

The Policy for the Handling of Industrial Property Rights in the New Generation M2M Consortium

Approved by the Board of Directors on June 23, 2014

This document is English translation from Japanese original and provided solely for reference. In case of any discrepancy between the Japanese original and this English translation, the Japanese original shall prevail.

NGM2M Standard(s) and/or NGM2M Technical Specification(s) (hereinafter referred to as "NGM2M Std(s)/Spec(s)") published by the New Generation M2M Consortium (hereinafter referred to as "NGM2M") are made through the fair and transparent procedures with the purpose to provide NGM2M Std(s)/Spec(s) for its members and also many other people in Industries and Academic area.

This Policy stipulates the handling of industrial property right(s) essential for implementing a part or all of any NGM2M Std(s)/Spec(s) (the term "industrial property right(s)" herein include(s) patent(s), utility model right(s), and design right(s), regardless of whether they are pending or issued; hereinafter referred to as "IPR(s)")

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1. Handling of IPR(s)

If a right holder of IPR(s) (hereinafter referred to as "IPR Holder") essential for implementing a part or all of the contents of a draft of a NGM2M Std/Spec selects either (1) or (2) below, the NGM2M assumes that the draft of the NGM2M Std/Spec is subject to establishment/revision.

- (1) The IPR Holder is prepared to grant license(s) of the IPR(s) free of charge to all implementators of that NGM2M Std/Spec to the extent of implementing that NGM2M Std/Spec.
- (2) The IPR Holder is prepared to grant license(s) of the IPR(s) with reasonable terms and conditions and on the basis of non-discriminatory to all implementators of that NGM2M Std/Spec to the extent of implementing that NGM2M Std/Spec.

However, if another person, who possesses IPR(s) essential for implementing a part or all of the contents of that NGM2M Std/Spec and who implements that NGM2M Std/Spec, claims its IPR licensing condition to the IPR Holder which is not equivalent to the one that the IPR Holder has selected, the IPR Holder may exclude that person from the scope of either (1) or (2) that the IPR Holder has selected.

2. Scope of Responsibility

The NGM2M is not responsible for confirming whether IPR(s) is/are essential for implementing

a part or all of the contents of any NGM2M Std(s)/Spec(s). Nor is the NGM2M responsible for any dispute that may arise from any IPR(s).

3. Operation Procedures

Detailed procedures of this Policy are defined by the Board of Directors.