

Warranty and Indemnification clause
for cooperation on the basis of an individual order
and for the frame of repeated order

Customer:

-
-
-
-
-

hereinafter referred to as the Customer.

The Customer has with Replifact Media BV, registered offices at Ambachtsweg 10, 5531 AC Bladel, The Netherlands, (registered under number: 53969383 at the Chamber of Commerce, Eindhoven), hereinafter referred to as Replifact, an agreement on the production of sound and other data carriers (CDs, CD-ROMs, DVDs, DVD-ROMs, USB, Vinyl, etc.), or a production order has been given. The Customer warrants Replifact that he is fully entitled to issue this production order and, in particular, that he has all the industrial property rights, copyrights and ancillary copyrights required for the production and the corresponding rights of use. The Customer guarantees Replifact, that within the assignment of the production order or the copying, no rights of third parties are violated.

For the violation of any rights of third parties, the Customer alone is fully liable.

In the event of claims for breach of such third party rights, the Customer agrees to fully indemnify for Replifact, claims of third parties and to indemnify Replifact, for all costs of defense. Rights of third parties within the meaning of this agreement are also such rights, whose perception collecting societies, such as GEMA (D), AKM / AUME (A), SUIA (CH), SIAE (I), SACAM (FR), STEMRA (NL), or/and its affiliates.

This warranty and indemnification clause also applies to any future agreements and orders made between Replifact and the Customer, even if not referenced on a case-by-case basis, or attached to these production orders. The declaration applies retrospectively to customers who have not yet given any warranty and indemnification vis-à-vis to the company Replifact from the date of the first production order. The direct beneficiary of this warranty and indemnity is the Company for Performing Musical Rights and Mechanical Reproduction rights, such as GEMA (D), AKM / AUME (A), SUIA (CH), SIAE (I), SACEM (F), STEMRA (NL), or/and its affiliates.

This declaration is subject to the laws of The Netherlands, resp. of the EU.

Place and date

.....
Legally binding signature of the customer and company stamp