



OMS Trademark – The Legally Compliant Use

The OMS logo is protected as a trademark  for the OMS-Group in Germany, Europe and in many non-European countries. In Germany, there is also protection for the abbreviation "OMS".

Use of the OMS logo for measuring instruments and accessories requires a certificate of compliance with the OMS specification and a trademark license.

The use of the OMS logo for the promotion of non-certified products may constitute a trademark infringement. At the same time, this may also constitute misleading the public unfairly. Both can lead to claims for injunctive relief and damages.

For a legally compliant use of the OMS brand, i.e. the abbreviation "OMS" and the logo , the following must be observed:

OMS Certificates and Trademark License

With the certification of certain products, the manufacturer can acquire a trademark license¹. This gives him the right to use the OMS logo on certified products for the duration of the certificate and to advertise these products with the OMS logo.

Without a certificate and a trademark license, the use of the OMS logo is not permitted; on the products themselves, in product descriptions or in advertising for these products.

Certificate and trademark licenses are only valid for individual products. If a manufacturer has only OMS-certified certain products, the use of the OMS logo must not create the incorrect impression that its other products are also OMS-certified.

This applies regardless of OMS-Group membership.

OMS Membership

Members of the OMS-Group may use the  logo as a reference to their membership in the OMS-Group for the external presentation of their company, e.g. in company brochures or on the company website and in advertising.

However, members of the OMS-Group are also not allowed to create the impression that all their products are OMS-certified when using the  logo, if this is not actually the case.

When members use the OMS logo for individual products, the above-mentioned requirements for the respective product, namely an OMS certificate and a trademark license, also apply.

¹ The acquisition of a trademark licence is expected to be available during the course of 2022.



Use of "OMS" Without Certificate, License, Membership

The use of the OMS logo in commercial transactions is only permitted under the above-mentioned conditions.

Any other commercial use of the OMS logo in connection with instruments of measurement technology constitutes a violation of trademark law and will lead to claims for injunctive relief and damages by the OMS-Group. Any use may also violate competition law and competitors and competitor associations may be entitled to injunctive relief and claims for damages.

This also applies to claims of compliance with the OMS specification where certification has not yet been granted. For example, references to products such as "OMS compatible," "according to OMS," or "OMS-capable" without the existence of an OMS certificate for these products may also constitute trademark infringements and violations of competition law.