

ANNEX II.A

RULES OF USE OF THE MARK OF THE SCHEME

1. THE MARK OF THE SCHEME.

In order for the market to be able to identify the certification of people as "Data Protection Delegate" (DPD) promoted by the AEPD, the AEPD-DPD Scheme Mark is created.

The Scheme Mark is the symbol used by Certification Bodies, Training Bodies and persons certified as Data Protection Delegates to make this fact public and identify them as agents of the Scheme.

It may not be used by entities or persons other than those described in the previous paragraph, nor by any entity interested in being accredited as a certification entity while it is in the evaluation process.

The design of the Scheme Mark is shown at the end of this Annex.

2. RULES OF USE.

The AEPD will grant a license for the use of the Mark, through a contract with the Certification Entities, subject to the following rules:

- a) It will always be used clearly associated with the name or logo of the authorized agent.
- b) CBs and RUs may use it exclusively in documents or advertising-type supports of the service they provide within the framework of the Scheme (brochures, web pages, etc.), in such a way that it is clear that they are only linked to the service provided within the Scheme. and not with any other similar service that is offered to the market.
- c) Certified DPOs may use it exclusively in documents or advertising-type supports of the service they provide as DPD (business cards, brochures, web pages, etc.) and not in any other similar service whose provision they can offer to the market.
- d) The Certification Entities will stop using the Scheme Mark when the user license contract ends or is terminated, as well as in the event of suspension or withdrawal of accreditation to CBs by ENAC. In these cases, the persons certified by said entities may continue to use the Mark, until the renewal of the certification, in which case, they will use that of the CB that renews it.
- e) The Training Entities will stop using the use of the Trademark when the validity of the recognition of their training programs has ended, or it has been revoked. At

In the event that CIs must stop using the mark, RUs may continue to use it in those training programs that are in progress at that time, otherwise they must obtain the recognition of their programs from another CI to make use of the Mark.

CBs are responsible for ensuring that both they and the RU whose training programs they have recognized, and the DPOs they have certified use the Mark following these standards. In case of detecting a misuse of the Mark, they must adopt the appropriate measures, including the revocation of the recognition of the training programs and the suspension or withdrawal of the certification.

The infringement of the obligations of the CIs regarding the surveillance and control of the use of the Mark by the RUs and the DPDs may give rise to the termination of the contract for the use of the Mark.



THE CENTRAL BOX WILL INCLUDE:

- FOR CERTIFICATION BODIES, THE DATE ON WHICH THE ACCREDITATION WAS OBTAINED
- FOR TRAINING ENTITIES, THE DATE ON WHICH THE RECOGNITION OF THE TRAINING WAS OBTAINED
- FOR DATA PROTECTION DELEGATES, THE DATE ON WHICH OBTAINED CERTIFICATION