusion about the company and / or material that includes the Mark.
- The authorized company must first submit to the consideration of the managing body of the Mark all documents and places where it is going to be used.
- The managing body of the Mark may request examples of its use.

### **15.2. LABELLING:**

- Whether the material is marketed in block, panel or palletized, it is obligatory to place the Mark on the product, accompanying it, by means of marks and / or labels as indicated in this document.
- The image of the mark is defined in the Annex I: Name and logo.
- If the logo is placed on documents (delivery notes, invoices, offers, brochures, etc.) the dimensions will conform to what is indicated in Annex I: Name and



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

logo. In any case, it is obligatory to reflect on the delivery notes and / or invoices the type of the Mark of the material.

- In any other situation not covered by the Regulation, the authorized company will consult its use with the managing body of the Mark.

The mark can not be used:

- In delivery notes, invoices, offers, contracts, brochures or any other documentation of the company that is not related to the materials object of the Mark.
- In products that do not comply with the specifications of the Regulation.
- The authorized company can not make use of the Mark from the moment in which a suspension or withdrawal is communicated to it.

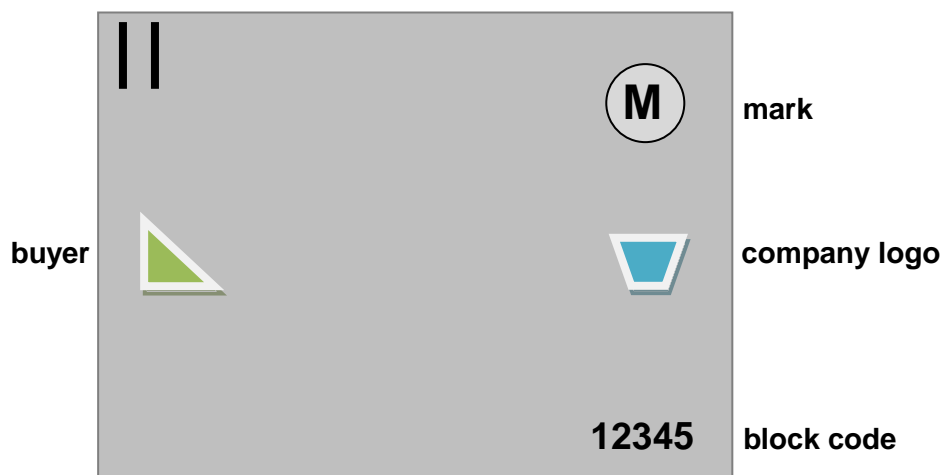
### 15.3. PRODUCT MARKING

#### 15.3.1. BLOCK MARKING

All blocks that leave the quarry and meet the requirements of this regulation, must be marked, according to the Annex I: Name and logo.

On the face of the block head will be marked:

- (the easier cutting direction) in the upper left corner.
- CERTIFIED GALICIAN GRANITE Mark logo, in 30x30 cm format, in the upper-right corner of the block head and at approximately 15 cm of the upper and right edges. Logo of the company, of equal or lesser size than the mark. Below the Mark logo, at approximately 15 cm of the right edge and centered in the vertical.
- unique code of the block, about 10 cm height and underneath the logo of the company.
- Buyer's marking: if applicable, there is reserved a space to the left at the height of the seller's logo.



### Block head marking scheme

The marks will be made by means of insole and spray.

The position of the marks can be modified only if the surface of the face of the block is too irregular and does not allow its marking, in this case, the standard distance will be maintained to, at least, one of the edges.

In case of mistake during the marking of the block, a light gray box will be painted on the errata and will be correctly marked again in the same place.

### 15.3.2. MARKING OF OTHER PRODUCTS OF QUARRY

Smaller blocks or semi-blocks will be marked in the same way as commercial blocks.

Bond-stones, pavers and other unpolished products that can come from the quarry are marked according to section 15.3.5 of this document.

### 15.3.3. MARKING OF PANELS

All the panels that comply the requirements of this regulation must be marked, according to the Annex I: Name and logo.

All panels complying with the requirements of the Mark shall be labelled, and such label shall coexist with the factory labels.

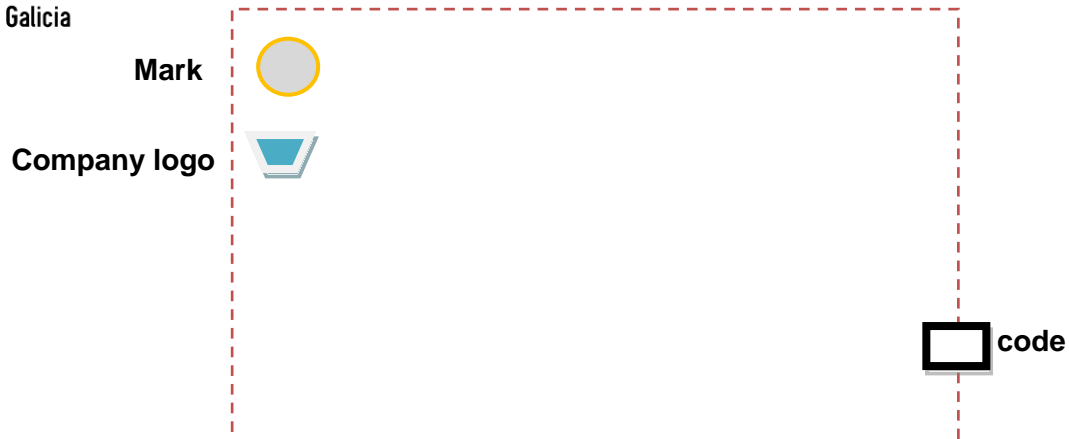
On the exposed face of the panel will be marked:

- a. CERTIFIED GALICIAN GRANITE Mark logo, in 30x30 cm format, in the upper-left corner and at approximately 15 cm of the upper and left edges.
- b. logo of the company, if any, of equal or lesser size than the mark. Bellow the Mark logo, at approximately 15 cm of the left edge.
- c. single code of the panel and reference to the quality granted, in the corresponding production label.



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE



Panel marking scheme

### 15.3.4. MARKING OF PALLETISED PRODUCTS

Other products that are supplied in pallets, wooden boxes, etc. must also bear the label of the mark, under the following conditions:

- The pallet will preferably be plastified, at least on the sides
- The Mark will be shown on the sides to allow visibility in case of stacking
- A unique encoding will be provided on each pallet
- Identification of the company on each pallet

### 15.3.5. MARKING OF OTHER FACTORY PRODUCTS

Other factory products supplied per unit, whether palletized or serialized, shall:

- Be marked in a visible way
- Be unambiguously coded
- Have a company identification

## CHAPTER V. INSCRIPTIONS AND FEES

### Article 16: REGISTRATION.

1. Applications for registration will be sent to the Fundación Centro Tecnológico do granito de Galicia, on the forms provided for this purpose (Annex I\_Request model), accompanied by the data and documents required therein.





Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

2. May apply for registration those companies that complying with the requirements of article 4, comply also with the requirements of the materials indicated in the document *D\_01: Materials Requirements* and that comply with the requirements stipulated in this Regulation.
3. An initial audit by the FCTGG shall be carried out prior to acceptance of the application for adhesion to the Mark, verifying that the company complies with the provisions of this Regulation.
4. After this control, if applicable, the application for adhesion will be approved, granting a deadline to correct the faults, the correction of which must be duly proven, or the registrations that do not comply with the legislation in force and the established by this Regulation will be denied. All this is specified in the document *D\_05: Audit and Control*.
5. The interested company must notify the managing body of the Mark of any changes that affect the data supplied at the time of registration.
6. A Public record of companies registered in the Mark will be maintained.

### **Article 17: MEMBER'S FEE:**

Acceptance of the registration requested by the company will also give rise to the obligation to pay a registration fee and an annual maintenance fee.

The amount of the fees will be defined annually and will be approved by the corresponding body. The annual fees will be made public.

## **CHAPTER VI: MONITORING AND TRACKING**

### **Article 18: AUDIT AND CONTROL**

The use of the Mark shall be controlled by the FCTGG, which shall establish the necessary inspection mechanisms based on this Regulation.

In the inspections and audits, of mandatory nature, it will be checked that all the requirements specified in this Regulation are fulfilled.

The information received by the FCTGG, both in the application and throughout the process will be considered CONFIDENTIAL.



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

Once the request is received, the FCTGG checks it by verifying that the documentation is correct and complete.

- If the documentation of the application is not correct or complete, it is communicated to the company and will be required modification or provision of documentation.
- If it is complete, it will be agreed with the company the date for an initial audit, to verify that the company and its products conform to the established in the Regulation.

It is a condition for carrying out the initial audit, that the company makes the payment of the initial registration fee in the Mark.

The description and frequency of controls are:

### 18.1. INITIAL AUDIT:

If the application for membership is favourable and complete, a date is agreed with the company for an initial audit, in which compliance with the regulations and all associated documentation must be proved.

This audit, in general, consists of:

- Documentation review
- Review of the material object of the Mark
- Resolution of the application

The following aspects of the Regulation will be checked in addition to other minor issues in the initial audit:

- List of products obtained and marketed
- Storage of inputs / outputs
- Production control: dimensions and tests
- CE marking, if applicable
- Record of inputs / outputs
- Appropriate qualification of marked inputs / outputs and compliance with the document *D\_01: Materials requirements*
- Inputs / outputs not marked and their possible qualification
- Use of the Mark (marking and labelling)

### 18.2. ANNUAL AUDIT:

Annually, an audit will be conducted with the same content as the initial audit, to track the use of the Mark.



Fundación Centro Tecnológico  
do Granito de Galicia

USE REGULATION FOR THE MARK OF GALICIAN  
GRANITE: CERTIFIED GALICIAN GRANITE

### 18.3. INSPECTIONS:

The FCTGG reserves the right to carry out intermediate inspections based on the results of the audits, claims, complaints or other observances which are advised so, without prior notice or with 24 h in advance.

All this is specified in the document *D\_05: Audit and Control*.

### **Article 19: GOVERNING BOARD OF THE MARK**

The Mark Governing Board is the body in charge of defining and revising the model of Mark of guarantee established, as well as designing the strategy of the Mark and establishing the necessary changes to adapt the Mark to the market and companies affiliated needs.

The Mark Governing Board will have the following composition:

- President: A representative of the Dirección Xeral de Industria, Enerxía e Minas (General Direction of Industry, Energy and Mines) or person in whom they delegate.
- Secretary: A technician from Fundación Centro Tecnológico do Granito, responsible for the Mark.
- The manager of the Fundación Centro Tecnológico do Granito or the person to whom he/she delegates.
- A representative of the Granite Cluster Association or person to whom he/she delegates.
- A representative of the registered companies.
- A representative of consumers and users, who in principle will be represented by the College of Architects of Galicia.
- A representative of Galicia Calidade or person in whom he/she delegates.

The Governing Board will renew its members every 3 years except for those that are by charge whose membership to that will be conditioned by that circumstance.

The Governing Board shall meet at least once a year and its deliberations, proposals and decisions shall be recorded in the corresponding minutes, which shall be communicated to all companies affiliated to the present Mark.

For the Governing Board meeting to be valid, all the representatives of each member organization must participate.

At least, the functions of the Governing Board will include the following points:



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

- The definition and adaptation of the model of Warranty mark CERTIFIED GALICIAN GRANITE.
- The definition of Plan for consolidation and promotion of the Mark.
- The approval of the Annual Report of Mark Management prepared by the Managing body.
- The approval, after modification in the case, of the Annual Activity Plan and Management proposed by the Managing body of the Mark.
- The resolution of conflicts or appeals and the fixing of sanctions when defined by the Regulation for the Use of the Mark or at the request of the Managing body.
- Third party representation of the Mark for all purposes. Delegations or powers may be established in this regard either in the Managing body or in specific members thereof.

Decision-making shall be by majority of its members.

### **Article 20: MANAGING BODY OF THE MARK**

The FCTGG is the body in charge of the ordinary management of the CERTIFIED GALICIAN GRANITE Warranty Mark.

The functions of the FCTGG, as managing body of the Mark, shall be as follows:

- The management of the annual Plan of Action and its budget approved by the Governing Board.
- The technical and control management of the Mark in accordance with the provisions of this Regulation.
- The proposal of modifications of the Regulation of Use for its approval or refusal by the Governing Board of the Mark.
- The proposal for actions to consolidate and promote the Mark.
- The admission or denial of new members.
- The application of the deadline to remedy breaches as well as the proposal of sanctions as defined by the Regulation.
- The management of claims among members of the Mark related to the properties and qualities of granites.
- Any other by express delegation of the Governing Board.



Fundación Centro Tecnológico  
do Granito de Galicia

USE REGULATION FOR THE MARK OF GALICIAN  
GRANITE: CERTIFIED GALICIAN GRANITE

## CHAPTER VII: INFRACTIONS AND SANCTIONS

### Article 21: COMPETENCES AND SANCTIONING MEASURES

Notwithstanding the penalties that may be applicable for infringements of current legislation in this matter, Mark holders may punish breach of these Regulations by means of: warning, temporary suspension and / or permanent suspension of use of the Mark, accompanied, where appropriate, of the corresponding economic penalty.

Sanctions will be decided by the Managing body following a reasoned technical report.

The Managing body of the Mark will communicate the result of the report to the infringing user, 15 days before the meeting of this body to present the relevant allegations.

### Article 22: INFRINGEMENTS

1. For the effect of the application of sanctions, infringements committed by the member that fails to comply with the provisions of this Regulation will be considered as faults, as well as the rules or agreements adopted by the holders of the mark in development of the same.
2. The faults will be classified as minor, serious and very serious:
  - a) They will be considered minor faults:
    - Faults consisting of simple irregularities in the observance of regulations, without direct relevance for consumers and products.
    - Any transgressions, when defects are remedied in the period indicated for this purpose by the Mark holders.
    - Unpaid in time and in the form of any of the obligatory fees of the Mark.
    - Likewise, when it is proved by the offender that there has been no bad faith and the facts do not constitute a serious or very serious fault.

The faults qualified as minor will be sanctioned with a warning and with € 1,000.00 each.

- b) They will be considered serious faults:

- Where the offense has a direct infringement on consumers or represents a benefit to the infringer.



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

- When defects of a slight misconduct are not remedied within the period indicated by the Mark holders, or if the sanction is breached.
- When the infringement is caused by a negligent action with non-observance of the rules of procedure expressly agreed by the holders of the Mark.
- The repeated commission, within one year, of two or more faults qualified as minor.
- In all cases in which the consideration of the fault as minor or very serious in the understanding of the competent body does not proceed.

Serious faults will be sanctioned with the temporary suspension of authorization of the use of the Mark for a period of not less than one month and not more than six months, in addition to economic sanctions to alleviate the damages caused to other users of the Mark, which will be between €3,000.00 and €9,000.00.

c) They will be considered as serious faults:

- When there is a repetition of refusal to provide information, to collaborate, or to allow access to the documentation required by these Regulations or by the agreements of the Mark holders, makes it difficult or prevent the control and inspection of the product.
- When bad faith is proved.
- When the infringement results in serious damage to the Mark, its holders, users or consumers.
- When defects of a serious misconduct are not remedied within the period indicated by the Mark holders.
- The reiteration, within a year of two or more faults qualified as serious, or non-compliance with the sanction of at least one.

The very serious faults can be sanctioned with temporary suspension of the authorization of the use of the Mark for a time superior to six months and a day or with the definitive suspension of the use of the mark, besides economic sanctions to mitigate the damages that cause to the rest of users of the Mark, which will be between €12,000.00 and €24,000.00.

The accumulation of two very serious faults in the period of one year will lead to the expulsion of the company of the Mark.

This expulsion will not release the company from the liquidation of the economic sanctions due to the previous faults that could accumulate on the date of notification of the expulsion.

3. The sanctioned company may submit to the Managing body an appeal within 15 calendar days from the date of the sanction, in which it must be provided data for the allegations. The Managing body shall meet within one month and shall resolve the appeal, exhausting the legal route. The sanctioned user will have one month for



Fundación Centro Tecnológico  
do Granito de Galicia

## USE REGULATION FOR THE MARK OF GALICIAN GRANITE: CERTIFIED GALICIAN GRANITE

the payment of the fine and 7 calendar days to suspend the use of the Mark, from the reception of the resolution.

### **Article 23: JURISDICTION**

The parties submit to the jurisdiction of the Courts of O Porriño.

Auxiliary documents of this Regulation are the following:

Document D\_01: REQUIREMENTS OF MATERIALS. In which establishes the technical requirements of each of the granite materials regulated by this Mark.

Document D\_02: PRODUCTION CONTROL: This specifies the production control system to be followed by the applicant company.

Document D\_03: MODEL OF DISCOUNTS. Procedure for applying allowable discounts on materials.

DOCUMENT D\_04: REQUIREMENTS FOR COMPLIANCE WITH THE CUSTODY CHAIN. Where it is established the route travelled by the materials from the point of origin until the exit for its commercialization.

Document D\_05: AUDIT AND CONTROL. Where is explained the control system that will follow the FCTGG to guarantee the products.

Document D\_06: POLISHING SEQUENCE. Where is indicated a model to follow for recording the sequence of operations to produce the polished finish.

Document D\_07: GLOSSARY OF TERMS AND DEFINITIONS



**Fundación Centro Tecnológico  
do Granito de Galicia**