



STATEMENT RE USE OF CENTER PARCS BRAND NAMES IN PROMOTIONS, DRAWS & COMPETITIONS

We, **Center Parcs Limited** and **Center Parcs (Operating Company) Limited** (together “**Center Parcs**”) have strict policies about who we endorse or allow to use our brand names. Through the use of our brand over a number of years we have acquired a substantial reputation in our Center Parcs brand in the United Kingdom, and elsewhere, and are keen to avoid any confusion on the part of the public as to the source of the goods and services provided under our brand and avoid any damage to that reputation.

Furthermore, because of the Goodwill that exists in relation to Center Parcs, we have unregistered rights that are protected by the law of Passing Off in the United Kingdom and any attempt by another party to pass off their goods or services as our own would be actionable by Center Parcs under the law of Passing Off. This would include any activities that would be seen by the relevant consumer to suggest that there was an economic link between that party and Center Parcs, or that the other party's actions had been approved by Center Parcs and therefore indicate that there exists a connection between the parties, where in fact none exists.

We would draw your attention to the attached list of registered trade marks (amongst others) owned by Center Parcs in the United Kingdom. For the purposes of clarity, the UK registrations to which we refer are: 2105539, 2105541, 2374259, 1484081, 1356919, B1348983, 1291563, 1291562 and 2155548. We would also draw your attention to Section 10 of the UK Trade Marks Act 1994 (as amended), and particularly section 10(3) which reads:

- "(3) A person infringes a registered trade mark if he uses in the course of trade in relation to goods or services a sign which:
- (a) is identical with or similar to the trade mark,
where the trade mark has a reputation in the United Kingdom and the use of the sign, being without due cause, takes unfair advantage of, or is detrimental to, the distinctive character or the repute of the trade mark.
- (4) For the purposes of this section a person uses a sign if, in particular, he:
- (a) affixes it to goods or the packaging thereof;
 - (b) offers or exposes goods for sale, puts them on the market or stocks them for those purposes under the sign, or offers or supplies services under the sign;
 - (c) imports or exports goods under the sign; or
 - (d) uses the sign on business papers or in advertising.
- (5) A person who applies a registered trade mark to material intended to be used for labelling or packaging goods, as a business paper, or for advertising goods or services, shall be treated as a party to any use of the material which infringes the registered trade mark if when he applied the mark he knew or had reason to believe that the application of the mark was not duly authorised by the proprietor or a licensee."

Additionally, our Terms and Conditions at paragraph C5 clearly state:

“You may not advertise, use, give or resell your break or any promotional discount or offer to do so (for profit or otherwise) or use it in connection with a competition, promotion, business and charitable or any other similar venture without our express advance written permission.”

Accordingly, we have the right to cancel any such holiday booked contrary to our Terms and Conditions and instruct the party to leave the village immediately and without any refund or compensation.

Company Secretary
Center Parcs Limited (Registered in England Number 01908230)
Center Parcs (Operating Company) Limited (Registered in England Number 04379585)

Registered Office:
One Edison Rise
New Ollerton
Newark
NG22 9DP

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REGISTERED TRADE MARKS (AMONGST OTHERS) OWNED BY CENTER PARCS IN THE UK

Registration Number	Trade Mark	Type	Class(es)
2105539	Center Parcs	Words & Design (logo)	25
2105541		Design (logo) Only	25
2374259	Center Parcs	Words only	39, 41 ,43, 44
1484081	Centre Parc Centre Parcs Centre Parks Centre Park Center Parc Center Parcs Center Parks Center Park	Words only	42
1356919	Center Parcs	Words & Design (logo)	04, 06, 08, 14, 16, 18, 21, 24, 25, 26, 28, 29, 30, 31
B1348983	Center Parcs	Words only	39, 41 ,43, 44
1291563	Center Parcs	Words & Design (logo)	42
1291562	Center Parcs	Words & Design (logo)	41
2155548	Aqua Sana	Words only	03, 41, 42