

# Declaration of Participation – Livestock owner

## Registration for the Animal Welfare Initiative

### Poultry – Peking ducks

-Separate registration required for each official registration number (Registration number according to the German Livestock Transport Regulation) and each production scope -

#### Company Details

Business/Company: \_\_\_\_\_

Street/Number: \_\_\_\_\_

Postal Code: \_\_\_\_\_ Town: \_\_\_\_\_ County/State: \_\_\_\_\_

First name and surname **of legal representative**: \_\_\_\_\_

Telephone (landline and/or mobile): \_\_\_\_\_

Telefax/E-mail: \_\_\_\_\_

The Animal Welfare Initiative (hereinafter referred to as ITW) has been developed as a comprehensive programme to promote animal welfare at agricultural livestock production level. Livestock producers licensed for participation by the Gesellschaft zur Förderung des Tierwohls in der Nutztierhaltung mbH ("Company for the Promotion of Animal Welfare in Livestock Farming Ltd." - operating company) demonstrate the implementation of defined requirements relating to livestock production. Animals from these livestock producers can be marketed as ITW animals.

I wish to participate in the ITW. I hereby commission and authorise

\_\_\_\_\_ as my Coordinator, to safeguard my interests in the ITW, to make legally binding declarations to the operating company and any service providers appointed by the same and to register the following location/site in the ITW database

<b>Location Registration Number (Registration number according to the German Livestock Transport Regulation):</b>	
<b>Location</b> Certified in accordance with European Organic Regulations or an organic farming organisation standard guaranteeing a higher quality standard than the European Organic Regulations.	<input type="checkbox"/> No <input type="checkbox"/> Yes, specifically in accordance with:
<b>Location data</b>	Name/Identifier
<b>Location data</b>	Street/Number
<b>Location data</b>	Postal code, City
<b>Production type</b>	Peking duck fattening
<b>Contact for auditing</b>	First name and surname

## Declaration of Participation – Livestock owner

(where necessary please give further-information on the attached sheet)	Telephone (landline and/or mobile)
	Fax/E-mail
	Most convenient times for contact from ... to ... (times)
<b>Main-supply-abattoir of the location (marketer)</b>	Name/Designation
	Street/Number
	Postal code/City
	County/State

### **Registration, admission**

On registration I shall be registered for participation in the ITW. I am aware that the operating company does not take any decision on my participation in the ITW until after a programme audit has been conducted. I have no claim to admission to the ITW. If I am approved for participation in the ITW by the operating company, my coordinator shall inform me immediately of my admission and my participation in the ITW.

### **Duties on admission**

By signing this Participation Declaration I undertake directly to the coordinator and also to the operating company, for the case of the admission of my location:

1. to become conversant with the ITW **Programme Manual**, including the conditions for participation in the Agricultural Manual Poultry – Peking ducks, as amended. The ITW Programme Manual is the entirety of all the documents describing the programme and its implementation, which are published on the ITW website, [www.initiativetierwohl.de](http://www.initiativetierwohl.de), in their current version and as they apply to me.
2. to provide evidence of the requirements according to the Agricultural Manual Criteria Catalog Poultry - Peking ducks from the date of implementation specified by me in the data sheet for registration (Annex 1k) in **regular audits and inspections** according to the ITW's inspecting system. I am aware that the refusal to allow inspection of documents, production of copies or recording of photos may result in a general K.O., to the loss of eligibility of delivery in the ITW and may lead to sanctions.
3. to implement the **requirements** documented and certified by the certification body **throughout the entire duration of the certification** and to prove the implementation in the audits provided for in the programme manual according to the inspecting system.

I will at any time allow announced and unannounced audits and other controls by the certification bodies approved by the operating company, employees of the operating company or persons commissioned by the operating company on my company and allow inspection of the required documents.

I am aware that I can be sanctioned with my participating location if the complete implementation of the requirements in the audits and other controls cannot be verified.

4. To comply with **sanctions** and to pay any contractual penalties imposed directly to the operating company.

## Declaration of Participation – Livestock owner

In the event of non-implementation of the requirements (section 2)

- a) I lose my eligibility of delivery in the ITW. The conditions of participation in the Agriculture Manual Poultry - Peking Ducks determine whether and how I can regain my eligibility of delivery in the ITW.  
I am aware that the eligibility of delivery of my location can also temporarily cease, if I pass the ITW audit or the inspection in accordance with the ITW inspecting system, but discrepancies from the basic QS scheme criteria or a comparable recognised quality assurance system are discovered.
  - b) I am prepared to pay a penalty for breach of contract to the operating company.
  - c) I can be temporarily or permanently excluded from further participation in the ITW by the operating company. With the temporary or permanent exclusion, my eligibility of delivery in the ITW no longer applies
  - d) The operating company reserves the right to report a criminal offence in particularly serious cases.
  - e) the certification body is entitled to require from me the return of the certificate for the registered location and/or the certificate issued.
5. to contribute to the **audit costs** as well as the **costs for administration and organisation** (bundling of livestock owners). The amount of my participation is determined between me and my coordinator (e.g. by a fee schedule). I undertake to pay the agreed amount to my coordinator on time.
  6. to notify the certification body and my coordinator promptly of material operational changes, that effects the participation of my location and the existence of the certificate

### **Term and termination**

My participation in the ITW is limited to the term of the certification. On the expiry or withdrawal of certification my participation ends without any need for a notice period. During the term of the certification I may terminate my participation by ordinary termination with a notice period of three months to the end of a month.

My right to extraordinary termination for good cause shall remain unaffected. A good cause exists in particular, if the technical committee decides modifications to the programme manual and the requirements of the ITW in accordance with the conditions of participation and these become effective for me. In this case, I can end my participation in the ITW at the time the adjustments take effect, in all other cases of termination due to a good cause with immediate effect.

I have to declare the termination of my participation in the ITW to my coordinator. My termination will only take effect once it has been received by the operating company (the coordinator unsubscribes from the animal welfare database).

I am aware that

1. having terminated the participation, I have no claim to re-admission to the ITW. With termination of my participation in the ITW the commissioning and authorisation of the coordinator also terminates, without any requirement for a further declaration.
2. the financing of the operating company and its ITW by the authorised economic operator is the implicit purpose of the ITW. If the activity of the operating company is completely discontinued, for instance, because the funding for the initiative can no longer be secured or it is impossible to continue the ITW for legal reasons without extensive changes, my participation in the ITW ends also. By signing this Participation Declaration I take express cognisance of this.

## Declaration of Participation – Livestock owner

### **Commissioning /authorisation of the coordinator**

The commissioning and authorisation of the coordinator associated with the declaration of participation comes into force upon signature. My coordinator is only liable for intent and gross negligence on the basis of this assignment and authorisation himself and for vicarious agents. The limitation of liability does not apply to damage resulting from the breach of essential contractual obligations. In these cases, the coordinator is liable in accordance with the statutory provisions. In the event of a breach of essential contractual obligations, the coordinator's liability is limited to the foreseeable, typically occurring damage.

If I wish to continue to participate in the ITW, but wish to change the coordinator, I can terminate the commissioning and authorisation of the coordinator associated with the declaration of participation in writing to the coordinator by the third working day of the quarter by the end of the quarter. I am aware that the coordinator can terminate the contract with the same notice. On the coming into effect of the termination, at the latest however on the expiry of two months from the coming into effect of the termination, I must have commissioned and authorised another approved coordinator by signing a new Participation Declaration. In the periods, during which I have not commissioned and authorised a coordinator, I have no eligibility of delivery.

I am aware that my participation in the ITW ends automatically, if on the expiry of two months from the coming into effect of the termination I have not commissioned and authorised a new coordinator.

In this case also I am obliged to implement the ITW requirements up until the final confirmation audit. My right to terminate the commissioning and authorisation of the coordinator for good cause remains unaffected.

\_\_\_\_\_  
Place, Date

\_\_\_\_\_  
Livestock owner – Signature - legal representative

We hereby accept the commissioning and authorisation associated with this Declaration of Participation.

\_\_\_\_\_  
Place, Date

\_\_\_\_\_  
Coordinator - Signature - legal representative

**Annexes**      Data sheet for registration (Annex 1k)  
                     Privacy Policy