

“镇江香醋”集体商标使用管理规则

第一章 总 则

第一条 为保护“镇江香醋”这一无形资产,共同维护和提高产品的质量,保护消费者的合法权益。根据中华人民共和国商标法和国家工商行政管理总局《集体商标、证明商标注册和管理办法》,制定本规则。

第二条 “镇江香醋”商标是经国家工商行政管理总局商标局核准注册的集体商标,用于表明镇江香醋特定的品质。

第三条 “镇江香醋”集体商标的注册人是镇江市醋业协会,商标权属于镇江市醋业协会成员。镇江市醋业协会委托镇江市产品质量监督检验所和江苏省农产品生物加工与分离工程技术研究中心,负责对镇江香醋的质量检测工作。

第二章 “镇江香醋”集体商标的使用条件和手续

第四条 镇江市醋业协会所属成员按本规则履行手续后,均可使用该集体商标。

第五条 镇江香醋生产区域范围,北纬 $31^{\circ} 37'$ ~ $32^{\circ} 19'$ 、东经 $118^{\circ} 58'$ ~ $119^{\circ} 58'$ 江苏省镇江市辖区内,包括京口区、润州区、新区、丹徒区、丹阳市、扬中市、句容市。

京口区: 象山镇、谏壁镇、大市口街道、健康路街道、四牌楼街道、正东路街道、新民洲产业园、京口工业园区

润州区: 蒋乔镇、七里甸街道、宝塔路街道、和平路街道、金山街道、润州工业园区、润州民营经济开发区

新 区: 丁岗镇、大路镇、姚桥镇、大港街道、丁卯街道、镇江经济开发区

丹徒区: 辛丰镇、上党镇、宝堰镇、谷阳镇、高资镇、高桥镇、世业镇、丹徒工业园区

丹阳市：埤城镇、延陵镇、云阳镇、陵口镇、吕城镇、界牌镇、皇塘镇、珥陵镇、导墅镇、新桥镇、后巷镇、司徒镇、访仙镇、丹阳经济开发区、练湖农场

扬中市：三茅镇、新坝镇、八桥镇、油坊镇、西来桥镇、扬中经济开发区

句容市：华阳镇、黄梅镇、下蜀镇、白兔镇、茅山镇、后白镇、郭庄镇、天王镇、宝华镇、边城镇、句容经济开发区。

第六条“镇江香醋”具有“色、香、酸、醇、浓”五大特色。其色泽清亮，酸味柔和、醋香浓郁、风味纯正、口感绵和、香而微甜、色浓而味鲜，且久存其质不变，并更加香醇。

第七条“镇江香醋”采用糯米为主要原料，选择优质大曲为糖化发酵剂。大曲的生产是以优质小麦、大麦及碗豆为一定配比，在适当的水份和温度条件下发酵而成，它不仅给醋的前道工序酒的酿造，提供各种需要的酶，而且在制醋过程中，积累的微生物代谢产物，构成了镇江香醋的独特风味。大曲的生产一般在每年的 7、8 月间，大曲的贮存期不少于 8 个月。

酿造用水配以原产地江苏长江水系镇江段，传统独特的固体分层发酵工艺，是生产香醋的关键过程，选择优良的醋酸菌种，进行醋酸发酵，醋酸发酵时间不少于 21 天。

选用的米色是一个特殊工艺，此工艺将大米放入特制的锅内经炒制转化为焦香淀粉，并掌握好一定的“火功”，将其色泽、米油及香气溶于一体。使成品醋色泽光亮，更具浓郁的醋香。

淋醋过程主要是使醋酸溶于水中，再经过过滤和煎醋。煎醋要使醋达到沸点并保持一定的时间。从原料投入到产品产出，经过酒精发酵、醋醅固体分层发酵以及淋醋三大过程，大小四十多道工序，历时七十天左右，然后入特制陶瓷坛密封贮存备用。镇江香醋贮存时间 6 个月以上。

第八条 镇江市醋业协会的成员使用该集体商标应办理如下事项：

- (一) 申请领取《集体商标准用证》；
- (二) 每季度将集体商标使用情况报镇江市醋业协会备案；

(三) 交纳集体商标管理费。

第三章 使用“镇江香醋”集体商标成员的权利和义务

第九条 使用“镇江香醋”集体商标的协会成员享有下列权利：

- (一) 在香醋产品上使用该集体商标；
- (二) 使用该集体商标进行广告宣传；
- (三) 打击国内外市场上侵犯本商标权的行为，维护本商标权益。

第十条 使用“镇江香醋”协会成员应承担下列义务：

- (一) 产品质量必须符合本规则所规定的条件；
- (二) 镇江市醋业协会为提高产品质量，增强市场竞争能力，切实履行《产品质量法》规定的责任和义务；
- (三) 建立糯米等产品原料采购、使用备案制度，具备良好的生产原料仓储条件；
- (四) 接受镇江市醋业协会对原料采购及使用情况的检查、产品质量的检测和集体商标使用的监督，支持质量检测、监督人员的工作；
- (五) “镇江香醋”集体商标的使用者，应有专人负责该集体商标标识的管理、使用工作，确保“镇江香醋”集体商标标识的不失控、不挪用、不流失，不得向他人转让、出售、馈赠“镇江香醋”集体商标标识，不得许可他人使用“镇江香醋”集体商标标识。
- (六) 打击国内外市场侵犯“镇江香醋”商标权的行为，共同维护“镇江香醋”品牌和市场声誉；

第四章 “镇江香醋”集体商标的管理

第十一条 镇江市醋业协会是“镇江香醋”集体商标的管理机构，具体实施下列工作：

- (一) 组织本协会成员对《集体商标使用管理规则》进行制定和修改；
- (二) 组织、监督按本规则使用该集体商标；

(三)负责对该集体商标的产品质量进行全方位的监督管理;

(四)负责收集各成员单位印刷、使用的“镇江香醋”商标样张,建档保管;

(五)定期召开协会成员例会,商讨企业发展大计,帮助企业解决问题;

(六)对使用该集体商标的成员的生产经营进行监督管理;

(七)维护“镇江香醋”集体商标专用权,组织协调打假工作;

(八)对违反本规则的成员做出处理。

第十二条 镇江市醋业协会将对获准使用“镇江香醋”集体商标的协会成员的商标使用、情况进行检查监督。

对有下列行为的成员,协会将收回其《集体商标准用证》和已领取的集体商标标识,取消其成员资格:

(一)生产的镇江香醋产品质量不符合本规则所规定的条件;

(二)因产品质量问题,在市场上造成较大负面影响,损害“镇江香醋”声誉的;

(三)未严格管理“镇江香醋”集体商标标识,致使标识严重失控、流失的。

第十三条 对本规则条款的修改,应经国家工商行政管理总局商标局审查核准。

使用该集体商标的协会成员变化时,镇江市醋业协会应将使用该集体商标成员的名称、地址、使用产品等内容报送国家工商行政管理总局商标局。

第五章 法律责任

第十四条 协会有权依法维护“镇江香醋”集体商标权益，追究商标侵权者的法律责任。

第十五条 擅自在醋产品上使用与该集体商标相同或近似的标识的，镇江市醋业协会将依照《中华人民共和国商标法》及有关法规的规定，提请工商行政管理部门查处；对情节严重构成犯罪的，依法追究其刑事责任，或向人民法院起诉。

第十六条 镇江市醋业协会指定的“镇江香醋”集体商标印刷企业和获准使用“镇江香醋”集体商标的协会成员，违反本规则规定，严重损害“镇江香醋”商标权益的，镇江市醋业协会依法追究其法律责任。

第六章 附 则

第十七条 “镇江香醋”集体商标使用管理费的交纳标准，由镇江市醋业协会的成员共同协商决定。

第十八条 “镇江香醋”集体商标的管理费专款专用，主要是用于集体商标注册、检测产品、受理集体商标投诉、收集案件证据材料、保障打假费用和宣传集体商标等工作，以保障使用该集体商标产品的信誉，维护镇江市醋业行业协会成员的合法权益。

第十九条 本规则自国家工商行政管理总局商标局核准注册该集体商标之日起生效。

第二十条 本规则的解释权归镇江市醋业协会。

第二十一条 使用该集体商标的成员名单（附后）。





镇江市醋业协会会员名单

- 1 江苏恒顺醋业股份有限公司
- 2 镇江金山寺食品有限公司
- 3 镇江丹和醋业有限公司
- 4 镇江万源酱醋有限公司
- 5 镇江仙妻味业有限公司
- 6 镇江市镇丹酱醋有限公司
- 7 镇江春光醋业有限公司
- 8 镇江市恒城醋业有限公司
- 9 镇江市恒冠醋业有限公司
- 10 丹阳市恒宏酿造厂
- 11 镇江新城醋业有限公司
- 12 镇江市恒兴醋业有限公司
- 13 镇江市恒穗酱醋酿造有限公司
- 14 镇江一泉调味品有限公司
- 15 镇江市恒庆酱醋食品有限公司
- 16 镇江润美醋业有限公司
- 17 丹阳市恒利酿造厂
- 18 镇江市润州区好人缘调味品厂
- 19 镇江刘恒记食品有限公司
- 20 镇江焦山味业有限公司
- 21 镇江市恒升酿造有限公司
- 22 镇江鼎威实业制造总厂
- 23 镇江市驰香调味品有限公司
- 24 镇江市丹徒区金润酱醋酿造厂
- 25 镇江市恒泉醋业有限公司
- 26 镇江恒江醋业有限公司
- 27 句容市恒瑞调味品厂
- 28 江苏省粮油食品进出口集团股份有限公司

Regulations Governing the Use of Collective Mark “镇江香醋”

Chapter 1 General Principle

Article 1 These rules are formulated in accordance with the *Trademark Law of the People's Republic of China* and the *Register and measures for the administration of collective trademarks and certification trademarks* of the State Administration for Industry and Commerce to protect the intangible asset of "镇江香醋", jointly maintain and improve the quality of products and protect the legitimate rights and interests of consumers.

Article 2 The trademark "镇江香醋" is a collective trademark approved and registered by the Trademark Office of the State Administration for Industry and Commerce, is used to indicate the specific quality of 镇江香醋.

Article 3 The registrant of the collective trademark "镇江香醋" is Zhenjiang Vinegar Association, and the trademark rights belong to members of Zhenjiang Vinegar Association. Zhenjiang Vinegar Association commissioned Zhenjiang Product Quality Supervision and Inspection Institute and Jiangsu Agricultural Products Bioprocessing and Separation Engineering Technology Research Center to be responsible for the quality inspection of 镇江香醋.

Chapter 2 Conditions and Procedures for the Use of the Collective Mark “镇江香醋”

Article 4 The members of Zhenjiang Vinegar Association shall use the collective trademark after completing the procedures in accordance with these rules.

Article 5 The production area of 镇江香醋, 31°37'~32°19' north latitude, 118°58' ~ 119°58' east longitude within the jurisdiction of Zhenjiang City, Jiangsu Province, including Jingkou District, Runzhou District, New District, Dantu District, Danyang City, Yangzhong City, Jurong City.

Jingkou District: Xiangshan Town, Jianbi Town, Dashikou Street, Jiankang Road Street, Sipailou Street, Zhengdong Road Street, Xinminzhou Industrial Park, Jingkou Industrial Park

Runzhou District: Jiangqiao Town, Qilidian Street, Baota Road Street, Heping Road Street, Jinshan Street, Runzhou Industrial Park, Runzhou Private Economic Development Zone

New District: Dinggang Town, Dalu Town, Yaoqiao Town, Dagang Street, Dingmao Street, Zhenjiang Economic Development Zone

Dantu District: Xinfeng Town, Shangdang Town, Baoyan Town, Guyang Town, Gaozi Town, Gaoqiao Town, Shiye Town, Dantu Industrial Park

Danyang City: Picheng Town, Yanling Town, Yunyang Town, Lingkou Town, Lvcheng Town, Jiepai Town, Huangtang Town, Erling Town, Daoshu Town, Xinqiao Town, Houxiang Town, Situ Town, Fangxian Town, Danyang Economic Development Zone, Lianhu Farm

Yangzhong City: Sanmao Town, Xinba Town, Baqiao Town, Youfang Town, Xilaiqiao Town, Yangzhong Economic Development Zone

Jurong City: Huayang Town, Huangmei Town, Xiashu Town, Baitu Town, Maoshan Town, Houbai Town, Guozhuang Town, Tianwang Town, Baohua Town, Bianjing Town, Jurong Economic Development Zone.

Article 6 "镇江香醋" has the five characteristics of "color, fragrance, sour, mellow, and strong". Its color is clear and bright, the sour taste is soft, the vinegar aroma is strong, the flavor is pure, the taste is soft, fragrant and slightly sweet, the color is strong but taste delicious, its quality will be unchanged for a long time, and more mellow.

Article 7 "镇江香醋" uses glutinous rice as the main raw material, and selects high-quality Daqu as the saccharification and fermentation. The production of Daqu is based on high-quality wheat, barley and peas in a certain ratio, and fermented under appropriate moisture and temperature. It not only provides various enzymes for the brewing of vinegar in the previous process, but also the accumulated microbial metabolites constitute the unique flavor of "镇江香醋" in the process of vinegar making. The production of Daqu is generally between July and August each year, and the storage period of Daqu is no less than 8 months.

The brewing water is matched with the water in Zhenjiang section of the Yangtze River system in Jiangsu Province. The traditional and unique solid layered fermentation process is the key process for the production of balsamic vinegar. The excellent acetic acid strains are selected for acetic acid fermentation, and period of the acetic acid fermentation is no less than 21 days.

The selected rice color is a special process. Put the rice into a special pot and convert it into burnt starch by frying during which master in a certain "fire power" to gather its color, rice oil and aromato to make the finished vinegar brighter color and richer vinegar aroma.

The process of vinegar pouring is mainly to dissolve acetic acid into water, then filter and fry the vinegar. It needs to make the vinegar reach the boiling point and keep it for a certain period of time when frying vinegar. From the input of raw materials to the output of the product, there are three major processes including alcohol fermentation, vinegar solid layered fermentation, and vinegar pouring, and more than 40 processes, which lasted about 70 days, and then sealed in a special ceramic jar for storage. The storage time of Zhenjiang vinegar is more than 6 months.

Article 8 The members of Zhenjiang Vinegar Association shall handle the following matters when using the collective trademark:

(1) Apply for the "License of Collective Trademark";

(2) Report the use of collective trademark to Zhenjiang Vinegar Association for record quarterly;

- (3) Pay management fees of collective trademark.

Chapter 3 Rights and Obligations of Members Using the Collective Mark 镇江香醋

Article 9 The members of the association who use the collective trademark "镇江香醋" enjoy the following rights:

- (1) Use the collective trademark on balsamic vinegar products;
- (2) Use the collective trademark for advertising;
- (3) Strike the infringement of the trademark in domestic and foreign markets, and safeguard the rights and interests of the trademark.

Article 10 The members of the association using "镇江香醋" shall bear the following obligations:

- (1) The quality of the product must meet the conditions stipulated in this rule;
- (2) Zhenjiang Vinegar Association earnestly fulfill the responsibilities and obligations stipulated in the *Product Quality Law* in order to improve product quality and enhance market competitiveness;
- (3) Establish a record system for the procurement and use of raw materials for glutinous rice and other products, and has good storage conditions for production raw materials;
- (4) Accepting inspection of raw material's procurement and use, product quality inspection and collective trademark use supervision from Zhenjiang Vinegar Association, supporting the work of personnel of quality inspection and supervision;
- (5) Users of the collective trademark "镇江香醋" should have a special person responsible for the management and use of the collective trademark to ensure that the logo of collective trademark "镇江香醋" is not out of control, misappropriation, or loss, and shall not be assigned, sold, and presented, and shall not permit others to use the logo of collective trademark "镇江香醋";
- (6) Strike the infringement of the trademark rights of "镇江香醋" in domestic and foreign markets, and jointly safeguard the brand and market reputation of "镇江香醋".

Chapter 4 Management of the Collective Mark “镇江香醋”

Article 11 The Zhenjiang Vinegar Association is the administrative organization of the collective trademark "镇江香醋", which specifically implements the following tasks:

- (1) Organizing members of this association to formulate and modify the *Regulations on the Use of Collective Marks*;
- (2) Organizing and supervising the use of the collective trademark in accordance with these rules;

(3) Responsible for the overall supervision and management of the product quality using the collective trademark;

(4) Responsible for collecting specimen of the trademark "镇江香醋" printed and used by each member, and creating files for reserving;

(5) Regular meetings of members of the association are held to discuss the development plan of the enterprise and help the enterprise solve problems;

(6) Supervise and manage the production and operation of members using the collective trademark;

(7) Maintain the exclusive right to use the collective trademark "镇江香醋" and organize and coordinate the work of anti-counterfeiting;

(8) Deal with members who violate these rules.

Article 12 The Zhenjiang Vinegar Association will inspect and supervise the trademark use and status of members of the association that have been approved to use the collective trademark "镇江香醋".

For members who have the following behaviors, the association will withdraw its "License of Collective Trademark" and the collective trademark logo received, and cancel its membership:

(1) The quality of 镇江香醋 produced does not meet the conditions stipulated in these rules;

(2) Causing huge negative impact in the market, and damaging the reputation of "镇江香醋" due to product quality problems;

(3) Failure to strictly manage the logo of collective trademark "镇江香醋", resulting in a serious out of control and loss of the logo.

Article 13 Amendments to the provisions of these rules shall be reviewed and approved by the Trademark Office of the State Administration for Industry and Commerce.

Zhenjiang Vinegar Association shall submit the name, address, and products of the member using the collective trademark to the Trademark Office of the State Administration for Industry and Commerce when the membership of the association using the collective trademark changes.

Chapter 5 Legal Liability

Article 14 The association has the right to safeguard the rights and interests of the collective trademark "镇江香醋" in accordance with the law, and to pursue the legal liabilities of trademark infringers.

Article 15 If a logo identical or similar to the collective trademark is used on a vinegar product without authorization, the Zhenjiang Vinegar Association will, in accordance with the *Trademark Law of the People's Republic of China* and relevant regulations, request the administrative department for industry and commerce to investigate and deal with it; If a serious crime is constituted, the criminal responsibility shall be investigated in accordance with the law, or a lawsuit shall be filed before the people's court.

Article 16 Zhenjiang Vinegar Association will pursue its legal responsibility according to law if the printing company of collective trademark "镇江香醋" designated by Zhenjiang Vinegar Association and the members of the association who are permitted to use the collective trademark "镇江香醋" violate the provisions of these rules and seriously damage the rights and interests of the trademark "镇江香醋".

Chapter 6 Supplementary Provisions

Article 17 The standard for payment of management fees for the use of the collective trademark "镇江香醋" shall be determined by the members of the Zhenjiang Vinegar Association through consultation.

Article 18 The management fee for the collective trademark "镇江香醋" shall be used exclusively for collective trademark registration, product testing, acceptance of collective trademark complaints, collection of evidence materials for cases, protection of counterfeit costs and publicity of collective trademarks, etc., to protect the reputation of using the collective trademark product and safeguard the legitimate rights and interests of the members of the Zhenjiang Vinegar Association.

Article 19 These rules shall come into effect on the day when the Trademark Office of the State Administration for Industry and Commerce approved the registration of the collective trademark.

Article 20 The right to interpret these rules belongs to Zhenjiang Vinegar Association.

Article 21 The list of members using the collective mark (attached).

January 4, 2005

Member List of Using Collective Mark 镇江香醋:

- 1 Jiangsu Hengshun Vinegar Industry Co., Ltd.
- 2 Zhenjiang Jinshansi Food Co., Ltd.
- 3 Zhenjiang Danhe Vinegar Industry Co., Ltd.
- 4 Zhenjiang Wanyuan Sauce and Vinegar Co., Ltd.
- 5 Zhenjiang Xianqi Flavour Industry Co., Ltd.
- 6 Zhenjiangshi Zhendan Jiangcu Co. Ltd.
- 7 Zhenjiang Chunguang Vinegar Industry Co., Ltd.
- 8 Zhenjiang Hengcheng Vinegar Industry Co., Ltd.
- 9 Zhenjiang Hengguan Vinegar Industry Co., Ltd.
- 10 Danyang Henghong Brewing Factory
- 11 Zhenjiang Xincheng Vinegar Industry Co., Ltd.
- 12 Zhenjiang Hengxing Vinegar Industry Co., Ltd.
- 13 Zhenjiang Hengsui Sauce and Vinegar Brewing Co., Ltd.
- 14 Zhenjiang Yiquan Seasoning Co., Ltd.
- 15 Zhengjiang Hengqing Brew Vinegar Food Co., Ltd.
- 16 Zhenjiang Runmei Vinegar Industry Co., Ltd.
- 17 Danyang Hengli Brewing Factory
- 18 Haorenyuan Seasoning Factory in Runzhou District, Zhenjiang City
- 19 Zhenjiang Liuhengji Food Co., Ltd.
- 20 Zhenjiang Jiaoshan Flavor Industry Co., Ltd.
- 21 Zhenjiang Hengsheng Brewing Co., Ltd.
- 22 Zhenjiang Dingwei Industrial Manufacturing Factory
- 23 Zhenjiang Chixiang Seasoning Co., Ltd.
- 24 Jinrun Sauce and Vinegar Brewing Factory
- 25 Zhenjiang Hengquan Vinegar Industry Co., Ltd.
- 26 Zhenjiang Hengjiang Vinegar Industry Co., Ltd.
- 27 Jurong Hengrui Seasoning Factory
- 28 Jiangsu Cereals,Oils And Foodstuffs Imp. And Exp. Group Corp.