

## **Non-Disclosure Agreement**

For regular members and guests of the PLCforum Association

### **Preamble**

The signatory to this Agreement intends joining a meeting of the PLCforum Association or is applying for membership. In this respect, the signatory shall possibly receive confidential information from the PLCforum Association.

#### **#1**

The signatory shall treat with confidentiality all information indicated as confidential that is disclosed to him by the PLCforum Association and this in its relation to third parties. The signatory shall oblige its staff, other employees and consultants as well as employees of associated companies and co-operation partners, in so far as information is made accessible to them, to comply with the provisions made in this Agreement.

#### **#2**

The pledge of confidentiality does not extend to information that, at the time of being made known by the PLCforum Association:

- was publicly known or becomes publicly known thereafter without the signatory being responsible for this,
- was already known to the signatory before it received the information or is lawfully made known to the signatory thereafter by a third party,
- is required to be published by the signatory in accordance with legal regulations, legal orders or judicial orders. In this case, the PLCforum Association shall be informed thereof by the signatory immediately, in so far as possible and legally permissible, prior to publication of the confidential information, and the further course of action shall be agreed on. The signatory shall bear the burden of proving the exceptional circumstances stated in this provision.

#### **#3**

All disclosed information shall remain the property of the PLCforum Association. The signatory shall not acquire any rights under a licence, copyrights or other rights as a result of receiving the information.

#### **#4**

The signatory who infringes this Agreement while having a member or permanent guest status shall be excluded from the PLCforum Association with immediate effect. This shall not affect the right of the members to claim damages.

#### **#5**

The Agreement shall come into effect when signed. This Agreement may not be terminated, but shall automatically terminate in case of resignation of membership of the PLCforum or exclusion of the member or after the guest status period has expired.

The obligation to keep information received secret shall however continue to apply for a further three years after such circumstances.

#### **#6**

Should one of the provisions contained in this Agreement be or become invalid, this shall not affect the validity of the other provisions. In such an event, the PLCforum Association undertakes to replace the invalid provision by another valid provision that comes as close as possible to the invalid provision. The same applies accordingly to the filling of any gaps emerging in the Agreement.

Brussels is the place of jurisdiction. Belgian law shall apply. In any court proceedings, the English language shall apply.

Place & date

Signature & Company Stamp