

an additional number of votes equal to one (1) vote for each full one thousand dollar (\$1,000) contribution made by each member and (ii) contain no provision which would require, or empower the merchants' association to regulate the manner or hours of operation of the business of Belk, the other Department Stores, the Developer Facilities or the tenants thereof.

Section 9.03. Regulations of the Promotional Service.

In the event a promotional service is established by the Developer, the Developer shall organize an advisory committee for the purpose of assisting the Developer in planning the programs of promotion and advertising of the Shopping Center. The advisory committee shall consist of not less than seven (7) members, one of whom shall be selected by Belk and one of whom shall be selected by the Developer and shall meet from time to time as reasonably determined by the Developer. Nothing herein shall be construed to give the advisory committee authority to determine, discuss, or in any way control the pricing practices, types or brands of merchandise, lines of business, manner or method of individual store advertising, identity of replacement tenants in the Mall or any other similar competitive control of the business practices of the tenants in the Mall or other occupants of the Shopping Center. Belk shall be entitled to maintain its membership on said advisory committee only during such period or periods with respect to which Belk shall make the financial contributions to the operation of said promotion service as set forth in the General Expense Agreement between the Developer and Belk.