Enhanced Terms of Service for B2B Transactions in GCC Markets with Sustainability Commitments

Effective Date: 16 February 2025[17][30]

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1. Governing Law & Jurisdiction

1.1 Primary Law

All transactions are governed by Dutch law (Books 6/7 of the Civil Code), with explicit exclusion of the United Nations Convention on Contracts for the International Sale of Goods (CISG) unless mutually agreed in writing[17][30].

1.2 Regional Arbitration

Jurisdiction	Rules
UAE/Qatar	DIFC-LCIA Arbitration Centre (UAE Federal Law No. 6/2018)
Saudi Arabia/Kuwait	Saudi Center for Commercial Arbitration (GCC Commercial Arbitration Law)
Other GCC States	ADGM Courts (UNCITRAL Model Law)

1.3 EU Fallback

Non-GCC disputes default to the Amsterdam District Court, Netherlands[17][21].

2. Order Acceptance & Processing

2.1 Binding Agreement

Business Capacity Confirmation: Mandatory checkbox declaration:

> "I act solely in a business capacity and irrevocably waive all consumer rights under applicable law."

Audit Protocol: SHA-256 encrypted timestamp with geolocation tagging[18][22].

2.2 Invoice Payment Protocol

- Orders paid via invoice processed after full payment confirmation (NLXXABNAXXXXXXXX)
- 72-hour validation window for non-SEPA transfers[30]

3. Payments & Currency Management

3.1 Payment Methods

Type	Clearing Time	Action Trigger
Invoice	5-7 business days	Post-clearance processing
Credit Card	Instant	Immediate confirmation

3.3 Compliance Screening

Automated sanctions checks via ComplyAdvantage API[19][30].

4. Delivery Terms (DAP Incoterms® 2020)

4.1 Sustainability Commitment

Priority hierarchy for delivery timelines vs sustainable methods[1][8]:

```
if (SustainableMethodAvailable && MeetsDeadline) → Use sustainable method;
else → Prioritize deadline with standard logistics
```

5. Liability Framework

5.1 Capped Liability

Category	Cap
General	100% of order value
Cybersecurity breaches	€150,000 maximum[17][30]

Clickwrap Implementation

```
<div id="tos-acceptance">
    <input type="checkbox" id="tos-check" required data-audit-id="SHA256">
    <label for="tos-check">I accept these Terms...</label>
</div>
```

Key Legal References

- Dutch Implementation Act EU Directive 2019/771
- UAE Federal Decree-Law No. 14/2023 Art. 19[17][31]

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