

For CME, the language is as follows:

5.12 a) Merck shall comply with the ACCME Standards for Commercial Support.

b) Any person who acts in a promotional capacity for Merck with respect to an FDA approved Merck Product, shall be obligated under his or her contract with Merck, as a condition for any future promotional relationship with Merck, to disclose to CME participants orally and to the CME provider for inclusion in the written materials the existence, nature and purpose of his or her arrangement with Merck when speaking at a CME program.

If (i) the Product the speaker promoted for Merck is in the same therapeutic category as the subject of the CME program, and  
(ii) the CME program occurs within 12 months of the speaker performing work for or receiving compensation with Merck. Such disclosure shall set forth the type of promotional work engaged in by the speaker and the name of the therapeutic category with respect to which such promotion was performed.

c) Merck shall not provide funding for CME when Merck has knowledge at the time the decision to fund the CME is made that a speaker at the CME has also been a promotional speaker in the past 12 months at a Merck-sponsored promotional event related to the class of drugs to be discussed in the CME.

5.13 Merck's obligations with respect to CME shall remain in effect for 9 years following the Effective Date. Merck's obligations with respect to Paragraph 5.12(b) shall only apply to speakers' contracts entered into, amended to extend the contract period, or renewed after the date of this Agreement.