

## **PREDLOG**

### **ZAKON O POTVRĐIVANJU SINGAPURSKOG UGOVORA O ŽIGOVNOM PRAVU**

#### **Član 1**

Potvrđuje se Singapurski ugovor o žigovnom pravu, koji je usvojen u Singapuru 27. marta 2006. godine, u originalu na engleskom, arapskom, kineskom, francuskom, ruskom i španskom jeziku.

#### **Član 2**

Tekst Ugovora iz člana 1 ovog zakona, u originalu na engleskom jeziku i prevodu na crnogorski jezik glasi:

#### **Singapore Treaty on the Law of Trademarks adopted at Singapore on March 27, 2006**

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### **Article 1** **Abbreviated Expressions**

For the purposes of this Treaty, unless expressly stated otherwise:

- (i) "Office" means the agency entrusted by a Contracting Party with the registration of marks;
- (ii) "registration" means the registration of a mark by an Office;
- (iii) "application" means an application for registration;
- (iv) "communication" means any application, or any request, declaration, correspondence or other information relating to an application or a registration, which is filed with the Office;
- (v) references to a "person" shall be construed as references to both a natural person and a legal entity;
- (vi) "holder" means the person whom the register of marks shows as the holder of the registration;
- (vii) "register of marks" means the collection of data maintained by an Office, which includes the contents of all registrations and all data recorded in respect of all registrations, irrespective of the medium in which such data are stored;
- (viii) "procedure before the Office" means any procedure in proceedings before the Office with respect to an application or a registration;
- (ix) "Paris Convention" means the Paris Convention for the Protection of Industrial Property, signed at Paris on March 20, 1883, as revised and amended;
- (x) "Nice Classification" means the classification established by the Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks, signed at Nice on June 15, 1957, as revised and amended;

- (xi) "license" means a license for the use of a mark under the law of a Contracting Party;
- (xii) "licensee" means the person to whom a license has been granted;
- (xiii) "Contracting Party" means any State or intergovernmental organization party to this Treaty;
- (xiv) "Diplomatic Conference" means the convocation of Contracting Parties for the purpose of revising or amending the Treaty;
- (xv) "Assembly" means the Assembly referred to in Article 23;
- (xvi) references to an "instrument of ratification" shall be construed as including references to instruments of acceptance and approval;
- (xvii) "Organization" means the World Intellectual Property Organization;
- (xviii) "International Bureau" means the International Bureau of the Organization;
- (xix) "Director General" means the Director General of the Organization;
- (xx) "Regulations" means the Regulations under this Treaty that are referred to in Article 22;
- (xxi) references to an "Article" or to a "paragraph", "subparagraph" or "item" of an Article shall be construed as including references to the corresponding rule(s) under the Regulations;
- (xxii) "TLT 1994" means the Trademark Law Treaty done at Geneva on October 27, 1994.

## **Article 2**

### **Marks to Which the Treaty Applies**

- (1) [*Nature of Marks*] Any Contracting Party shall apply this Treaty to marks consisting of signs that can be registered as marks under its law.
- (2) [*Kinds of Marks*]
  - (a) This Treaty shall apply to marks relating to goods (trademarks) or services (service marks) or both goods and services.
  - (b) This Treaty shall not apply to collective marks, certification marks and guarantee marks.

## **Article 3**

### **Application**

- (1) [*Indications or Elements Contained in or Accompanying an Application; Fee*]
  - (a) Any Contracting Party may require that an application contain some or all of the following indications or elements:
    - (i) a request for registration;
    - (ii) the name and address of the applicant;
    - (iii) the name of a State of which the applicant is a national if he/she is the national of any State, the name of a State in which the applicant has his/her domicile, if any, and the name of a State in which the applicant has a real and effective industrial or commercial establishment, if any;
    - (iv) where the applicant is a legal entity, the legal nature of that legal entity and the State, and, where applicable, the territorial unit within that State, under the law of which the said legal entity has been organized;
    - (v) where the applicant has a representative, the name and address of that representative;
    - (vi) where an address for service is required under Article 4(2)(b), such address;
    - (vii) where the applicant wishes to take advantage of the priority of an earlier application, a declaration claiming the priority of that earlier application, together with indications and

evidence in support of the declaration of priority that may be required pursuant to Article 4 of the Paris Convention;

(viii) where the applicant wishes to take advantage of any protection resulting from the display of goods and/or services in an exhibition, a declaration to that effect, together with indications in support of that declaration, as required by the law of the Contracting Party;

(ix) at least one representation of the mark, as prescribed in the Regulations;

(x) where applicable, a statement, as prescribed in the Regulations, indicating the type of mark as well as any specific requirements applicable to that type of mark;

(xi) where applicable, a statement, as prescribed in the Regulations, indicating that the applicant wishes that the mark be registered and published in the standard characters used by the Office;

(xii) where applicable, a statement, as prescribed in the Regulations, indicating that the applicant wishes to claim color as a distinctive feature of the mark;

(xiii) a transliteration of the mark or of certain parts of the mark;

(xiv) a translation of the mark or of certain parts of the mark;

(xv) the names of the goods and/or services for which the registration is sought, grouped according to the classes of the Nice Classification, each group preceded by the number of the class of that Classification to which that group of goods or services belongs and presented in the order of the classes of the said Classification;

(xvi) a declaration of intention to use the mark, as required by the law of the Contracting Party.

(b) The applicant may file, instead of or in addition to the declaration of intention to use the mark referred to in subparagraph (a)(xvi), a declaration of actual use of the mark and evidence to that effect, as required by the law of the Contracting Party.

(c) Any Contracting Party may require that, in respect of the application, fees be paid to the Office.

(2) [*Single Application for Goods and/or Services in Several Classes*] One and the same application may relate to several goods and/or services, irrespective of whether they belong to one class or to several classes of the Nice Classification.

(3) [*Actual Use*] Any Contracting Party may require that, where a declaration of intention to use has been filed under paragraph (1)(a)(xvi), the applicant furnish to the Office within a time limit fixed in its law, subject to the minimum time limit prescribed in the Regulations, evidence of the actual use of the mark, as required by the said law.

(4) [*Prohibition of Other Requirements*] No Contracting Party may demand that requirements other than those referred to in paragraphs (1) and (3) and in Article 8 be complied with in respect of the application. In particular, the following may not be required in respect of the application throughout its pendency:

(i) the furnishing of any certificate of, or extract from, a register of commerce;

(ii) an indication of the applicant's carrying on of an industrial or commercial activity, as well as the furnishing of evidence to that effect;

(iii) an indication of the applicant's carrying on of an activity corresponding to the goods and/or services listed in the application, as well as the furnishing of evidence to that effect;

(iv) the furnishing of evidence to the effect that the mark has been registered in the register of marks of another Contracting Party or of a State party to the Paris Convention which is not a Contracting Party, except where the applicant claims the application of Article 6quinquies of the Paris Convention.

(5) [Evidence] Any Contracting Party may require that evidence be furnished to the Office in the course of the examination of the application where the Office may reasonably doubt the veracity of any indication or element contained in the application.

#### **Article 4** **Representation; Address for Service**

(1) [*Representatives Admitted to Practice*]

(a) Any Contracting Party may require that a representative appointed for the purposes of any procedure before the Office

(i) have the right, under the applicable law, to practice before the Office in respect of applications and registrations and, where applicable, be admitted to practice before the Office;

(ii) provide, as its address, an address on a territory prescribed by the Contracting Party.

(b) An act, with respect to any procedure before the Office, by or in relation to a representative who complies with the requirements applied by the Contracting Party under subparagraph (a), shall have the effect of an act by or in relation to the applicant, holder or other interested person who appointed that representative.

(2) [*Mandatory Representation; Address for Service*]

(a) Any Contracting Party may require that, for the purposes of any procedure before the Office, an applicant, holder or other interested person who has neither a domicile nor a real and effective industrial or commercial establishment on its territory be represented by a representative.

(b) Any Contracting Party may, to the extent that it does not require representation in accordance with subparagraph (a), require that, for the purposes of any procedure before the Office, an applicant, holder or other interested person who has neither a domicile nor a real and effective industrial or commercial establishment on its territory have an address for service on that territory.

(3) [*Power of Attorney*]

(a) Whenever a Contracting Party allows or requires an applicant, a holder or any other interested person to be represented by a representative before the Office, it may require that the representative be appointed in a separate communication (hereinafter referred to as "power of attorney") indicating the name of the applicant, the holder or the other person, as the case may be.

(b) The power of attorney may relate to one or more applications and/or registrations identified in the power of attorney or, subject to any exception indicated by the appointing person, to all existing and future applications and/or registrations of that person.

(c) The power of attorney may limit the powers of the representative to certain acts. Any Contracting Party may require that any power of attorney under which the representative has the right to withdraw an application or to surrender a registration contain an express indication to that effect.

(d) Where a communication is submitted to the Office by a person who refers to itself in the communication as a representative but where the Office is, at the time of the receipt of the communication, not in possession of the required power of attorney, the Contracting Party may require that the power of attorney be submitted to the Office within the time limit fixed by the Contracting Party, subject to the minimum time limit prescribed in the Regulations. Any Contracting Party may provide that, where the power of attorney has not been

submitted to the Office within the time limit fixed by the Contracting Party, the communication by the said person shall have no effect.

(4) [*Reference to Power of Attorney*] Any Contracting Party may require that any communication made to the Office by a representative for the purposes of a procedure before the Office contain a reference to the power of attorney on the basis of which the representative acts.

(5) [*Prohibition of Other Requirements*] No Contracting Party may demand that requirements other than those referred to in paragraphs (3) and (4) and in Article 8 be complied with in respect of the matters dealt with in those paragraphs.

(6) [*Evidence*] Any Contracting Party may require that evidence be furnished to the Office where the Office may reasonably doubt the veracity of any indication contained in any communication referred to in paragraphs (3) and (4).

## **Article 5 Filing Date**

(1) [*Permitted Requirements*]

(a) Subject to subparagraph (b) and paragraph (2), a Contracting Party shall accord as the filing date of an application the date on which the Office received the following indications and elements in the language required under Article 8(2):

- (i) an express or implicit indication that the registration of a mark is sought;
- (ii) indications allowing the identity of the applicant to be established;
- (iii) indications allowing the applicant or its representative, if any, to be contacted by the Office;
- (iv) a sufficiently clear representation of the mark whose registration is sought;
- (v) the list of the goods and/or services for which the registration is sought;
- (vi) where Article 3(1)(a)(xvi) or (b) applies, the declaration referred to in Article 3(1)(a)(xvi) or the declaration and evidence referred to in Article 3(1)(b), respectively, as required by the law of the Contracting Party.

(b) Any Contracting Party may accord as the filing date of the application the date on which the Office received only some, rather than all, of the indications and elements referred to in subparagraph (a) or received them in a language other than the language required under Article 8(2).

(2) [*Permitted Additional Requirement*]

(a) A Contracting Party may provide that no filing date shall be accorded until the required fees are paid.

(b) A Contracting Party may apply the requirement referred to in subparagraph (a) only if it applied such requirement at the time of becoming party to this Treaty.

(3) [*Corrections and Time Limits*] The modalities of, and time limits for, corrections under paragraphs (1) and (2) shall be fixed in the Regulations.

(4) [*Prohibition of Other Requirements*] No Contracting Party may demand that requirements other than those referred to in paragraphs (1) and (2) be complied with in respect of the filing date.

**Article 6**  
**Single Registration for Goods and/or Services in Several Classes**

Where goods and/or services belonging to several classes of the Nice Classification have been included in one and the same application, such an application shall result in one and the same registration.

**Article 7**  
**Division of Application and Registration**

(1) [*Division of Application*]

(a) Any application listing several goods and/or services (hereinafter referred to as “initial application”) may,

(i) at least until the decision by the Office on the registration of the mark,

(ii) during any opposition proceedings against the decision of the Office to register the mark,

(iii) during any appeal proceedings against the decision on the registration of the mark, be divided by the applicant or at its request into two or more applications (hereinafter referred to as “divisional applications”) by distributing among the latter the goods and/or services listed in the initial application. The divisional applications shall preserve the filing date of the initial application and the benefit of the right of priority, if any.

(b) Any Contracting Party shall, subject to subparagraph (a), be free to establish requirements for the division of an application, including the payment of fees.

(2) [*Division of Registration*] Paragraph (1) shall apply, *mutatis mutandis*, with respect to a division of a registration. Such a division shall be permitted

(i) during any proceedings in which the validity of the registration is challenged before the Office by a third party,

(ii) during any appeal proceedings against a decision taken by the Office during the former proceedings,

provided that a Contracting Party may exclude the possibility of the division of registrations if its law allows third parties to oppose the registration of a mark before the mark is registered.

**Article 8**  
**Communications**

(1) [*Means of Transmittal and Form of Communications*] Any Contracting Party may choose the means of transmittal of communications and whether it accepts communications on paper, communications in electronic form or any other form of communication.

(2) [*Language of Communications*]

(a) Any Contracting Party may require that any communication be in a language admitted by the Office. Where the Office admits more than one language, the applicant, holder or other interested person may be required to comply with any other language requirement applicable with respect to the Office, provided that no indication or element of the communication may be required to be in more than one language.

(b) No Contracting Party may require the attestation, notarization, authentication, legalization or any other certification of any translation of a communication other than as provided under this Treaty.

(c) Where a Contracting Party does not require a communication to be in a language admitted by its Office, the Office may require that a translation of that communication by an

official translator or a representative, into a language admitted by the Office, be supplied within a reasonable time limit.

(3) [*Signature of Communications on Paper*]

(a) Any Contracting Party may require that a communication on paper be signed by the applicant, holder or other interested person. Where a Contracting Party requires a communication on paper to be signed, that Contracting Party shall accept any signature that complies with the requirements prescribed in the Regulations.

(b) No Contracting Party may require the attestation, notarization, authentication, legalization or other certification of any signature except, where the law of the Contracting Party so provides, if the signature concerns the surrender of a registration.

(c) Notwithstanding subparagraph (b), a Contracting Party may require that evidence be filed with the Office where the Office may reasonably doubt the authenticity of any signature of a communication on paper.

(4) [*Communications Filed in Electronic Form or by Electronic Means of Transmittal*] Where a Contracting Party permits the filing of communications in electronic form or by electronic means of transmittal, it may require that any such communications comply with the requirements prescribed in the Regulations.

(5) [*Presentation of a Communication*] Any Contracting Party shall accept the presentation of a communication the content of which corresponds to the relevant Model International Form, if any, provided for in the Regulations.

(6) [*Prohibition of Other Requirements*] No Contracting Party may demand that, in respect of paragraphs (1) to (5), requirements other than those referred to in this Article be complied with.

(7) [*Means of Communication with Representative*] Nothing in this Article regulates the means of communication between an applicant, holder or other interested person and its representative.

## Article 9

### Classification of Goods and/or Services

(1) [*Indications of Goods and/or Services*] Each registration and any publication effected by an Office which concerns an application or registration and which indicates goods and/or services shall indicate the goods and/or services by their names, grouped according to the classes of the Nice Classification, and each group shall be preceded by the number of the class of that Classification to which that group of goods or services belongs and shall be presented in the order of the classes of the said Classification.

(2) [*Goods or Services in the Same Class or in Different Classes*]

(a) Goods or services may not be considered as being similar to each other on the ground that, in any registration or publication by the Office, they appear in the same class of the Nice Classification.

(b) Goods or services may not be considered as being dissimilar from each other on the ground that, in any registration or publication by the Office, they appear in different classes of the Nice Classification.



**Article 10**  
**Changes in Names or Addresses**

(1) [*Changes in the Name or Address of the Holder*]

(a) Where there is no change in the person of the holder but there is a change in its name and/or address, each Contracting Party shall accept that a request for the recordal of the change by the Office in its register of marks be made by the holder in a communication indicating the registration number of the registration concerned and the change to be recorded.

(b) Any Contracting Party may require that the request indicate

(i) the name and address of the holder;

(ii) where the holder has a representative, the name and address of that representative;

(iii) where the holder has an address for service, such address.

(c) Any Contracting Party may require that, in respect of the request, a fee be paid to the Office.

(d) A single request shall be sufficient even where the change relates to more than one registration, provided that the registration numbers of all registrations concerned are indicated in the request.

(2) [*Change in the Name or Address of the Applicant*] Paragraph (1) shall apply, *mutatis mutandis*, where the change concerns an application or applications, or both an application or applications and a registration or registrations, provided that, where the application number of any application concerned has not yet been issued or is not known to the applicant or its representative, the request otherwise identifies that application as prescribed in the Regulations.

(3) [*Change in the Name or Address of the Representative or in the Address for Service*] Paragraph (1) shall apply, *mutatis mutandis*, to any change in the name or address of the representative, if any, and to any change relating to the address for service, if any.

(4) [*Prohibition of Other Requirements*] No Contracting Party may demand that requirements other than those referred to in paragraphs (1) to (3) and in Article 8 be complied with in respect of the request referred to in this Article. In particular, the furnishing of any certificate concerning the change may not be required.

(5) [*Evidence*] Any Contracting Party may require that evidence be furnished to the Office where the Office may reasonably doubt the veracity of any indication contained in the request.

**Article 11**  
**Change in Ownership**

(1) [*Change in the Ownership of a Registration*]

(a) Where there is a change in the person of the holder, each Contracting Party shall accept that a request for the recordal of the change by the Office in its register of marks be made by the holder or by the person who acquired the ownership (hereinafter referred to as "new owner") in a communication indicating the registration number of the registration concerned and the change to be recorded.

(b) Where the change in ownership results from a contract, any Contracting Party may require that the request indicate that fact and be accompanied, at the option of the requesting party, by one of the following:

(i) a copy of the contract, which copy may be required to be certified, by a notary public or any other competent public authority, as being in conformity with the original contract;

- (ii) an extract of the contract showing the change in ownership, which extract may be required to be certified, by a notary public or any other competent public authority, as being a true extract of the contract;
  - (iii) an uncertified certificate of transfer drawn up in the form and with the content as prescribed in the Regulations and signed by both the holder and the new owner;
  - (iv) an uncertified transfer document drawn up in the form and with the content as prescribed in the Regulations and signed by both the holder and the new owner.
- (c) Where the change in ownership results from a merger, any Contracting Party may require that the request indicate that fact and be accompanied by a copy of a document, which document originates from the competent authority and evidences the merger, such as a copy of an extract from a register of commerce, and that that copy be certified by the authority which issued the document or by a notary public or any other competent public authority, as being in conformity with the original document.
- (d) Where there is a change in the person of one or more but not all of several co-holders and such change in ownership results from a contract or a merger, any Contracting Party may require that any co-holder in respect of which there is no change in ownership give its express consent to the change in ownership in a document signed by it.
- (e) Where the change in ownership does not result from a contract or a merger but from another ground, for example, from operation of law or a court decision, any Contracting Party may require that the request indicate that fact and be accompanied by a copy of a document evidencing the change and that that copy be certified as being in conformity with the original document by the authority which issued the document or by a notary public or any other competent public authority.
- (f) Any Contracting Party may require that the request indicate
- (i) the name and address of the holder;
  - (ii) the name and address of the new owner;
  - (iii) the name of a State of which the new owner is a national if he/she is the national of any State, the name of a State in which the new owner has his/her domicile, if any, and the name of a State in which the new owner has a real and effective industrial or commercial establishment, if any;
  - (iv) where the new owner is a legal entity, the legal nature of that legal entity and the State, and, where applicable, the territorial unit within that State, under the law of which the said legal entity has been organized;
  - (v) where the holder has a representative, the name and address of that representative;
  - (vi) where the holder has an address for service, such address;
  - (vii) where the new owner has a representative, the name and address of that representative;
  - (viii) where the new owner is required to have an address for service under Article 4(2)(b), such address.
- (g) Any Contracting Party may require that, in respect of the request, a fee be paid to the Office.
- (h) A single request shall be sufficient even where the change relates to more than one registration, provided that the holder and the new owner are the same for each registration and that the registration numbers of all registrations concerned are indicated in the request.
- (i) Where the change of ownership does not affect all the goods and/or services listed in the holder's registration, and the applicable law allows the recording of such change, the Office shall create a separate registration referring to the goods and/or services in respect of which the ownership has changed.

(2) [*Change in the Ownership of an Application*] Paragraph (1) shall apply, *mutatis mutandis*, where the change in ownership concerns an application or applications, or both an application or applications and a registration or registrations, provided that, where the application number of any application concerned has not yet been issued or is not known to the applicant or its representative, the request otherwise identifies that application as prescribed in the Regulations.

(3) [*Prohibition of Other Requirements*] No Contracting Party may demand that requirements other than those referred to in paragraphs (1) and (2) and in Article 8 be complied with in respect of the request referred to in this Article. In particular, the following may not be required:

(i) subject to paragraph (1)(c), the furnishing of any certificate of, or extract from, a register of commerce;

(ii) an indication of the new owner's carrying on of an industrial or commercial activity, as well as the furnishing of evidence to that effect;

(iii) an indication of the new owner's carrying on of an activity corresponding to the goods and/or services affected by the change in ownership, as well as the furnishing of evidence to either effect;

(iv) an indication that the holder transferred, entirely or in part, its business or the relevant goodwill to the new owner, as well as the furnishing of evidence to either effect.

(4) [*Evidence*] Any Contracting Party may require that evidence, or further evidence where paragraph (1)(c) or (e) applies, be furnished to the Office where that Office may reasonably doubt the veracity of any indication contained in the request or in any document referred to in the present Article.

## **Article 12**

### **Correction of a Mistake**

(1) [*Correction of a Mistake in Respect of a Registration*]

(a) Each Contracting Party shall accept that the request for the correction of a mistake which was made in the application or other request communicated to the Office and which mistake is reflected in its register of marks and/or any publication by the Office be made by the holder in a communication indicating the registration number of the registration concerned, the mistake to be corrected and the correction to be entered.

(b) Any Contracting Party may require that the request indicate

(i) the name and address of the holder;

(ii) where the holder has a representative, the name and address of that representative;

(iii) where the holder has an address for service, such address.

(c) Any Contracting Party may require that, in respect of the request, a fee be paid to the Office.

(d) A single request shall be sufficient even where the correction relates to more than one registration of the same person, provided that the mistake and the requested correction are the same for each registration and that the registration numbers of all registrations concerned are indicated in the request.

(2) [*Correction of a Mistake in Respect of an Application*] Paragraph (1) shall apply, *mutatis mutandis*, where the mistake concerns an application or applications, or both an application or applications and a registration or registrations, provided that, where the application number of any application concerned has not yet been issued or is not known to the applicant or its representative, the request otherwise identifies that application as prescribed in the Regulations.

(3) [*Prohibition of Other Requirements*] No Contracting Party may demand that requirements other than those referred to in paragraphs (1) and (2) and in Article 8 be complied with in respect of the request referred to in this Article.

(4) [*Evidence*] Any Contracting Party may require that evidence be furnished to the Office where the Office may reasonably doubt that the alleged mistake is in fact a mistake.

(5) [*Mistakes Made by the Office*] The Office of a Contracting Party shall correct its own mistakes, *ex officio* or upon request, for no fee.

(6) [*Uncorrectable Mistakes*] No Contracting Party shall be obliged to apply paragraphs (1), (2) and (5) to any mistake which cannot be corrected under its law.

### **Article 13**

#### **Duration and Renewal of Registration**

(1) [*Indications or Elements Contained in or Accompanying a Request for Renewal; Fee*]

(a) Any Contracting Party may require that the renewal of a registration be subject to the filing of a request and that such request contain some or all of the following indications:

(i) an indication that renewal is sought;

(ii) the name and address of the holder;

(iii) the registration number of the registration concerned;

(iv) at the option of the Contracting Party, the filing date of the application which resulted in the registration concerned or the registration date of the registration concerned;

(v) where the holder has a representative, the name and address of that representative;

(vi) where the holder has an address for service, such address;

(vii) where the Contracting Party allows the renewal of a registration to be made for some only of the goods and/or services which are recorded in the register of marks and such a renewal is requested, the names of the recorded goods and/or services for which the renewal is requested or the names of the recorded goods and/or services for which the renewal is not requested, grouped according to the classes of the Nice Classification, each group preceded by the number of the class of that Classification to which that group of goods or services belongs and presented in the order of the classes of the said Classification;

(viii) where a Contracting Party allows a request for renewal to be filed by a person other than the holder or its representative and the request is filed by such a person, the name and address of that person.

(b) Any Contracting Party may require that, in respect of the request for renewal, a fee be paid to the Office. Once the fee has been paid in respect of the initial period of the registration or of any renewal period, no further payment may be required for the maintenance of the registration in respect of that period. Fees associated with the furnishing of a declaration and/or evidence of use shall not be regarded, for the purposes of this subparagraph, as payments required for the maintenance of the registration and shall not be affected by this subparagraph.

(c) Any Contracting Party may require that the request for renewal be presented, and the corresponding fee referred to in subparagraph (b) be paid, to the Office within the period fixed by the law of the Contracting Party, subject to the minimum periods prescribed in the Regulations.

(2) [*Prohibition of Other Requirements*] No Contracting Party may demand that requirements other than those referred to in paragraph (1) and in Article 8 be complied with in respect of the request for renewal. In particular, the following may not be required:

- (i) any representation or other identification of the mark;
  - (ii) the furnishing of evidence to the effect that the mark has been registered, or that its registration has been renewed, in any other register of marks;
  - (iii) the furnishing of a declaration and/or evidence concerning use of the mark.
- (3) [*Evidence*] Any Contracting Party may require that evidence be furnished to the Office in the course of the examination of the request for renewal where the Office may reasonably doubt the veracity of any indication or element contained in the request for renewal.
- (4) [*Prohibition of Substantive Examination*] No Office of a Contracting Party may, for the purposes of effecting the renewal, examine the registration as to substance.
- (5) [*Duration*] The duration of the initial period of the registration, and the duration of each renewal period, shall be 10 years.

#### **Article 14**

##### **Relief Measures in Case of Failure to Comply with Time Limits**

- (1) [*Relief Measure Before the Expiry of a Time Limit*] A Contracting Party may provide for the extension of a time limit for an action in a procedure before the Office in respect of an application or a registration, if a request to that effect is filed with the Office prior to the expiry of the time limit.
- (2) [*Relief Measures After the Expiry of a Time Limit*] Where an applicant, holder or other interested person has failed to comply with a time limit (“the time limit concerned”) for an action in a procedure before the Office of a Contracting Party in respect of an application or a registration, the Contracting Party shall provide for one or more of the following relief measures, in accordance with the requirements prescribed in the Regulations, if a request to that effect is filed with the Office:
- (i) extension of the time limit concerned for the period prescribed in the Regulations;
  - (ii) continued processing with respect to the application or registration;
  - (iii) reinstatement of the rights of the applicant, holder or other interested person with respect to the application or registration if the Office finds that the failure to comply with the time limit concerned occurred in spite of due care required by the circumstances having been taken or, at the option of the Contracting Party, that the failure was unintentional.
- (3) [*Exceptions*] No Contracting Party shall be required to provide for any of the relief measures referred to in paragraph (2) with respect to the exceptions prescribed in the Regulations.
- (4) [*Fee*] Any Contracting Party may require that a fee be paid in respect of any of the relief measures referred to in paragraphs (1) and (2).
- (5) [*Prohibition of Other Requirements*] No Contracting Party may demand that requirements other than those referred to in this Article and in Article 8 be complied with in respect of any of the relief measures referred to in paragraph (2).

#### **Article 15**

##### **Obligation to Comply with the Paris Convention**

Any Contracting Party shall comply with the provisions of the Paris Convention which concern marks.

**Article 16**  
**Service Marks**

Any Contracting Party shall register service marks and apply to such marks the provisions of the Paris Convention which concern trademarks.

**Article 17**  
**Request for Recordal of a License**

(1) [*Requirements Concerning the Request for Recordal*] Where the law of a Contracting Party provides for the recordal of a license with its Office, that Contracting Party may require that the request for recordal

- (i) be filed in accordance with the requirements prescribed in the Regulations, and
- (ii) be accompanied by the supporting documents prescribed in the Regulations.

(2) [*Fee*] Any Contracting Party may require that, in respect of the recordal of a license, a fee be paid to the Office.

(3) [*Single Request Relating to Several Registrations*] A single request shall be sufficient even where the license relates to more than one registration, provided that the registration numbers of all registrations concerned are indicated in the request, the holder and the licensee are the same for all registrations, and the request indicates the scope of the license in accordance with the Regulations with respect to all registrations.

(4) [*Prohibition of Other Requirements*]

(a) No Contracting Party may demand that requirements other than those referred to in paragraphs (1) to (3) and in Article 8 be complied with in respect of the recordal of a license with its Office. In particular, the following may not be required:

- (i) the furnishing of the registration certificate of the mark which is the subject of the license;
- (ii) the furnishing of the license contract or a translation of it;
- (iii) an indication of the financial terms of the license contract.

(b) Subparagraph (a) is without prejudice to any obligations existing under the law of a Contracting Party concerning the disclosure of information for purposes other than the recording of the license in the register of marks.

(5) [*Evidence*] Any Contracting Party may require that evidence be furnished to the Office where the Office may reasonably doubt the veracity of any indication contained in the request or in any document referred to in the Regulations.

(6) [*Requests Relating to Applications*] Paragraphs (1) to (5) shall apply, *mutatis mutandis*, to requests for recordal of a license for an application, where the law of a Contracting Party provides for such recordal.

**Article 18**  
**Request for Amendment or Cancellation of the Recordal of a License**

(1) [*Requirements Concerning the Request*] Where the law of a Contracting Party provides for the recordal of a license with its Office, that Contracting Party may require that the request for amendment or cancellation of the recordal of a license

- (i) be filed in accordance with the requirements prescribed in the Regulations, and
- (ii) be accompanied by the supporting documents prescribed in the Regulations.

(2) [*Other Requirements*] Article 17(2) to (6) shall apply, *mutatis mutandis*, to requests for amendment or cancellation of the recordal of a license.

## **Article 19**

### **Effects of the Non-Recordal of a License**

(1) [*Validity of the Registration and Protection of the Mark*] The non-recordal of a license with the Office or with any other authority of the Contracting Party shall not affect the validity of the registration of the mark which is the subject of the license or the protection of that mark.

(2) [*Certain Rights of the Licensee*] A Contracting Party may not require the recordal of a license as a condition for any right that the licensee may have under the law of that Contracting Party to join infringement proceedings initiated by the holder or to obtain, by way of such proceedings, damages resulting from an infringement of the mark which is the subject of the license.

(3) [*Use of a Mark Where License Is Not Recorded*] A Contracting Party may not require the recordal of a license as a condition for the use of a mark by a licensee to be deemed to constitute use by the holder in proceedings relating to the acquisition, maintenance and enforcement of marks.

## **Article 20**

### **Indication of the License**

Where the law of a Contracting Party requires an indication that the mark is used under a license, full or partial non-compliance with that requirement shall not affect the validity of the registration of the mark which is the subject of the license or the protection of that mark, and shall not affect the application of Article 19(3).

## **Article 21**

### **Observations in Case of Intended Refusal**

An application under Article 3 or a request under Articles 7, 10 to 14, 17 and 18 may not be refused totally or in part by an Office without giving the applicant or the requesting party, as the case may be, an opportunity to make observations on the intended refusal within a reasonable time limit. In respect of Article 14, no Office shall be required to give an opportunity to make observations where the person requesting the relief measure has already had an opportunity to present an observation on the facts on which the decision is to be based.

## **Article 22**

### **Regulations**

(1) [*Content*]

- (a) The Regulations annexed to this Treaty provide rules concerning
  - (i) matters which this Treaty expressly provides to be “prescribed in the Regulations”;
  - (ii) any details useful in the implementation of the provisions of this Treaty;
  - (iii) any administrative requirements, matters or procedures.
- (b) The Regulations also contain Model International Forms.

(2) [*Amending the Regulations*] Subject to paragraph (3), any amendment of the Regulations shall require three-fourths of the votes cast.

(3) [*Requirement of Unanimity*]

(a) The Regulations may specify provisions of the Regulations which may be amended only by unanimity.

(b) Any amendment of the Regulations resulting in the addition of provisions to, or the deletion of provisions from, the provisions specified in the Regulations pursuant to subparagraph (a) shall require unanimity.

(c) In determining whether unanimity is attained, only votes actually cast shall be taken into consideration. Abstentions shall not be considered as votes.

(4) [*Conflict Between the Treaty and the Regulations*] In the case of conflict between the provisions of this Treaty and those of the Regulations, the former shall prevail.

## **Article 23 Assembly**

(1) [*Composition*]

(a) The Contracting Parties shall have an Assembly.

(b) Each Contracting Party shall be represented in the Assembly by one delegate, who may be assisted by alternate delegates, advisors and experts. Each delegate may represent only one Contracting Party.

(2) [*Tasks*] The Assembly shall

(i) deal with matters concerning the development of this Treaty;

(ii) amend the Regulations, including the Model International Forms;

(iii) determine the conditions for the date of application of each amendment referred to in item (ii);

(iv) perform such other functions as are appropriate to implementing the provisions of this Treaty.

(3) [*Quorum*]

(a) One-half of the members of the Assembly which are States shall constitute a quorum.

(b) Notwithstanding subparagraph (a), if, in any session, the number of the members of the Assembly which are States and are represented is less than one-half but equal to or more than one-third of the members of the Assembly which are States, the Assembly may make decisions but, with the exception of decisions concerning its own procedure, all such decisions shall take effect only if the conditions set forth hereinafter are fulfilled. The International Bureau shall communicate the said decisions to the members of the Assembly which are States and were not represented and shall invite them to express in writing their vote or abstention within a period of three months from the date of the communication. If, at the expiration of this period, the number of such members having thus expressed their vote or abstention attains the number of the members which was lacking for attaining the quorum in the session itself, such decisions shall take effect, provided that at the same time the required majority still obtains.

(4) [*Taking Decisions in the Assembly*]

(a) The Assembly shall endeavor to take its decisions by consensus.

(b) Where a decision cannot be arrived at by consensus, the matter at issue shall be decided by voting. In such a case,

(i) each Contracting Party that is a State shall have one vote and shall vote only in its own name; and

(ii) any Contracting Party that is an intergovernmental organization may participate in the vote, in place of its Member States, with a number of votes equal to the number of



its Member States which are party to this Treaty. No such intergovernmental organization shall participate in the vote if any one of its Member States exercises its right to vote and vice versa. In addition, no such intergovernmental organization shall participate in the vote if any one of its Member States party to this Treaty is a Member State of another such intergovernmental organization and that other intergovernmental organization participates in that vote.

(5) [*Majorities*]

(a) Subject to Articles 22(2) and (3), the decisions of the Assembly shall require two-thirds of the votes cast.

(b) In determining whether the required majority is attained, only votes actually cast shall be taken into consideration. Abstentions shall not be considered as votes.

(6) [*Sessions*] The Assembly shall meet upon convocation by the Director General and, in the absence of exceptional circumstances, during the same period and at the same place as the General Assembly of the Organization.

(7) [*Rules of Procedure*] The Assembly shall establish its own rules of procedure, including rules for the convocation of extraordinary sessions.

## **Article 24**

### **International Bureau**

(1) [*Administrative Tasks*]

(a) The International Bureau shall perform the administrative tasks concerning this Treaty.

(b) In particular, the International Bureau shall prepare the meetings and provide the secretariat of the Assembly and of such committees of experts and working groups as may be established by the Assembly.

(2) [*Meetings Other than Sessions of the Assembly*] The Director General shall convene any committee and working group established by the Assembly.

(3) [*Role of the International Bureau in the Assembly and Other Meetings*]

(a) The Director General and persons designated by the Director General shall participate, without the right to vote, in all meetings of the Assembly, the committees and working groups established by the Assembly.

(b) The Director General or a staff member designated by the Director General shall be *ex officio* secretary of the Assembly, and of the committees and working groups referred to in subparagraph (a).

(4) [*Conferences*]

(a) The International Bureau shall, in accordance with the directions of the Assembly, make the preparations for any revision conferences.

(b) The International Bureau may consult with Member States of the Organization, intergovernmental organizations and international and national non-governmental organizations concerning the said preparations.

(c) The Director General and persons designated by the Director General shall take part, without the right to vote, in the discussions at revision conferences.

(5) [*Other Tasks*] The International Bureau shall carry out any other tasks assigned to it in relation to this Treaty.

**Article 25**  
**Revision or Amendment**

This Treaty may only be revised or amended by a diplomatic conference. The convocation of any diplomatic conference shall be decided by the Assembly.

**Article 26**  
**Becoming Party to the Treaty**

(1) [*Eligibility*] The following entities may sign and, subject to paragraphs (2) and (3) and Article 28(1) and (3), become party to this Treaty:

(i) any State member of the Organization in respect of which marks may be registered with its own Office;

(ii) any intergovernmental organization which maintains an Office in which marks may be registered with effect in the territory in which the constituting treaty of the intergovernmental organization applies, in all its Member States or in those of its Member States which are designated for such purpose in the relevant application, provided that all the Member States of the intergovernmental organization are members of the Organization;

(iii) any State member of the Organization in respect of which marks may be registered only through the Office of another specified State that is a member of the Organization;

(iv) any State member of the Organization in respect of which marks may be registered only through the Office maintained by an intergovernmental organization of which that State is a member;

(v) any State member of the Organization in respect of which marks may be registered only through an Office common to a group of States members of the Organization.

(2) [*Ratification or Accession*] Any entity referred to in paragraph (1) may deposit

(i) an instrument of ratification, if it has signed this Treaty,

(ii) an instrument of accession, if it has not signed this Treaty.

(3) [*Effective Date of Deposit*] The effective date of the deposit of an instrument of ratification or accession shall be,

(i) in the case of a State referred to in paragraph (1)(i), the date on which the instrument of that State is deposited;

(ii) in the case of an intergovernmental organization, the date on which the instrument of that intergovernmental organization is deposited;

(iii) in the case of a State referred to in paragraph (1)(iii), the date on which the following condition is fulfilled: the instrument of that State has been deposited and the instrument of the other, specified State has been deposited;

(iv) in the case of a State referred to in paragraph (1)(iv), the date applicable under item (ii), above;

(v) in the case of a State member of a group of States referred to in paragraph (1)(v), the date on which the instruments of all the States members of the group have been deposited.

**Article 27**  
**Application of the TLT 1994 and This Treaty**

(1) [*Relations Between Contracting Parties to Both This Treaty and the TLT 1994*] This Treaty alone shall be applicable as regards the mutual relations of Contracting Parties to both this Treaty and the TLT 1994.

(2) [*Relations Between Contracting Parties to This Treaty and Contracting Parties to the TLT 1994 That Are Not Party to This Treaty*] Any Contracting Party to both this Treaty and the TLT 1994 shall continue to apply the TLT 1994 in its relations with Contracting Parties to the TLT 1994 that are not party to this Treaty.

**Article 28**  
**Entry into Force;**  
**Effective Date of Ratifications and Accessions**

(1) [*Instruments to Be Taken into Consideration*] For the purposes of this Article, only instruments of ratification or accession that are deposited by entities referred to in Article 26(1) and that have an effective date according to Article 26(3) shall be taken into consideration.

(2) [*Entry into Force of the Treaty*] This Treaty shall enter into force three months after ten States or intergovernmental organizations referred to in Article 26(1)(ii) have deposited their instruments of ratification or accession.

(3) [*Entry into Force of Ratifications and Accessions Subsequent to the Entry into Force of the Treaty*] Any entity not covered by paragraph (2) shall become bound by this Treaty three months after the date on which it has deposited its instrument of ratification or accession.

**Article 29**  
**Reservations**

(1) [*Special Kinds of Marks*] Any State or intergovernmental organization may declare through a reservation that, notwithstanding Article 2(1) and (2)(a), any of the provisions of Articles 3(1), 5, 7, 8(5), 11 and 13 shall not apply to associated marks, defensive marks or derivative marks. Such reservation shall specify those of the aforementioned provisions to which the reservation relates.

(2) [*Multiple-class Registration*] Any State or intergovernmental organization, whose legislation at the date of adoption of this Treaty provides for a multiple-class registration for goods and for a multiple-class registration for services may, when acceding to this Treaty, declare through a reservation that the provisions of Article 6 shall not apply.

(3) [*Substantive Examination on the Occasion of Renewal*] Any State or intergovernmental organization may declare through a reservation that, notwithstanding Article 13(4), the Office may, on the occasion of the first renewal of a registration covering services, examine such registration as to substance, provided that such examination shall be limited to the elimination of multiple registrations based on applications filed during a period of six months following the entry into force of the law of such State or organization that introduced, before the entry into force of this Treaty, the possibility of registering service marks.

(4) [*Certain Rights of the Licensee*] Any State or intergovernmental organization may declare through a reservation that, notwithstanding Article 19(2), it requires the recordal of a license as a condition for any right that the licensee may have under the law of that State or intergovernmental organization to join infringement proceedings initiated by the holder or to obtain, by way of such proceedings, damages resulting from an infringement of the mark which is the subject of the license.

(5) [*Modalities*] Any reservation under paragraphs (1), (2), (3) or (4) shall be made in a declaration accompanying the instrument of ratification of, or accession to, this Treaty of the State or intergovernmental organization making the reservation.

(6) [*Withdrawal*] Any reservation under paragraphs (1), (2), (3) or (4) may be withdrawn at any time.

(7) [*Prohibition of Other Reservations*] No reservation to this Treaty other than the reservations allowed under paragraphs (1), (2), (3) and (4) shall be permitted.

### **Article 30** **Denunciation of the Treaty**

(1) [*Notification*] Any Contracting Party may denounce this Treaty by notification addressed to the Director General.

(2) [*Effective Date*] Denunciation shall take effect one year from the date on which the Director General has received the notification. It shall not affect the application of this Treaty to any application pending or any mark registered in respect of the denouncing Contracting Party at the time of the expiration of the said one-year period, provided that the denouncing Contracting Party may, after the expiration of the said one-year period, discontinue applying this Treaty to any registration as from the date on which that registration is due for renewal.

### **Article 31** **Languages of the Treaty; Signature**

(1) [*Original Texts; Official Texts*]

(a) This Treaty shall be signed in a single original in the English, Arabic, Chinese, French, Russian and Spanish languages, all texts being equally authentic.

(b) An official text in a language not referred to in subparagraph (a) that is an official language of a Contracting Party shall be established by the Director General after consultation with the said Contracting Party and any other interested Contracting Party.

(2) [*Time Limit for Signature*] This Treaty shall remain open for signature at the headquarters of the Organization for one year after its adoption.

### **Article 32** **Depositary**

The Director General shall be the depositary of this Treaty.

## **Regulations under the Singapore Treaty on the Law of Trademarks** **(as in force on November 1, 2011)**

### LIST OF RULES

Rule 1: Abbreviated Expressions

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Rule 10: Requirements Concerning the Request for Recordal of a License or for Amendment or Cancellation of the Recordal of a License

**Rule 1**  
**Abbreviated Expressions**

(1) [*Abbreviated Expressions Defined in the Regulations*] For the purposes of these Regulations, unless expressly stated otherwise:

- (i) "Treaty" means the Singapore Treaty on the Law of Trademarks;
- (ii) "Article" refers to the specified Article of the Treaty;
- (iii) "exclusive license" means a license which is only granted to one licensee and which excludes the holder from using the mark and from granting licenses to any other person;
- (iv) "sole license" means a license which is only granted to one licensee and which excludes the holder from granting licenses to any other person but does not exclude the holder from using the mark;
- (v) "non-exclusive license" means a license which does not exclude the holder from using the mark or from granting licenses to any other person.

(2) [*Abbreviated Expressions Defined in the Treaty*] The abbreviated expressions defined in Article 1 for the purposes of the Treaty shall have the same meaning for the purposes of these Regulations.

**Rule 2**  
**Manner of Indicating Names and Addresses**

(1) [*Names*]

- (a) Where the name of a person is to be indicated, any Contracting Party may require,
  - (i) where the person is a natural person, that the name to be indicated be the family or principal name and the given or secondary name or names of that person or that the name to be indicated be, at that person's option, the name or names customarily used by the said person;
  - (ii) where the person is a legal entity, that the name to be indicated be the full official designation of the legal entity.
- (b) Where the name of a representative which is a firm or partnership is to be indicated, any Contracting Party shall accept as indication of the name the indication that the firm or partnership customarily uses.

(2) [*Addresses*]

- (a) Where the address of a person is to be indicated, any Contracting Party may require that the address be indicated in such a way as to satisfy the customary requirements for prompt postal delivery at the indicated address and, in any case, consist of all the relevant administrative units up to, and including, the house or building number, if any.
- (b) Where a communication to the Office of a Contracting Party is in the name of two or more persons with different addresses, that Contracting Party may require that such communication indicate a single address as the address for correspondence.
- (c) The indication of an address may contain a telephone number, a telefacsimile number and an e-mail address and, for the purposes of correspondence, an address different from the address indicated under subparagraph (a).
- (d) Subparagraphs (a) and (c) shall apply, *mutatis mutandis*, to addresses for service.

(3) [*Other Means of Identification*] Any Contracting Party may require that a communication to the Office indicate the number or other means of identification, if any, with which the applicant, holder, representative or interested person is registered with its Office. No Contracting Party may refuse a communication on grounds of failure to comply with any such requirement, except for applications filed in electronic form.

(4) [*Script to Be Used*] Any Contracting Party may require that any indication referred to in paragraphs (1) to (3) be in the script used by the Office.

### **Rule 3**

#### **Details Concerning the Application**

(1) [*Standard Characters*] Where the Office of a Contracting Party uses characters (letters and numbers) that it considers as being standard, and where the application contains a statement to the effect that the applicant wishes that the mark be registered and published in the standard characters used by the Office, the Office shall register and publish that mark in such standard characters.

(2) [*Mark Claiming Color*] Where the application contains a statement to the effect that the applicant wishes to claim color as a distinctive feature of the mark, the Office may require that the application indicate the name or code of the color or colors claimed and an indication, in respect of each color, of the principal parts of the mark which are in that color.

(3) [*Number of Reproductions*]

(a) Where the application does not contain a statement to the effect that the applicant wishes to claim color as a distinctive feature of the mark, a Contracting Party may not require more than

(i) five reproductions of the mark in black and white where the application may not, under the law of that Contracting Party, or does not contain a statement to the effect that the applicant wishes the mark to be registered and published in the standard characters used by the Office of the said Contracting Party;

(ii) one reproduction of the mark in black and white where the application contains a statement to the effect that the applicant wishes the mark to be registered and published in the standard characters used by the Office of that Contracting Party.

(b) Where the application contains a statement to the effect that the applicant wishes to claim color as a distinctive feature of the mark, a Contracting Party may not require more than five reproductions of the mark in black and white and five reproductions of the mark in color.

(4) [*Three-Dimensional Mark*]

(a) Where the application contains a statement to the effect that the mark is a three-dimensional mark, the reproduction of the mark shall consist of a two-dimensional graphic or photographic reproduction.

(b) The reproduction furnished under subparagraph (a) may, at the option of the applicant, consist of one single view of the mark or of several different views of the mark.

(c) Where the Office considers that the reproduction of the mark furnished by the applicant under subparagraph (a) does not sufficiently show the particulars of the three-dimensional mark, it may invite the applicant to furnish, within a reasonable time limit fixed in the invitation, up to six different views of the mark and/or a description by words of that mark.

(d) Where the Office considers that the different views and/or the description of the mark referred to in subparagraph (c) still do not sufficiently show the particulars of the three-

dimensional mark, it may invite the applicant to furnish, within a reasonable time limit fixed in the invitation, a specimen of the mark.

(e) Notwithstanding subparagraphs (a) to (d), a sufficiently clear reproduction showing the three-dimensional character of the mark in one view shall be sufficient for the granting of a filing date.

(f) Paragraph (3)(a)(i) and (b) shall apply *mutatis mutandis*.

(5) [*Hologram Mark*] Where the application contains a statement to the effect that the mark is a hologram mark, the representation of the mark shall consist of one or several views of the mark capturing the holographic effect in its entirety. Where the Office considers that the view or views submitted do not capture the holographic effect in its entirety, it may require the furnishing of additional views. The Office may also require the applicant to furnish a description of the hologram mark.

(6) [*Motion Mark*] Where the application contains a statement to the effect that the mark is a motion mark, the representation of the mark shall, at the option of the Office, consist of one image or a series of still or moving images depicting movement. Where the Office considers that the image or images submitted do not depict movement, it may require the furnishing of additional images. The Office may also require that the applicant furnish a description explaining the movement.

(7) [*Color Mark*] Where the application contains a statement to the effect that the mark is a color per se mark or a combination of colors without delineated contours, the reproduction of the mark shall consist of a sample of the color or colors. The Office may require a designation of the color or colors by using their common names. The Office may also require a description on how the color is or the colors are applied to the goods or used in relation to the services. The Office may further require an indication of the color or colors by a recognized color code chosen by the applicant and accepted by the Office.

(8) [*Position Mark*] Where the application contains a statement to the effect that the mark is a position mark, the reproduction of the mark shall consist of a single view of the mark showing its position on the product. The Office may require that matter for which protection is not claimed shall be indicated. The Office may also require a description explaining the position of the mark in relation to the product.

(9) [*Sound Mark*] Where the application contains a statement to the effect that the mark is a sound mark, the representation of the mark shall, at the option of the Office, consist of a musical notation on a stave, or a description of the sound constituting the mark, or an analog or digital recording of that sound, or any combination thereof.

(10) [*Mark Consisting of a Non-Visible Sign other than a Sound Mark*] Where the application contains a statement to the effect that the mark consists of a non-visible sign other than a sound mark, a Contracting Party may require one or more representations of the mark, an indication of the type of mark and details concerning the mark, as prescribed by the law of that Contracting Party.

(11) [*Transliteration of the Mark*] For the purposes of Article 3(1)(a)(xiii), where the mark consists of or contains matter in script other than the script used by the Office or numbers expressed in numerals other than numerals used by the Office, a transliteration of such matter in the script and numerals used by the Office may be required.

(12) [*Translation of the Mark*] For the purposes of Article 3(1)(a)(xiv), where the mark consists of or contains a word or words in a language other than the language, or one of the languages, admitted by the Office, a translation of that word or those words into that language or one of those languages may be required.

(13) [*Time Limit for Furnishing Evidence of Actual Use of the Mark*] The time limit referred to in Article 3(3) shall not be shorter than six months counted from the date of allowance of the application by the Office of the Contracting Party where that application was filed. The applicant or holder shall have the right to an extension of that time limit, subject to the conditions provided for by the law of that Contracting Party, by periods of at least six months each, up to a total extension of at least two years and a half.

#### **Rule 4**

##### **Details Concerning Representation and Address for Service**

(1) [*Address Where a Representative Is Appointed*] Where a representative is appointed, a Contracting Party shall consider the address of that representative to be the address for service.

(2) [*Address Where No Representative Is Appointed*] Where no representative is appointed and an applicant, holder or other interested person has provided as its address an address on the territory of the Contracting Party, that Contracting Party shall consider that address to be the address for service.

(3) [*Time Limit*] The time limit referred to in Article 4(3)(d) shall be counted from the date of receipt of the communication referred to in that Article by the Office of the Contracting Party concerned and shall not be less than one month where the address of the person on whose behalf the communication is made is on the territory of that Contracting Party and not less than two months where such an address is outside the territory of that Contracting Party.

#### **Rule 5**

##### **Details Concerning the Filing Date**

(1) [*Procedure in Case of Non-Compliance with Requirements*] If the application does not, at the time of its receipt by the Office, comply with any of the applicable requirements of Article 5(1)(a) or (2)(a), the Office shall promptly invite the applicant to comply with such requirements within a time limit indicated in the invitation, which time limit shall be at least onemonth from the date of the invitation where the applicant's address is on the territory of the Contracting Party concerned and at least two months where the applicant's address is outside the territory of the Contracting Party concerned. Compliance with the invitation may be subject to the payment of a special fee. Even if the Office fails to send the said invitation, the said requirements remain unaffected.

(2) [*Filing Date in Case of Correction*] If, within the time limit indicated in the invitation, the applicant complies with the invitation referred to in paragraph (1) and pays any required special fee, the filing date shall be the date on which all the required indications and elements referred to in Article 5(1)(a) have been received by the Office and, where applicable, the required fees referred to in Article 5(2)(a) have been paid to the Office. Otherwise, the application shall be treated as if it had not been filed.

#### **Rule 6**

##### **Details Concerning Communications**

(1) [*Indications Accompanying Signature of Communications on Paper*] Any Contracting Party may require that the signature of the natural person who signs be accompanied by



- (i) an indication in letters of the family or principal name and the given or secondary name or names of that person or, at the option of that person, of the name or names customarily used by the said person;
  - (ii) an indication of the capacity in which that person signed, where such capacity is not obvious from reading the communication.
- (2) [*Date of Signing*] Any Contracting Party may require that a signature be accompanied by an indication of the date on which the signing was effected. Where that indication is required but is not supplied, the date on which the signing is deemed to have been effected shall be the date on which the communication bearing the signature was received by the Office or, if the Contracting Party so allows, a date earlier than the latter date.
- (3) [*Signature of Communications on Paper*] Where a communication to the Office of a Contracting Party is on paper and a signature is required, that Contracting Party
- (i) shall, subject to item (iii), accept a handwritten signature;
  - (ii) may permit, instead of a handwritten signature, the use of other forms of signature, such as a printed or stamped signature, or the use of a seal or of a bar-coded label;
  - (iii) may, where the natural person who signs the communication is a national of the Contracting Party and such person's address is on its territory, or where the legal entity on behalf of which the communication is signed is organized under its law and has either a domicile or a real and effective industrial or commercial establishment on its territory, require that a seal be used instead of a handwritten signature.
- (4) [*Signature of Communications on Paper Filed by Electronic Means of Transmittal*] A Contracting Party that provides for communications on paper to be filed by electronic means of transmittal shall consider any such communication signed if a graphic representation of a signature accepted by that Contracting Party under paragraph (3) appears on the communication as received.
- (5) [*Original of a Communication on Paper Filed by Electronic Means of Transmittal*] A Contracting Party that provides for communications on paper to be filed by electronic means of transmittal may require that the original of any such communication be filed
- (i) with the Office accompanied by a letter identifying that earlier transmission and
  - (ii) within a time limit which shall be at least one month from the date on which the Office received the communication by electronic means of transmittal.
- (6) [*Authentication of Communications in Electronic Form*] A Contracting Party that permits the filing of communications in electronic form may require that any such communication be authenticated through a system of electronic authentication as prescribed by that Contracting Party.
- (7) [*Date of Receipt*] Each Contracting Party shall be free to determine the circumstances in which the receipt of a document or the payment of a fee shall be deemed to constitute receipt by or payment to the Office in cases in which the document was actually received by or payment was actually made to
- (i) a branch or sub-office of the Office,
  - (ii) a national Office on behalf of the Office of the Contracting Party, where the Contracting Party is an intergovernmental organization referred to in Article 26(1)(ii),
  - (iii) an official postal service,
  - (iv) a delivery service, or an agency, specified by the Contracting Party,
  - (v) an address other than the nominated addresses of the Office.
- (8) [*Electronic Filing*] Subject to paragraph (7), where a Contracting Party provides for the filing of a communication in electronic form or by electronic means of transmittal and the communication is so filed, the date on which the Office of that Contracting Party receives the

communication in such form or by such means shall constitute the date of receipt of the communication.

## **Rule 7**

### **Manner of Identification of an Application Without Its Application Number**

(1) [*Manner of Identification*] Where it is required that an application be identified by its application number but where such a number has not yet been issued or is not known to the applicant or its representative, that application shall be considered identified if the following is supplied:

- (i) the provisional application number, if any, given by the Office, or
- (ii) a copy of the application, or
- (iii) a representation of the mark, accompanied by an indication of the date on which, to the best knowledge of the applicant or the representative, the application was received by the Office and an identification number given to the application by the applicant or the representative.

(2) [*Prohibition of Other Requirements*] No Contracting Party may demand that requirements other than those referred to in paragraph (1) be complied with in order for an application to be identified where its application number has not yet been issued or is not known to the applicant or its representative.

## **Rule 8**

### **Details Concerning Duration and Renewal**

For the purposes of Article 13(1)(c), the period during which the request for renewal may be presented and the renewal fee may be paid shall start at least six months before the date on which the renewal is due and shall end at the earliest six months after that date. If the request for renewal is presented and/or the renewal fees are paid after the date on which the renewal is due, any Contracting Party may subject the acceptance of the request for renewal to the payment of a surcharge.

## **Rule 9**

### **Relief Measures in Case of Failure to Comply with Time Limits**

(1) [*Requirements Concerning Extension of Time Limits Under Article 14(2)(i)*] A Contracting Party that provides for the extension of a time limit under Article 14(2)(i) shall extend the time limit for a reasonable period of time from the date of filing the request for extension and may require that the request

- (i) contain an identification of the requesting party, the relevant application or registration number and the time limit concerned, and
- (ii) be filed within a time limit which shall not be less than two months from the date of expiry of the time limit concerned.

(2) [*Requirements Concerning Continued Processing Under Article 14(2)(ii)*] A Contracting Party may require that the request for continued processing under Article 14(2)(ii)

- (i) contain an identification of the requesting party, the relevant application or registration number and the time limit concerned, and

- (ii) be filed within a time limit which shall not be less than two months from the date of expiry of the time limit concerned. The omitted act shall be completed within the same period or, where the Contracting Party so provides, together with the request.
- (3) [*Requirements Concerning Reinstatement of Rights Under Article 14(2)(iii)*]
- (a) A Contracting Party may require that the request for reinstatement of rights under Article 14(2)(iii)
- (i) contain an identification of the requesting party, the relevant application or registration number and the time limit concerned, and
  - (ii) set out the facts and evidence in support of the reasons for the failure to comply with the time limit concerned.
- (b) The request for reinstatement of rights shall be filed with the Office within a reasonable time limit, the duration of which shall be determined by the Contracting Party from the date of the removal of the cause of failure to comply with the time limit concerned. The omitted act shall be completed within the same period or, where the Contracting Party so provides, together with the request.
- (c) A Contracting Party may provide for a maximum time limit for complying with the requirements under subparagraphs (a) and (b) of not less than six months from the date of expiry of the time limit concerned.
- (4) [*Exceptions Under Article 14(3)*] The exceptions referred to in Article 14(3) are the cases of failure to comply with a time limit
- (i) for which a relief measure has already been granted under Article 14(2),
  - (ii) for filing a request for a relief measure under Article 14,
  - (iii) for payment of a renewal fee,
  - (iv) for an action before a board of appeal or other review body constituted in the framework of the Office,
  - (v) for an action in *inter partes* proceedings,
  - (vi) for filing the declaration referred to in Article 3(1)(a)(vii) or the declaration referred to in Article 3(1)(a)(viii),
  - (vii) for filing a declaration which, under the law of the Contracting Party, may establish a new filing date for a pending application, and
  - (viii) for the correction or addition of a priority claim.

## **Rule 10**

### **Requirements Concerning the Request for Recordal of a License or for Amendment or Cancellation of the Recordal of a License**

- (1) [*Content of Request*]
- (a) A Contracting Party may require that the request for recordal of a license under Article 17(1) contain some or all of the following indications or elements:
- (i) the name and address of the holder;
  - (ii) where the holder has a representative, the name and address of that representative;
  - (iii) where the holder has an address for service, such address;
  - (iv) the name and address of the licensee;
  - (v) where the licensee has a representative, the name and address of that representative;
  - (vi) where the licensee has an address for service, such address;
  - (vii) the name of a State of which the licensee is a national if he/she is a national of any State, the name of a State in which the licensee has his/her domicile, if any, and the

name of a State in which the licensee has a real and effective industrial or commercial establishment, if any;

(viii) where the holder or the licensee is a legal entity, the legal nature of that legal entity and the State, and, where applicable, the territorial unit within that State, under the law of which the said legal entity has been organized;

(ix) the registration number of the mark which is the subject of the license;

(x) the names of the goods and/or services for which the license is granted, grouped according to the classes of the Nice Classification, each group preceded by the number of the class of that Classification to which that group of goods or services belongs and presented in the order of the classes of the said Classification;

(xi) whether the license is an exclusive license, a non-exclusive license or a sole license;

(xii) where applicable, that the license concerns only a part of the territory covered by the registration, together with an explicit indication of that part of the territory;

(xiii) the duration of the license.

(b) A Contracting Party may require that the request for amendment or cancellation of the recordal of a license under Article 18(1) contain some or all of the following indications or elements:

(i) the indications specified in items (i) to (ix) of subparagraph (a);

(ii) where the amendment or cancellation concerns any of the indications or elements specified under subparagraph (a), the nature and scope of the amendment or cancellation to be recorded.

(2) [*Supporting Documents for Recordal of a License*]

(a) A Contracting Party may require that the request for recordal of a license be accompanied, at the option of the requesting party, by one of the following:

(i) an extract of the license contract indicating the parties and the rights being licensed, certified by a notary public or any other competent public authority as being a true extract of the contract; or

(ii) an uncertified statement of license, the content of which corresponds to the statement of license Form provided for in the Regulations, and signed by both the holder and the licensee.

(b) Any Contracting Party may require that any co-holder who is not a party to the license contract give its express consent to the license in a document signed by it.

(3) [*Supporting Documents for Amendment of Recordal of a License*]

(a) A Contracting Party may require that the request for amendment of the recordal of a license be accompanied, at the option of the requesting party, by one of the following:

(i) documents substantiating the requested amendment of the recordal of the license; or

(ii) an uncertified statement of amendment of license, the content of which corresponds to the statement of amendment of license Form provided for in these Regulations, and signed by both the holder and the licensee.

(b) Any Contracting Party may require that any co-holder who is not a party to the license contract give its express consent to the amendment of the license in a document signed by it.

(4) [*Supporting Documents for Cancellation of Recordal of a License*] A Contracting Party may require that the request for cancellation of the recordal of a license be accompanied, at the option of the requesting party, by one of the following:

(i) documents substantiating the requested cancellation of the recordal of the license; or

(ii) an uncertified statement of cancellation of license, the content of which corresponds to the statement of cancellation of license Form provided for in these Regulations, and signed by both the holder and the licensee.

### **Resolution by the Diplomatic Conference supplementary to the Singapore Treaty on the Law of Trademarks**

1. The Diplomatic Conference for the Adoption of a Revised Trademark Law Treaty, held in Singapore in March 2006, agreed that the Treaty adopted by the Conference would be named "Singapore Treaty on the Law of Trademarks" (hereinafter referred to as "the Treaty").

2. When adopting the Treaty, the Diplomatic Conference agreed that the words "procedure before the Office" in Article I(viii) would not cover judicial procedures under the Contracting Parties' legislation.

3. Acknowledging the fact that the Treaty provides for effective and efficient trademark formality procedures for Contracting Parties, the Diplomatic Conference understood that Articles 2 and 8, respectively, did not impose any obligations on Contracting Parties to:

- (i) register new types of marks, as referred to in Rule 3, paragraphs (4), (5) and (6) of the Regulations; or
- (ii) implement electronic filing systems or other automation systems.

Each Contracting Party shall have the option to decide whether and when to provide for the registration of new types of marks, as referred to above.

4. With a view to facilitating the implementation of the Treaty in Developing and Least Developed Countries (LDCs), the Diplomatic Conference requested the World Intellectual Property Organization (WIPO) and the Contracting Parties to provide additional and adequate technical assistance comprising technological, legal and other forms of support to strengthen the institutional capacity of those countries to implement the Treaty and enable those countries to take full advantage of the provisions of the Treaty.

5. Such assistance should take into account the level of technological and economic development of beneficiary countries. Technological support would help improve the information and communication technology infrastructure of those countries, thus contributing to narrowing the technological gap between Contracting Parties. The Diplomatic Conference noted that some countries underlined the importance of the Digital Solidarity Fund (DSF) as being relevant to narrowing the digital divide.

6. Furthermore, upon entry into force of the Treaty, Contracting Parties will undertake to exchange and share, on a multilateral basis, information and experience on legal, technical and institutional aspects regarding the implementation of the Treaty and how to take full advantage of opportunities and benefits resulting therefrom.

7. The Diplomatic Conference, acknowledging the special situation and needs of LDCs, agreed that LDCs shall be accorded special and differential treatment for the implementation of the Treaty, as follows:

- (a) LDCs shall be the primary and main beneficiaries of technical assistance by the Contracting Parties and the World Intellectual Property Organization (WIPO);
- (b) such technical assistance includes the following:
  - (i) assistance in establishing the legal framework for the implementation of the Treaty,
  - (ii) information, education and awareness raising as regards the impact of acceding to the Treaty,

(iii) assistance in revising administrative practices and procedures of national trademark registration authorities,

(iv) assistance in building up the necessary trained manpower and facilities of the IP Offices, including information and communication technology capacity to effectively implement the Treaty and its Regulations.

8. The Diplomatic Conference requested the Assembly to monitor and evaluate, at every ordinary session, the progress of the assistance related to implementation efforts and the benefits resulting from such implementation.

9. The Diplomatic Conference agreed that any dispute that may arise between two or more Contracting Parties with respect to the interpretation or the application of this Treaty should be settled amicably through consultation and mediation under the auspices of the Director General.

# MODEL INTERNATIONAL FORM No. 1

## APPLICATION FOR THE REGISTRATION OF A MARK

submitted to the Office of .....

FOR OFFICE USE ONLY

Reference number of applicant<sup>1</sup>: .....

Reference number of representative<sup>1</sup>: .....

---

### 1. Request for Registration

Registration of the mark reproduced in the present application is hereby requested.

---

---

<sup>1</sup> The reference number allotted by the applicant and/or the reference number allotted by the representative to the present application may be indicated in this space.

---

## 2. Applicants(s)

2.1 If the applicant is a natural person, the person's

(a) family or principal name<sup>2</sup>:

(b) given or secondary name(s)<sup>2</sup>:

2.2 If the applicant is a legal entity, the entity's full official designation:

2.3 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

2.4 State of nationality:

State of domicile:

State of establishment<sup>3</sup>:

2.5 Where the applicant is a legal entity, indicate

- the legal nature of the legal entity:
- the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

2.6  Check this box if there is more than one applicant; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 2.1 or 2.2, 2.3, 2.4 and 2.5<sup>4</sup>.

---

<sup>2</sup> The names to be indicated under (a) and (b) are either the full names of the applicant or the names customarily used by the applicant.

<sup>3</sup> "Establishment" means a real and effective industrial or commercial establishment.

<sup>4</sup> Where several applicants are listed on the additional sheet with different addresses and there is no representative, the address for correspondence must be underlined on the additional sheet.



---

### 3. Representative

3.1  The applicant is not represented.

3.2  The applicant is represented.

3.2.1 Identification of the representative

3.2.1.1 Name:

3.2.1.2 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

3.2.2  The power of attorney is already in the possession of the Office.  
Serial number<sup>5</sup>: .....

3.2.3  The power of attorney is attached.

3.2.4  The power of attorney will be furnished at a later date.

3.2.5  No power of attorney is needed.

---

### 4. Address for Service<sup>6</sup>

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<sup>5</sup> To be left blank if the power of attorney has not, or has not yet, been allotted a serial number or if the serial number is not yet known to the applicant or the representative.

<sup>6</sup> An address for service must be indicated in the space available under the title of item 4 where the applicant does not have or, if there is more than one applicant, where none of the applicants has a domicile or a real and effective industrial or commercial establishment on the territory of the Contracting Party whose Office is the Office named on the first page of the present application, except where a representative is indicated in item 3.

---

## 5. Claiming of Priority

- The applicant hereby claims the following priority:
- 5.1 Country (Office) of first filing<sup>7</sup>:
- 5.2 Date of first filing:
- 5.3 Application number of first filing (if available):
- 5.4 The certified copy of the application the priority of which is claimed<sup>8</sup>
- 5.4.1  is attached.
- 5.4.2  will be furnished within three months from the filing date of the present application.
- 5.5 The translation of the certified copy
- 5.5.1  is attached.
- 5.5.2  will be furnished within three months from the filing date of the present application.
- 5.6  Check this box if there is more than one filing whose priority is claimed; in that case, list them in an additional sheet and indicate, in respect of each of them, the information referred to in items 5.1, 5.2, 5.3, 5.4 and 5.5 and the goods and/or services mentioned in each of them.

---

## 6. Registration(s) in the Country (Office) of Origin<sup>9</sup>

- The certificate(s) of registration in the country (Office) of origin is (are) attached.

---

<sup>7</sup> Where the application the priority of which is claimed was filed with an Office other than a national Office (e.g., OAPI, the Benelux Trademark Office and the Office for Harmonization in the Internal Market (trade marks and designs), the name of that Office has to be indicated instead of the name of a country. Otherwise, not the name of the Office but the name of the country must be indicated.

<sup>8</sup> "Certified copy" means a copy of the application the priority of which is claimed, certified as being in conformity with the original by the Office which received such application.

<sup>9</sup> To be filled in where the applicant wishes to furnish evidence under Article 6*quinquies* A(1) of the Paris Convention when filing the application.

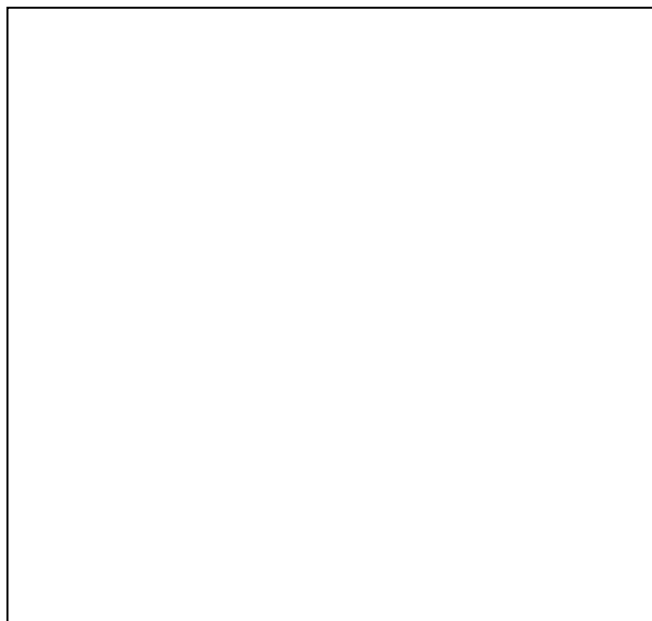
---

## 7. Protection Resulting From Display in an Exhibition

- Check this box if the applicant wishes to take advantage of any protection resulting from the display of goods and/or services in an exhibition. In that case, give the details on an additional sheet.
- 

## 8. Representation of the Mark

(8 cm x 8 cm)<sup>10</sup>



- 8.1  The applicant wishes that the Office register and publish the mark in the standard characters used by it<sup>11</sup>.

- 8.2  Color is claimed as a distinctive feature of the mark.

8.2.1 Indication of the color(s) claimed<sup>12</sup>:

8.2.2 Principal parts of the mark which are in that (those) color(s):

---

<sup>10</sup> The dimension of the field for the representation of the mark is indicative. Offices may allow representations using larger formats.

<sup>11</sup> Such a wish cannot be expressed in respect of marks which contain or consist of figurative elements. If, in the opinion of the Office, they do contain such elements, the Office will ignore the wish of the applicant and will register and publish the mark as appearing in the square.

<sup>12</sup> The indication of the color may, at the option of the Office, consist of the name and/or code of the color(s) claimed.

---

## 9. Type of mark

### 9.1 The mark is a

9.1.1  three-dimensional mark.

.....<sup>13</sup> different views of the mark are attached.

9.1.2  hologram mark.

.....<sup>13</sup> different views of the mark are attached.

9.1.3  motion mark<sup>14</sup>.

description explaining the movement:

.....  
.....

additional images depicting the movement are attached.

9.1.4  color mark.

designation of the color(s) claimed<sup>12</sup>:

.....  
.....

description of how the color(s) are applied to the goods or used in relation to the services:

.....  
.....

9.1.5  position mark.

description of the position of the mark in relation to the product:

.....  
.....

---

<sup>13</sup> If several different views of the mark are not included in the square provided in item 8 but are attached, check this box and indicate the number of those different views.

<sup>14</sup> In respect of this type of mark, the Office of a Contracting Party has the option to require one image or a series of still or moving images depicting the movement.

indication of matter for which protection is not claimed:

.....  
.....

9.1.6  sound mark<sup>15</sup>.

musical notation on a stave is provided.

description of the sound constituting the mark:

.....  
.....

indication that a recording of the sound is attached.

9.1.7  non-visible sign other than a sound mark<sup>16</sup>.

9.2 .....<sup>17</sup> reproduction(s) of the mark in black and white is (are) attached.

9.3 .....<sup>17</sup> reproduction(s) of the mark in color is (are) attached.

---

## 10. Transliteration of the Mark

This mark or part of the mark is transliterated as follows:

---

## 11. Translation of the Mark

The mark or part of the mark is translated as follows:

---

---

<sup>15</sup> Representation of the mark shall, at the option of the Office, consist of a musical notation on a stave, or a description of the sound constituting the mark or an analog or digital recording of that sound or any combination thereof.

<sup>16</sup> If the mark consists of a non-visible sign other than a sound mark, the Office of a Contracting Party may require an indication of the type of mark, one or more representations of the mark and details concerning the mark, as prescribed by the law of that Contracting Party.

<sup>17</sup> Indicate the number of reproductions in black and white and/or color.

---

## 12. Goods and/or Services

Names of the goods and/or services<sup>18</sup>:

- Check this box if the space above is not sufficient; in that case, give the names of the goods and/or services on an additional sheet.
- 

## 13. Declaration Concerning Intention to Use or Actual Use; Evidence of Actual Use

- 13.1  Check this box if a declaration is attached.
- 13.2  Check this box if evidence of actual use is attached.
- 

## 14. Requirements Relating to Languages

- Check this box if an attachment is enclosed in order to comply with any language requirement applicable with respect to the Office<sup>19</sup>.
- 

## 15. Signature or Seal

- 15.1 Name of the natural person who signs or whose seal is used:
- 15.2 Check the appropriate box according to whether the signature is given, or the seal is used, by or on behalf of the:
- 15.2.1  applicant.
- 15.2.2  representative.
- 15.3 Date of signature or of sealing:
- 15.4 Signature or seal:
- 

<sup>18</sup> Where the goods and/or services belong to more than one class of the Nice Classification, they must be grouped according to the classes of that Classification. The number of each class must be indicated and the goods and/or services belonging to the same class must be grouped following the indication of the number of that class. Each group of goods or services must be presented in the order of the classes of the Nice Classification. Where all the goods or services belong to one class of the Nice Classification, the number of that class must be indicated.

<sup>19</sup> This box is not to be used if the Office does not admit more than one language.

---

**16. Fee(s)**

16.1 Currency and amount(s) of the fee(s) paid in connection with the present application:

16.2 Method of payment:

---

**17. Additional Sheets and Attachments**

Check this box if additional sheets and/or attachments are enclosed and indicate the total number of such sheets and/or attachments:

---

# MODEL INTERNATIONAL FORM No. 2

## POWER OF ATTORNEY

for procedure before the Office of .....

FOR OFFICE USE ONLY
---------------------

Reference number of person making the appointment <sup>1</sup> : .....
--

---

### 1. Appointment

The undersigned hereby appoints as his/her representative the person identified in item 3, below.

---

### 2. Name of the Person Making the Appointment<sup>2</sup>

---

---

<sup>1</sup> The reference number allotted by the person making the appointment to this power of attorney may be indicated in this space.

<sup>2</sup> If the person making the appointment is the applicant (or one of the applicants), the name to be indicated is that of that applicant, as indicated in the application(s) to which this power relates. If the said person is the holder (or one of the holders), the name to be indicated is that of that holder, as recorded in the register of marks. If the said person is an interested person other than an applicant or holder, the name to be indicated is the full name of that person or the name customarily used by that person.



### 3. Representative

3.1 Name:

3.2 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

---

### 4. Application(s) and/or Registration(s) Concerned

This power of attorney concerns:

4.1  all existing and future applications and/or registrations of the person making the appointment, subject to any exception indicated on an additional sheet.

4.2  the following application(s) and/or registration(s):

4.2.1 the application(s) concerning the following mark(s)<sup>3</sup>:

4.2.2 the application(s) having the following application number(s)<sup>4</sup> as well as any registration(s) resulting therefrom:

4.2.3 the registration(s) having the following registration number(s):

4.2.4  If the spaces under 4.2.1, 4.2.2 or 4.2.3 are not sufficient, check this box and provide the information on an additional sheet.

---

<sup>3</sup> Complete this item if the power of attorney is filed with the Office together with the application(s).

<sup>4</sup> Where the application number of an application has not yet been issued or is not known to the applicant or its representative, that application may be identified by furnishing either: (i) the provisional application number, if any, given by the Office, or (ii) a copy of the application, or (iii) a representation of the mark, accompanied by an indication of the date on which, to the best knowledge of the applicant or its representative, the application was received by the Office and an identification number given to the application by the applicant or its representative.

**5. Scope of the Power of Attorney**

5.1  Check this box if the representative has the right to act as representative for all purposes, including, where the person making the appointment is an applicant or a holder, the following purposes:

5.1.1  withdrawal of the application(s).

5.1.2  surrender of the registration(s).

5.2  Check this box if the representative does not have the right to act as representative for all purposes and indicate here or on an additional sheet the purposes excluded from the powers of the representative:

---

**6. Signature or Seal**

6.1 Name of the natural person who signs or whose seal is used:

6.2 Date of signature or of sealing:

6.3 Signature or seal:

---

**7. Additional Sheets and Attachments**

Check this box if additional sheets and/or attachments are enclosed and indicate the total number of such sheets and/or attachments:

---

**MODEL INTERNATIONAL FORM No. 3**

**REQUEST FOR THE RECORDAL OF CHANGE(S)  
IN NAME(S) OR ADDRESS(ES)**

in respect of registration(s) and/or  
application(s) for registration of mark(s)

submitted to the Office of .....

FOR OFFICE USE ONLY
---------------------

Reference number of holder and/or applicant <sup>1</sup> : .....
Reference number of representative <sup>1</sup> : .....

---

**1. Request for Recordal**

The recordal of the change(s) indicated in the present request is hereby requested.

---

**2. Registration(s) and/or Application(s) Concerned**

The present request concerns the following registration(s) and/or application(s):

2.1 Registration number(s):

2.2 Application number(s)<sup>2</sup>:

---

<sup>1</sup> The reference number allotted by the holder and/or applicant and/or the reference number allotted by the representative to the present request may be indicated in this space.

<sup>2</sup> Where the application number of an application has not yet been issued or is not known to the applicant or its representative, that application may be identified by furnishing either: (i) the provisional application number, if any, given by the Office, or (ii) a copy of the application,

[Footnote continued on next page]

- 
- 2.3  If the spaces under 2.1 or 2.2 are not sufficient, check this box and provide the information on an additional sheet.
- 

**3. Holder(s) and/or Applicant(s)**

- 3.1 If the holder and/or applicant is a natural person, the person's
- (a) family or principal name<sup>3</sup>:
  - (b) given or secondary name(s)<sup>3</sup>:
- 3.2 If the holder and/or applicant is a legal entity, the entity's full official designation:
- 3.3 Address (including postal code and country):

Telephone number(s):                      Telefacsimile number(s):                      E-mail address:  
(with the area code)                      (with the area code)

- 3.4  Check this box if there is more than one holder and/or applicant; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 3.1 or 3.2 and 3.3.
- 

**4. Representative**

- 4.1 Name:
- 4.2 Address (including postal code and country):

Telephone number(s):                      Telefacsimile number(s):                      E-mail address:  
(with the area code)                      (with the area code)

---

---

[Footnote continued from previous page]

or (iii) a representation of the mark, accompanied by an indication of the date on which, to the best knowledge of the applicant or its representative, the application was received by the Office and an identification number given to the application by the applicant or its representative.

<sup>3</sup> The names to be indicated under (a) and (b) are those which were indicated in the application(s), or are recorded in respect of the registration(s), to which the present request relates.

---

4.3 Serial number of the power of attorney<sup>4</sup>:

---

**5. Address for Service**

---

**6. Indication of the Change(s)**

6.1 Data to be changed:

Data as changed<sup>5</sup>:

6.2  Check this box if the above space is insufficient; in that case, indicate on an additional sheet the data to be changed with the data as changed.

---

**7. Signature or Seal**

7.1 Name of the natural person who signs or whose seal is used:

7.2 Check the appropriate box according to whether the signature is given, or the seal is used, by or on behalf of the

7.2.1  holder and/or applicant.

7.2.2  representative.

7.3 Date of signature or of sealing:

7.4 Signature or seal:

---

---

<sup>4</sup> To be left blank if the power of attorney has not, or has not yet, been allotted a serial number or if the serial number is not yet known to the holder and/or applicant or the representative.

<sup>5</sup> Indicate the name(s) and/or address(es) as changed.

---

**8. Fee**

8.1 Currency and amount of the fee paid in connection with the present request for the recordal of change(s):

8.2 Method of payment:

---

**9. Additional Sheets and Attachments**

Check this box if additional sheets and/or attachments are enclosed and indicate the total number of such sheets and/or attachments:

---

**MODEL INTERNATIONAL FORM No. 4**

**REQUEST FOR THE RECORDAL OF A CHANGE  
IN OWNERSHIP**

in respect of registration(s) and/or  
application(s) for registration of mark(s)

submitted to the Office of .....

FOR OFFICE USE ONLY

Reference number of holder  
and/or applicant<sup>1</sup>: .....

Reference number of representative<sup>1</sup>:.....

---

**1. Request for Recordal**

The recordal of the change in ownership indicated in the present request is hereby requested.

---

**2. Registration(s) and/or Application(s) Concerned**

The present request concerns the following registration(s) and/or application(s):

2.1 Registration number(s):

---

---

<sup>1</sup> The reference number allotted by the holder and/or applicant and/or the reference number allotted by the representative to the present request may be indicated in this space.

---

2.2 Application number(s)<sup>2</sup>:

2.3  If the spaces under 2.1 or 2.2 are not sufficient, check this box and provide the information on an additional sheet.

---

**3. Goods and/or Services Affected by the Change**

3.1  Check this box where all the goods and/or services listed in the application(s) and/or registration(s) referred to in item 2 are affected by the change.

3.2  Check this box where item 2 mentions only one application or registration and where only some of the goods and/or services listed in that application or registration are affected by the change and indicate the goods and/or services that should appear in the application or registration of the new owner (in which case the goods and/or services not indicated will remain in the application or registration of the applicant or holder):

3.3  Check this box where item 2 mentions more than one application or registration and if in respect of at least one of them the change affects less than all the goods and/or services listed. In this case, indicate on an additional sheet, separately in respect of each application and/or registration, whether the change affects all the goods and/or services or only some of them. In respect of any application or registration where only some of the goods and/or services are affected by the change, make the indication in the way specified in item 3.2.

---

<sup>2</sup> Where the application number of an application has not yet been issued or is not known to the applicant or its representative, that application may be identified by furnishing either: (i) the provisional application number, if any, given by the Office, or (ii) a copy of the application, or (iii) a representation of the mark, accompanied by an indication of the date on which, to the best knowledge of the applicant or its representative, the application was received by the Office and an identification number given to the application by the applicant or its representative.



#### 4. Basis for the Change in Ownership

4.1  The change in ownership results from a contract.

One of the following documents is enclosed:

4.1.1  a copy, certified as being in conformity with the original, of the contract.

4.1.2  an extract, certified as being a true extract, of the contract.

4.1.3  a certificate of transfer.

4.1.4  a transfer document.

4.2  The change in ownership results from a merger.

A copy, certified as being in conformity with the original, of the following document, evidencing the merger, is enclosed:

4.2.1  extract from the register of commerce.

4.2.2  other document originating from the competent authority.

4.3  The change in ownership does not result from a contract or a merger.

4.3.1  A copy, certified as being in conformity with the original, of a document evidencing the change is enclosed.

---

#### 5. Holder(s) and/or Applicant(s)

5.1 If the holder and/or applicant is a natural person, the person's

(a) family or principal name<sup>3</sup>:

(b) given or secondary name(s)<sup>3</sup>:

---

---

<sup>3</sup> The names to be indicated under (a) and (b) are those which were indicated in the application(s), or are recorded in respect of the registration(s), to which the present request relates.

5.2 If the holder and/or applicant is a legal entity, the entity's full official designation:

5.3 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

5.4  Check this box if there is more than one holder and/or applicant affected by the change; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 5.1 or 5.2 and 5.3.

5.5  Check this box if the holder and/or applicant, or one of the holders and/or applicants, has changed names and/or addresses without requesting the recordal of that change, and enclose a document evidencing that the person having transferred the ownership and the holder and/or applicant are the same person.

---

**6. Representative of the Holder and/or Applicant**

6.1 Name:

6.2 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

6.3 Serial number of the power of attorney<sup>4</sup>:

---

**7. Address for Service of the Holder and/or Applicant**

---

---

<sup>4</sup> To be left blank if the power of attorney has not, or has not yet, been allotted a serial number or if the serial number is not yet known to the holder and/or applicant or the representative.

**8. New Owner(s)**

8.1 If the new owner is a natural person, the person's

(a) family or principal name<sup>5</sup>:

(b) given or secondary name(s)<sup>5</sup>:

8.2 If the new owner is a legal entity, the entity's full official designation:

8.3 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

8.4 State of nationality:

State of domicile:

State of establishment<sup>6</sup>:

8.5 Where the new owner is a legal entity, indicate

- the legal nature of the legal entity:
- the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

8.6  Check this box if there is more than one new owner; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 8.1 or 8.2, 8.3, 8.4 and 8.5<sup>7</sup>.

---

**9. Representative of the New Owner**

9.1  The new owner is not represented.

---

<sup>5</sup> The names to be indicated under (a) and (b) are either the full names of the new owner or the names customarily used by the new owner.

<sup>6</sup> "Establishment" means a real and effective industrial or commercial establishment.

<sup>7</sup> Where several new owners are listed on the additional sheet with different addresses and there is no representative, the address for correspondence must be underlined on the additional sheet.

9.2  The new owner is represented.

9.2.1 Identification of the representative

9.2.1.1 Name:

9.2.1.2 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

9.2.2  The power of attorney is already in the possession of the Office.  
Serial number:.....<sup>8</sup>

9.2.3  The power of attorney is attached.

9.2.4  The power of attorney will be furnished at a later date.

9.2.5  No power of attorney is needed.

---

**10. Address for Service of the New Owner<sup>9</sup>**

---

**11. Signature or Seal**

11.1 Name of the natural person who signs or whose seal is used:

---

---

<sup>8</sup> To be left blank if the power of attorney has not, or has not yet, been allotted a serial number or if the serial number is not yet known to the new owner or the representative.

<sup>9</sup> An address for service must be indicated in the space available under the title of item 10 where the new owner does not have or, if there is more than one new owner, where none of the new owners has a domicile or a real and effective industrial or commercial establishment on the territory of the Contracting Party whose Office is the Office named on the first page of the present request, except where a representative is indicated in item 9.

11.2 Check the appropriate box according to whether the signature is given, or the seal is used, by or on behalf of the

11.2.1  holder and/or applicant.

11.2.2  new owner.

11.2.3  representative.

11.3 Date of signature or of sealing:

11.4 Signature or seal:

---

## **12. Fee**

12.1 Currency and amount of the fee paid in connection with the present request for the recordal of a change in ownership:

12.2 Method of payment:

---

## **13. Additional Sheets and Attachments**

Check this box if additional sheets and/or attachments are enclosed and indicate the total number of such sheets and/or attachments:

---

# MODEL INTERNATIONAL FORM No. 5

## CERTIFICATE OF TRANSFER

in respect of registration(s) and/or  
application(s) for registration of mark(s)

submitted to the Office of .....

FOR OFFICE USE ONLY

---

### 1. Certification

The undersigned transferor(s) and transferee(s) hereby certify that the ownership of the registration(s) and/or application(s) identified below has been transferred by contract.

---

### 2. Registration(s) and/or Application(s) Concerned

The present certificate concerns the transfer of the following registration(s) and/or application(s):

2.1 Registration number(s):

2.2 Application number(s)<sup>1</sup>:

2.3  If the spaces under 2.1 or 2.2 are not sufficient, check this box and provide the information on an additional sheet.

---

<sup>1</sup> Where the application number of an application has not yet been issued or is not known to the transferor or its representative, that application may be identified by furnishing either: (i) the provisional application number, if any, given by the Office, or (ii) a copy of the application, or (iii) a representation of the mark, accompanied by an indication of the date on which, to the best knowledge of the transferor or its representative, the application was received by the Office and an identification number given to the application by the transferor or its representative.

**3. Goods and/or Services Affected by the Transfer**

- 3.1  Check this box where all the goods and/or services listed in the application(s) and/or registration(s) referred to in item 2 have been affected by the transfer.
- 3.2  Check this box where item 2 mentions only one application or registration and where only some of the goods and/or services listed in that application or registration have been affected by the transfer and indicate the goods and/or services that have been affected by the transfer:
- 3.3  Check this box where item 2 mentions more than one application or registration and if in respect of at least one of them the transfer has affected less than all the goods and/or services listed. In this case, indicate on an additional sheet, separately in respect of each application and/or registration, whether the transfer affected all the goods and/or services or only some of them. In respect of any application or registration where only some of the goods and/or services were affected by the transfer, make the indication in the way specified in item 3.2.

---

**4. Transferor(s)**

- 4.1 If the transferor is a natural person, the person's
- (a) family or principal name<sup>2</sup>:
- (b) given or secondary name(s)<sup>2</sup>:
- 

---

<sup>2</sup> The names to be indicated under (a) and (b) are those which were indicated in the application(s), or are recorded in respect of the registration(s), to which the present certificate relates.

4.2 If transferor is a legal entity, the entity's full official designation:

4.3 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

4.4  Check this box if there is more than one transferor; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 4.1 or 4.2 and 4.3.

---

**5. Transferee(s)**

5.1 If the transferee is a natural person, the person's

(a) family or principal name<sup>3</sup>:

(b) given or secondary name(s)<sup>3</sup>:

5.2 If the transferee is a legal entity, the entity's full official designation:

5.3 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

---

<sup>3</sup> The names to be indicated under (a) and (b) are either the full names of the transferee or the names customarily used by the transferee.



- 5.4  Check this box if there is more than one transferee; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 5.1 or 5.2 and 5.3.
- 

## **6. Signatures or Seals**

6.1 Signature(s) or seal(s) of the transferor(s)

6.1.1 Name(s) of the natural person(s) who sign(s) or whose seal(s) is (are) used:

6.1.2 Date of signature(s) or of sealing(s):

6.1.3 Signature(s) or seal(s):

6.2 Signature(s) or seal(s) of the transferee(s)

6.2.1 Name(s) of the natural person(s) who sign(s) or whose seal(s) is (are) used:

6.2.2 Date of signature(s) or of sealing(s):

6.2.3 Signature(s) or seal(s):

---

## **7. Additional Sheets and Attachments**

- Check this box if additional sheets and/or attachments are enclosed and indicate the total number of such sheets and/or attachments:
-

# MODEL INTERNATIONAL FORM No. 6

## TRANSFER DOCUMENT

in respect of registration(s) and/or  
application(s) for registration of marks

submitted to the Office of .....

FOR OFFICE USE ONLY

---

### 1. Declaration of Transfer

The undersigned transferor(s) transfers (transfer) to the undersigned transferee(s) the ownership of the registration(s) and/or application(s) identified below.

---

### 2. Registration(s) and/or Application(s) Concerned

The present document concerns the transfer of the following registration(s) and/or application(s):

2.1 Registration number(s):

2.2 Application number(s)<sup>1</sup>:

2.3  If the spaces under 2.1 or 2.2 are not sufficient, check this box and provide the information on an additional sheet.

---

<sup>1</sup> Where the application number of an application has not yet been issued or is not known to the transferor or its representative, that application may be identified by furnishing either: (i) the provisional application number, if any, given by the Office, or (ii) a copy of the application, or (iii) a representation of the mark, accompanied by an indication of the date on which, to the best knowledge of the transferor or its representative, the application was received by the Office and an identification number given to the application by the transferor or its representative.

**3. Goods and/or Services Affected by the Transfer**

- 3.1  Check this box where all the goods and/or services listed in the application(s) and/or registration(s) referred to in item 2 are affected by the transfer.
- 3.2  Check this box where item 2 mentions only one application or registration and where only some of the goods and/or services listed in that application or registration are affected by the transfer and indicate the goods and/or services that are affected by the transfer:
- 3.3  Check this box where item 2 mentions more than one application or registration and if in respect of at least one of them the transfer affects less than all the goods and/or services listed. In this case, indicate on an additional sheet, separately in respect of each application and/or registration, whether the transfer affects all the goods and/or services or only some of them. In respect of any application or registration where only some of the goods and/or services that are affected by the transfer, make the indication in the way specified in item 3.2.

---

**4. Transferor(s)**

- 4.1 If the transferor is a natural person, the person's
- (a) family or principal name<sup>2</sup>:
- (b) given or secondary name(s)<sup>2</sup>:

---

<sup>2</sup> The names to be indicated under (a) and (b) are those which were indicated in the application(s), or are recorded in respect of the registration(s), to which the present document relates.

4.2 If the transferor is a legal entity, the entity's full official designation:

4.3 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

4.4  Check this box if there is more than one transferor; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 4.1 or 4.2 and 4.3.

---

**5. Transferee(s)**

5.1 If the transferee is a natural person, the person's

(a) family or principal name<sup>3</sup>:

(b) given or secondary name(s)<sup>3</sup>:

5.2 If the transferee is a legal entity, the entity's full official designation:

5.3 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

---

<sup>3</sup> The names to be indicated under (a) and (b) are either the full names of the transferee or the names customarily used by the transferee.

- 5.4  Check this box if there is more than one transferee; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 5.1 or 5.2 and 5.3.
- 

**6. Additional Indications** (see the Annex to this Form (attached))

(the furnishing of any of those indications is optional for the purposes of recordal of the change in ownership)

- Check this box if the Annex is used.
- 

**7. Signatures or Seals**

7.1 Signature(s) or seal(s) of the transferor(s)

7.1.1 Name(s) of the natural person(s) who sign(s) or whose seal(s) is (are) used:

7.1.2 Date of signature(s) or of sealing(s):

7.1.3 Signature(s) or seal(s):

7.2 Signature(s) or seal(s) of the transferee(s)

7.2.1 Name(s) of the natural person(s) who sign(s) or whose seal(s) is (are) used:

7.2.2 Date of signature(s) or of sealing(s):

7.2.3 Signature(s) or seal(s):

---

**8. Additional Sheets, Attachments and Annex**

Check this box if additional sheets and/or attachments are enclosed and indicate the total number of such sheets and/or attachments:

Check this box if an Annex is enclosed and indicate the number of the pages of the Annex and the number of any additional sheets to the Annex:

---

**Additional Indications Relating  
to a Transfer Document (Item 6)**

**A. Transfer of Goodwill or Business**

- (a)  Check this box where the transfer is made with the relevant goodwill or the business in respect of all the goods and/or services listed in the application(s) and/or registration(s) referred to in item 2 of the transfer document.
- (b)  Check this box where item 2 of the transfer document mentions only one application or registration and where the transfer is made with the relevant goodwill or the business in respect of only some of the goods and/or services listed in that application or registration and indicate the goods and/or services in respect of which the transfer is made with the relevant goodwill or the business:
- (c)  Check this box where item 2 of the transfer document mentions more than one application or registration and if in respect of at least one of them the transfer is made with the relevant goodwill or the business in respect of less than all the goods and/or services listed. In this case, indicate on an additional sheet, separately in respect of each application and/or registration, whether the transfer is made with the relevant goodwill or the business in respect of all the goods and/or services or only some of them. In respect of any application or registration where the transfer is made with the relevant goodwill or the business in respect of only some of the goods and/or services, make the indication in the way specified in item (b).

**B. Transfer of Rights Resulting from Use**

The rights, arising from the use of the mark, are transferred in respect of

- (a)  all registration(s) and/or application(s).
- (b)  only the following registration(s) and/or application(s):

**C. Transfer of the Right to Sue**

The transferee shall have the right to sue for past infringements.

**D. Consideration**

- (a)  The transfer is effected in consideration for money received.
- (b)  The transfer is effected in consideration for money received and other good and valuable consideration.
- (c)  The transferor hereby acknowledges receipt of the above-mentioned consideration.

**E. Effective Date of the Transfer**

- (a)  The transfer is effective as of the date of signature of the present transfer document.
- (b)  The transfer is effective as of the following date: .....



# MODEL INTERNATIONAL FORM No. 7

## REQUEST FOR THE CORRECTION OF MISTAKE(S)

in registration(s) and/or application(s) for registration of marks

submitted to the Office of .....

FOR OFFICE USE ONLY

Reference number of holder  
and/or applicant<sup>1</sup>: .....

Reference number of representative<sup>1</sup>: .....

---

### 1. Request for Correction

The correction(s) identified in the present request is (are) hereby requested.

---

### 2. Registration(s) and/or Application(s) Concerned

The present request concerns the following registration(s) and/or application(s):

2.1 Registration number(s):

2.2 Application number(s)<sup>2</sup>:

---

<sup>1</sup> The reference number allotted by the holder and/or applicant and/or the reference number allotted by the representative to the present request may be indicated in this space.

<sup>2</sup> Where the application number of an application has not yet been issued or is not known to the applicant or its representative, that application may be identified by furnishing either: (i) the provisional application number, if any, given by the Office, or (ii) a copy of the application, or (iii) a representation of the mark, accompanied by an indication of the date on which, to the best knowledge of the applicant or its representative, the application was received by the Office and an identification number given to the application by the applicant or its representative.

- 
- 2.3  If the spaces under 2.1 or 2.2 are not sufficient, check this box and provide the information on an additional sheet.

---

**3. Holder(s) and/or Applicant(s)**

3.1 If the holder and/or applicant is a natural person, the person's

- (a) family or principal name<sup>3</sup>:  
(b) given or secondary name(s)<sup>3</sup>:

3.2 If the holder and/or applicant is a legal entity, the entity's full official designation:

3.3 Address (including postal code and country):

Telephone number(s):                      Telefacsimile number(s):                      E-mail address:  
(with the area code)                      (with the area code)

- 3.4  Check this box if there is more than one holder and/or applicant; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 3.1 or 3.2 and 3.3.

---

**4. Representative**

4.1 Name:

4.2 Address (including postal code and country):

Telephone number(s):                      Telefacsimile number(s):                      E-mail address:  
(with the area code)                      (with the area code)

---

<sup>3</sup> The names to be indicated under (a) and (b) are those which were indicated in the application(s), or are recorded in respect of the registration(s), to which the present request relates.

---

4.3 Serial number of the power of attorney<sup>4</sup>:

---

**5. Address for Service**

---

**6. Indication of Mistake(s) and Correction(s)**

6.1 Data to be corrected:

Data as corrected:

6.2  Check this box if the above space is insufficient; in that case, indicate on an additional sheet the data to be corrected with the data as corrected.

---

**7. Signature or Seal**

7.1 Name of the natural person who signs or whose seal is used:

7.2 Check the appropriate box according to whether the signature is given, or the seal is used, by or on behalf of the

7.2.1  holder and/or applicant.

7.2.2  representative.

---

---

<sup>4</sup> To be left blank if the power of attorney has not, or has not yet, been allotted a serial number or if the serial number is not yet known to the holder and/or applicant or the representative.

---

7.3 Date of signature or of sealing:

7.4 Signature or seal:

---

**8. Fee**

8.1 Currency and amount of the fee paid in connection with the present request for correction:

8.2 Method of payment:

---

**9. Additional Sheets and Attachments**

Check this box if additional sheets and/or attachments are enclosed and indicate the total number of such sheets and/or attachments:

---

# MODEL INTERNATIONAL FORM No. 8

## REQUEST FOR THE RENEWAL OF A REGISTRATION

submitted to the Office of .....

FOR OFFICE USE ONLY
---------------------

Reference number of holder <sup>1</sup> : .....
Reference number of representative <sup>1</sup> :.....

---

### 1. Indication That a Renewal is Sought

The renewal of the registration identified in the present request is hereby requested.

---

### 2. Registration Concerned

2.1 Registration number:

2.2 Filing date of the application which resulted in the registration:

Registration date:

---

<sup>1</sup> The reference number allotted by the holder and/or the reference number allotted by the representative to the present request for renewal may be indicated in this space.

**3. Holder(s)**

3.1 If the holder is a natural person, the person's

(a) family or principal name<sup>2</sup>:

(b) given or secondary name(s)<sup>2</sup>:

3.2 If the holder is a legal entity, the entity's full official designation:

3.3 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

3.4  Check this box if there is more than one holder; in that case, list them on an additional sheet and indicate, in respect of each of them, the data referred to in items 3.1 or 3.2 and 3.3.

---

**4. Representative of the Holder**

4.1 Name:

4.2 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

4.3 Serial number of the power of attorney<sup>3</sup>:

---

<sup>2</sup> The names to be indicated under (a) and (b) are those which are recorded in respect of the registration to which the present request relates.

<sup>3</sup> To be left blank if the power of attorney has not, or has not yet, been allotted a serial number or if the serial number is not yet known to the holder or the representative.

**5. Address for Service of the Holder**

---

**6. Goods and/or Services<sup>4</sup>**

- 6.1  Renewal is requested for all the goods and/or services covered by the registration.
- 6.2  Renewal is only requested for the following goods and/or services covered by the registration<sup>5</sup>:
- 6.3  Renewal is requested for all the goods and/or services covered by the registration except the following<sup>6</sup>:
- 6.4  Check this box if the above space is insufficient and use an additional sheet.
- 

---

<sup>4</sup> Check only one of boxes 6.1, 6.2 or 6.3.

<sup>5</sup> The list of the goods and/or services for which renewal is requested must be presented in the same way as it appears in the registration (grouping according to the classes of the Nice Classification, starting with an indication of the number of the relevant class and, where the goods or services belong to more than one class, presentation in the order of the classes of that Classification).

<sup>6</sup> The goods and/or services for which renewal is not requested must, where they belong to more than one class of the Nice Classification, be grouped according to the classes of that Classification, starting with an indication of the number of the relevant class and presented in the order of the classes of the said Classification.

**7. Person, Other Than the Holder or the Representative of the Holder, who Files the Present Request for Renewal<sup>7</sup>**

Check this box if the present request for renewal is filed by a person other than the holder or the representative of the holder.

7.1 If the person is a natural person, the person's

(a) family or principal name:

(b) given or secondary name(s):

7.2 If the person is a legal entity, the entity's full official designation:

7.3 Address (including postal code and country):

Telephone number(s):  
(with the area code)

Telefacsimile number(s):  
(with the area code)

E-mail address:

---

**8. Signature or Seal**

8.1 Name of the natural person who signs or whose seal is used:

8.2 Check the appropriate box according to whether the signature is given, or the seal is used, by or on behalf of the

8.2.1  holder.

---

<sup>7</sup> A person other than the holder or the representative of the holder may file a request for renewal only where the Contracting Party concerned allows it. Consequently, the present item cannot be completed if the Contracting Party whose Office is the Office identified on the first page of the present request for renewal does not allow a request for renewal to be filed by a person other than the holder or the representative of the holder.



8.2.2  representative of the holder.

8.2.3  person referred to in item 7.

8.3 Date of signature or of sealing:

8.4. Signature or seal:

---

**9. Fee**

9.1 Currency and amount of the fee paid in connection with the present request for renewal:

9.2 Method of payment:

---

**10. Additional Sheets and Attachments**

Check this box if additional sheets and/or attachments are enclosed and indicate the total number of such sheets and/or attachments:

---

# MODEL INTERNATIONAL FORM No. 9

## REQUEST FOR RECORDAL OF LICENSE

in respect of application(s) and/or registered mark(s),  
submitted to the Office of .....

FOR OFFICE USE ONLY
---------------------

Reference indication of holder/applicant and/or licensee <sup>1</sup> : .....
Reference indication of representative of holder/applicant: .....
licensee <sup>1</sup> : .....

---

### 1. Request

- The recordal of the fact that the registration(s) and/or application(s) mentioned in the present request is (are) the subject of a license is hereby requested.

---

<sup>1</sup> Any reference indication allotted by the holder/applicant and/or licensee and/or any reference indication allotted by any of the representatives to the present request may be given in this space.

**2. Registration(s) and/or Application(s) Concerned**

The present request concerns the following registration(s) and/or application(s):

2.1 Registration and/or application number(s):

2.2  If the space under item 2.1 is not sufficient, check this box and provide the information on an additional sheet.

---

**3. Holder(s)/Applicant(s)**

3.1 If the holder/applicant is a natural person, the person's

(a) family or principal name<sup>2</sup>:

(b) given or secondary name(s)<sup>2</sup>:

3.2 If the holder/applicant is a legal entity,

(a) the entity's full official designation:

(b) the legal nature of the legal entity:

(c) the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

3.3 Address (including postal code and country):

Telephone number(s)<sup>3</sup>:  
(with the area code)

Telefacsimile numbers(s)<sup>3</sup>:  
(with the area code)

E-mail address:

---

<sup>2</sup> The names to be indicated under (a) and (b) are those which appear in the records of the Office in respect of the holder/applicant of the registration(s)/application(s) to which the present request relates.

<sup>3</sup> Even where the Office elects to request this information, the holder/applicant or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

- 3.4  Check this box if there is more than one holder/applicant; in that case, list the additional holders/applicants on a separate sheet and indicate, in respect of each of them, the data referred to in items 3.1 or 3.2 and 3.3.
- 

**4. Representative of Holder(s)/Applicant(s)**

4.1 Name:

4.2 Address (including postal code and country):

Telephone number(s)<sup>4</sup>:      Telefacsimile number(s)<sup>4</sup>:      E-mail address:  
(with the area code)      (with the area code)

4.3 Registration number, if registered with the Office:

4.4 Number allotted to the power of attorney<sup>5</sup>:

---

**5. Address for Service of Holder(s)/Applicant(s)<sup>6</sup>**

---

**6. Licensee**

6.1 If the licensee is a natural person, the person's

(a) family or principal name:

---

<sup>4</sup> Even where the Office elects to request this information, the holder/applicant or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

<sup>5</sup> Leave blank if the power of attorney has not, or has not yet, been allotted a number or if the number is not known to the holder/applicant or the representative.

<sup>6</sup> According to Article 4(2)(b), an address for service must be indicated in the space available under the title of item 5 where the holder/applicant does not have, or has not indicated, a domicile or a real and effective industrial or commercial establishment on the territory of the Contracting Party whose Office is the Office named on the first page of the present request, except where a representative is indicated in item 4.

(b) given or secondary name(s):

6.2 If the licensee is a legal entity,

(a) the entity's full official designation:

(b) the legal nature of the legal entity

(c) the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

6.3 Address (including postal code and country):

Telephone number(s)<sup>7</sup>:  
(with the area code)

Telefacsimile numbers(s)<sup>7</sup>:  
(with the area code)

E-mail address:

6.4 State of nationality of the licensee:

6.5 State of domicile of the licensee:

6.6 State of real and effective industrial or commercial establishment of the licensee:

6.7  Check this box if there is more than one licensee; in that case, list each additional licensee on a separate sheet and indicate, in respect of each of them, the data referred to in items 6.1 to 6.6.

---

## 7. Representative of Licensee

7.1 Name:

7.2 Address (including postal code and country):

---

---

<sup>7</sup> Even where the Office elects to request this information, the licensee or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

---

Telephone number(s)<sup>8</sup>:      Telefacsimile number(s)<sup>8</sup>:      E-mail address:  
(with the area code)      (with the area code)

7.3 Registration number, if registered with the Office:

7.4 Number allotted to the power of attorney<sup>9</sup>:

---

**8. Address for Service of Licensee<sup>10</sup>**

---

**9. Goods and/or Services for Which the License Is Granted<sup>11</sup>**

- 9.1  The license is granted for all the goods and/or services listed in the registration(s) and/or application(s) referred to in item 2.
- 9.2  Only one registration and/or application is mentioned in item 2 and the license is only granted for some of the goods and/or services listed in that registration or application. The following goods and/or services are covered by the license:
- 9.3  More than one registration and/or application is mentioned in item 2, and in respect of at least one of them, the license covers less than all the goods and/or services listed. In this case, indicate on an additional sheet, separately in respect of each registration and/or applications, whether the license covers all the goods and/or services or only some of them.

---

<sup>8</sup> Even where the Office elects to request this information, the licensee or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

<sup>9</sup> Leave blank if the power of attorney has not, or has not yet, been allotted a number or if the number is not known to the licensee or its representative.

<sup>10</sup> According to Article 4(2)(b), an address for service must be indicated in the space available under the title of item 8 where the licensee does not have, or has not indicated, a domicile or a real and effective industrial or commercial establishment on the territory of the Contracting Party whose Office is the Office named on the first page of the present request, except where a representative is indicated in item 7.

<sup>11</sup> Check the appropriate boxes.

---

**10. Kind of License<sup>11</sup>**

- 10.1  The license is an exclusive license.
- 10.2  The license is a sole license.
- 10.3  The license is a non-exclusive license.
- 10.4  The license concerns only the following part of the territory covered by the registration:
- 

**11. Time Duration of the License**

- 11.1  The license is limited in time and granted  
from .....to .....
- 11.1.1  The license is subject to automatic extension.
- 11.2  The license is granted for an unlimited duration.
- 

**12. Signature or Seal<sup>12</sup>**

- 12.1 Name of the natural person who signs or whose seal is used:
- 12.2 Check the appropriate box according to whether the signature is given, or the seal is used, by or on behalf of the
- 12.2.1  holder and/or applicant.
- 12.2.2  licensee.
- 12.2.3  representative.
- 12.3 Date of signature or of sealing:
- 

<sup>11</sup> Check the appropriate boxes.

<sup>12</sup> If there is more than one person signing or whose seal is used, all of the indications under sub-items 12.1 to 12.4 should be given on an additional sheet.

---

12.4 Signature or seal:

---

**13. Fee**

13.1 Currency and amount of the fee paid in connection with the present request:

13.2 Method of payment:

---

**14. Additional Sheets**

Check this box if additional sheets are enclosed and indicate the total number of such sheets:

---



# MODEL INTERNATIONAL FORM No. 10

## STATEMENT OF LICENSE

in respect of application(s) and/or registered mark(s),  
submitted to the Office of .....

FOR OFFICE USE ONLY
---------------------

Reference indication of holder/applicant and/or licensee <sup>1</sup> : .....
Reference indication of representative of holder/applicant:.....
licensee <sup>1</sup> : .....

---

### 1. Statement

The holder(s)/applicant(s) and licensee(s) hereby state that the registration(s) and/or application(s) identified below is (are) the subject of a license.

---

<sup>1</sup> Any reference indication allotted by the holder/applicant and/or licensee and/or any reference indication allotted by any of the representatives to the present request may be given in this space.

**2. Registration(s) and/or Application(s) Concerned**

The present statement concerns the following registration(s) and/or application(s):

2.1 Registration and/or application number(s):

2.2  If the space under item 2.1 is not sufficient, check this box and provide the information on an additional sheet.

---

**3. Holder(s)/Applicant(s)**

3.1 If the holder/applicant is a natural person, the person's

- (a) family or principal name<sup>2</sup>:
- (b) given or secondary name(s)<sup>2</sup>:

3.2 If the holder/applicant is a legal entity,

- (a) the entity's full official designation:
- (b) the legal nature of the legal entity:
- (c) the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

3.3 Address (including postal code and country):

Telephone number(s)<sup>3</sup>:      Telefacsimile number(s)<sup>3</sup>:      E-mail address:  
(with the area code)      (with the area code)

3.4  Check this box if there is more than one holder/applicant; in that case, list the additional holders/applicants on a separate sheet and indicate, in respect of each of them, the data referred to in items 3.1 or 3.2 and 3.3.

---

<sup>2</sup> The names to be indicated under (a) and (b) are those which appear in the records of the Office in respect of the holder/applicant of the registration(s)/application(s) to which the present request relates.

<sup>3</sup> Even where the Office elects to request this information, the holder/applicant or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

**4. Representative of Holder(s)/Applicant(s)**

4.1 Name:

4.2 Address (including postal code and country):

Telephone number(s)<sup>4</sup>:      Telefacsimile number(s)<sup>4</sup>:      E-mail address:  
(with the area code)      (with the area code)

4.3 Registration number, if registered with the Office:

4.4 Number allotted to the power of attorney:

---

**5. Licensee**

5.1 If the licensee is a natural person, the person's

(a) family or principal name:

(b) given or secondary name(s):

5.2 If the licensee is a legal entity,

(a) the entity's full official designation:

(b) the legal nature of the legal entity:

(c) the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

5.3 Address (including postal code and country):

---

<sup>4</sup> Even where the Office elects to request this information, the holder/applicant or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

---

Telephone number(s)<sup>5</sup>:      Telefacsimile number(s)<sup>5</sup>:      E-mail address:  
(with the area code)      (with the area code)

5.4 State of nationality of the licensee:

5.5 State of domicile of the licensee:

5.6 State of real and effective industrial or commercial establishment of the licensee:

5.7  Check this box if there is more than one licensee; in that case, list each additional licensee on a separate sheet and indicate, in respect of each of them, the data referred to in items 5.1 to 5.6.

---

## 6. Representative of Licensee

6.1 Name:

6.2 Address (including postal code and country):

Telephone number(s)<sup>6</sup>:      Telefacsimile number(s)<sup>6</sup>:      E-mail address:  
(with the area code)      (with the area code)

6.3 Registration number, if registered with the Office:

6.4 Number allotted to the power of attorney<sup>7</sup>:

---

<sup>5</sup> Even where the Office elects to request this information, the licensee or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

<sup>6</sup> Even where the Office elects to request this information, the licensee or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

<sup>7</sup> Leave blank if the power of attorney has not, or has not yet, been allotted a number or if the number is not known to the licensee or the representative.

**7. Goods and/or Services for Which the License Is Granted<sup>8</sup>**

---

- 7.1  The license is granted for all the goods and/or services listed in the registration(s) and/or application(s) referred to in item 2.
  - 7.2  Only one registration or application is mentioned in item 2 and the license is only granted for some of the goods and/or services listed in that registration or application. The following goods and/or services are covered by the license:
  - 7.3  More than one registration and/or application is mentioned in item 2, and in respect of at least one of them, the license covers less than all the goods and/or services listed. In this case, indicate on an additional sheet, separately in respect of each registration and/or applications, whether the license covers all the goods and/or services or only some of them.
- 

**8. Kind of License<sup>8</sup>**

- 8.1  The license is an exclusive license.
  - 8.2  The license is a sole license.
  - 8.3  The license is a non-exclusive license.
  - 8.4  The license concerns only the following part of the territory covered by the registration:
- 

**9. Time Period of License<sup>8</sup>**

- 9.1  The license is limited in time and granted  
from .....to .....
  - 9.1.1  The license is subject to automatic extension.
  - 9.2  The license is granted for an unlimited time.
- 

---

<sup>8</sup> Check the appropriate boxes.

---

## 10. Signatures or Seals<sup>9</sup>

10.1 Signature(s) or seal(s) of the holder(s)/applicant(s):

10.1.1 Name of the holder/applicant or, if the holder/applicant is a legal entity, name of the person who acts on behalf of the holder/applicant

10.1.2 Date of signature or of sealing:

10.1.3 Signature or seal:

10.2 Signature(s) or seal(s) of the licensee(s):

10.2.1 Name of the licensee or, if the licensee is a legal entity, name of the person who acts on behalf of the licensee:

10.2.2 Date of signature or of sealing:

10.2.3 Signature or seal:

10.3 Signature or seal of the representative of the holder(s)/applicant(s):

10.3.1 Name of the natural person who signs or whose seal is used:

10.3.2 Date of signature or of sealing:

10.3.3 Signature or seal:

10.4 Signature or seal of the representative of the licensee(s):

10.4.1 Name of the natural person who signs or whose seal is used:

10.4.2 Date of signature or of sealing:

---

<sup>9</sup> If there is more than one person signing or whose seal is used, all of the indications under sub-items 10.1 to 10.4 should be given on an additional sheet.

---

10.4.3 Signature or seal:

---

**11. Additional Sheets**

Check this box if additional sheets are enclosed and indicate the total number of such sheets:

---

# MODEL INTERNATIONAL FORM No. 11

## STATEMENT OF AMENDMENT OF LICENSE

in respect of application(s) and/or registered mark(s),  
submitted to the Office of .....

FOR OFFICE USE ONLY
---------------------

Reference indication of holder/applicant and/or licensee <sup>1</sup> : .....
Reference indication of representative of holder/applicant:..... licensee <sup>1</sup> : .....

---

### 1. Statement

The holder(s)/applicant(s) and licensee(s) hereby state that the registration(s) and/or application(s) identified below is (are) the subject of an amendment of license.

---

---

<sup>1</sup> Any reference indication allotted by the holder/applicant and/or licensee and/or any reference indication allotted by any of the representatives to the present request may be given in this space.



**2. Registration(s) and/or Application(s) Concerned**

The present statement concerns the following registration(s) and/or application(s):

2.1 Registration and/or application number(s):

2.2  If the space under item 2.1 is not sufficient, check this box and provide the information on an additional sheet.

---

**3. Holder(s)/Applicant(s)**

3.1 If the holder/applicant is a natural person, the person's

(a) family or principal name<sup>2</sup>:

(b) given or secondary name(s)<sup>2</sup>:

3.2 If the holder/applicant is a legal entity,

(a) the entity's full official designation:

(b) the legal nature of the legal entity:

(c) the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

3.3 Address (including postal code and country):

Telephone number(s)<sup>3</sup>:      Telefacsimile number(s)<sup>3</sup>:      E-mail address:  
(with the area code)      (with the area code)

3.4  Check this box if there is more than one holder/applicant; in that case, list the additional holders/applicants on a separate sheet and indicate, in respect of each of them, the data referred to in items 3.1 or 3.2 and 3.3.

---

<sup>2</sup> The names to be indicated under (a) and (b) are those which appear in the records of the Office in respect of the holder/applicant of the registration(s)/application(s) to which the present request relates.

<sup>3</sup> Even where the Office elects to request this information, the holder/applicant or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

**4. Representative of Holder(s)/Applicant(s)**

4.1 Name:

4.2 Address (including postal code and country):

Telephone number(s)<sup>4</sup>:      Telefacsimile number(s)<sup>4</sup>:      E-mail address:  
(with the area code)      (with the area code)

4.3 Registration number, if registered with the Office:

4.4 Number allotted to the power of attorney:

---

**5. Licensee**

5.1 If the licensee is a natural person, the person's

(a) family or principal name:

(b) given or secondary name(s):

5.2 If the licensee is a legal entity,

(a) the entity's full official designation:

(b) the legal nature of the legal entity:

(c) the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

5.3 Address (including postal code and country):

---

<sup>4</sup> Even where the Office elects to request this information, the holder/applicant or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

---

Telephone number(s)<sup>5</sup>:      Telefacsimile number(s)<sup>5</sup>:      E-mail address:  
(with the area code)      (with the area code)

5.4 State of nationality of the licensee:

5.5 State of domicile of the licensee:

5.6 State of real and effective industrial or commercial establishment of the licensee:

5.7  Check this box if there is more than one licensee; in that case, list each additional licensee on a separate sheet and indicate, in respect of each of them, the data referred to in items 5.1 to 5.6.

---

**6. Representative of Licensee**

6.1 Name:

6.2 Address (including postal code and country):

Telephone number(s)<sup>6</sup>:      Telefacsimile number(s)<sup>6</sup>:      E-mail address:  
(with the area code)      (with the area code)

6.3 Registration number, if registered with the Office:

6.4 Number allotted to the power of attorney<sup>7</sup>:

---

<sup>5</sup> Even where the Office elects to request this information, the licensee or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

<sup>6</sup> Even where the Office elects to request this information, the licensee or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

<sup>7</sup> Leave blank if the power of attorney has not, or has not yet, been allotted a number or if the number is not known to the licensee or the representative.

**7. Goods and/or Services for Which the License Is Amended**

The nature and scope of the amendment is indicated on a separate sheet.

---

**8. Kind of Amended License<sup>8</sup>**

- 8.1  The amended license is an exclusive license.
  - 8.2  The amended license is a sole license.
  - 8.3  The amended license is a non-exclusive license.
  - 8.4  The amended license concerns only the following part of the territory covered by the registration:
- 

**9. Time Period of License<sup>8</sup>**

- 9.1  The amended license is limited in time and granted  
from .....to .....
  - 9.1.1  The amended license is subject to automatic extension.
  - 9.2  The amended license is granted for an unlimited time.
- 

**10. Signatures or Seals<sup>9</sup>**

- 10.1 Signature(s) or seal(s) of the holder(s)/applicant(s):
    - 10.1.1 Name of the holder/applicant or, if the holder/applicant is a legal entity, name of the person who acts on behalf of the holder/applicant
    - 10.1.2 Date of signature or of sealing:
    - 10.1.3 Signature or seal:
- 

<sup>8</sup> Check the appropriate boxes.

<sup>9</sup> If there is more than one person signing or whose seal is used, all of the indications under sub-items 10.1 to 10.4 should be given on an additional sheet.

10.2 Signature(s) or seal(s) of the licensee(s):

10.2.1 Name of the licensee or, if the licensee is a legal entity, name of the person who acts on behalf of the licensee:

10.2.2 Date of signature or of sealing:

10.2.3 Signature or seal:

10.3 Signature or seal of the representative of the holder(s)/applicant(s):

10.3.1 Name of the natural person who signs or whose seal is used:

10.3.2 Date of signature or of sealing:

10.3.3 Signature or seal:

10.4 Signature or seal of the representative of the licensee(s):

10.4.1 Name of the natural person who signs or whose seal is used:

10.4.2 Date of signature or of sealing:

10.4.3 Signature or seal:

---

**11. Additional Sheets**

Check this box if additional sheets are enclosed and indicate the total number of such sheets:

---

**MODEL INTERNATIONAL FORM No. 12**

**STATEMENT OF CANCELLATION OF LICENSE**

in respect of application(s) and/or registered mark(s),  
submitted to the Office of .....

FOR OFFICE USE ONLY
---------------------

Reference indication of holder/applicant and/or licensee <sup>1</sup> : .....
Reference indication of representative of holder/applicant: .....
licensee <sup>1</sup> : .....

---

**1. Statement**

The holder(s)/applicant(s) and licensee(s) hereby state that the registration(s) and/or application(s) identified below is (are) the subject of a cancellation of license.

---

---

<sup>1</sup> Any reference indication allotted by the holder/applicant and/or licensee and/or any reference indication allotted by any of the representatives to the present request may be given in this space.

---

**2. Registration(s) and/or Application(s) Concerned**

The present statement concerns the following registration(s) and/or application(s):

2.1 Registration and/or application number(s):

2.2  If the space under item 2.1 is not sufficient, check this box and provide the information on an additional sheet.

---

**3. Holder(s)/Applicant(s)**

3.1 If the holder/applicant is a natural person, the person's

- (a) family or principal name<sup>2</sup>:
- (b) given or secondary name(s)<sup>2</sup>:

3.2 If the holder/applicant is a legal entity,

- (a) the entity's full official designation:
- (b) the legal nature of the legal entity:
- (c) the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

3.3 Address (including postal code and country):

Telephone number(s)<sup>3</sup>:      Telefacsimile number(s)<sup>3</sup>:      E-mail address:  
(with the area code)      (with the area code)

3.4  Check this box if there is more than one holder/applicant; in that case, list the additional holders/applicants on a separate sheet and indicate, in respect of each of them, the data referred to in items 3.1 or 3.2 and 3.3.

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<sup>2</sup> The names to be indicated under (a) and (b) are those which appear in the records of the Office in respect of the holder/applicant of the registration(s)/application(s) to which the present request relates.

<sup>3</sup> Even where the Office elects to request this information, the holder/applicant or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

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**4. Representative of Holder(s)/Applicant(s)**

4.1 Name:

4.2 Address (including postal code and country):

Telephone number(s)<sup>4</sup>:      Telefacsimile number(s)<sup>4</sup>:      E-mail address:  
(with the area code)      (with the area code)

4.3 Registration number, if registered with the Office:

4.4 Number allotted to the power of attorney:

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**5. Licensee**

5.1 If the licensee is a natural person, the person's

(a) family or principal name:

(b) given or secondary name(s):

5.2 If the licensee is a legal entity,

(a) the entity's full official designation:

(b) the legal nature of the legal entity:

(c) the State, and, where applicable, the territorial unit within that State, under the law of which the legal entity is organized:

5.3 Address (including postal code and country):

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<sup>4</sup> Even where the Office elects to request this information, the holder/applicant or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.



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Telephone number(s)<sup>5</sup>:      Telefacsimile number(s)<sup>5</sup>:      E-mail address:  
(with the area code)      (with the area code)

5.4 State of nationality of the licensee:

5.5 State of domicile of the licensee:

5.6 State of real and effective industrial or commercial establishment of the licensee:

5.7  Check this box if there is more than one licensee; in that case, list each additional licensee on a separate sheet and indicate, in respect of each of them, the data referred to in items 5.1 to 5.6.

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## 6. Representative of Licensee

6.1 Name:

6.2 Address (including postal code and country):

Telephone number(s)<sup>6</sup>:      Telefacsimile number(s)<sup>6</sup>:      E-mail address:  
(with the area code)      (with the area code)

6.3 Registration number, if registered with the Office:

6.4 Number allotted to the power of attorney<sup>7</sup>:

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<sup>5</sup> Even where the Office elects to request this information, the licensee or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

<sup>6</sup> Even where the Office elects to request this information, the licensee or its representative has the option to refrain from providing such indications. Where they are given, they should include the country code (where appropriate) and area code.

<sup>7</sup> Leave blank if the power of attorney has not, or has not yet, been allotted a number or if the number is not known to the licensee or the representative.

**7. Goods and/or Services for Which the License Is Cancelled**

The nature and scope of the cancellation is indicated on a separate sheet.

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**8. Signatures or Seals<sup>8</sup>**

8.1 Signature(s) or seal(s) of the holder(s)/applicant(s):

8.1.1 Name of the holder/applicant or, if the holder/applicant is a legal entity, name of the person who acts on behalf of the holder/applicant

8.1.2 Date of signature or of sealing:

8.1.3 Signature or seal:

8.2 Signature(s) or seal(s) of the licensee(s):

8.2.1 Name of the licensee or, if the licensee is a legal entity, name of the person who acts on behalf of the licensee:

8.2.2 Date of signature or of sealing:

8.2.3 Signature or seal:

8.3 Signature or seal of the representative of the holder(s)/applicant(s):

8.3.1 Name of the natural person who signs or whose seal is used:

8.3.2 Date of signature or of sealing:

8.3.3 Signature or seal:

8.4 Signature or seal of the representative of the licensee(s):

8.4.1 Name of the natural person who signs or whose seal is used:

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<sup>8</sup> If there is more than one person signing or whose seal is used, all of the indications under sub-items 8.1 to 8.4 should be given on an additional sheet.

8.4.2 Date of signature or of sealing:

8.4.3 Signature or seal:

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**9. Additional Sheets**

Check this box if additional sheets are enclosed and indicate the total number of such sheets:

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**SINGAPURSKI  
UGOVOR O ŽIGOVNOM PRAVU  
Usvojen u Singapuru 27 Marta 2006 godine.**

Spisak članova

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- Član 2: Žigovi na koje se ovaj Ugovor primjenjuje
- Član 3: Prijava
- Član 4: Zastupanje; Uslužna adresa Član 5: Datum podnošenja
- Član 6: Jedna registracija za robe i/ili usluge iz više klasa
- Član 7: Razdvajanje prijave i registracije
- Član 8: Podnesci
- Član 9: Klasifikacija roba i/ili usluga
- Član 10: Promjene imena ili adresa
- Član 11: Promjenanosioca prava
- Član 12: Ispravljanje greške
- Član 13: Trajanje i produženje registracije
- Član 14: Mjere u slučaju propuštanja rokova
- Član 15: Obaveza usklađivanja sa Pariskom konvencijom Član 16: Uslužni žigovi
- Član 17: Zahtjev za upis licence
- Član 18: Zahtjev za izmjenu ili poništaj upisa licence Član 19: Dejstvo neupisivanja licence
- Član 20: Podatak o licenci
- Član 21: Primjedbe u slučaju planiranog odbijanja Član 22: Pravilnik
- Član 23: Skupština
- Član 24: Međunarodni biro
- Član 25: Revizija ili izmjena
- Član 26: Pristupanje Ugovoru
- Član 27: Primjena Ugovora o žigovnom pravu (TLT) iz 1994. godine i ovog Ugovora
- Član 28: Stupanje na snagu; Datum stupanja na snagu ratifikacija i pristupanja
- Član 29: Rezerve
- Član 30: Otkazivanje Ugovora
- Član 31: Jezici Ugovora, Potpis
- Član 32: Depozitar

**Član 1**

**Skraćeni izrazi**

U smislu ovog ugovora, osim kada je izričito navedeno drugačije:

- (i) izraz "Zavod" označava organ kome je strana ugovornica povjerila registrovanje žigova;
- (ii) izraz "registracija" označava registrovanje žiga u nekom Zavodu;
- (iii) izraz "prijava" označava prijavu za registrovanje;
- (iv) "podnesak" označava bilo koju prijavu, ili bilo koji zahtjev, izjavu, prepisku ili drugu informaciju u vezi sa prijavom ili registracijom koja je podnijeta zavodu;
- (v) pozivanje na "lice" tumači se kao pozivanje i na fizičko lice i na pravno lice;
- (vi) izraz "nosilac prava" označava lice koje je upisano u registar žigova kao nosilac žiga;

- (vii) izraz "registar žigova" označava zbirku podataka koju vodi zavod, koja obuhvata sadržaj svih registracija i sve podatke upisane u vezi sa registracijama, nezavisno od medija na kome su takvi podaci sačuvani;
- (viii) izraz "postupak pred zavodom" označava svaki postupak pred zavodom u vezi sa prijavom ili registracijom;
- (ix) izraz "Pariska konvencija" označava Parisku konvenciju o zaštiti industrijske svojine, potpisanu u Parizu 20. marta 1883. godine, kako je revidirana i izmijenjena;
- (x) izraz "Ničanska klasifikacija" označava klasifikaciju ustanovljenu Ničanskim sporazumom o međunarodnoj klasifikaciji roba i usluga radi registrovanja žigova, potpisanim u Nici, 15. juna 1957. godine, kako je revidiran i izmijenjen;
- (xi) izraz "licenca" označava licencu za korišćenje žiga prema zakonu strane ugovornice;
- (xii) izraz "sticalac licence" označava lice kome je data licenca;
- (xiii) izraz "strana ugovornica" označava svaku državu ili međuvladinu organizaciju članicu ovog Ugovora;
- (xiv) izraz "Diplomatska konferencija" označava sazivanje strana ugovornica za potrebe revidiranja ili izmene Ugovora;
- (xv) Izraz "Skupština" označava Skupštinu pomenutu u članu 23;
- (xvi) pozivanja na "instrument ratifikacije" tumače se tako da obuhvataju pozivanja na instrumente prihvatanja i usvajanja;
- (xvii) izraz "Organizacija" označava Svjetsku organizaciju za intelektualnu svojinu;
- (xviii) izraz "Međunarodni biro" označava Međunarodni biro Organizacije;
- (xix) izraz "Generalni direktor" označava generalnog direktora Organizacije;
- (xx) izraz "Pravilnik" označava Pravilnik za sprovođenje ovog ugovora, kako je predviđeno članom 22;
- (xxi) pozivanja na "član" ili "stav", "podstav" ili "tačku" člana tumače se tako da obuhvataju upućivanja na odgovarajuće pravilo(a) prema Pravilniku za sprovođenje ovog Ugovora;
- (xxii) izraz "TLT 1994" označava Ugovor o žigovnom pravu, iz Ženeve, od 27. oktobra 1994. godine.

## **Član 2**

### **Žigovi na koje se ovaj Ugovor primjenjuje**

- (1) [Priroda žigova] Svaka strana ugovornica će primjenjivati ovaj Ugovor na žigove koje čine znaci koji se prema zakonu te strane ugovornice mogu registrovati kao žigovi.
- (2) [Vrste žigova]
- (a) Ovaj Ugovor se primjenjuje na žigove koji se odnose na robe (robne žigove) ili usluge (uslužne žigove) odnosno na žigove koji se odnose i na robe i na usluge.
- (b) Ovaj Ugovor se ne primjenjuje na kolektivne žigove, sertifikacione žigove i žigove garancije.

## Član 3

### Prijava

- (1) [Naznačenja ili elementi koji su sadržani u prijavi ili priloženi uz prijavu; Taksa]
- (a) Svaka strana ugovornica može da zahtijeva da prijava sadrži sve ili neke od sledećih naznačenja ili elemenata:
- (i) zahtjev za registrovanje;
  - (ii) ime i adresu podnosioca prijave;
  - (iii) ime države čiji je državljanin podnosilac prijave, ako je državljanin neke države, ime države u kojoj podnosilac prijave ima prebivalište, ako ga ima, i ime države u kojoj podnosilac prijave ima stvarno i aktivno industrijsko ili trgovinsko preduzeće, ako ga ima;
  - (iv) kada je podnosilac prijave pravno lice, pravnu prirodu tog pravnog lica i državu gde je registrovano, i kada je to moguće, teritorijalnu jedinicu unutar te države, po čijem je zakonu organizovano to pravno lice;
  - (v) kada podnosilac prijave ima punomoćnika, ime i adresu tog punomoćnika;
  - (vi) uslužnu adresu kada se ona traži u smislu člana 4(2)(b);
  - (vii) kada podnosilac prijave želi da iskoristi pravo prvenstva iz ranije prijave, izjavu u kojoj se traži pravo prvenstva te ranije prijave, zajedno sa naznačenjem i dokazom koje potvrđuje izjavu o pravu prvenstva, koje može da se zahtijeva na osnovu člana 4. Pariske konvencije;
  - (viii) kada podnosilac prijave želi da iskoristi mogućnost zaštite koja proističe iz izlaganja roba i/ili usluga na izložbi, izjavu u tom smislu, zajedno sa svim podacima koji je potvrđuju, kako je predviđeno zakonom te strane ugovornice;
  - (ix) najmanje jedan prikaz žiga, kao što propisuje Pravilnik;
  - (x) kada je to moguće primijeniti, izjavu, u skladu sa Pravilnikom, kojom se označava vrsta žiga kao i sve posebne uslove koji se odnose na tu vrstu žiga;
  - (xi) kada je to moguće primijeniti, izjavu, u skladu sa Pravilnikom, da podnosilac prijave želi da se žig registruje i objavi u standardnim karakteristikama koje koristi zavod;
  - (xii) kada je to moguće primijeniti, izjavu, u skladu sa Pravilnikom, da podnosilac prijave traži da boja bude distinktivno objelježje njegovog znaka;
  - (xiii) transliteraciju znaka ili izvjesnih delova znaka;
  - (xiv) prevod znaka ili izvjesnih delova znaka;
  - (xv) imena roba i/ili usluga za koje se traži registracija grupisana u skladu sa klasama Ničanske klasifikacije, tako da svakoj grupi prethodi broj klase te klasifikacije kojoj pripada ta grupa roba ili usluga, i predstavljena po redosledu klasa iz navedene klasifikacije;
  - (xvi) izjavu o namjeri da se žig koristi, u skladu sa zakonom strane ugovornice.
- (b) Podnosilac prijave može umesto, ili zajedno sa izjavom o namjeri da koristi žig, u smislu podstava (a)(xvi), da podnese, izjavu o stvarnom korišćenju žiga i odgovarajući dokaz, kako je propisano zakonom strane ugovornice.
- (c) Svaka strana ugovornica može da zahtijeva da se za prijavu plate takse zavodu.
- (2) [Jedna prijava za robe i/ili usluge iz više klasa] Jedna ista prijava može da se odnosi na više roba i/ili usluga, bez obzira da li one pripadaju jednoj klasi ili se odnose na više klasa Ničanske klasifikacije.

(3) [Stvarno korišćenje] U slučaju kada je data izjava o namjeri da se žig koristi u smislu stava (1)(a)(xvi), svaka strana ugovornica može da zahtijeva da podnosilac prijave dostavi zavodu, u roku predviđenom njenim zakonom, a u skladu sa minimalnim rokom propisanim Pravilnikom dokaz o stvarnom korišćenju znaka, u skladu sa odredbama pomenutog zakona.

(4) [Zabrana postavljanja drugih uslova] Ni jedna strana ugovornica ne može da traži da se u pogledu prijave ispune drugi uslovi izuzev onih navedenih u stavovima (1) i (3) i članu 8. Posebno se u vezi sa prijavom koja je u postupku ne može zahtijevati sledeće:

(i) podnošenje bilo kakve potvrde ili izvoda iz privrednog registra;

(ii) naznačenje da se podnosilac prijave bavi privrednim ili trgovinskim poslovima, kao i obezbeđivanje odgovarajućih dokaza;

(iii) naznačenje da podnosilac prijave vodi poslove koji odgovaraju robama i/ili uslugama navedenim u prijavi, kao i obezbeđivanje dokaza u prilog tome,

(iv) dostavljanje dokaza koji potvrđuju da je žig registrovan u registru žigova druge strane ugovornice ili države članice Pariske konvencije koja nije strana ugovornica, izuzev kada podnosilac prijave zahtijeva da se primijeni član 6*quinquies* Pariske konvencije.

(5) [Dokaz] Svaka strana ugovornica može da zahtijeva da se u postupku ispitivanja prijave zavodu dostavi dokaz kada zavod osnovano sumnja u istinitost bilo kog naznačenja ili elementa sadržanog u prijavi.

## Član 4

### Zastupanje; Uslužna adresa

(1) [Punomoćnici kojima je dozvoljeno zastupanje]

(a) Svaka strana ugovornica može da zahtijeva da punomoćnik imenovan za vođenje postupka pred zavodom

(i) bude lice koje, prema važećem zakonu, ima pravo zastupanja pred zavodom u postupku podnošenja prijava i registracije i, kada je to moguće primijeniti, kome je dozvoljeno zastupanje pred zavodom;

(ii) naznači, kao svoju adresu, adresu na teritoriji kako je propisala strana ugovornica.

(b) Svaka radnja koju u postupku pred zavodom preduzme punomoćnik ili koje je u vezi sa punomoćnikom koji ispunjava uslove koje primjenjuje strana ugovornica na osnovu podstava (a), ima isto pravno dejstvo kao da je izvršena od strane ili je u vezi sa podnosiocem prijave, nosiocem prava ili drugim zainteresovanim licem koje je imenovalo tog punomoćnika.

(2) [Privremeno zastupanje; Uslužna adresa]

(a) Svaka strana ugovornica može da zahtijeva da u cilju vođenja bilo kog postupka pred zavodom, podnosilac prijave, nosilac prava ili drugo zainteresovano lice koje nema ni prebivalište ni stvarno i aktivno industrijsko ili trgovinsko preduzeće na njenoj teritoriji, bude zastupano od strane punomoćnika.

(b) U slučajevima kada se ne zahtijeva zastupanje u skladu sa podstavom (a), svaka strana ugovornica može da zahtijeva da u bilo kom postupku pred Zavodom, podnosilac prijave, nosilac prava ili drugo zainteresovano lice koje nema ni prebivalište ni stvarno i aktivno industrijsko ili trgovinsko preduzeće na njenoj teritoriji, ima uslužnu adresu na toj teritoriji.

(3) [Punomoćje]

(a) Kada strana ugovornica dozvoljava ili zahtijeva da podnosilac prijave, nosilac prava ili drugo zainteresovano lice bude

zastupano pred zavodom, od strane punomoćnika, može se zahtijevati da punomoćnik bude imenovan u posebnom podnesku (u daljem tekstu: "punomoćju"), sa naznačenjem imena podnosioca prijave, nosioca prava ili drugog lica, u zavisnosti od slučaja.

(b) Punomoćje može da se odnosi na jednu ili više prijave i/ili registracija koje su navedene u punomoćju ili, na sve postojeće i buduće prijave i/ili registracije tog lica osim onih koje su navedene od strane lica koje daje punomoćje.

(c) Punomoćjem mogu da se ograniče ovlašćenja punomoćnika na određene radnje. Svaka strana ugovornica može da zahtijeva da svako punomoćje na osnovu kog punomoćnik ima pravo da povuče prijavu ili da odustane od registracije, sadrži izričitu izjavu u tom smislu.

(d) Kada je zavodu podnesak predalo lice koje se u njemu poziva na svojstvo punomoćnika, ali zavod u trenutku prijema tog podneska nema u posjedu traženo punomoćje, strana ugovornica može da zahtijeva da se zavodu dostavi punomoćje u roku koji određuje strana ugovornica, pri čemu je minimalni rok propisan Pravilnikom. Svaka strana ugovornica može da predvidi da, kada punomoćje nije dostavljeno u roku koji je propisala strana ugovornica, podnesak pomenutog lica ne proizvodi pravno dejstvo.

(4) [Pozivanje na punomoćje] Svaka strana ugovornica može da zahtijeva da svaki podnesak koji je podniet zavodu od strane punomoćnika u cilju vođenja postupka pred zavodom, sadrži upućivanje na punomoćje na osnovu koga punomoćnik postupa.

(5) [Zabrana postavljanja drugih uslova] Ni jedna strana ugovornica ne može da traži da se u pogledu pitanja koja su propisana stavovima (3) i (4) ispune drugi uslovi osim onih navedenih u pomenutim stavovima.

(6) [Dokaz] Svaka strana ugovornica može da zahtijeva da se zavodu dostavi dokaz kada zavod osnovano sumnja u istinitost bilo kog naznačenja sadržanog u bilo kom podnesku navedenom u stavovima (3) i (4).

## **Član 5**

### **Datum podnošenja**

(1) [Dozvoljeni zahtjevi]

(a) Na osnovu podstava (b) i stava (2), strana ugovornica može da prizna kao datum podnošenja prijave datum kada je zavod dobio sledeća naznačenja i elemente, na jeziku koji se traži u smislu člana 8(2):

(i) izričito ili prećutno naznačenje da se traži registracija žiga;

(ii) naznačenja koja omogućavaju da se ustanovi identitet podnosioca prijave;

(iii) naznačenja koja omogućavaju zavodu da kontaktira podnosioca prijave ili punomoćnika;

(iv) dovoljno jasnu reprodukciju znaka čija se registracija traži;

(v) spisak roba i/ili usluga za koje se traži registracija;

(vi) kada se primjenjuje član 3(1)(a)(xvi) ili (b), izjavu predviđenu članom 3(1)(a)(xvi) ili izjavu i dokaz koji su predviđeni članom 3(1)(b), onako kako je to propisano zakonom strane ugovornice.

(b) Strana ugovornica može prijaviti da prizna kao datum podnošenja prijave onaj datum kada je zavod dobio neka, ali ne sva, naznačenja i elemente pomenute u podstavu (a) ili ih primio na jeziku koji nije jezik koji se zahtijeva u smislu člana 8(2).

(2) [Dozvoljeni dodatni zahtjev]

(a) Strana ugovornica može da predvidi da se ne prizna datum podnošenja prije nego što se



plate odgovarajuće takse.

(b) Strana ugovornica može da primijeni uslov naveden u podstavu (a) samo ukoliko se taj uslov već primjenjuje u trenutku kada ona postaje strana ovog ugovora.

(3) [Ispravljanje grešaka i rokovi] Mogućnost da se isprave greške, i rokovi predviđeni za to, u smislu stavova (1) i (2), određuju se Pravilnikom.

(4) [Zabrana postavljanja drugih uslova] Ni jedna strana ugovornica ne može da traži da se u pogledu datuma podnošenja ispune drugi uslovi osim onih navedenih u stavovima (1) i (2).

## Član 6

### Jedna registracija za robe i/ili usluge iz više klasa

Kada su robe i/ili usluge koje spadaju u više klasa Ničanske klasifikacije uključene u jednu istu prijavu, takva prijava će rezultirati jednom registracijom.

## Član 7

### Razdvajanje prijave i registracije

(1) [Razdvajanje prijave]

(a) Svaka prijava u kojoj je navedeno više roba i/ili usluga (u daljem tekstu: "prvobitna prijava") može,

(i) najkasnije do odluke zavoda o registraciji žiga,

(ii) u toku postupka po prigovoru protiv odluke zavoda da registruje žig,

(iii) u toku postupka po žalbi protiv odluke o registraciji žiga,

biti razdvojena od strane podnosioca prijave, ili na njegov zahtjev, na dvije ili više prijave (u daljem tekstu: "razdvojene prijave"), tako što će se razdvojiti spisak roba i/ili usluga navedene u prvobitnoj prijavi. Razdvojene prijave će zadržati datum podnošenja prvobitne prijave i pravo prvenstva, ako ga ima.

(b) Svaka strana ugovornica ima pravo da, na osnovu podstava (a), ustanovi uslove za razdvajanje prijave, uključujući i plaćanje taksi.

2. [Razdvajanje registracije] Stav (1) će se primeniti *mutatis mutandis*, na razdvajanje registracije. Takvo razdvajanje dopušta se

i. u toku bilo kog postupka pred zavodom, u kome se osporava valjanost registracije, od strane trećeg lica;

ii. u toku bilo kog postupka po žalbi protiv odluke zavoda donijete u prethodnom postupku,

s tim što strana ugovornica može da isključi mogućnost razdvajanja registracije ako njen zakon dopušta trećim licima da osporavaju registrovanje žiga prije nego što žig bude registrovan.

## Član 8

### Podnesci

a. [Način dostavljanja podnesaka i forma podnesaka] Svaka strana ugovornica može izabrati način dostavljanja podnesaka kao i da odluči da li prihvata podneske na papiru, podneske u elektronskoj formi ili bilo kojoj drugoj formi saopštavanja.

b. [Jezik podnesaka]

- i. Svaka strana ugovornica može da zahtijeva da svaki podnesak bude na jeziku koji zavod prihvata. Kada zavod prihvata više jezika, od podnosioca prijave, nosioca prava ili drugog zainteresovanog lica se može tražiti da ispuni sve druge zahtjeve u pogledu jezika koji se primenjuju u tom zavodu, s tim da se ne može zahtijevati da podnesak bude podniet na više jezika.
- ii. Ni jedna strana ugovornica ne može da traži atestiranje, notarizaciju, ovjeru, legalizaciju ili bilokoju drugu potvrdu bilo kog prevoda podneska koja nije predviđena ovim Ugovorom.
- iii. Kada strana ugovornica ne zahtijeva da podnesak bude na jeziku koji prihvata zavod te strane ugovornice, zavod može da zahtijeva da prevod tog podneska od strane službenog prevodioca ili punomoćnika, na jezik koji prihvata zavod, bude dostavljen u razumnom roku.
- c. [Potpis podneska na papiru]
- i. Svaka strana ugovornica može da zahtijeva da podnesak na papiru potpiše podnosilac prijave, nosilac prava ili drugo zainteresovano lice. Kada strana ugovornica zahtijeva da podnesak na papiru bude potpisan, ta strana ugovornica će prihvatiti svaki potpis koji je u skladu sa zahtjevima propisanim Pravilnikom.
- ii. Ni jedna strana ugovornica ne može da zahtijeva atestiranje, notarizaciju, ovjeru ili legalizaciju ili drugu potvrdu bilo kog potpisa, izuzev ako zakon strane ugovornice to predviđa, u slučaju kada se potpis odnosi na odustajanje od registracije.
- iii. Bez obzira na podstav (b), strana ugovornica može da zahtijeva da se zavodu podnese dokaz kada zavod osnovano sumnja u vjerodostojnost potpisa u podnesku na papiru.
- d. [Podnesci podneti u elektronskoj formi ili slanje podnesaka elektronskim putem] Kada strana ugovornica dozvoljava podnošenje podnesaka u elektronskoj formi ili slanje podnesaka elektronskim putem, strana ugovornica može da zahtijeva da se svi takvi podnesci usklade sa zahtjevima propisanim Pravilnikom.
- e. [Podnošenje podnesaka] Svaka strana ugovornica će prihvatiti podnošenje podneska čiji sadržaj odgovara odgovarajućoj formi međunarodnog modela, ako takva postoji, predviđenoj Pravilnikom.
- f. [Zabrana postavljanja drugih uslova] Ni jedna strana ugovornica ne može da traži da se, u pogledu stavova (1) do (5), ispune drugi uslovi izuzev onih navedenih u ovom članu.
- g. [Način komunikacije sa punomoćnikom] Ovim članom se ne propisuje način komunikacije između podnosioca prijave, nosioca prava ili drugog zainteresovanog lica i njegovog punomoćnika.

## Član 9

### Klasifikacija roba i/ili usluga

- (1) [Označavanje roba i/ili usluga] U svakoj registraciji i svakoj objavi izdatoj od strane zavoda, koja se odnosi na prijavu ili registraciju i u kojoj su navedene robe i/ili usluge, te robe i/ili usluge moraju da budu naznačene po svojim imenima, grupisane u skladu sa klasama Ničanske klasifikacije, tako da svakoj grupi prethodi broj klase te klasifikacije kojoj pripada ta grupa roba ili usluga i predstavljene po redosledu klasa iz navedene Klasifikacije.
- (2) [Robe ili usluge u istoj klasi ili u različitim klasama]
- (a) Robe ili usluge ne mogu da se smatraju međusobno sličnim zato što se, u registraciji ili publikaciji zavoda, nalaze u istoj klasi Ničanske klasifikacije.
- (b) Robe ili usluge ne mogu da se smatraju međusobno različitim zato što se u bilo kojoj registraciji ili objavi zavoda nalaze u različitim klasama Ničanske klasifikacije.

## Član 10

### Promjene imena ili adresa

(1) [Promjene imena ili adrese nosioca prava]

(a) Kada nema promjene u ličnosti nosioca prava, ali postoji promjena njegovog imena i/ili adrese, svaka strana ugovornica prihvata da se zahtjev za upis promjene u registru žigova tog zavoda učini podneskom u kome je naveden broj registracije na koju se ta promena odnosi, kao i naznačenje promjene koju treba upisati.

(b) Svaka strana ugovornica može da traži da se u zahtjevu naznači:

(i) ime i adresa nosioca prava;

(ii) kada nosilac prava ima punomoćnika, ime i adresa punomoćnika;

(iii) kada nosilac prava ima uslužnu adresu, ta adresa.

(c) Svaka strana ugovornica može da traži da u vezi sa tim zahtjevom, bude plaćena taksa zavodu.

(d) Jedan zahtjev je dovoljan, čak i kada se promjena odnosi na više od jedne registracije, pod uslovom da su registarski brojevi svih registracija naznačeni u zahtjevu.

(2) [Promjena imena ili adrese podnosioca prijave] Stav (1) primenjuje se *mutatis mutandis* kada se promjena odnosi na jednu ili više prijave ili, i na jednu ili više prijave i na jednu ili više registracija, pod uslovom da kada podnosiocu prijave, ili njegovom punomoćniku, broj prijave još uvek nije izdat ili nije poznat, u zahtjevu prijava bude identifikovana na drugi način, kako je propisano Pravilnikom.

(3) [Promjena imena ili adrese punomoćnika ili uslužne adrese] Stav (1) primenjuje se *mutatis mutandis* na svaku promjenu imena ili adrese punomoćnika, ako postoji, i na sve promjene koje se tiču uslužne adrese, ako postoji.

(4) [Zabrana postavljanja drugih uslova] Ni jedna strana ugovornica ne može da traži da se u pogledu zahtjeva iz ovog člana ispune drugi uslovi, osim onih navedenih u stavovima (1) do (3), i u članu 8. Posebno se ne smije zahtijevati podnošenje bilo kakve potvrde u vezi promjene.

(5) [Dokaz] Svaka strana ugovornica može da zahtijeva da se zavodu podnese dokaz, kada zavod osnovano sumnja u istinitost bilo kog naznačenja sadržanog u zahtjevu.

## Član 11

### Promjena nosioca prava

(1) [Promjena nosioca prava registracije]

(a) Kada postoji promjena u ličnosti nosioca prava, svaka strana ugovornica prihvata da zahtjev za upis promjene koju vrši zavod u svom registru žigova podnese nosilac prava ili lice koje je postalo nosilac prava (u daljem tekstu: "novi nosilac prava"), i to podneskom koji sadrži registarski broj registracije na koju se odnosi i naznačenje promjene koju treba upisati.

(b) Kada promjena nosioca prava proističe iz ugovora, svaka strana ugovornica može da traži da se u zahtjevu naznači ta činjenica i da bude priloženo, po izboru strane koja to traži, nešto od navedenog:

(i) kopija ugovora, za koju se može tražiti da bude ovjerena od strane notara ili drugog nadležnog organa, čime se potvrđuje verodostojnost sa originalnim ugovorom;

(ii) izvod iz ugovora koji pokazuje promjenu nosioca prava, za koji se može tražiti da bude ovjeren od strane notara ili drugog nadležnog organa čime se potvrđuje vjerodostojnost sa stvarnim

izvodom iz ugovora;

(iii) neovjerena potvrda o prenosu sačinjena u skladu sa odredbama Pravilnika u pogledu forme i u pogledu sadržaja, potpisana od strane nosioca prava i novog nosioca prava;

(iv) neovjereni dokument o prenosu sačinjen u skladu sa odredbama Pravilnika u pogledu forme i u pogledu sadržaja, potpisan od strane nosioca prava i novog nosioca prava.

(c) Kada je promjena nosioca prava rezultat spajanja firmi, svaka strana ugovornica može da traži da se u zahtjevu to naznači, i da se uz zahtjev dostavi kopija dokumenta izdatog od strane nadležnog organa koja svedoči o spajanju firmi, kao što je kopija izvoda iz privrednog registra, i da kopiju, kao vjernu originalu, ovjeri organ koji je izdao taj dokument ili notar ili drugi nadležni organ.

(d) Kada postoji promjena u ličnosti jednog ili više, ali ne svih, sunosilaca prava i kada je takva promjena vlasništva rezultat ugovora ili spajanja firmi, svaka strana ugovornica može da traži da svaki sunosilac prava kod koga nije došlo do promjene vlasništva da svoj izričiti pristanak u vezi promjene vlasništva u dokumentu koji on potpiše.

(e) Kada promjena nosioca prava nije rezultat ugovora ili spajanja firmi, već nastaje po drugom osnovu, na primjer, kao posledica djelovanja zakona ili sudske odluke, svaka strana ugovornica može da traži da to bude naznačeno u zahtjevu i da se uz zahtjev priloži kopija dokumenta u kome je evidentirana promjena i da tu kopiju kao vjernu originalu ovjeri organ koji je dokument izdao ili notar ili drugi nadležni organ.

(f) Svaka strana ugovornica može da traži da se u zahtjevu naznači:

(i) ime i adresa nosioca prava;

(ii) ime i adresa novog nosioca prava;

(iii) ime države čiji je državljanin novi nosilac prava, ako je državljanin neke države, ime države u kojoj novi nosilac prava ima prebivalište, ako ga ima, i ime države u kojoj novi nosilac prava ima stvarno i aktivno industrijsko ili trgovinsko preduzeće, ako ga ima;

(iv) kada je novi nosilac prava pravno lice, pravna priroda tog pravnog lica, država, i, kada je to moguće, teritorijalna jedinica u toj državi po čijem zakonu je organizovano to pravno lice;

(v) kada nosilac prava ima punomoćnika, njegovo ime i adresa;

(vi) kada nosilac prava ima uslužnu adresu, ta adresa;

(vii) kada novi nosilac prava ima punomoćnika, njegovo ime i adresa;

(viii) kada se od novog nosioca prava zahtijeva da ima uslužnu adresu, u smislu člana 4(2)(b), ta adresa.

(g) Svaka strana ugovornica može da traži da za zahtjev bude plaćena taksa zavodu.

(h) Jedan zahtjev će biti dovoljan i kada se promjena odnosi na više od jedne registracije, pod uslovom da su nosilac prava i novi nosilac prava isti u svakoj registraciji i da su registarski brojevi svih registracija naznačeni u zahtjevu.

(i) Kada promjena nosioca prava ne obuhvata sve robe i/ili usluge navedene u registraciji nosioca prava, a zakon koji se primjenjuje dozvoljava upis takve promjene, zavod mora da izda posebnu registraciju za robe i/ili usluge u pogledu kojih je došlo do promjene nosioca prava.

(2) [Promjena nosioca prava iz prijave] Stav (1) primjenjuje se *mutatis mutandis* kada se promjena nosioca prava odnosi na jednu ili više prijave, ili i na jednu ili više prijave i na jednu ili više registracija, pod uslovom da kada podnosiocu prijave, ili njegovom punomoćniku, broj prijave još uvijek nije izdat ili nije poznat, u zahtjevu prijave bude identifikovana na drugi način, kako je propisano Pravilnikom.

(3) [Zabrana postavljanja drugih uslova] Ni jedna strana ugovornica ne može da traži da se u pogledu zahtjeva iz ovog člana ispune drugi uslovi, osim onih navedenih u stavovima (1) i (2), i u članu 8. Posebno se ne smije zahtijevati sledeće:

- (i) dostavljanje bilo koje potvrde ili izvoda iz privrednog registra, u smislu stava (1)(c);
- (ii) naznačenje da se novi nosilac prava bavi privrednim ili trgovinskim aktivnostima kao ni podnošenje dokaza u tom smislu;
- (iii) naznačenje da se novi nosilac prava bavi aktivnostima koje odgovaraju robi i/ili uslugama na koje se odnosi promjena nosioca prava, kao ni podnošenje dokaza u tom smislu;
- (iv) naznačenje da je nosilac prava preneo, u cjelini ili djelimično na novog nosioca prava svoje poslovanje ili odgovarajući poslovni ugled firme, kao ni podnošenje dokaza u tom smislu.

(4) [Dokaz] Svaka strana ugovornica može da traži da se dokaz, ili dodatni dokaz, ukoliko se primjenjuje stav (1)(c) ili (e), dostave zavodu, kada taj zavod osnovano sumnja u istinitost bilo kog naznačenja sadržanog u zahtjevu, ili bilo kom dokumentu pomenutom u ovom članu.

## Član 12

### Ispravljanje greške

(1) [Ispravljanje greške u pogledu registracije]

(a) Svaka strana ugovornica prihvatiće zahtjev za ispravljanje greške učinjene u prijavi ili drugom zahtjevu upućenom zavodu koja se ispoljava u njegovom registru žigova i/ili bilo kojoj drugoj publikaciji tog zavoda. Zahtjev za ispravljanje greške dostavlja nosilac prava podneskom koji sadrži broj te registracije, grešku koja se mora ispraviti i ispravku koju treba upisati.

(b) Svaka strana ugovornica može da traži da se u zahtjevu naznači:

- (i) ime i adresa nosioca prava;
- (ii) kada nosilac prava ima punomoćnika, ime i adresa punomoćnika;
- (iii) kada nosilac prava ima uslužnu adresu, ta adresa.

(c) Svaka strana ugovornica može da traži da u vezi sa tim zahtjevom, bude plaćena taksa zavodu.

(d) Jedan zahtjev je dovoljan čak i kada se greška odnosi na više registracija istog lica, s tim da su ta greška i zahtjevana ispravka isti kod svake registracije i da su registarski brojevi svih registracija navedeni u zahtjevu.

(2) [Ispravljanje greške u pogledu prijave] Stav (1) primenjuje se *mutatis mutandis*, kada se greška odnosi na jednu ili više prijave, ili i na jednu ili više prijave i jednu ili više registracija, s tim da, kada broj predmetne prijave još uvek nije izdat ili poznat podnosiocu prijave ili njegovom punomoćniku, u tom zahtjevu se na drugi način mora identifikovati prijava, u skladu sa odredbama Pravilnika.

(3) [Zabrana postavljanja drugih uslova] Ni jedna strana ugovornica ne može da traži da se u pogledu zahtjeva iz ovog člana ispune drugi uslovi, osim onih navedenih u stavovima (1) i (2), i u članu 8.

(4) [Dokaz] Svaka strana ugovornica može da zahtijeva da se zavodu dostavi dokaz, kada zavod osnovano sumnja da navodna greška zaista postoji.

(5) [Greške koje je napravio zavod] Zavod strane ugovornice mora da ispravi sopstvene greške, po službenoj dužnosti, ili po zahtjevu, bez plaćanja takse.

(6) [Greške koje se ne mogu ispraviti] Ni jedna strana ugovornica nije obavezna da primijeni stavove (1), (2) i (5) na bilo koju grešku koja ne može da se ispravi u skladu sa njenim zakonodavstvom.

## Član 13

### Trajanje i produženje registracije

(1) [Naznačenja ili elementi sadržani u zahtjevu za produženje registracije ili priloženi uz njega; Taksa]

(a) Svaka strana ugovornica može da traži da se za produženje registracije podnese zahtjev koji sadrži sve ili nešto od navedenog:

(i) naznačenje da se traži produženje;

(ii) ime i adresu nosioca prava;

(iii) registarski broj na koji se odnosi registracija;

(iv) po izboru strane ugovornice, datum podnošenja prijave iz koje je proizašla navedena registracija ili datum registrovanja navedene registracije;

(v) kada nosilac prava ima punomoćnika, njegovo ime i adresu;

(vi) kada nosilac prava ima uslužnu adresu, tu adresu;

(vii) kada strana ugovornica dozvoljava da se produženje registracije izvrši samo za neke robe i/ili usluge koje su upisane u registar žigova i kada se traži takvo produženje, imena upisanih roba i/ili usluga za koje se traži produženje ili imena upisanih roba i/ili usluga za koje se ne traži produženje, grupisana u skladu sa klasama Ničanske klasifikacije, tako da svakoj grupi prethodi broj klase te klasifikacije kojoj pripada ta grupa roba ili usluga i predstavljena po redosledu klasa u navedenoj klasifikaciji;

(viii) kada strana ugovornica dozvoljava da zahtjev za produženje registracije podnese lice koje nije nosilac prava ili njegov punomoćnik i kada zahtjev podnese to lice, ime i adresu tog lica.

(b) Svaka strana ugovornica može da zahtijeva da za zahtjev za produženje registracije zavodu bude plaćena taksa. Kada je jednom plaćena taksa za početni period registrovanja ili bilo koji period produženja, ne može se zahtijevati nikakvo drugo plaćanje takse za održavanje registracije u tom periodu. Takse dostavljene uz izjavu i/ili dokaz o upotrebi ne uzimaju se u obzir, u smislu ovog podstava kao uplate neophodne za održavanje registracije i na njih se ovaj podstav ne odnosi.

(c) Svaka strana ugovornica može da traži da zahtjev za produženje bude dostavljen zavodu i da odgovarajuća taksa predviđena u podstavu (b) bude uplaćena zavodu u roku propisanom zakonom strane ugovornice, s tim da se poštuju minimalni rokovi propisani Pravilnikom.

(2) [Zabrana postavljanja drugih uslova] Ni jedna strana ugovornica ne može da traži da se u pogledu zahtjeva za produženje registracije ispune drugi uslovi osim onih navedenih u stavu (1) i članu 8. Posebno se ne sijme zahtijevati sledeće:

(i) bilo kakva reprodukcija ili druga identifikacija žiga;

(ii) dostavljanje dokaza da je žig registrovan, ili da je registracija tog žiga produžena u bilo kom drugom registru žigova;

(iii) dostavljanje izjave i/ili dokaza u vezi sa korišćenjem žiga.

(3) [Dokaz] Svaka strana ugovornica može da zahtijeva da se zavodu dostavi dokaz u toku postupka ispitivanja zahtjeva za produženje, kada zavod osnovano sumnja u istinitost bilo kog naznačenja ili elementa sadržanog u zahtjevu za produženje.

(4) [Zabrana suštinskog ispitivanja] Ni jedan zavod strane ugovornice ne smije, u cilju dejstva produženja, da ispituje materijalne uslove za registrovanje.

(5) [Trajanje] Trajanje početnog perioda registracije, kao i svakog perioda produženja je 10 godina.

## Član 14

### Mjere u slučaju propuštanja rokova

(1) [Mjere prije isteka roka] Strana ugovornica može da predvidi produženje roka za bilo koju radnju pred zavodom u vezi sa prijavom ili registracijom, ukoliko se odgovarajući zahtjev podnese zavodu prije isteka roka.

(2) [Mjere nakon isteka roka] Kada podnosilac prijave, nosilac prava ili drugo zainteresovano lice propusti rok ("ostavljeni rok") za neku radnju u postupku pred zavodom strane ugovornice u vezi sa prijavom ili registracijom, strana ugovornica će predvidjeti jednu ili više sledećih mjera, u skladu sa zahtjevima propisanim u Pravilniku, ako se odgovarajući zahtjev podnese zavodu:

(i) produženje ostavljenog roka za period propisan u Pravilniku;

(ii) nastavak postupka po prijavi ili registraciji;

(iii) ponovno uspostavljanje prava podnosioca prijave, nosioca prava ili drugog zainteresovanog lica u vezi sa prijavom ili registracijom ako zavod utvrdi da je do propuštanja određenog roka došlo uprkos dužnoj pažnji koju nalažu okolnosti slučaja ili, po izboru strane ugovornice, ukoliko je propuštanje bilo nenamjerno.

(3) [Izuzeci] Ni jedna strana ugovornica nije obavezna da primijeni mjere navedene u stavu (2) u vezi sa izuzecima propisanim u Pravilniku.

(4) [Taksa] Svaka strana ugovornica može da zahtijeva da se plati taksa u vezi sa mjerama navedenim u stavovima (1) i(2).

(5) [Zabrana postavljanja drugih uslova] Ni jedna strana ugovornica ne može da traži da se u pogledu bilo koje mere pomenute u stavu (2) ispune drugi uslovi, osim onih navedenih u ovom članu i članu 8.

## Član 15

### Obaveza usklađivanja sa Pariskom konvencijom

Svaka strana ugovornica mora da poštuje odredbe Pariske konvencije koje se odnose na žigove.

## Član 16

### Uslužni žigovi

Svaka strana ugovornica mora da registruje uslužne žigove i da primijeni na te žigove odredbe Pariske konvencije koje se odnose na žigove.

## Član 17

### Zahtjev za upis licence

(1) [Uslovi u vezi sa zahtjevom za upis] Kada zakon strane ugovornice predviđa upis licence kod zavoda, ta strana ugovornica može da zahtijeva

(i) da se zahtjev za upis podnese u skladu sa uslovima predviđenim Pravilnikom, i

(ii) da se uz zahtjev za upis dostave propratni dokumenti propisani Pravilnikom.

(2) [Taksa] Svaka strana ugovornica može da traži da, u vezi sa zahtjevom za upis licence, bude

plaćena taksa zavodu.

(3) [Jedan zahtjev koji se odnosi na nekoliko registracija] Jedan zahtjev je dovoljan čak i kada se licenca odnosi na više od jedne registracije, ukoliko su brojevi svih tih registracija navedeni u zahtjevu, ukoliko su nosilac prava i sticalac licence isti za sve registracije, i u zahtjevu je naznačen obim licence u skladu sa Pravilnikom u pogledu svih registracija.

(4) [Zabrana postavljanja drugih uslova]

(a) Ni jedna strana ugovornica ne može da traži da se u pogledu upisa licence kod njenog zavoda ispune drugi uslovi, osim onih navedenih u stavovima (1) do (3), i u članu 8. Posebno se ne smije zahtijevati sledeće:

(i) dostavljanje potvrde o registraciji žiga koji je predmet licence;

(ii) dostavljanje ugovora o licenci ili prevod ugovora o licenci;

(iii) naznačenje finansijskih uslova ugovora o licenci.

(b) Podstav (a) ne utiče na obaveze koje postoje prema zakonu strane ugovornice u pogledu otkrivanja informacije za potrebe koje nisu u vezi sa upisom licence u registar žigova.

(5) [Dokaz] Svaka strana ugovornica može da zahtijeva da se zavodu podnese dokaz, kada zavod osnovano sumnja u istinitost nekog naznačenja sadržanog u zahtevu ili bilo kom dokumentu navedenom u Pravilniku.

(6) [Zahtjevi koji se odnose na prijave] Stavovi (1) do (5) će se primijeniti, *mutatis mutandis*, na zahtjeve za upis licence za prijavu, kada zakon strane ugovornice predviđa takav upis.

## Član 18

### Zahtjev za izmjenu ili poništaj upisa licence

(1) [Uslovi u pogledu zahtjeva] Kada zakon strane ugovornice predviđa upis licence kod zavoda, ta strana ugovornica može da traži da zahtjev za upis izmjene ili poništaj upisa licence

(i) bude podniet u skladu sa uslovima predviđenim Pravilnikom, i

(ii) bude praćen propratnim dokumentima propisanim Pravilnikom.

(2) [Drugi zahtjevi] Član 17(2) do (6) će se primijeniti, *mutatis mutandis*, na zahtjeve za izmjenu ili poništaj upisa licence.

## Član 19

### Dejstvo neupisivanja licence

(1) [Punovažnost registracije i zaštite žiga] Neupisivanje licence kod zavoda ili kod drugog organa strane ugovornice neće uticati na punovažnost registracije žiga koji je predmet licence ili zaštite žiga.

(2) [Određena prava sticaoca licence] Strana ugovornica ne smije zahtijevati upis licence kao uslov da sticalac licence na osnovu zakona te strane ugovornice učestvuje u postupku zbog povrede prava koji je pokrenuo nosilac prava, ili da na osnovu takvog postupka dobije naknadu štete koja proizilazi iz povrede žiga koji je predmet licence.

(3) [Korišćenje žiga kada licenca nije upisana] Strana ugovornica ne smije da zahtijeva upis licence kao preduslov da se korišćenje žiga od strane sticaoca licence smatra korišćenjem žiga od strane nosioca prava u postupcima u vezi sa sticanjem, održavanjem i sprovođenjem prava na žig.



## **Član 20**

### **Podatak o licenci**

Kada zakon strane ugovornice zahtijeva naznačenje da se žig koristi na osnovu licence, potpuna ili delimična neusklađenost sa tim uslovom neće uticati na punovažnost registracije žiga koji je predmet licence ili na zaštitu žiga, i neće uticati na primjenu člana 19(3).

## **Član 21**

### **Primjedbe u slučaju planiranog odbijanja**

Prijavu iz člana 3. ili zahtjev iz članova 7, 10. do 14, 17. i 18. zavod ne može odbiti, u cjelini ili delimično, ako podnosiocu prijave ili podnosiocu zahtjeva, zavisno od slučaja, ne pruži mogućnost da u razumnom roku stavi primjedbe na planirano odbijanje. Ni jedan zavod neće biti dužan da omogući stavljanje primjedbi kada je lice koje traži mjere u smislu člana 14. već imalo mogućnost da izloži primjedbe o činjenicama na osnovu kojih će biti donijeta odluka.

## **Član 22**

### **Pravilnik**

#### (1) [Sadržina]

(a) Pravilnikom, koji čini aneks ovog Ugovora, propisana su pravila koja se odnose na

(i) pitanja koja ovaj Ugovor izričito predviđa kao "propisana Pravilnikom";

(ii) sve detalje korisne za sprovođenje odredaba ovog Ugovora;

(iii) sve administrativne uslove, pitanja ili postupke.

(b) Pravilnik sadrži takođe i modele međunarodnih formulara.

(2) [Izmjena Pravilnika] U skladu sa stavom (3), za svaku izmjenu Pravilnika zahtijeva se tri četvrtine datih glasova.

#### (3) [Uslov jednoglasnosti]

(a) Pravilnikom se mogu propisati odredbe čija je izmjena moguća samo jednoglasno.

(b) Svaka izmjena Pravilnika u smislu njegove dopune ili brisanja odredbi iz Pravilnika, kao i izmjene odredaba navedenih u Pravilniku u skladu sa podstavom (a) zahtijevaju jednoglasnost.

(c) Pri utvrđivanju jednoglasnosti, uzimaju se u obzir samo glasovi koji su stvarno dobijeni. Uzdržani glasovi se ne smatraju glasovima.

(4) [Sukob između Ugovora i Pravilnika] U slučaju sukoba između odredbi ovog Ugovora i odredbi Pravilnika primjenjuju se odredbe Ugovora.

## **Član 23**

### **Skupština**

#### (1) [Sastav]

(a) Sve strane ugovornice čine Skupštinu.

(b) Svaku stranu ugovornicu u Skupštini predstavlja jedan delegat, kome mogu da pomažu zamjenici delegata, savetnici i eksperti. Svaki delegat može da predstavlja samo jednu stranu ugovornicu.

(2) [Zadaci] Skupština

(i) razmatra pitanja u pogledu razvoja ovog Ugovora;

(ii) mijenja Pravilnik, uključujući i modele međunarodnih formulara;

(iii) određuje uslove u pogledu datuma od kog se primjenjuje svaka izmjena pomenuta u tački (ii);

(iv) vrši druge funkcije koje su potrebne za primjenu odredaba ovog Ugovora.

(3) [Kvorum]

(a) Kvorum čini jedna polovina država članica Skupštine.

(b) Bez obzira na podstav (a), ako je na bilo kom zasedanju, broj prisutnih država članica Skupštine manji od polovine ali jednak ili veći od jedne trećine država članica Skupštine, Skupština može donositi odluke, ali sve takve odluke uz izuzetak odluka koje se tiču njene sopstvene procedure, stupaju na snagu samo ako se ispune uslovi dalje navedeni. Međunarodni biro dostavlja pomenute odluke državam članicama Skupštine koje nisu imale predstavnika i poziva ih da svoj glas ili uzdržavanje od glasanja izraze pisanim putem u roku od tri meseca od datuma saopštenja. Ako, nakon isteka ovog roka, broj takvih članova, koji su tako izrazili svoj glas ili uzdržavanje od glasanja dostigne broj članova koji je nedostajao za postizanje kvoruma na samom zasedanju, takve odluke će proizvoditi dejstvo, pod uslovom da je istovremeno postignuta i potrebna većina.

(4) [Donošenje odluka u Skupštini]

(a) Skupština će nastojati da odluke donosi konsenzusom.

(b) Kada odluka ne može biti doneta konsenzusom, o problemu koji se razmatra odlučuje se glasanjem. U tom slučaju,

(i) svaka strana ugovornica koja je država ima pravo na samo jedan glas i glasa samo u sopstveno ime;

(ii) svaka strana ugovornica koja je međuvladina organizacija može da učestvuje u glasanju, umjesto svoje države članice, sa brojem glasova koji je jednak broju njenih država članica koje su strane ugovornice ovog Ugovora. Ni jedna takva međuvladina organizacija neće učestvovati u glasanju ako bilo koja od njenih država članica koristi svoje pravo da glasa i obrnuto. Pored toga, ni jedna takva međuvladina organizacija neće učestvovati u glasanju ako je bilo koja od njenih država članica potpisnica ovog Ugovora država članica druge takve međuvladine organizacije a ta druga međuvladina organizacija učestvuje u tom glasanju.

(5) [Većina]

(a) U smislu člana 22(2) i (3), odluke Skupštine zahtijevaju dvotrećinsku većinu glasova.

(b) Pri utvrđivanju da li je tražena većina postignuta, uzimaju se u obzir samo glasovi koji su stvarno dobijeni. Uzdržani glasovi se ne smatraju glasovima.

(6) [Zasijedanja] Zasijedanje Skupštine saziva Generalni direktor i, u odsustvu izuzetnih okolnosti, tokom istog perioda i na istom mjestu kao i Generalna skupština Organizacije.

(7) [Pravilnik Skupštine] Skupština utvrđuje sopstvena pravila rada, uključujući i pravila za sazivanje vanrednih zasijedanja.

## Član 24

### Međunarodni biro

(1) [Administrativni zadaci]

(a) Međunarodni biro obavlja administrativne zadatke u vezi sa ovim Ugovorom.

(b) Posebno, Međunarodni biro priprema sastanke i određuje sekretarijat Skupštine i komitete eksperata i radne grupe koje osniva Skupština.

(2) [Sastanci koji nisu zasedanja Skupštine] Generalni direktor saziva svaki komitet i radnu grupu koji osnuje Skupština.

(3) [Uloga Međunarodnog biroa na zasedanjima Skupštine i drugim sastancima]

(a) Generalni direktor i lica koja odredi Generalni direktor učestvuju, bez prava glasa, na svim zasjedanjima skupštine, svim komitetima i svim radnim grupama koje osnuje Skupština.

(b) Generalni direktor ili službeno lice koje odredi Generalni direktor biće po službenoj dužnosti sekretar Skupštine i komiteta i radnih grupa navedenih u podstavu (a).

(4) [Konferencije]

(a) Međunarodni biro, u skladu sa uputstvima Skupštine, sprovodi pripreme za konferencije za reviziju.

(b) Međunarodni biro može da konsultuje države članice Organizacije, međuvladine organizacije i međunarodne organizacije i nacionalne nevladine organizacije u vezi sa pomenutim pripremanjima.

(c) Generalni direktor i lica koja odredi Generalni direktor učestvuju, bez prava glasa, u raspravama na konferencijama za reviziju.

(5) [Drugi poslovi] Međunarodni biro obavlja sve druge poslove u vezi sa ovim Ugovorom koji su mu dodijeljeni.

## Član 25

### Revizija ili izmjena

Ovaj ugovor može da bude revidiran ili izmijenjen na diplomatskoj konferenciji. O sazivanju svake diplomatske konferencije odlučuje Skupština.

## Član 26

### Pristupanje Ugovoru

(1) [Otvorenost za pristup] Sledeći entiteti mogu da potpišu i da, u skladu sa stavovima (2) i (3) i članom 28(1) i (3), postanu strane ugovornice ovog Ugovora:

(i) svaka država članica Organizacije za koju žigovi mogu da budu registrovani u zavodu te države članice;

(ii) svaka međuvladina organizacija koja vodi zavod u kome se žigovi mogu registrovati sa dejstvom na teritoriji na kojoj se ugovor o konstituisanju međuvladine organizacije primjenjuje, u svim državama članicama te međuvladine organizacije ili u onim državama članicama koje su naznačene u tu svrhu u odgovarajućoj prijavi, pod uslovom da su sve države članice međuvladine organizacije članice Organizacije;

(iii) svaka država članica Organizacije za koju se žigovi mogu registrovati jedino posredstvom

zavoda druge naznačene države koja je članica Organizacije;

(iv) svaka država članica Organizacije za koju se žigovi mogu registrovati jedino posredstvom zavoda međuvladine organizacije čija je članica ta država;

(v) svaka država članica Organizacije za koju se žigovi mogu registrovati jedino posredstvom zavoda koji je zajednički za celu grupu država članica Organizacije.

(2) [Ratifikacija ili pristupanje] Svaki entitet naveden u stavu (1) može da deponuje:

(i) instrument ratifikacije, ako je potpisao ovaj Ugovor;

(ii) instrument pristupanja, ako nije potpisao ovaj Ugovor.

(3) [Datum stupanja na snagu deponovanja] Datum stupanja na snagu deponovanog instrumenta ratifikacije ili pristupanja je:

(i) u slučaju države navedene u stavu (1)(i), datum kada je ta država deponovala instrument ratifikacije ili pristupanja;

(ii) u slučaju međuvladine organizacije, datum kada je deponovan instrument te međuvladine organizacije;

(iii) u slučaju države navedene u stavu (1)(iii), datum kada je ispunjen sledeći uslov: kada je deponovan instrument te države i kada je deponovan instrument druge naznačene države;

(iv) u slučaju države navedene u stavu (1)(iv), datum koji se primenjuje u smislu tačke (ii);

(v) u slučaju države članice grupe država, navedene u stavu (1)(v), datum kada su deponovani instrumenti svih država članica grupe.

## Član 27

### **Primjena Ugovora o žigovnom pravu (TLT) iz 1994. godine i ovog Ugovora**

(1) [Odnosi između strana ugovornica i ovog Ugovora i Ugovora o žigovnom pravu (TLT) iz 1994. godine] Ovaj Ugovor će se primjenjivati samo u pogledu međusobnih odnosa strana ugovornica i ovog Ugovora i Ugovora o žigovnom pravu (TLT) iz 1994. godine.

(2) [Odnosi između strana ugovornica ovog Ugovora i strana ugovornica Ugovora o žigovnom pravu (TLT) iz 1994. godine koje nisu strane ugovornice ovog Ugovora] Svaka strana ugovornica koja je strana ugovornica i ovog Ugovora i Ugovora o žigovnom pravu (TLT) iz 1994. godine nastaviće da primenjuje odredbe Ugovora o žigovnom pravu (TLT) iz 1994. godine u svojim odnosima sa stranama ugovornicama Ugovora o žigovnom pravu (TLT) iz 1994. godine koje nisu strane ugovornice ovog Ugovora.

## Član 28

### **Stupanje na snagu; Datum stupanja na snagu ratifikacije i pristupanja**

(1) [Instrumenti koje treba uzeti u obzir] Za potrebe ovog člana, samo instrumenti ratifikacije ili pristupanja koji su deponovali entiteti navedeni u članu 26(1), i čiji je datum stupanja na snagu prema članu 26(3) se uzimaju u obzir.

(2) [Stupanje na snagu ovog Ugovora] Ovaj Ugovor stupa na snagu tri mjeseca pošto deset država ili međuvladinih organizacija prema članu 26(1)(ii) deponuje svoje instrumente ratifikacije ili pristupanja.

(3) [Stupanje na snagu ratifikacije ili pristupanja nakon stupanja na snagu ovog Ugovora] Svaki entitet koji nije obuhvaćen stavom (2) postaje vezan ovim Ugovorom tri meseca posle datuma deponovanja njegovih instrumenata ratifikacije ili pristupanja

## Član 29

### Rezerve

(1) [Posebne vrste žigova] Svaka država ili međuvladina organizacija može stavljanjem rezerve da izjavi da se, bez obzira na član 2(1) i (2)(a), odredbe članova 3(1), 5, 7, 8(5), 11. i 13. ne primjenjuju na vezane žigove, odbrambene žigove ili izvedene žigove. U takvoj rezervi se moraju navesti gore pomenute odredbe na koje se rezerva odnosi.

(2) [Registracija za više klasa] Svaka država ili međuvladina organizacija, čije zakonodavstvo na dan usvajanja ovog Ugovora predviđa registraciju za više klasa roba i registraciju za više klasa usluga može, prilikom pristupanja ovom Ugovoru, da izjavi rezervu da se odredbe člana 6. ne primjenjuju.

(3) [Suštinsko ispitivanje u slučaju produženja] Svaka država ili međuvladina organizacija može da izjavi rezervu da, bez obzira na član 13(4), zavod može prilikom prvog produženja registracije koja se odnosi na usluge, da izvrši suštinsko ispitivanje te registracije, s tim da takvo ispitivanje služi jedino da se eliminišu višestruke registracije, koje se zasnivaju na prijavama podnijetim u periodu od šest mjeseci posle stupanja na snagu zakona te države ili organizacije koja je prije stupanja ovog Ugovora na snagu uvela mogućnost registrovanja uslužnih žigova.

(4) [Određena prava sticaoca licence] Svaka država ili međuvladina organizacija može da izjavi rezervu da, bez obzira na član 19(2), zahtijeva upis licence kao preduslov za svako pravo koje sticalac licence može imati prema zakonu te države ili međuvladine organizacije da se pridruži postupku za povredu prava koji je pokrenuo nosilac prava ili da dobije, putem takvog postupka, naknadu štete nastalu usled povrede žiga koji je predmet licence.

(5) [Modaliteti] Svaka rezerva učinjena u skladu sa stavom (1), (2), (3) ili (4) mora da bude navedena u izjavi koja prati instrument ratifikacije ili pristupanja ovom Ugovoru države ili međuvladine organizacije koja stavlja rezervu.

(6) [Povlačenje] Svaka rezerva u smislu stavova (1), (2), (3) ili (4) može da se povuče u bilo kom trenutku.

(7) [Zabrana stavljanja drugih rezervi] U pogledu ovog Ugovora se ne može izjaviti ni jedna druga rezerva osim onih dozvoljenih u skladu sa stavovima (1), (2), (3) i (4).

## Član 30

### Otkazivanje Ugovora

(1) [Obaveštenje] Svaka strana ugovornica može da otkáže ovaj Ugovor putem saopštenja upućenog Generalnom direktoru.

(2) [Datum stupanja na snagu] Otkazivanje stupa na snagu godinu dana posle dana kada je Generalni direktor primio saopštenje. To neće uticati na primjenu ovog Ugovora na bilo koju prijavu po kojoj je postupak u toku ili bilo koji registrovan žig u pogledu strane ugovornice koja otkazuje Ugovor u trenutku isteka pomenutog perioda od godinu dana, s tim što strana ugovornica koja otkazuje Ugovor, može po isteku pomenutog jednogodišnjeg perioda da prekine sa primjenom ovog Ugovora na bilo koju registraciju od datuma kada ta registracija dospijeva za produženje.

## **Član 31**

### **Jezici ugovora; Potpis**

(1) [Originalni tekstovi; Službeni tekstovi]

(a) Ovaj ugovor se potpisuje u jednom originalnom primjerku na engleskom, arapskom, kineskom, francuskom, ruskom i španskom jeziku, a svi tekstovi su podjednako autentični.

(b) Na zahtjev strane ugovornice, službeni tekst na jeziku koji nije pomenut u podstavu (a), a koji je službeni jezik te strane ugovornice, ustanovljava Generalni direktor, posle konsultacija sa pomenutom stranom ugovornicom i bilo kojom drugom zainteresovanom stranom ugovornicom.

(2) [Rok za potpis] Ovaj Ugovor ostaje otvoren za potpisivanje u sjedištu Organizacije godinu dana posle usvajanja.

## **Član 32**

### **Depozitar**

Depozitar ovog Ugovora je Generalni direktor.

**PRAVILNIK ZA SPROVOĐENJE SINGAPURSKOG UGOVORA O ŽIGOVNOM PRAVU**  
**Kao što je bio na snazi 1 Novembra 2011**

Spisak Pravila

Pravilo 1:	Skraćeni izrazi
Pravilo 2:	Način navođenja imena i adresa
Pravilo 3:	Pojedinosti u vezi sa prijavom
Pravilo 4:	Pojedinosti u vezi sa zastupanjem i uslužnom adresom
Pravilo 5:	Pojedinosti u vezi sa datumom podnošenja
Pravilo 6:	Pojedinosti u vezi sa podnescima
Pravilo 7:	Način identifikacije prijave kada nedostaje broj prijave
Pravilo 8:	Pojedinosti u vezi sa trajanjem i produženjem registracije
Pravilo 9:	Mjere u slučaju propuštanja rokova
Pravilo 10:	Uslovi u vezi sa zahtjevom za upis licence ili za izmjenu ili poništaj upisa licence
	Spisak modela međunarodnih formulara

## **Pravilo 1**

### **Skraćeni izrazi**

- (1) [Skraćeni izrazi definisani u Pravilniku] U smislu ovog Pravilnika, osim kada je izričito navedeno drugačije:
- (i) "Ugovor", označava Singapurski ugovor o žigovnom pravu;
  - (ii) "Član", upućuje na poseban član Ugovora;
  - (iii) "Isključiva licenca", označava licencu koja se priznaje samo jednom sticaocu licence i koja zabranjuje nosiocu prava da koristi žig i da pravo na licencu da bilo kom drugom licu;
  - (iv) "jedina licenca", označava licencu koja se daje samo jednom sticaocu licence i koja zabranjuje nosiocu prava da nekom drugom licu da licencu ali ne zabranjuje nosiocu prava da koristi žig;
  - (v) "Neisključiva licenca", označava licencu koja ne zabranjuje nosiocu prava da koristi žig ili da nekom drugom licu da licencu.
- (2) [Skraćeni izrazi definisani u Ugovoru] Skraćeni izrazi definisani u članu 1. za potrebe Ugovora imaju isto značenje za potrebe ovog Pravilnika.

## **Pravilo 2**

### **Način navođenja imena i adresa**

#### **(1) [Imena]**

(a) Kada treba navesti ime lica, svaka strana ugovornica može da traži da:

- (i) u slučaju fizičkog lica ime koje treba navesti bude porodično ime ili prezime i ime ili drugo ime ili imena tog lica ili da ime koje treba navesti bude po izboru tog lica, ime ili imena koja to lice uobičajeno koristi;
- (ii) u slučaju pravnog lica, ime koje treba navesti bude puni zvaničan naziv tog pravnog lica.

(b) Kada treba navesti ime punomoćnika koji predstavlja firmu ili ortakluk, svaka strana ugovornica prihvata da bude navedeno ime firme ili ortakluka koje se uobičajeno koristi.

#### **(2) [Adrese]**

(a) Kada treba navesti adresu lica, svaka strana ugovornica može da traži da adresa bude navedena na način koji zadovoljava uobičajene zahtjeve brze poštanske dostave na označenu adresu i da u svakom slučaju, sadrži sve relevantne administrativne podatke, uključujući i broj kuće ili zgrade, ako se to može primijeniti.

(b) Kada je zavodu strane ugovornice podnesak podnijet u ime dva ili više lica sa različitim adresama, strana ugovornica može da zahtijeva da se u podnesku navede jedna adresa koja služi za korespondenciju.

(c) Naznačenje adrese može da sadrži broj telefona, broj telefaksa i adresu elektronske pošte (e-mail adresu), i za potrebe korespondencije adresu različitu od one navedene u podstavu (a).

(d) Podstavovi (a) i (c) primjenjuju se mutatis mutandis i na uslužnu adresu.

(3) [Drugi načini identifikacije] Svaka strana ugovornica može da zahtijeva da podnesak upućen zavodu ima naznačen broj ili neki drugi način identifikacije, ako postoji, pod kojim je podnosilac prijave, nosilac prava, punomoćnik ili zainteresovano lice evidentiran u zavodu. Ni jedna strana ugovornica ne može da odbije podnesak zbog propusta da se ispuni svaki takav zahtjev, osim u slučaju prijava podnijetih u elektronskoj formi.



(4) [Pismo koje se koristi] Svaka strana ugovornica može da zahtijeva da naznačenja u stavovima (1) do (3) budu napisana pismom koje koristi zavod.

### Pravilo 3

#### Pojedinosti u vezi sa prijavom

(1) [Standardni karakteri] Kada zavod strane ugovornice koristi karaktere (slova i brojeve) koje smatra standardnim, i kada prijava sadrži izjavu u kojoj se navodi da podnosilac prijave želi da žig bude registrovan i objavljen takvim standardnim karakterima koje koristi zavod strane ugovornice, zavod će registrovati i objaviti žig u takvim standardnim karakterima.

(2) [Boja kao distinktivno obeležje žiga] Kada prijava sadrži izjavu u kojoj se navodi da podnosilac prijave želi da zaštiti boju kao distinktivno objelježje žiga, zavod može da traži da se u prijavi naznači ime ili kod boje ili boja koja se traži i za svaku boju naznačenje glavnih djelova znaka koji su tako obojeni.

(3) [Broj reprodukcija]

(a) Kada prijava ne sadrži izjavu u kojoj se navodi da podnosilac prijave želi da zaštiti boju kao distinktivno obeležje žiga, strana ugovornica ne može da traži više od

(i) pet reprodukcija znaka u crno-bijeloj tehnici, ukoliko prema zakonodavstvu te strane ugovornice prijava ne smije da sadrži, ili ne sadrži izjavu u kojoj se navodi da podnosilac prijave želi da žig bude registrovan ili objavljen standardnim karakterima koja koristi zavod te strane ugovornice;

(ii) jednu reprodukciju znaka u crno-bijeloj tehnici, kada prijava sadrži izjavu u kojoj se navodi da podnosilac prijave želi da žig bude registrovan i objavljen standardnim karakterima koje koristi zavod te strane ugovornice.

(b) Kada prijava sadrži izjavu u kojoj podnosilac prijave navodi da traži zaštitu boje kao distinktivnog objelježja žiga, strana ugovornica ne može da zahtijeva više od pet reprodukcija tog znaka u crno-bijeloj tehnici i pet reprodukcija tog znaka u boji.

(4) [Trodimenzionalni znak]

(a) Kada prijava sadrži izjavu u kojoj se navodi da je u pitanju trodimenzionalni znak, reprodukcija znaka mora da bude u vidu grafičkog prikaza ili fotografije u dvije dimenzije.

(b) Reprodukcija znaka dostavljena u skladu sa podstavom (a) može, po izboru podnosioca prijave, da bude data u jednoj ili više različitih perspektiva.

(c) Kada zavod smatra da u reprodukciji znaka dostavljenog od strane podnosioca prijave u skladu sa podstavom (a), nisu dovoljno jasno predstavljeni detalji trodimenzionalnog znaka, zavod strane ugovornice može pozvati podnosioca prijave da u razumnom roku određenom u pozivu, dostavi, do šest različitih perspektiva i/ili opis tog znaka riječima.

(d) Kada zavod smatra da različite perspektive i/ili opis znaka navedeni u podstavu (c) i dalje nedovoljno prikazuju detalje trodimenzionalnog znaka, on može da pozove podnosioca prijave da dostavi, u razumnom roku određenom u pozivu, jedan primjerak znaka.

(e) Stav (3)(a)(i) i (b) primenjuje se *mutatis mutandis*.

(5) [Hologramski žig, ] Kada prijava sadrži izjavu u kojoj se navodi da je predmetni znak hologramski znak, prikaz znaka sastoji se od jedne ili više perspektiva znaka koji u potpunosti bilježe hologramski efekat. Ako Zavod smatra da dostavljena perspektiva ili perspektive ne obuhvataju hologramski efekat u cjelini, može zahtijevati dostavljanje dodatnih perspektiva. Zavod može takođe zahtijevati od podnosioca prijave da dostavi opis oznake holograma..

(6) [Pokretni žig] Kada prijava sadrži izjavu da je znak pokretni znak, prikaz znaka će se po izboru Zavoda sastojati od jedne slike ili niza nepokretnih ili pokretnih slika koje prikazuju pokret. Ako Zavod smatra da dostavljena slika ili slike ne prikazuju kretanje može zahtijevati dostavljanje dodatnih slika. Zavod takođe može zahtijevati da podnosilac prijave dostavi opis koji objašnjava kretanje.

- (7) [Žig u boji] Ako prijava sadrži izjavu da je boja žiga znak po sebi ili kombinacija boja bez opcrtanih kontura, reprodukcija žiga sastoji se od uzorka boje ili boja Zavod može zahtijevati označavanje boje ili boja pomoću njihovih uobičajenih naziva. Zavod može takođe zahtijevati opis o tome kako se boja ili boje primjenjuju na robu ili koriste u odnosu na usluge. Zavod može dalje zahtijevati označavanje bojae ili boja prepoznatim kodom boje koji je odabrao podnosilac prijave i prihvatio Zavod.
- (8) (Pozicioni žig) Kada prijava sadrži izjavu da je znak oznaka položaja, reprodukcija znaka sastoji se d jedne perspektive znaka koji pokazuje njegov položaj na proizvodu. Zavod može zahtijevati da se navede ono za što se ne traži zaštita. Zavod može zahtijevati i opis koji objašnjava položaj znaka u odnosu na proizvod.
- (9) (Zvučni žig) Kada prijava sadrži izjavu da je znak zvučni žig prikaz znaka će se po izboru Zavoda sastojato od notnog zapisa na skali ili opisa zvuka koji žini znak ili analogni ili digitalni zapis tog zvuka ili bilo koje nj9hove kombinacije.
- (10) (Žig koji se sastoji od nevidljivog znaka) Ako prijava sadrži izjavu da se žig sastoji od nevidljivog znaka drugačijeg od zvučnog žiga, ugovorna strana može zahtijevati jedan ili više prikaza žiga, naznaku vrste žiga i detalje u vezi sa žigo, kako je propisano zakonom te ugovorne strane.
- (11) (Transliteracija žiga) Za potrebe člana 3 (1) (a), gdje se žig sastoji ili sadrži materijale u pismu osim pisma koje koristi Zavod ili brojeve izražene u brojkama koje nisu brojevi koje koristi Zavod, transliteracija takvog pisma i brojeva u one koje koristi Zavod mogu biti potrebni.
- (12) [Prevod žiga] Za potrebe člana 3(1)(a)(xiii), u slučaju da se žig sastoji ili sadrži materijal u pismu osim pisma koje koristi Zavod ili brojeve izražene u brojkama koje koristi nisu brojevi koje koristi Zavod , transliteracija takvog pisma i brojeva u one koje koristi Zavod mogu biti potrebni.
- (13) [Rok za dostavljanje dokaza o stvarnom korišćenju žiga] Rok iz člana 3(3) ne smije biti kraći od šest meseci, računajući od datuma prijema prijave u zavodu strane ugovornice gde je prijava podnijeta. Podnosilac prijave ili nosilac prava ima pravo na produženje tog roka, u skladu sa uslovima koji su predviđeni zakonom te strane ugovornice, na periode od najmanje šest mjeseci, a ukupni period produžavanja bi trebalo da bude najmanje dvije i po godine.

## **Pravilo 4**

### **Pojedinosti u vezi sa zastupanjem i uslužnom adresom**

- (1) [Adresa u slučaju kada je punomoćnik imenovan] Kada je punomoćnik imenovan, strana ugovornica će adresu tog punomoćnika smatrati uslužnom adresom.
- (2) [Adresa kada punomoćnik nije imenovan] Kada punomoćnik nije imenovan, a podnosilac prijave, nosilac prava ili drugo zainteresovano lice navede kao svoju adresu adresu na teritoriji strane ugovornice, ta strana ugovornica će smatrati da je navedena adresa uslužna adresa.
- (3) [Rok] Rok naznačen u članu 4(3)(d) se računa od datuma prijema podneska naznačenog u tom članu u zavodu strane ugovornice i ne može biti kraći od mesec dana kada je adresa lica u čije je ime podnesak poslat na teritoriji te strane ugovornice, a ne smije biti kraći od dva mjeseca ako je ta adresa izvan teritorije te strane ugovornice.

## **Pravilo 5**

### **Pojedinosti u vezi sa datumom podnošenja**

(1) [Postupak u slučaju kada zahtjevi nisu ispunjeni] Ako prijava, u trenutku kada je zavod primi, ne ispunjava bilo koji od zahtjeva iz člana 5(1)(a) ili (2)(a), zavod će bez odlaganja pozvati podnosioca prijave da ispuni taj zahtjev u roku naznačenom u pozivu, koji će iznositi bar jedan mesec od datuma naznačenog u pozivu ako je adresa podnosioca prijave na teritoriji strane ugovornice, i najmanje dva meseca ako se adresa podnosioca prijave nalazi van teritorije te strane ugovornice.

Postupanje po pozivu može da podrazumeva i plaćanje posebne takse. Čak i kada zavod ne pošalje pomenuti poziv, navedeni zahtjevi ostaju nepromenjeni.

(2) [Datum podnošenja u slučaju ispravke] Ako u roku naznačenom u pozivu, podnosilac prijave postupi po pozivu iz stave (1) i plati svaku traženu posebnu taksu, datum podnošenja prijave biće datum kada je zavod primiosva tražena naznačenja i elemente navedene u članu 5(1)(a) i kada su, ukoliko je to traženo, taksenavedene u članu 5(2)(a) plaćene zavodu. U suprotnom smatraće se da prijava nije ni bila podnijeta.

## Pravilo 6

### Pojedinosti u vezi sa podneskom

(1) [*Naznačenja u vezi sa potpisom podneska na papiru*] Svaka strana ugovornica može zahtijevati da uz potpis fizičkog lica koje stavlja potpis bude navedeno

(i) slovima naznačeno porodično ime odnosno prezime i lično ime odnosno druga imena tog lica, ili po želji tog lica, ime ili imena koja pomenuto lice obično koristi;

(ii) naznačenje u kom svojstvu to lice potpisuje, u slučajevima kada to ne proizilazi očigledno iz podneska.

(2) [*Datum potpisivanja*] Svaka strana ugovornica može zahtijevati da uz potpis bude naznačen datum kada je potpis stavljen na podnesak. Kada se takvo naznačenje traži a nije priloženo, smatraće se da je potpisivanje podneska izvršeno na onaj datum kada je podnesak primljen u zavodu ili, ako strana ugovornica to dozvoli, datum koji je raniji od tog datuma.

(3) [*Potpis podneska na papiru*] U slučajevima kada je podnesak zavodu strane ugovornice na papiru i kada je potpis potreban, ta strana ugovornica

(i) treba da, u skladu sa tačkom (iii), prihvati rukopisni potpis;

(ii) može da dozvoli, umesto rukopisnog potpisa, druge oblike potpisa, kao što je štampan ili pečatiran potpis, ili upotrebu štambilja ili kodirane oznake;

(iii) može, u slučajevima kada je fizičko lice koje potpisuje podnesak državljanin strane ugovornice i adresa takvog lica je na njenoj teritoriji, ili kada pravno lice za koje se podnesak potpisuje posluje prema zakonu te strane ugovornice ili ima prebivalište ili stvarno i aktivno industrijsko ili trgovinsko preduzeće na njenoj teritoriji, da zahtijeva da se koristi pečatirani potpis umesto rukopisnog potpisa.

(4) [*Potpis podneska na papiru podnijet elektronskim putem*] Strana ugovornica koja predviđa da se podnesci na papiru mogu dostaviti elektronskim putem smatraće da je svaki takav podnesak potpisan ako se na primljenom podnesku nalazi grafički prikazan potpis, koji strana ugovornica prihvata na osnovu stava (3).

(5) [*Original podneska na papiru koji je dostavljen elektronskim putem*] Strana ugovornica koja predviđa da se podnesci na papiru mogu dostaviti elektronskim putem može zahtijevati da original svakog takvog podneska bude podnijet zavodu

(i) zajedno sa pismom u kome se naznačava taj raniji prenos i

(ii) u roku koji mora da bude najmanje mesec dana od datuma kada je zavod primio taj podnesak dostavljen elektronskim putem.

(6) [*Autentičnost podneska u elektronskoj formi*] Strana ugovornica koja dozvoljava podnošenje podnesaka u elektronskoj formi može tražiti da svaki takav podnesak bude provjeren putem sistema za elektronsku provjeru kako propisuje strana ugovornica.

(7) [*Datum prijema*] Svaka strana ugovornica može samostalno da odredi okolnosti pod kojima će se smatrati da prijem dokumenta ili plaćanje takse predstavlja potvrdu o prijemu ili uplatu zavodu u slučajevima kada je dokument primljen ili uplata izvršena

(i) ogranku ili podogranku zavoda,

(ii) nacionalnom zavodu u korist zavoda strane ugovornice, u slučajevima kada je strana ugovornica međuvladina organizacija navedena u članu 26(1)(ii),

(iii) zvaničnoj poštanskoj službi,

(iv) službi dostave, ili agenciji, kako propisuje strana ugovornica,

- (v) drugoj adresi koja nije zvanična adresa zavoda.
- (8) [*Elektronsko podnošenje*] U skladu sa stavom (7), ukoliko strana ugovornica predviđa podnošenje podneska u elektronskoj formi ili putem elektronskog prenosa i ukoliko podnesak bude podniet na taj način, datum kada zavod strane ugovornice primi podnesak u takvom obliku ili na taj način smatra se datumom prijema tog podneska.

## **Pravilo 7**

### **Način identifikacije prijave bez broja prijave**

(1) [*Način identifikacije*] Kada se zahtijeva da prijava bude identifikovana brojem prijave, ali kada takav broj još nije izdat ili nije poznat podnosiocu prijave ili njegovom punomoćniku, smatra se da prijava ima identifikaciju ako je dostavljeno sledeće:

(i) privremeni broj prijave, ako postoji, koji daje zavod, ili

(ii) kopija prijave, ili

(iii) prikaz znaka, uz naznačenje datuma, kada je prema saznanju podnosioca prijave ili punomoćnika zavod primio prijavu i identifikacioni broj koji je podnosilac prijave ili punomoćnik dao prijavi.

(2) [*Zabrana drugih zahteva*] Nijedna strana ugovornica ne može da zahtijeva ispunjenje drugih zahtjeva osim onih navedenih u stavu (1) kako bi se prijava identifikovala kada broj te prijave još uvek nije izdat ili nije poznat podnosiocu prijave ili njegovom punomoćniku.

## **Pravilo 8**

### **Pojedinosti u vezi sa trajanjem i produženjem registracije**

U skladu sa članom 13(1)(c), period u toku kog zahtev za produženje registracije može biti podniet u kome taksa za produženje može biti plaćena, počinje najmanje šest meseci pre datuma kada produženje dopijeva i završava se najranije šest meseci nakon tog datuma. Ako se zahtev za produženje podnese i/ili taksa za produženje plati posle tog datuma kada produženje dopijeva, svaka strana ugovornica može da odredi plaćanje dopunske takse za produženje.

## **Pravilo 9**

### **Mere u slučaju propuštanja rokova**

(1) [*Uslovi za produženje rokova na osnovu člana 14(2)(c)*] Strana ugovornica koja predviđa mogućnost produženja roka u skladu sa članom 14(2)(i) produžiće rok za razuman vremenski period od datuma podnošenja zahtjeva za produženje i može zahtijevati da taj zahtjev

(i) sadrži naznačenje podnosioca zahtjeva, broj predmetne prijave ili registracije i ostavljeni rok, i

(ii) bude podnet u roku koji ne može biti kraći od dva mjeseca od datuma isteka ostavljenog roka.

(2) [*Uslovi u vezi sa nastavkom postupka prema članu 14(2)(ii)*] Strana ugovornica može da traži da zahtjev za nastavak postupka prema članu 14(2)(ii)

(i) sadrži naznačenje podnosioca zahtjeva, broj predmetne prijave ili registracije i ostavljeni rok, i

(ii) bude podniet u roku koji ne može biti kraći od dva mjeseca od datuma isteka ostavljenog roka. Propuštena radnja mora da se izvrši u istom roku, ili ukoliko strana ugovornica tako propisuje, istovremeno sa podnošenjem zahtjeva.

(3) [*Uslovi u vezi sa ponovnim uspostavljanjem prava prema članu 14(2)(iii)*]

- (a) Strana ugovornica može da traži da zahtjev za ponovno uspostavljanje prava prava iz člana 14(2)(iii) sadrži:
- (i) naznačenje podnosioca zahtjeva strane, broj predmetne prijave ili registracije i ostavljeni rok, i
  - (ii) činjenice i dokaz kojima se opravdavaju razlozi zbog kojih je došlo do propuštanja ostavljenog roka.
- (b) Zahtjev za ponovno uspostavljanje prava podnosi se zavodu u razumnom roku koji određuje strana ugovornica a koji se računa od datuma otklanjanja razloga koji su doveli do propuštanja ostavljenog roka. Propuštena radnja mora da bude izvršena u istom roku, ili, ukoliko strana ugovornica tako propisuje, istovremeno sa podnošenjem zahtjeva.
- (c) Strana ugovornica može da predvidi maksimalni rok u kome će biti ispunjeni uslovi iz podstavova (a) i (b), koji ne može biti kraći od šest meseci od datuma isteka ostavljenog roka.
- (4) [Izuzeci prema članu 14(3)] Izuzeci prema članu 14(3) su slučajevi kada se propusti rok:
- (i) za koji je već odobrena mjera u skladu sa članom 14(2),
  - (ii) za podnošenje zahtjeva za mjeru u skladu sa članom 14,
  - (iii) za plaćanje takse za produženje,
  - (iv) za postupak pred žalbenim vijećem ili drugim tijelom nadležnim za reviziju odluka zavoda koje je sastavni deo zavoda,
  - (v) za tužbu u dvostranačkim postupcima,
  - (vi) za davanje izjave u skladu sa članom 3(1)(a)(vii) ili izjave u skladu sa članom 3(1)(a)(viii),
  - (vii) za davanje izjave na osnovu koje, prema zakonu strane ugovornice, može da se utvrdi novi datum podnošenja za prijavu po kojoj je postupak u toku, i
  - (viii) za ispravku ili dopunu zahtjeva za priznanje prioriteta.

## Pravilo 10

### Uslovi u vezi sa zahtjevom za upis licence ili za promjenu ili poništaj upisa licence

#### (1) [Sadržaj zahtjeva]

- (a) Strana ugovornica može da traži da zahtjev za upis licence prema članu 17(1) sadrži sve ili neke od sledećih naznačenja ili elemenata:
- (i) ime i adresu nosioca prava;
  - (ii) kada nosilac prava ima punomoćnika, ime i adresu tog punomoćnika;
  - (iii) kada nosilac prava ima uslužnu adresu, tu adresu;
  - (iv) ime i adresu sticalca licence;
  - (v) kada sticalac licence ima punomoćnika, ime i adresu tog punomoćnika;
  - (vi) kada sticalac licence ima uslužnu adresu, tu adresu;
  - (vii) ime države čiji je državljanin sticalac licence, ako je državljanin neke zemlje, ime države u kojoj sticalac licence ima prebivalište, ako ga ima, i ime države u kojoj sticalac licence ima stvarno i aktivno industrijsko ili trgovinsko preduzeće, ako ga ima;
  - (viii) u slučajevima kada je nosilac prava ili sticalac pravno lice, pravnu prirodu tog pravnog lica i naznačenje države, i kada je to moguće, teritorijalnu jedinicu te države, po čijem zakonu je

organizovano to pravno lice;

(ix) registarski broj žiga koji je predmet licence;

(x) nazive roba i/ili usluga za koje se licenca priznaje, grupisane u skladu sa klasama Ničanske klasifikacije, tako da svakoj grupi prethodi broj klase te klasifikacije kojoj ta grupa roba i usluga pripada i predstavljene prema redosledu klasa pomenute klasifikacije;

(xi) da li je u pitanju isključiva, neisključiva ili jedina licenca;

(xii) u slučajevima kada je to moguće, da li se licenca odnosi samo na jedan dio teritorije obuhvaćene registracijom, zajedno sa jasnim naznačenjem tog dela teritorije;

(xiii) trajanje licence.

(b) Strana ugovornica može da traži da zahtjev za izmenu ili poništaj upisa licence prema članu 18(1) sadrži sve ili neke od sledećih naznačenja ili elemenata:

(i) naznačenja navedena pod tačkama (i) do (ix) podstava (a);

(ii) u slučajevima izmjene ili poništaja bilo kog naznačenja ili elementa navedenog prema podstavu (a), prirodu i obim izmjena ili poništaja koji treba upisati.

(2) [*Proradna dokumenta potrebna za upis licence*]

(a) Strana ugovornica može da zahtijeva da se uz zahtjev za upis licence priloži, po izboru strane koja podnosi zahtjev, nešto od sledećeg:

(i) izvod iz ugovora o licenci iz koga se vide podaci o ugovornim stranama, kao i prava koja su predmet licence, ovjeren od strane notara ili drugog nadležnog organa da se radi o autentičnom izvodu iz ugovora; ili

(ii) neovjerena izjava o licenci, čiji sadržaj odgovara formularu izjave o licenci propisanom Pravilnikom, potpisana od strane nosioca prava i sticaoca licence.

(b) Svaka strana ugovornica može da zahtijeva da, u slučaju više nosilaca prava, svaka strana ugovornica može da zahtijeva od svakog sunosioca prava koji nije ugovorna strana u ugovoru o licenci da u formi potpisane izjave da jasnu saglasnost sa ugovorom o licenci.

(3) [*Proradna dokumenta za promenu upisa licence*]

(a) Strana ugovornica može da zahtijeva da se uz zahtjev za promenu upisa licence priloži, po izboru strane koja podnosi zahtjev, nešto od sledećeg:

(i) dokumenta kojima se potvrđuje zatražena promjena upisa licence; ili

(ii) neovjerenu izjavu o promjeni licence, čiji sadržaj odgovara formularu izjave o promjeni licence predviđenom Pravilnikom, koja je potpisana od strane nosioca prava i sticaoca licence.

(b) Svaka strana ugovornica može da zahtijeva od bilo kog sunosioca prava koji nije ugovorna strana u ugovoru o licenci da u formi potpisane izjave da jasnu saglasnost sa izmjenom ugovora o licenci.

(4) [*Proradna dokumenta za poništaj upisa licence*] Strana ugovornica može da zahtijeva da uz zahtjev za poništaj upisa licence, po izboru strane koja podnosi zahtjev, postoji i nešto od sledećeg:

(i) dokumenta na kojima se zasniva za traženi poništaj upisa licence; ili

(ii) neovjerenu izjavu o poništaju licence, čiji sadržaj odgovara formularu izjave o poništaju licence propisanom Pravilnikom koja je potpisana od strane nosioca prava i sticaoca licence.

## **REZOLUCIJA DIPLOMATSKE KONFERENCIJE KOJOM SE DOPUNJUJE SINGAPURSKI UGOVOR O ŽIGOVNOM PRAVU**

1. Diplomatska konferencija za usvajanje revidiranog Ugovora o žigovnom pravu, održana u Singapuru u martu 2006. godine, je saglasna da se Ugovor koji je Konferencija usvojila nazove "Singapurski ugovor o žigovnom pravu" (u daljem tekstu "Ugovor").

2. Prilikom usvajanja Ugovora, učesnici Diplomatske konferencije su se saglasili da "postupak pred Zavodom" u Članu 1(viii) ne obuhvata sudske postupke prema zakonodavstvu strana ugovornica.

3. Uviđajući činjenicu da Ugovor propisuje za strane ugovornice djelotvorne i efikasne formalne postupke u oblasti žigova, Diplomatska konferencija potvrđuje da član 2, odnosno član 8, ne nameće bilo kakve obaveze stranama ugovornicama da:

(i) registruju nove vrste žigova, u smislu Pravila 3, stavovi (4), (5) i (6) Pravilnika; ili

(ii) implementiraju sisteme za elektronsko podnošenje prijave ili druge automatske sisteme.

Svaka strana ugovornica ima mogućnost da odluči da li će i kada predvideti registrovanje novih vrsta žigova, kao što je gore navedeno.

4. U cilju olakšavanja primjene Ugovora u zemljama u razvoju i u najslabije razvijenim zemljama (LDCs), Diplomatska konferencija je zatražila od Svetske organizacije za intelektualnu svojinu (WIPO) i strana ugovornica da obezbijede dodatnu i odgovarajuću tehničku pomoć koja obuhvata tehnološke, pravne i druge oblike pomoći za jačanje institucionalnih kapaciteta tih država za implementaciju Ugovora i da omogući tim državam da koriste sve prednosti predviđene odredbama ovog Ugovora.

5. Takva pomoć treba da uzme u obzir nivo tehnološkog i ekonomskog razvoja država korisnica. Tehnološka podrška treba da pomogne poboljšanju infrastrukture informacione i komunikacione tehnologije u tim državama, i tako doprinese smanjenju tehnološkog jaza između strana ugovornica. Diplomatska konferencija je potvrdila da su neke države podvukle značaj Fonda za digitalnu solidarnost (DSF) nadležnog za smanjenje digitalnih podela.

6. Pored toga, nakon stupanja na snagu ovog Ugovora, strane ugovornice prihvataju da razmijenei podijele, na multilateralnoj osnovi, informacije i iskustva o pravnim, tehničkim i institucionalnim aspektima u vezi sa implementacijom Ugovora i kako da se iskoriste sve nastale prednosti.

7. Uviđajući specijalnu situaciju i potrebe najslabije razvijenih zemalja (LDCs), Diplomatska konferencija je saglasna da se najslabije razvijenim zemljama (LDCs) dozvoli specijalan i drugačiji tretman za implementaciju ugovora, i to:

(a) najslabije razvijene zemlje (LDCs) će biti prve i glavne zemlje korisnice tehničke pomoći koju pruže strane ugovornice i Svetska organizacija za intelektualnu svojinu (WIPO);

(b) takva tehnička pomoć obuhvata sledeće:

(i) pomoć u uspostavljanju pravnog okvira za implementaciju ovog Ugovora,

(ii) informisanje, obrazovanje i podizanje svijesti o uticaju koje pristupanje ovom Ugovoru ima,

(iii) pomoć potrebnu za izmenu administrativnog rada i procedura nacionalnih organa za registrovanje žigova,

(iv) pomoć u obučavanju neophodne radne snage i obezbeđivanju opreme zavodima za intelektualnu svojinu, uključujući i kapacitet informacione i komunikacione tehnologije za efikasnu implementaciju Ugovora i Pravilnika za sprovođenje Ugovora.



8. Diplomatska konferencija je zatražila od Skupštine da nadgleda i procijeni, na svakom redovnom zasjedanju, napredak u pružanju pomoći koja se odnosi na implementaciju i na korišćenje prednosti nastalih na osnovu implementacije.

9. Diplomatska konferencija je dogovorila da svaki spor koji nastane između dvije ili više strana ugovornica u pogledu tumačenja ili primjene ovog Ugovora treba da se riješi prijateljski kroz konsultacije i posredovanje pod pokroviteljstvom Generalnog direktora.

# MODEL MEĐUNARODNOG OBRASCA br. 1

## PRIJAVA ZA REGISTRACIJU ŽIGA

predata Zavodu.....

SAMO ZA UPOTREBU ZAVODA

Referentni broj podnosioca prijave<sup>1</sup>:.....

Referentni broj zastupnika<sup>1</sup>:.....

---

### 1. Zahtjev za registraciju

Ovim se traži registracija oznake reprodukovane u ovoj prijavi.

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<sup>1</sup> Referentni broj koji je dodijelio podnositelj prijave i referentni broj koji je dodijelio zastupnik ovoj prijavi može biti naveden u ovom polju.

## 2. Podnosioci prijava

2.1 Ukoliko je podnosilac prijave fizičko lice

(a) prezime ili glavno ime<sup>2</sup>:

(b) lično ime ili druga imena<sup>2</sup>:

2.2 Ako je nosilac/podnosilac prijave pravno lice, potpuna zvanična oznaka entiteta:

2.3 Adresa (uključujući poštanski broj):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

2.4 Država nacionalnosti:

Država boravišta:

Država preduzeća<sup>3</sup>:

2.5 Ako je podnosilac prijave pravno lice, navedite

- Pravnu prirodu pravnog lica:
- državu i, gdje je primjenjivo, teritorijalnu jedinicu u toj državi, prema čijem zakonu je pravni subjekat organizovan:

2.6  Označite ovu kutijicu ako ima više od jednog podnosioca prijave; u tom slučaju, navedite dodatne podnosiocce prijave na odvojenom listu i navedite, u pogledu svakog od njih, podatke iz tački 2.1 ili 2.2, 2.3, 2.4 i 2.5<sup>4</sup>.

---

<sup>2</sup> Imena koja treba navesti pod (a) i (b) su ili puna imena podnosioca prijave ili imena koja podnosilac prijave obično koristi.

<sup>3</sup> "Preduzeće" znači stvarno i aktivno industrijsko ili trgovinsko preduzeće.

<sup>4</sup> Kada je nekoliko podnosilaca prijave navedeno na dodatnom listu s različitim adresama i nema zastupnika, adresa za korespondenciju mora biti podvučena na dodatnom listu.

### 3. Zastupnik

3.1  Podnosilac prijave nema zastupnika.

3.2  Podnosilac prijave ima zastupnika.

#### 3.2.1 Identifikacija zastupnika

3.2.1.1 Ime:

3.2.1.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

3.2.2  Punomoćje je već u posjedu Zavoda<sup>5</sup>.  
Serial number<sup>6</sup>: .....

3.2.3  Punomoćje je u prilogu.

3.2.4  Punomoćje će biti pribavljeno kasnije.

3.2.5  Punomoćje nije potrebno.

---

### 4. Adresa za uslugu<sup>6</sup>

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<sup>5</sup> Ostaviti prazno ako punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još nije poznat novom vlasniku ili zastupniku.

<sup>6</sup> Adresa za uslugu mora biti navedena u polju dostupnom ispod naziva tačke 4 kad podnosilac prijave nema, ili ako ima više podnosilaca prijave, nijedan od podnosilaca nema boravište ili stvarno i industrijsko ili trgovinsko preduzeće na teritoriji ugovorne strane čiji zavod je Zavod naveden na prvoj strani ove prijave, osim u slučaju kad je zastupnik naveden u tački 3.

## 5. Zahtijevanje prava prvenstva

Podnosilac prijave ovim zahtijeva sljedeće pravo prvenstva:

5.1 Država (Zavod) prvog podnošenja<sup>7</sup>:

5.2 Datum prvog podnošenja:

5.3 Broj prijave prvog podnošenja (ako je dostupan):

5.4 Ovjerena kopija prijave za koju se zahtijeva pravo prvenstva<sup>8</sup>

5.4.1  je u prilogu.

5.4.2 Biće dostavljena u roku od tri mjeseca od datuma podnošenja ove prijave.

5.5 Prevod ovjerene kopije

5.5.1  je u prilogu.

5.5.2 Biće dostavljena u roku od tri mjeseca od datuma podnošenja ove prijave.

5.6  Označite ovu kutijicu ukoliko ima više od jedne prijave za koje se zahtijeva pravo prvenstva; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svake prijave, informacije navedene u tačkama 5.1, 5.2, 5.3, 5.4 i 5.5 i robu i/ili usluge koje se pominju u svakoj od njih.

---

## 6. Registracije u državi (Zavodu) porijekla<sup>9</sup>

Sertifikat o registraciji u državi (Zavodu) porijekla je u prilogu.

---

<sup>7</sup> Kad je prijava čije se pravo prvenstva zahtijeva podnesena u Zavodu koji nije nacionalni Zavod (npr. OAPI, Zavod za žigove Beneluxa i Zavod za usklađivanje na unutrašnjem tržištu (žigovi i dizajni), naziv tog zavoda mora biti naznačen umjesto imena zemlje. U suprotnom, ne mora se navesti naziv Zavoda, već naziv zemlje.

<sup>8</sup> „Ovjerena kopija” znači kopija prijave za koju se zahtijeva pravo prvenstva, ovjerena da je u skladu s originalom od strane Zavoda koji je primio takvu prijavu.

<sup>9</sup> Popunjava se ako podnosilac prijave želi podnijeti dokaze prema članu 6, A (1) Pariške konvencije prilikom podnošenja prijave.

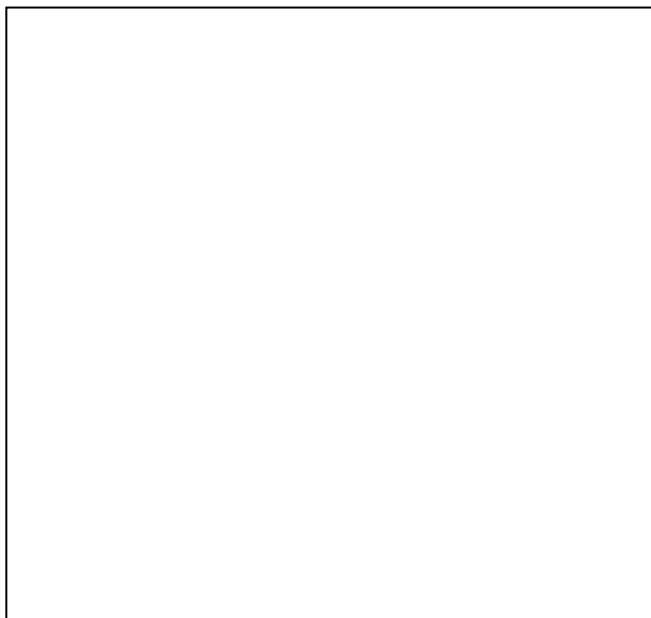
---

## 7. Zaštita koja proizlazi iz prikaza na izložbi

- Označite ovu kutijicu ako podnosilac prijave želi iskoristiti bilo kakvu zaštitu koja proizlazi iz izlaganja robe i/ili usluga na izložbi. U tom slučaju, dajte detalje na dodatnom listu.
- 

## 8. Predstavljanje žiga

(8 cm x 8 cm)<sup>10</sup>



- 8.1 Podnosilac prijave želi da Zavod registruje i objavi žig standardnim slovima koje koristi<sup>11</sup>.
- 8.2 Boja se zahtijeva kao razlikovni element žiga

8.2.1 Naznaka traženih boja<sup>12</sup>:

8.2.2 Glavni dijelovi žiga u tim bojama:

---

<sup>10</sup> Dimenzija polja za predstavljanje žiga je indikativna. Zavodi mogu dopustiti prikazivanje u većim formatima.

<sup>11</sup> Takva želja ne može se izraziti u pogledu žigova koji sadrže ili se sastoje od figurativnih elemenata. Ako, prema mišljenju Zavoda, sadrže takve elemente, Zavod će zanemariti želju podnosioca prijave i registrovati i objaviti žig koji se pojavljuje na kvadratu.

<sup>12</sup> Boja žiga može se, po izboru Zavoda, sastojati od naziva i/ili koda boje koja se traži.

---

## 9. Vrste žigova

### 9.1 Žig je

9.1.1  trodimenzionalni žig.

...  .....<sup>13</sup> različiti prikazi žiga su priloženi.

9.1.2  hologramski žig.

9.1.3  .....različiti pogledi oznake su priloženi  
pozicioni žig<sup>14</sup>.

Opis koji objašnjava pozicioniranje:

pozicioniranje.

.....  
.....

priložene su dodatne slike koje oslikavaju

9.1.4  Boja žiga.

Oznaka tražene boje<sup>12</sup>:

.....  
.....

usluga:

opis kako se boje primjenjuju na robu ili se koriste u pogledu

.....  
.....

9.1.5  Pozicioni žig.

Opis pozicije žiga u odnosu na proizvod:

---

<sup>13</sup> Ako više različitih prikaza žiga nije sadržano u kvadratu koji se nalazi u tački 8. već je priloženo, treba označiti ovu kutijicu i navesti broj takvih različitih prikaza.

<sup>14</sup> U pogledu ove vrste žiga, Zavod ugovorne strane ima mogućnost da zahtijeva jednu sliku ili seriju nepokretnih ili pokretnih slika koje oslikavaju kretanje.

.....  
.....

ukazivanje stvari za koje se ne traži zaštita :

.....  
.....

9.1.6  Zvučni žig<sup>15</sup>.

Omogućen je notni zapis po taktovima.

Opis zvuka koji čini žig:

.....  
.....

naznaka da je snimak zvuka priložen.

9.1.7 Nevidljivi žigovi drugačiji od zvučnog žiga<sup>16</sup>.

9.2<sup>17</sup> reprodukcija/e žiga u crno-bijelom su u prilogu.

9.3<sup>17</sup> reprodukcija/e žiga u boji su priložene

---

## 10. Transliteracija žiga

Ovaj žig ili dio žiga je transliterovan kako slijedi:

---

## 11. Prevod žiga

Žig ili dio žiga je preveden kako slijedi:

---

<sup>15</sup> Predstavljanje žiga, prema izboru Zavoda, sastojće se od notnog zapisa po taktovima ili opisa zvuka koji čini oznaku ili analognog ili digitalnog zapisa tog zvuka ili bilo koje njihove kombinacije.

<sup>16</sup> Ako se žig sastoji od nevidljivog žiga drugačijeg od zvučnog žiga, Zavod ugovorne strane može zahtijevati navođenje vrste žiga, jedan ili više prikaza žiga i detalje u vezi sa žigom, kako je propisano zakonom te ugovorne strane.

<sup>17</sup> Navesti broj reprodukcija u crno-bijeloj tehnici i/ili boji.



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## 12. Roba i/ili usluge

Nazivi robe i/ili usluga<sup>18</sup>:

Označite ovu kutijicu ako je prostor gore nedovoljan; u tom slučaju, dajte imena robe i/ili usluga na dodatnom listu.

---

## 13. Izjava o namjeri upotrebe ili stvarnoj upotrebi; Dokazi o stvarnoj upotrebi

13.1  Check this box if a declaration is attached.

13.2  Check this box if evidence of actual use is attached.

---

## 14. Zahtjevi koji se odnose na jezike

Označite ovu kutijicu ako je postoji prilog u svrhu usaglašavanja s bilo kojim zahtjevom po pitanju jezika primjenivim u odnosu na Zavod<sup>19</sup>.

---

## 15. Potpis ili pečat

15.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

15.2 Označite odgovarajuću kutijicu prema tome da li je potpis dat, ili je korišćen pečat, od strane ili u ime:

15.2.1  podnosioca prijave.

15.2.2  zastupnika.

15.3 Datum potpisivanja ili pečatiranja:

15.4 Potpis ili pečat:

---

<sup>18</sup> U slučaju kada roba i/ili usluge pripadaju više nego jednoj klasi Ničanske klasifikacije, moraju se grupisati prema klasama te klasifikacije. Mora se navesti broj svake klase, a roba i/ili usluge koje pripadaju istoj grupi moraju se grupisati prema navođenju broja te klase. Svaka grupa robe ili usluga mora biti predstavljena prema redoslijedu klasa iz Ničanske klasifikacije.

<sup>19</sup> Ovu kutijicu ne treba koristiti ukoliko Zavod ne prihvata više od jednog jezika.

---

---

## 16. Naknada

16.1 Valuta i iznos (i) naknade plaćene u vezi s ovom prijavom:

16.2 Način plaćanja:

---

## 17. Dodatni listovi i prilozi

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i/ili prilozi i navedite ukupan broj takvih listova i/ili priloga:

---

## MODEL MEĐUNARODNOG OBRASCA br. 2

### PUNOMOĆJE

za postupak pred Zavodom.....

SAMO ZA UPOTREBU ZAVODA

Referentni broj osobe koja vrši imenovanje<sup>1</sup>:

.....

---

#### 1. Imenovanje

Dolje potpisani ovim imenuje kao svog zastupnika/svoju zastupnicu osobu navedenu u tački 3, ispod.

---

#### 2. Ime osobe koja vrši imenovanje<sup>2</sup>

---

<sup>1</sup> Referentni broj koji je dodijelila osoba koja vrši imenovanje na ovom punomoćju može biti naveden u ovom polju.

<sup>2</sup> Ako je osoba koja vrši imenovanje podnosilac prijave (ili jedan od podnosilaca prijave), ime koje se navodi je ime tog podnosioca prijave, kako je navedeno u prijavi (prijavama) na koje se ovo ovlašćenje odnosi. Ako je navedena osoba nosilac (ili jedan od nosilaca), ime koje se navodi je ime tog nosioca, kako je zabilježeno u registru žigova. Ako je navedena osoba zainteresovana osoba, a ne podnosilac prijave ili nosilac, ime koje se navodi je puno ime te osobe ili ime koje ta osoba obično koristi.

---

### 3. Zastupnik

3.1 Ime:

3.2 Adresa (uključujući poštanski broj i državu):

Broj telefona(brojevi):  
(s pozivnim brojem)

Broj telefaksimila (brojevi):  
(s pozivnim brojem)

E-mail adresa:

---

### 4. Predmetna prijava i/ili registracija

Ovo punomoćje odnosi se na:

4.1 Sve postojeće i buduće prijave i/ili registracije osoba koje vrše imenovanje, podložno bilo kojem izuzetku navedenom na dodatnom listu.

4.2 Sljedeće prijave i/ili registracije:

4.2.1 Prijave koje se odnose na sljedeće žigove<sup>3</sup>:

4.2.2 Prijave koje imaju sljedeće brojeve prijava<sup>4</sup> kao i bilo koje registracije koje iz toga proizilaze:

4.2.3 Registracije koje imaju sljedeće brojeve registracije:

4.2.4 Ukoliko  polja ostavljena pod 4.2.1, 4.2.2 ili 4.2.3 nisu dovoljna, označite ovu kutijicu i dajte informacije na dodatnom listu.

---

<sup>3</sup> Popuniti ovu tačku ako se punomoćje podnosi Zavod zajedno sa prijavom.

<sup>4</sup> Kada broj prijave još nije izdat ili nije poznat podnosiocu prijave ili njegovom/njenom zastupniku, ta prijava može biti identifikovana dostavljanjem ili: (i) privremenog broja prijave, ukoliko postoji, koji je dao Zavod, ili (ii) kopije prijave, ili (iii) prikaza žiga, zajedno sa naznakom datuma na koji je, prema najboljim saznanjima podnosioca prijave ili njegovog/njenog zastupnika, prijava primljena od strane Zavoda i identifikacionionog broja datog prijavi od strane podnosioca prijave ili njegovog/njenog zastupnika.

---

## 5. Opseg punomoćja

5.1  Označite ovu kutijicu ukoliko zastupnik ima pravo da postupa kao zastupnik za sve svrhe, uključujući i, kada je osoba koja vrši imenovanje podnositelj prijave ili nositelj, sljedeće svrhe:

5.1.1  povlačenje prijave.

5.1.2  predaja registracija.

5.2 Označite ovu kutijicu ako zastupnik nema pravo da postupa kao zastupnik za sve svrhe i navedite ovdje ili na dodatnom listu svrhe koje su isključene iz ovlaštenja zastupnika:

---

## 6. Potpis ili pečat

6.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

6.2 Datum potpisivanja ili pečatiranja:

6.3 Potpis ili pečat:

---

## 7. Dodatni listovi ili prilozi

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i/ili prilozi i navedite ukupan broj takvih listova i/ili priloga:

---

## MODEL MEĐUNARODNOG OBRASCA Br. 3

### ZAHTJEV ZA UPIS PROMJENA U IMENU ILI ADRESI

u vezi s registracijom i/ili  
prijavom za registraciju žigova predatih Zavodu

.....

SAMO ZA UPOTREBU ZAVODA

Referentni broj nosioca i/ili podnosioca prijave<sup>1</sup>:

.....

Referentni broj zastupnika<sup>1</sup>: .....

---

#### 1. Zahtjev za upis

Ovim se traži upis promjena navedenih u ovom zahtjevu.

---

#### 2. Predmetna registracija i/ili prijave

Ovaj zahtjev odnosi se na na sljedeće registracije i/ili zahtjeve:

2.1 Broj(evi) registracije:

2.2 Broj(evi) prijava<sup>2</sup>:

---

<sup>1</sup> Referentni broj dodijeljen od strane nosioca i/ili podnosioca prijave i/ili referentni broj dodijeljen od strane zastupnika ovom zahtjevu može biti naveden na ovom mjestu.

<sup>2</sup> Gdje broj prijave još nije izdat ili nije poznat podnosiocu prijave ili njegovom/njenom zastupniku, po kojem prijava može biti identifikovana obezbjeđivanjem ili: (i) privremenog broja prijave, ukoliko postoji, dat od strane Zavoda, ili (ii) kopiju prijave,

- 
- 2.3  Ukoliko su polja pod 2.1 ili 2.2 nedovoljna, označite ovu kutijicu i pružite informacije na dodatnom listu.
- 

### 3. Nosioi i/ili podnosioci prijava

- 3.1 Ukoliko je nosilac i/ili podnosilac prijave fizičko lice,

(a) prezime osobe ili glavno ime<sup>3</sup>:

(b) lično ime ili drugo ime/imena<sup>3</sup>:

- 3.2 Ukoliko je nosilac i/ili podnosilac prijave pravno lice, potpuna zvanična oznaka entiteta:

- 3.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

- 3.4  Označite ovu kutijicu ukoliko postoji više od jednog nosioca i/ili podnosilaca prijave; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 3.1 ili 3.2 i 3.3.
- 

### 4. Zastupnik

- 4.1 Ime:

- 4.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

---

[Nastavak futnote s prethodne strane] ili (iii) prikaz žiga, zajedno sa naznakom datuma na koji je, prema najboljim saznanjima podnosioca prijave ili njegovog/njenog zastupnika, prijava primljena od strane Zavoda i identifikacioni broj dat prijavi od strane podnosioca prijave ili njegovog/njenog zastupnika.

<sup>3</sup> Imena koja treba navesti pod (a) ai (b) su ona koja su navedena u prijavi, ili su zavedena u pogledu registracije, na koju se ovaj zahtjev odnosi.

---

4.3            Serijski broj ovlašćenja<sup>3</sup>:

---

**5.      Adresa za uslugu**

---

**6.            Naznaka promjene**

6.1 Podaci koje treba promijeniti:

Podaci kako su promijenjeni<sup>4</sup>:

6.2        Označite ovu kutijicu ako je gornje polje nedovoljno; u tom slučaju navedite na dodatnom listu podatke koje treba promijeniti sa podacima kako su promijenjeni.

---

**7.      Potpis ili pečat**

7.1      Ime fizičkog lica koje potpisuje ili čiji se pečat koristi:

7.2      Označite odgovarajuću kutijicu prema tome da li je dat potpis, ili je korišćen pečat, od strane ili u ime

7.2.1 nosioca i/ili podnosioca zahtjeva.

7.2.2 Zastupnika.

7.3      Datum potpisa ili pečatiranja:

7.4      Potpis ili pečat:

---

<sup>4</sup> Ostaviti prazno ukoliko punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još uvijek nije poznat nosiocu i/ili podnosiocu prijave ili zastupniku.

<sup>5</sup> Navedite ime(na) i/ili adrese kako su promijenjene.



---

---

## **7. Naknada**

7.1 Valuta i iznos naknade plaćene u vezi s ovim zahtjevom za upis promjene(a):

7.2 Način plaćanja:

---

## **8. Dodatni listovi i prilozi**

Označiti ovu kutijicu ukoliko su priloženi dodatni listovi i/ili prilozi i navesti ukupan broj takvih listova i/ili priloga:

---

# MODEL MEĐUNARODNOG OBRASCA Br. 4

## ZAHTJEV ZA UPIS PROMJENE VLASNIŠTVA

u vezi s registracijom i/ili  
prijavom za registraciju žigova predatih Zavodu

.....

SAMO ZA UPOTREBU ZAVODA

Referentni broj nosioca i/ili podnosioca prijave<sup>1</sup>: .....

Referentni broj zastupnika<sup>1</sup>:.....

---

### 1. Zahtjev za upis

Ovim se traži upis promjena u vlasništvu navedenih u ovom zahtjevu.

---

### 2. Predmetna registracija i/ili prijave

Ovaj zahtjev odnosi se na na sljedeće registracije i/ili prijave:

2.1 Broj(evi) registracije:

---

<sup>1</sup> Referentni broj dodijeljen od strane nosioca i/ili podnosioca prijave i/ili referentni broj dodijeljen od strane zastupnika ovom zahtjevu može biti naveden na ovom mjestu.

---

2.2 Broj(evi) prijava<sup>2</sup>:

---

- 2.2  Ukoliko su prostori pod 2.1 ili 2.2 nedovoljni, označite ovu kutijicu i pružite informacije na dodatnom listu.
- 

**3. Roba i/ili usluge na koje promjene utiču**

- 3.1  Označiti ovu kutijicu u slučaju gdje na svu robu i/ili usluge navedene u prijavi i/ili registraciji iz tačke 2 promjena utiče.
- 3.2  Označiti ovu kutijicu u slučaju gdje tačka 2 pominje samo jednu prijavu ili registraciju i gdje samo na neku od robe i/ili usluga navedenih u prijavi ili registraciji utiču promjene i navedite robu i/ili usluge koje bi trebalo da se pojave u prijavi ili registraciji novog vlasnika (u kojem slučaju će roba i/ili usluge koje nisu navedene ostati u prijavi ili registraciji podnosioca prijave ili nosioca):
- 3.3  Označiti ovu kutijicu u slučaju kada tačka 2 pominje više od jedne prijave ili registraciju i ako u pogledu najmanje jedne od njih promjena utiče na manje od sve navedene robe i/ili usluga. U ovom slučaju, navesti na dodatnom listu, odvojeno u pogledu svake prijave i/ili registracije, da li promjena utiče na svu robu i/ili usluge ili samo na neke od njih. U pogledu bilo koje prijave ili registracije gdje promjena utiče samo na neku robu i/ili usluge, ukazati na način naveden u tački 3.2.

<sup>2</sup> Kada broj prijave još nije izdat ili nije poznat podnosiocu prijave ili njegovom/njenom zastupniku, po kojem prijava može biti identifikovan obezbjeđivanjem ili: (i) privremenog broja prijave, ukoliko postoji, datog od strane Zavoda, ili (ii) kopije prijave, ili (iii) prikaza žiga, zajedno sa naznakom datuma na koji je, prema najboljim saznanjima podnosioca prijave ili

---

#### 4. Osnova za promjenu u vlasništvu

4.1  Promjena u vlasništvu rezultira iz ugovora.

Priložen je jedan od sljedećih dokumenata:

4.1.1 Kopija, ovjerena da je saglasna s originalom, ugovora.

4.1.2 Izvod, ovjeren da je tačan izvod, ugovora.

4.1.3 Sertifikat o prenosu.

4.1.4 Dokument o prenosu.

4.2  Promjena vlasništva rezultat je spajanja.

---

U prilogu je kopija, ovjerena da je saglasna originalu, sljedećeg dokumenta, dokazujući spajanje:

4.2.1 izvod iz privrednog registra.

4.2.2 drugi dokument koji potiče od nadležnog organa.

4.3  Promjena u vlasništvu nije rezultat ugovora ili spajanja.

4.3.1  U prilogu se nalazi kopija dokumenta, ovjerena da je u skladu sa originalom, koji dokazuje promjenu.

#### 4. Nosioци i/ili podnosioci prijava

4.1 Ukoliko je nosilac i/ili podnosilac prijave fizičko lice

(a) prezime osobe ili glavno ime<sup>3</sup>:

(b) lično ime ili drugo ime/imena<sup>3</sup>:

<sup>3</sup> Imena koja treba navesti pod (a) i (b) su ona koja su bila navedena u prijavama, ili su upisana upogledu registracije, na koju se ovaj zahtjev odnosi.

---

4.2 Ukoliko je nosilac i/ili podnosilac prijave pravno lice, potpuna zvanična oznaka entiteta:

4.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

4.4  Označite ovu kutijicu ukoliko postoji više od jednog nosioca i/ili podnosioca prijave na koje promjena utiče; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 5.1 ili 5.2 i 5.3.

---

4.5  Označite ovu kutijicu ukoliko je nosilac i/ili podnosilac prijave, ili jedan od nosilaca i/ili podnosilaca prijave promijenio ime i/ili adresu a da nije zahtijevao da se izmijeni upis te promjene, i dostavio dokument koji dokazuje da su osoba koja je prenijela vlasništvo i nosilac i/ili podnosilac prijave ista osoba.

---

## 5. Zastupnik nosioca i/ili podnosioca prijave

5.1 Ime:

5.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

5.3 Serijski broj ovlašćenja<sup>4</sup>:

---

## 6. Adresa za uslugu nosioca i/ili podnosioca prijave

<sup>4</sup> Ostaviti prazno ukoliko punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još uvijek nije poznat nosiocu i/ili podnosiocu prijave ili zastupniku.

---

---

## 7. Novi vlasnici

7.1 Ukoliko je novi vlasnik fizičko lice

(a) prezime ili glavno ime<sup>5</sup>:

(b) lično ime ili drugo ime(na)<sup>5</sup>:

7.2 Ukoliko je vlasnik pravno lice, potpuna zvanična oznaka entiteta:

7.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail address:

7.4 Država nacionalnosti:

Država prebivališta:

Država preduzeća<sup>6</sup>:

7.5 Gdje je novi vlasnik pravno lice, navedite

pravnu prirodu pravnog lica:

državu, i, gdje je primjenjivo, teritorijalnu jedinicu u toj državi, po čijem je zakonu pravno lice organizovano:

7.6  Označite ovu kutijicu ukoliko postoji više od jednog novog vlasnika; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svakog od njih, podatke iz tački 8.1 ili 8.2, 8.3, 8.4 i 8.5<sup>7</sup>.

---

## 8. Zastupnik novog vlasnika

8.1  Novi vlasnik nema zastupnika.

---

<sup>5</sup> Imena koja treba navesti pod (a) i (b) su ili puna imena novog vlasnika ili imena koja novi vlasnik obično koristi.

<sup>6</sup> "Preduzeće" znači stvarno i aktivno industrijsko ili trgovinsko preduzeće.

<sup>7</sup> U slučaju kada je nekoliko novih vlasnika navedeno na dodatnom listu s različitim adresama i nema zastupnika, adresa za korespondenciju mora biti podvučena na dodatnom listu.

---

8.2  Novi vlasnik ima zastupnika.

9.2.1 Identifikacija zastupnika

9.2.1.1 Ime:

9.2.1.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

9.2.2  Punomoćje je već u vlasništvu Zavoda. Serijski broj:  
.....<sup>8</sup>

9.2.3 Punomoćje je priloženo.

9.2.4 Punomoćje će biti kasnije dostavljeno.

9.2.5 Nije potrebno punomoćje.

---

**9. Adresa za uslugu novog vlnika<sup>9</sup>**

---

**10. Potpis ili pečat**

10.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

<sup>8</sup> Ostaviti prazno ako punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još nije poznat novom vlasniku ili zastupniku.

<sup>9</sup> Adresa za uslugu mora biti navedena u slobodnom prostoru pod naslovom stavke 10 gdje novi vlasnik nema ili, ako postoji više od jednog novog vlasnika, gdje nijedan od novih vlasnika nema prebivalište ili stvarno i efikasno preduzeće na teritoriji ugovorne strane čiji zavod je Zavod navedena na prvoj strani ovog zahtjeva, osim gdje je zastupnik naveden u tački 9.

---

10.2 Označite odgovarajuću kutijicu prema tome da li je dat potpis, ili je korišćen pečat, od strane ili u ime

11.2.1 nosioca i/ili podnosioca prijave.

11.2.2 novog vlasnika.

11. 2.3  zastupnika.

11.3 Datum potpisivanja i pečatiranja:

11.4 Potpis ili pečat:

---

## **11. Naknada**

12.1 Valuta i iznos naknade plaćene u vezi s ovim zahtjevom za upis promjene u vlasništvu:

12.2 Način plaćanja:

## **12. Dodatni listovi i prilozi**

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i/ili prilozi i navedite ukupan broj takvih listova i/ili priloga:

---



# MODEL MEĐUNARODNOG OBRASCA br. 5

## SERTIFIKAT O PRENOSU

U pogledu registracije i/ili  
prijave za registraciju žigova predatih Zavodu

.....

SAMO ZA UPOTREBU ZAVODA

---

### 1. Sertifikacija

Dolje potpisani prenosioci i preuzimaoci ovim potvrđuju da je vlasništvo registracija i/ili prijava identifikovanih u nastavku preneseno ugovorom.

---

### 2. Predmetne registracije i/ili prijave

Ovaj sertifikat odnosi se na prenos sljedećih registracija i/ili prijave:

2.1 Broj(evi) registracije:

2.2 Broj(evi) prijava<sup>1</sup>:

2.3  Ukoliko su polja pod 2.1 ili 2.2 nedovoljna, označite ovu kutijicu i pružite informacije na dodatnom listu.

---

<sup>1</sup> Kada broj prijave još nije izdat ili nije poznat prenosiocu ili njegovom/njenom zastupniku, po kojem prijava može biti identifikovana obezbjeđivanjem ili: (i) privremenog broja prijave, ukoliko postoji, datog od strane Zavoda, ili (ii) kopije prijave, ili (iii) prikaza žiga, zajedno sa naznakom datuma na koji je, prema najboljim saznanjima prenosioca ili njegovog zastupnika, prijava primljena od strane Zavoda i identifikacioni broj dat prijavi od strane prenosioca ili njegovog/njenog zastupnika.

---

### 3. Roba i/ili usluge na koje prenos utiče

3.1 Označite ovu kutijicu u slučaju kada na svu robu i/ili usluge navedene u prijavi i/ili registraciji iz tačke 2 prenos utiče.

3.2 Označite ovu kutijicu u slučaju kada se u tački 2 pominje samo jedna prijava ili registracija i kada samo na neku robu i/ili usluge navedene u prijavi ili registraciji prenos utiče i navedite robu i/ili usluge na koje prenos utiče:

3.3 Označite ovu kutijicu kada se u tačka 2 pominje više od jedne prijave ili registracije i ako je u pogledu najmanje jedne od njih prenos uticao na manje od sve robe i/ili usluga koje su navedene. U ovom slučaju, navedite na dodatnom listu, odvojeno u pogledu svake prijave i/ili registracije, da li je prenos uticao na svu robu i/ili usluge ili samo na neke od njih. Što se tiče bilo koje prijave ili registracije gdje je prenos uticao sam na neku robu i/ili usluge, ukazati na način naveden u tački 3.2.

---

### 4. Prenosioci

4.1 Ukoliko je prenosilac fizičko lice

(a) prezime ili glavno ime<sup>2</sup>:

(b) lično ime ili drugo ime(na)<sup>2</sup>:

---

<sup>2</sup> Imena koja treba navesti pod (a) i (b) su ona koja su bila navedena u prijavama, ili su upisana u pogledu registracije, na koju se ovaj sertifikat odnosi.

4.2 Ukoliko je prenosilac pravno lice, potpuna zvanična oznaka entiteta:

4.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

---

4.4  Označite ovu kutijicu ako postoji više od jednog prenosioca; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 4.1 ili 4.2 i 4.3.

---

## 5. Primaoci

5.1 Ukoliko je primalac fizičko lice

(a) prezime ili glavno ime<sup>3</sup>:

(b) lično ime ili drugo ime(na)<sup>3</sup>:

5.2 Ukoliko je primalac pravno lice, potpuna zvanična oznaka entiteta:

5.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

<sup>3</sup> Imena koja treba navesti pod (a) i (b) su ili puna imena primaoca ili imena koja primalac obično koristi.

- 
- 5.4  Označite ovu kutijicu ukoliko ima više od jednog primaoca; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svakog od njih, podatke iz tački 5.1 ili 5.2 i 5.3.
- 

## 6. Potpisi i pečati

### 6.1 Potpisi ili pečati prenosilaca

6.1.1 Imena fizičkih lica koja potpisuju ili čiji pečati su korišćeni:

---

6.1.2 Datum potpisivanja ili pečatiranja:

6.1.3 Potpisi ili pečati:

### 6.2 Potpisi ili pečati primaoca

6.2.1 Imena fizičkih lica koja potpisuju ili čiji pečati su korišćeni:

6.2.2 Datum potpisivanja ili pečatiranja:

6.2.3 Potpisi ili pečati:

---

## 7. Dodatni listovi i prilozi

- Označite ovu kutijicu ukoliko su priloženi dodatni listovi i/ili prilozi i navedite ukupan broj takvih listova i/ili priloga:
-

# MODEL MEĐUNARODNOG OBRASCA br. 6

## DOKUMENT O PRENOSU

u pogledu registracije i/ili  
prijave za registraciju žigova predatih Zavodu

.....

SAMO ZA UPOTREBU ZAVODA
-------------------------

---

### 1. Izjava o prenosu

Dolje potpisani prenosilac prenosi dolje potpisanom primaocu vlasništvo registracije i/ili prijava identifikovanih u nastavku.

---

### 2. Predmetne registracije i/ili prijave

Ovaj dokument odnosi se na prenos sljedećih registracija i/ili prijave:

2.1 Broj(evi) registracije:

2.2 Broj(evi) prijava<sup>1</sup>:

2.3  Ukoliko su polja pod 2.1 ili 2.2 nedovoljna, označite ovu kutijicu i pružite informacije na dodatnom listu.

---

<sup>1</sup> U slučaju kada broj prijave još nije izdat ili nije poznat prenosiocu ili njegovom/njenom zastupniku, ta prijava može biti identifikovana obezbjeđivanjem ili: (i) privremenog broja prijave, ukoliko postoji, datog od strane Zavoda, ili (ii) kopije prijave, ili (iii) prikaza žiga, zajedno sa naznakom datuma na koji je, prema najboljim saznanjima prenosioca ili njegovog zastupnika, prijava primljena od strane Zavoda i identifikacioni broj dat prijavi od strane prenosioca ili njegovog/njenog zastupnika .

---

### 3. **Roba i/ili usluge na koje prenos utiče**

3.1 Označite ovu kutijicu u slučaju kada u robu i/ili usluge navedene u prijavi i/ili registraciji iz tačke 2 prenos utiče.

3.2 Označite ovu kutijicu kada se pominje samo jedna prijava ili registracija i kada samo na neku robu i/ili usluge navedene u prijavi ili registraciji prenos utiče i navedite robu i/ili usluge na koje prenos utiče:

3.3 Označite ovu kutijicu kada stavka 2 pominje više od jedne prijave ili registracije i ako je u pogledu najmanje jedne od njih prenos uticao na manje od sve robe i/ili usluga koje su navedene. U ovom slučaju, navedite na dodatnom listu, odvojeno u pogledu svake prijave i/ili registracije, da li je prenos uticao na svu robu i/ili usluge ili samo na neke od njih. Što se tiče bilo koje prijave ili registracije gdje je prenos uticao sam na neku robu i/ili usluge, ukazati na način naveden u tački 3.2.

---

### 4. **Prenosioci**

4.1 Ukoliko je prenosilac fizičko lice:

(a) prezime ili glavno ime<sup>2</sup>:

(b) lično ime ili drugo ime(na)<sup>2</sup>:

---

<sup>2</sup> Imena koja treba navesti pod (a) i (b) su ona koja su bila navedena u prijavama, ili su upisana u pogledu registracije, na koju se ovaj dokument odnosi.

4.2 Ukoliko je prenosilac pravno lice, potpuna zvanična oznaka entiteta:

4.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

4.4  Označite ovu kutijicu ako postoji više od jednog prenosioca; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 4.1 ili 4.2 i 4.3.

---

## 5. Primaoci

5.1 Ukoliko je primalac fizičko lice

(a) prezime ili glavno ime<sup>3</sup>:

(b) lično ime ili drugo ime(na)<sup>3</sup>:

5.2 Ukoliko je primalac pravno lice, potpuna zvanična oznaka entiteta:

5.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

---

<sup>3</sup> Imena koja treba navesti pod (a) i (b) su ili puna imena primaoca ili imena koja primalac obično koristi.

- 5.4  Označite ovu kutijicu ukoliko ima više od jednog primaoca; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svakog od njih, podatke iz tački 5.1 ili 5.2 i 5.3.
- 

**6. Dodatne naznake** (vidi Aneks ovog Obrasca (u prilogu))

(dostavljanje bilo koje od tih naznaka nije obavezno nego služi u svrhu evidentiranja promjene vlasništva)

- Označite ovu kutijicu ukoliko se koristi Aneks.
- 

**7. Potpisi ili pečati**

7.1 Potpisi ili pečati prenosilaca

7.1.1 Imena fizičkih lica koja potpisuju ili čiji pečati se koriste:

7.1.2 Datum potpisivanja ili pečatiranja:

7.1.3 Potpisi ili pečati:

7.2 Potpisi ili pečati primalaca

7.2.1 Imena fizičkih lica koja potpisuju ili čiji pečati se koriste:

7.2.2 Datum potpisivanja ili pečatiranja:

7.2.3 Potpisi ili pečati:

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**8. Dodatni listovi, prilozi i aneks**

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i/ili prilozi i navedite ukupan broj takvih listova i/ili priloga:

Označite ovu kutijicu ukoliko je priložen Aneks i navedite ukupan broj strana Aneksa i broj bilo kakvih dodatnih listova Aneksa:

**Dodatne naznake koje se odnose  
na Dokument o prenosu (tačka 6)**

**A. Prenos dobre volje ili poslovanja**

- (a)  Označite ovu kutijicu u slučaju kada je prenos izvršen s relevantnom dobrom voljom ili poslom u pogledu sve robe i/ili usluga navedenih u prijavi i/ili registraciji iz tačke 2 Dokumenta o prenosu.
- (b)  Označite ovu kutijicu u slučaju kada se u tački 2 Dokumenta o prenosu pominje samo jedna prijava ili registracija i kada je prenos izvršen sa relevantnom dobrom voljom ili poslovanjem u pogledu samo neke robe i/ili usluga navedenih u prijavi ili registraciji, i navedite robu i/ili usluge u pogledu kojih je prenos izvršen sa relevantnim gudvilom ili poslovanjem:
- (c) Označite ovu kutijicu u slučaju kada se u tački 2 Dokumenta o prenosu pominje više od jedne prijave ili registracije i ukoliko je u pogledu najmanje jedne od njih prenos izvršen s relevantnom dobrom voljom ili poslovanjem u pogledu manje od sve robe i/ili usluganavedenih. U tom slučaju, na dodatnom listu, posebno u odnosu na svaku prijavu i/ili registraciju, navedite da li se prenos vrši sa relevantnom dobrom voljom ili poslovanjem u odnosu na svu robu i/ili usluge ili samo u odnosu na neke od njih. U pogledu bilo koje prijave ili registracije u kojoj se prenos vrši s odgovarajućom dobro voljom ili poslovanjem samo u dijelu robe i/ili usluga, navedite to na način naveden u tački (b).

**B. Prenos prava koja proizlaze iz upotrebe**

Prava koja proizilaze iz upotrebe oznake, prenose se u pogledu

(a) svih registracija i/ili prijava.

(b)  samo sljedećih registracija i/ili prijava:

**C. Prenos prava na tužbu**

Primalac ima pravo da tuži za povrede iz prošlosti.

**D. Protiv-usluga**

(a)  Prenos se izvršava u zamjenu za primljeni novac.

(b)  Prenos se izvršava u zamjenu za primljeni novac i drugu robnu i vrijednosnu naknadu.

(c)  Prenosilac ovim potvrđuje prijem gorepomenute naknade.

**E. Datum stupanja na snagu prenosa**

(a)  Prenos stupa na snagu od dana potpisivanja ovog dokumenta o prenosu.

(b)  Prenos stupa na snagu od sljedećeg datuma: .....

# MODEL MEĐUNARODNOG OBRASCA br. 7

## ZAHTJEV ZA ISPRAVKU GREŠKE

u registraciji i/ili prijavi za registraciju žigova dostavljenih Zavodu

.....

SAMO ZA UPOTREBU ZAVODA

Referentni broj nosioca i/ili podnosioca prijave<sup>1</sup>: .....  
Referentni broj zastupnika<sup>1</sup>:.....

---

### 1. Zahtjev za ispravku

Ovim se traži ispravka identifikovana u ovom zahtjevu.

---

### 2. Predmetna registracija i/ili prijava

Ovaj zahtjev odnosi se na sljedeće registracije i/ili prijave:

2.1 Brojevi registracija:

2.2 Brojevi prijava<sup>2</sup>:

---

<sup>1</sup> Referentni broj dodijeljen od strane nosioca i/ili podnosioca prijave i/ili referentni broj dodijeljen od strane zastupnika ovom zahtjevu može biti naveden na ovom mjestu.

<sup>2</sup> U slučaju kad broj prijave još nije izdat ili nije poznat podnosiocu prijave ili njegovom/njenom zastupniku, ta prijava može biti identifikovana obezbjeđivanjem ili: (i) privremenog broja prijave, ukoliko postoji, datog od strane Zavoda, ili (ii) kopije prijave, ili (iii) prikaza žiga, zajedno sa naznakom datuma na koji je, prema najboljim saznanjima podnosioca prijave ili njegovog/njenog zastupnika, prijava primljena od strane Zavoda i identifikacionim brojem datimprijavi od strane podnosioca prijave ili njegovog/njenog zastupnika.

- 
- 
- 2.3  Ukoliko su polja pod 2.1 ili 2.2 nedovoljna, označite ovu kutijicu i pružite informacije na dodatnom listu.
- 

### 3. Nosioi i/ili podnosioci prijava

3.1 Ukoliko je nosilac i/ili podnosilac prijave fizičko lice

(a) prezime osobe ili glavno ime<sup>3</sup>:

(b) lično ime ili drugo ime/imena<sup>3</sup>:

3.2 Ukoliko je nosilac i/ili podnosilac prijave pravno lice, potpuna zvanična oznaka entiteta:

3.3 Adresa (uključujući poštansku šifru i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

3.4  Označite ovu kutijicu ukoliko postoji više od jednog nosioca i/ili podnosioca prijave; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 3.1 ili 3.2 i 3.3.

---

### 4. Zastupnik

4.1 Ime:

4.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:

Broj(evi) telefaksimila:

E-mail adresa:

---

<sup>3</sup> Imena koja treba navesti pod (a) i (b) su ona koja su bila navedena u prijavama, ili su upisana u pogledu registracije, na koju se ovaj zahtjev odnosi.

(s pozivnim brojem)

(s pozivnim brojem)

---

4.3 Serijski broj punomoćja<sup>4</sup>:

---

## 5. Adresa za uslugu

---

## 6. Navodi grešaka i ispravki

6.1 Podaci koje treba ispraviti:

Podaci kako su ispravljeni:

6.2  Označite ovu kutijicu ako je polje gore nedovoljano; u tom slučaju, navedite na dodatnom listu podatke koje treba ispraviti sa podacima kako su ispravljeni.

---

## 7. Potpis ili pečat

7.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

7.2 Štrikirajte odgovarajuću kutijicu prema tome da li je dat potpis, ili je korišćen pečat, od strane ili u ime

7.2.1 nosioca i/ili podnosioca prijave

7.2.2 zastupnika.

---

<sup>4</sup> Ostaviti prazno ako punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još nije poznat novom vlasniku ili zastupniku.

---

---

7.3 Datum potpisivanja ili pečatiranja:

7.4 Potpis ili pečat:

---

## **8. Naknada**

8.1 Valuta i iznos plaćen u vezi s ovim zahtjevom za ispravku:

8.2 Način plaćanja:

---

## **9. Dodatni listovi i prilozi**

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i/ili prilozi i navedite ukupan broj takvih listova i/ili priloga:

---

# MODEL MEĐUNARODNOG OBRASCA br. 8

## ZAHTJEV ZA OBNOVU REGISTRACIJE

Predate Zavodu .....

SAMO ZA UPOTREBU ZAVODA

Referentni broj nosioca<sup>1</sup>: .....

Referentni broj zastupnika<sup>1</sup>:.....

---

### 1. Naznaka da se traži obnavljanje

Ovim se traži obnavljanje registracije identifikovane u ovom zahtjevu.

---

### 2. Predmetna registracija

2.1 Broj registracije:

2.2 Datum podnošenja prijave koja je rezultirala registracijom:

Datum registracije:

---

<sup>1</sup> Referentni broj dodijeljen od strane nosioca i/ili podnosioca prijave i/ili referentni broj dodijeljen od strane zastupnika ovom zahtjevu može biti naveden na ovom mjestu.



---

### 3. Nosioc

3.1 Ukoliko je nosilac fizičko lice

(a) prezime ili glavno ime<sup>2</sup>:

(b) lično ime ili drugo ime(na)<sup>2</sup>:

3.2 Ukoliko je nosilac pravno lice, potpuna zvanična oznaka entiteta:

3.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

3.4  Označite ovu kutijicu ukoliko postoji više od jednog nosioca i/ili podnosioca prijave; u tom slučaju, navedite ih na dodatnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 3.1 ili 3.2 i 3.3.

---

### 4. Zastupnik nosioca

4.1 Ime:

4.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

4.3 Serijski broj ovlašćenja<sup>3</sup>:

---

<sup>2</sup> Imena koja treba navesti pod (a) i (b) su ona koja su upisana u pogledu registracije, na koju se ovaj zahtjev odnosi.

<sup>3</sup> Ostaviti prazno ako punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još nije poznat nosiocu ili zastupniku.

---

**5. Adresa za uslugu nosioca**

---

**6. Roba i/ili usluge<sup>4</sup>**

6.1 Obnavljanje se traži za svu robu i/ili usluge obuhvaćene registracijom.

6.2 Obnavljanje se traži samo za sljedeću robu i/ili usluge obuhvaćene registracijom<sup>5</sup>:

6.3  Obnavljanje se traži za svu robu i/ili usluge registracijom osim za sljedeće<sup>6</sup>:

6.4  Označite ovu kutijicu ako je prostor gore nedovoljan i upotrijebite dodatni list.

---

---

<sup>4</sup> Označite samo jednu od kutijica 6.1, 6.2 ili 6.3.

<sup>5</sup> Popis robe i/ili usluga za koje se traži obnavljanje mora biti prezentovan na isti način na koji se pojavljuje u registraciji (grupisanje prema klasama Ničanske klasifikacije, počevši s naznakom broja odgovarajuće klase i, kada roba ili usluge pripadaju više nego jednoj klasi, prezentacija prema redoslijedu klasa te klasifikacije).

<sup>6</sup> Roba i/ili usluge za koje se ne traži obnavljanje moraju, ako pripadaju više nego jednoj klasi Ničanske klasifikacije, biti grupisane prema klasama te klasifikacije, počevši od naznake broja odgovarajuće klase i prezentovane prema redoslijedu klasa navedene klasifikacije.

---

**7. Lice, osim nosioca ili zastupnika nosioca, koje podnosi ovaj zahtjev za obnavljanje<sup>7</sup>**

Označite ovu kutijicu ako je trenutni zahtjev za obnavljanje podnijela osoba koja nije nosilac ili zastupnik nosioca.

7.1 Ako je osoba fizičko lice

(a) prezime ili glavno ime:

(b) lično ime ili drugo ime(na):

7.2 Ukoliko je lice pravno lice, potpuna zvanična oznaka entiteta:

7.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona:  
(s pozivnim brojem)

Broj(evi) telefaksimila:  
(s pozivnim brojem)

E-mail adresa:

---

**8. Potpis ili pečat**

8.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

8.2 Označite odgovarajuću kutijicu prema tome da li je dat potpis, ili je korišćen potpis, od strane ili u ime:

8.2.1  nosioca.

<sup>7</sup> Osoba koja nije nosilac ili zastupnik nosioca može podnijeti zahtjev za obnovu samo ako dotična ugovorna strana to dozvoli. Posljedično, ova stavka se ne može dovršiti ako ugovorna strana čiji je Zavod naveden na prvoj stranici ovog zahtjeva za obnavljanje ne dozvoljava da zahtjev za obnavljanje podnese neko drugo lice osim nosioca ili zastupnika nosioca.

8.2.2 zastupnika nosioca.

8.2.3 lica iz tačke 7.

8.3 Datum potpisivanja ili pečatiranja:

8.4 Potpis ili pečat:

---

## 9. Naknada

9.1 Valuta i iznos plaćene naknade u vezi s ovim zahtjevom za obnavljanje:

---

9.2 Način plaćanja:

---

## 10. Dodatni listovi i prilozi

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i/ili prilozi i navedite ukupan broj takvih listova i/ili priloga:

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## MODEL MEĐUNARODNOG OBRASCA Br. 9

### ZAHTJEV ZA EVIDENTIRANJE LICENCE

u vezi sa prijavama i/ili registrovanim žigovima, dostavljenim  
Zavodu .....

SAMO ZA UPOTREBU ZAVODA

Referentna naznaka nosioca/podnosioca prijave/ili imaoca licence<sup>1</sup>:

.....

Referentna naznaka zastupnika nosioca/podnosioca prijave:

.....

Imaoca licence<sup>1</sup>: .....

#### 1. Zahtjev

Ovim se traži evidentiranje činjenice da su registracije i/ili prijave navedeni u ovom zahtjevu predmet licence.

<sup>1</sup> Bilo koja referentna naznaka dodijeljena od strane nosioca /podnosioca prijave/ ili imaoca licence ili bilo koja referentna naznaka dodijeljena od strane bilo kojeg zastupnika ovom zahtjevu može biti navedena na ovom mjestu.

## 2. Predmetne registracije i/ili prijave

Ovaj zahtjev odnosi se na sljedeće registracije i/ili prijave:

2.1 Broj(evi) registracija i/ili prijava:

2.2  Ukoliko je prostor pod 2.1 nedovoljan, označite ovu kutijicu i pružite informacije na dodatnom listu.

---

## 3. Nosioci/podnosioci prijave

3.1 Ukoliko je nosilac/podnosilac prijave fizičko lice

- (a) prezime ili glavno ime<sup>2</sup>:
- (b) lično ime ili drugo ime(na)<sup>2</sup>:

3.2 Ako je nosilac/podnosilac prijave pravno lice:

- (a) potpuna zvanična oznaka entiteta:
- (b) pravna priroda pravnog lica:
- (c) država i, gdje je primjenjivo, teritorijalna jedinica u toj državi, prema čijem zakonu je pravni subjekat organizovan:

3.3 Adresa (uključujući poštanski broj):

Broj(evi) telefona<sup>3</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>3</sup>:  
(s pozivnim brojem)

E-mail adresa:

<sup>2</sup> Imena koja treba navesti pod (a) i (b) su ona koja se pojavljuju u registru Zavoda u pogledu nosioca i/ ili podnosioca prijave za registraciju /prijavu na koju se ovaj zahtjev odnosi.

<sup>3</sup> Čak i kada Zavod odluči da zatraži ove podatke, nosilac/podnosilac prijave ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

- 
- 3.4  Označite ovu kockicu ako ima više od jednog nosioca/podnosioca prijave; u tom slučaju, navedite dodatne nosioce/podnosiocce prijave na odvojenom listu i navedite, u pogledu svakog od njih, podatke iz tački 3.1 ili 3.2 i 3.3.
- 

#### 4. Zastupnik nosioca/podnosioca prijave

4.1 Ime:

4.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona<sup>4</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>4</sup>:  
(s pozivnim brojem)

E-mail adresa:

4.3 Registracioni broj, ukoliko je registrovan u Zavodu:

4.4 Broj dodijeljen punomoćju<sup>5</sup>:

---

#### 5. Adresa za uslugu nosioca/podnosioca prijave<sup>6</sup>

---

#### 6. Imalac licence

6.1 Ako je imalac licence fizičko lice

(a) prezime ili glavno ime:

<sup>4</sup> Čak i kada Zavod odluči da zatraži ove podatke, nosilac/podnosilac prijave ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

<sup>5</sup> Ostaviti prazno ako punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još nije poznat nosiocu/podnosiocu prijave ili zastupniku.

<sup>6</sup> Prema članu 4 (2) (b), adresa za dostavu mora biti navedena u raspoloživom polju pod naslovom tačke 5, ako nosilac/podnosilac prijave nema, ili nije naveo, prebivalište ili stvarnu i efikasnu industrijsku ili poslovnu firmu na teritoriji ugovorne strane čiji zavod je Zavod naveden na prvoj stranici ovog zahtijeva, osim ako je zastupnik naveden u tački 4.

(b) lično ime ili drugo ime(na):

6.2 Ako je imalac licence pravno lice,

(a) potpuna zvanična oznaka entiteta:

(b) pravna priroda pravnog lica

(c) država i, gdje je primjenjivo, teritorijalna jedinica u toj državi, prema čijem zakonu je pravni subjekat organizovan:

6.3 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona<sup>7</sup>:      Broj(evi) telefaksimila<sup>7</sup>:      E-mail adresa:  
(s pozivnim brojem)      (s pozivnim brojem)

6.4 Država nacionalnosti imaooca licence:

6.5 Država boravišta imaooca licence:

6.6 Država prave i efikasne industrijske ili trgovinskog preduzeća imaooca licence:

6.7  Označite ovu kutijicu ako ima više od jednog imaooca licence; u tom slučaju navedite svakog dodatnog imaooca licence na posebnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 6.1 do 6.6.

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## 7. Zastupnik imaooca licence

7.1 Ime:

7.2 Adresa (uključujući poštanski broj i državu):

<sup>7</sup> Čak i kada Zavod odluči da zatraži ove podatke, imalac licence ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.



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Bojevi telefona<sup>8</sup>:  
(s pozivnim brojem)

Brojevi telefaksimila<sup>8</sup>:  
(s pozivnim brojem)

E-mail adresa:

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7.3 Registarski broj, ako je registrovan kod Zavoda:

7.4 Broj dodijeljen punomoćju<sup>9</sup>:

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**8. Adresa za uslugu imaoaca licence<sup>10</sup>**

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**9. Roba i/ili usluge za koje je licenca dodijeljena<sup>11</sup>**

- 9.1  Licenca se dodjeljuje za svu robu i/ili usluge navedene u registraciji (ima) i/ili prijavama iz tačke 2.
- 9.2  Samo jedna registracija i/ili prijava navedena je u tački 2, a licenca se izdaje samo za neke robe i/ili usluge navedene u toj registraciji ili prijavi. Sljedeća roba i/ili usluge obuhvaćene su licencom:
- 9.3  Više od jedne registracije i/ili prijava spominje se u tački 2, a za barem jednu od njih licenca pokriva manje od svih navedenih roba i/ili usluga. U ovom slučaju, navesti na dodatnom listu, odvojeno u pogledu svake registracije ili prijave, da li licenca obuhvata svu robu i/ili usluge ili samo neke od njih.

---

<sup>8</sup> Čak i kada Zavod odluči da zatraži ove podatke, imalac licence ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

<sup>9</sup> Ostaviti prazno ako punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još nije poznat imaoocu licence ili zastupniku.

<sup>10</sup> Prema članu 4 (2) (b), adresa za dostavu mora biti navedena u raspoloživom prostoru pod naslovom tačke 8, ako imalac licence nema, ili nije naveo, prebivalište ili stvarnu i efikasnu industrijsku ili poslovnu firmu na teritoriji ugovorne strane čiji zavod je Zavod naveden na prvoj stranici ovog zahtijeva, osim ako je zastupnik naveden u tački 7.

<sup>11</sup> Označiti odgovarajuće kutijice.

## 10. Vrsta licence<sup>11</sup>

- 10.1 Licenca je ekskluzivna licenca.
  - 10.2 Licenca je jedina licenca.
  - 10.3 Licenca je neisključiva licenca.
  - 10.4 Licenca se odnosi samo na sljedeći dio teritorije obuhvaćene registracijom:
- 

## 11. Vremensko trajanje licence

- 11.1  Licenca je vremenski ograničena i dodijeljena od ..... do .....
  - 11.1.1  Licenca je podložna automatskom produženju.
  - 11.2  Licenca se daje na neograničeno vrijeme.
- 

## 12. Potpis ili pečat<sup>12</sup>

- 12.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:
- 12.2 Označite odgovarajuću kutijicu prema tome da li je dat potpis, ili se koristi pečat, od strane ili u ime
  - 12.2.1  nosioca i/ili podnosioca prijave.
  - 12.2.2  imaoca licence.
  - 12.2.3  zastupnika.
- 12.3 Datum potpisivanja ili pečatiranja:

<sup>11</sup> Označiti odgovarajuće kutijice.

<sup>12</sup> Ako postoji više od jedne osobe koja potpisuje ili čiji se pečati koriste, sve naznake pod podtačkama 12.1 do 12.4 treba da budu navedene na dodatnom listu.

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12.4 Potpis ili pečat:

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### **13. Naknada**

13.1 Valuta i iznos plaćene naknade u vezi s ovim zahtjevom:

13.2 Način plaćanja:

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### **14. Dodatni listovi**

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i navedite ukupan broj takvih strana:

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## MODEL MEĐUNARODNOG OBRASCA br. 10

### IZJAVA O LICENCI

u vezi sa prijavama i/ili registrovanim žigovima, dostavljenim  
Zavodu.....

SAMO ZA UPOTREBU ZAVODA

Referentna naznaka nosioca/podnosioca prijave/ili imaoca licence<sup>1</sup>:

.....

Referentna naznaka zastupnika nosioca/podnosioca prijave

:.....

Imaoca licence<sup>1</sup>: .....

---

#### 1. Izjava

Nosioci/podnosioci zahtjeva i imaoci licence ovim izjavljuju da su dolje navedene registracije i/ili prijave predmet licence.

---

<sup>1</sup> Bilo koja referentna naznaka dodijeljena od strane nosioca /podnosioca prijave/ ili imaoca licence ili bilo koja referentna naznaka dodijeljena od strane bilo kojeg zastupnika ovom zahtjevu može biti navedena na ovom mjestu.

## 2. Predmetne registracije i/ili prijave

Ova izjava odnosi se na sljedeće registracije i/ili prijave:

---

2.1 Brojevi registracija i/ili prijave:

2.2  Ukoliko je polje pod 2.1 nedovoljno, označite ovu kutijicu i pružite informacije na dodatnom listu.

---

## 3. Nosioci/podnosioci prijave

3.1 Ukoliko je nosilac/podnosilac prijave fizičko lice

(a) prezime ili glavno ime<sup>2</sup>:

(b) lično ime ili druga imena<sup>2</sup>:

3.2 Ako je nosilac/podnosilac prijave pravno lice,

(a) potpuna zvanična oznaka entiteta:

(b) pravna priroda pravnog lica:

(c) država i, gdje je primjenjivo, teritorijalna jedinica u toj državi, prema čijem zakonu je pravni subjekat organizovan:

3.3 Adresa (uključujući poštanski broj):

Broj(evi) telefona<sup>3</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>3</sup>:  
(s pozivnim brojem)

E-mail adresa:

3.4  Označite ovu kockicu ako ima više od jednog nosioca/podnosioca prijave; u tom slučaju, navedite dodatne nosioce/podnosiocce prijave na odvojenom listu i navedite, u pogledu svakog od njih, podatke iz tački 3.1 ili 3.2 i 3.3.

---

<sup>2</sup> Imena koja treba navesti pod (a) i (b) su ona koja se pojavljuju u registru Zavoda u pogledu nosioca i/ ili podnosioca prijave za registraciju /prijavu na koju se ovaj zahtjev odnosi.

<sup>3</sup> Čak i kada Zavod odluči da zatraži ove podatke, nosilac/podnosilac prijave ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj države (gde je to potrebno) i pozivni broj za oblast.

---

#### 4. Zastupnik nosioca/podnosioca prijave

4.1 Ime:

4.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona <sup>4</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>4</sup>:  
(s pozivnim brojem)

E-mail adresa:

4.3 Registracioni broj, ukoliko je registrovan u Zavodu:

4.4 Broj dodijeljen punomoćju:

---

#### 5. Imalac licence

5.1 Ako je imalac licence fizičko lice

(a) prezime ili glavno ime:

(b) lično ime ili drugo ime(na):

5.2 Ako je imalac licence pravno lice,

(a) potpuna zvanična oznaka entiteta:

(b) pravna priroda pravnog lica:

(c) država i, gdje je primjenjivo, teritorijalna jedinica u toj državi, prema čijem zakonu je pravni subjekat organizovan:

5.3 Adresa (uključujući poštanski broj i državu):

---

<sup>4</sup> Čak i kada Zavod izabere da zatraži ove podatke, nosilac/podnosilac prijave ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. U slučaju kada su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj oblasti.

---

Broj(evi) telefona<sup>5</sup>:                      Broj(evi) telefaksimila<sup>5</sup>:                      E-mail adresa:                      (s  
pozivnim brojem)                      (s pozivnim brojem)

5.4    Država nacionalnosti imaoaca licence:

5.5    Država boravišta imaoaca licence:

5.6    Država prave i efikasne industrijske ili trgovinske firme/preduzeća imaoaca licence:

5.7                Označite ovu kutijicu ako ima više od jednog imaoaca licence; u tom slučaju navedite svakog dodatnog imaoaca licence na posebnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 5.1 do 5.6.

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## 6.    **Zastupnik imaoaca licence**

6.1    Ime:

6.2    Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona<sup>6</sup>:                      Broj(evi) telefaksimila<sup>6</sup>:                      E-mail adresa:  
(s pozivnim brojem)                      (s pozivnim brojem)

6.3    RegistarSKI broj, ako je registrovan kod Zavoda:

6.4    Broj dodijeljen punomoćju<sup>7</sup>:

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<sup>5</sup> Čak i kada Zavod odluči da zatraži ove podatke, imalac licence ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. U slučaju kada su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj oblasti.

<sup>6</sup> Čak i kada Zavod odluči da zatraži ove podatke, imalac licence ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. U slučaju kad su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

<sup>7</sup> Ostaviti prazno ako punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još nije poznat imaoacu licence ili zastupniku.

## 7. Roba i/ili usluge za koje je licenca data<sup>8</sup>

---

- 7.1  Licenca se dodjeljuje za svu robu i/ili usluge navedene u registracijama i/ili prijavama iz tačke 2.
- 7.2  Samo jedna registracija i/ili prijava navedena je u tački 2, a licenca se izdaje samo za i/ili neke robe i/ili usluge navedene u toj registraciji ili prijavi. Sljedeća roba i/ili usluge obuhvaćene su licencom:
- 7.3 Više od jedne registracije i/ili prijave pominje se u tački 2, a za barem jednu od njih licenca pokriva manje od svih navedenih roba i/ili usluga. U ovom slučaju, navesti na dodatnom listu, odvojeno u pogledu svake registracije ili prijave, da li licenca obuhvata svu robu i/ili usluge ili samo neke od njih.
- 

## 8. Vrsta licence<sup>8</sup>

- 8.1  Licenca je ekskluzivna licenca.
- 8.2  Licenca je jedina licenca.
- 8.3  Licenca je neisključiva licenca.
- 8.4  Licenca se odnosi samo na sljedeći dio teritorije obuhvaćene registracijom:

---

## 9. Vremensko trajanje licence<sup>8</sup>

- 9.1 Licenca je vremenski ograničena i dodijeljena od .....do .....
- 9.1.1  Licenca je podložna automatskom produženju.
- 9.2  Licenca se daje na neograničeno vrijeme.

---

<sup>8</sup> Označiti odgovarajuće kutijice.



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## 10. Potpis ili pečat<sup>9</sup>

10.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

10.1.1 Ime nosioca/podnosioca prijave ili, ako je nosilac/podnosilac prijave pravno lice, ime osobe koja postupa u ime nosioca/podnosioca zahtjeva

10.1.2 Datum potpisivanja ili pečatiranja:

10.1.3 Potpis ili pečat:

10.2 Potpisi ili pečati imalaca licence:

10.2.1 Ime imaoca licence ili, ako je imalac licence pravno lice, ime osobe koja postupa u ime imaoca licence:

10.2.2 Datum potpisivanja ili pečatiranja:

10.2.3 Potpis ili pečat:

10.3 Potpis ili pečat zastupnika nosioca/podnosioca prijave:

10.3.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

10.3.2 Datum potpisivanja ili pečatiranja:

10.3.3 Potpis ili pečat:

10.4 Potpis ili pečat zastupnika imaoca licence:

10.4.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

10.4.2 Datum potpisivanja ili pečatiranja:

<sup>9</sup> Ako postoji više od jedne osobe koja potpisuje ili čiji se pečati koriste, sve oznake pod podtačkama 9.1 do 9.4 treba da budu navedene na dodatnom listu .

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10.4.3 Potpis ili pečat:

**11. Dodatni listovi**

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i navedite ukupan broj takvih strana:

---

# MODEL MEĐUNARODNOG OBRASCA Br. 11

## IZJAVA O DOPUNI LICENCE

u vezi sa prijavama i/ili registrovanim žigovima, predatim  
Zavodu .....

SAMO ZA UPOTREBU ZAVODA

Referentna naznaka nosioca/podnosioca prijave/ili imaoca licence<sup>1</sup>:

.....

Referentna naznaka zastupnika nosioca/podnosioca  
prijave:.....

Imaoca licence<sup>1</sup>: .....

### 1. Izjava

Nosioci/podnosioci projava i imaooci licence ovim izjavljuju da su dolje navedene registracije i/ili prijave predmet dopune licence.

<sup>1</sup> Bilo koja referentna naznaka dodijeljena od strane nosioca /podnosioca prijave/ ili imaoca licence ili bilo koja referentna naznaka dodijeljena od strane bilo kojeg zastupnika ovom zahtjevu može biti navedena na ovom mjestu.

## 2. Predmetne registracije i/ili prijave

Ova izjava odnosi se na sljedeće registracije i/ili zahtjeve:

2.1 Brojevi registracija i/ili prijave:

---

2.2  Ukoliko je polje pod 2.1 nedovoljno, označite ovu kutijicu i pružite informacije na dodatnom listu.

---

## 3. Nosioci/podnosioci prijave

3.1 Ukoliko je nosilac/podnosilac prijave fizičko lice

(a) prezime ili glavno ime<sup>2</sup>:

(b) lično ime ili druga imena<sup>2</sup>:

3.2 Ako je nosilac/podnosilac prijave pravno lice,

(a) potpuni zvanični naziv pravnog lica:

(b) pravna priroda pravnog lica:

(c) država i, gdje je primjenjivo, teritorijalna jedinica u toj državi, prema čijem zakonu je pravni subjekat organizovan:

3.3 Adresa (uključujući poštanski broj):

Broj(evi) telefona <sup>3</sup>:                      Broj(evi) telefaksimila<sup>3</sup>:                      E-mail adresa:  
(s pozivnim brojem)                      (s pozivnim brojem)

3.4  Označite ovu kutijicu ukoliko postoji više od jednog nosioca/podnosioca prijave; u tom slučaju, navedite dodatne nosioce/podnosiocce prijave na odvojenom listu i navedite, u pogledu svakog od njih, podatke iz tački 3.1 ili 3.2 i 3.3.

<sup>2</sup> Imena koja treba navesti pod (a) i (b) su ona koja se pojavljuju u registru Zavoda u pogledu nosioca i/ili podnosioca prijave za registraciju /prijavu na koju se ovaj zahtjev odnosi.

<sup>3</sup> Čak i kada Zavod izabere da zatraži ove podatke, nosilac/podnosilac prijave ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

---

#### **4. Zastupnik nosioca/podnosioca prijave**

4.1 Ime:

---

4.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona<sup>4</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>4</sup>:  
(s pozivnim brojem)

E-mail adresa:

4.3 Registracioni broj, ukoliko je registrovan kod Zavoda:

4.4 Broj dodijeljen punomoćju:

---

#### **5. Imalac licence**

5.1 Ako je imalac licence fizičko lice

(a) prezime ili glavno ime:

(b) lično ime ili drugo ime(na):

5.2 Ako je imalac licence pravno lice,

(a) potpuna zvanična oznaka entiteta:

(b) pravna priroda pravnog lica:

(c) država i, gdje je primjenjivo, teritorijalna jedinica u toj državi, prema čijem zakonu je pravni subjekat organizovan:

5.3 Adresa (uključujući poštanski broj i državu):

<sup>4</sup> Čak i kada Zavod izabere da zatraži ove podatke, nosilac/podnosilac prijave ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

---

Broj(evi) telefona<sup>5</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>5</sup>:  
(s pozivnim brojem)

E-mail adresa: (s

5.4 Država nacionalnosti imaoaca licence:

---

5.5 Država boravišta imaoaca licence:

5.6 Država prave i aktivne industrijske ili trgovinske firme/preduzeća imaoaca licence:

5.7  Označite ovu kutijicu ako postoji više od jednog imaoaca licence; u tom slučaju navedite svakog dodatnog imaoaca licence na posebnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 5.1 do 5.6.

---

## 6. Zastupnik imaoaca licence

6.1 Ime:

6.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona<sup>6</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>6</sup>:  
(s pozivnim brojem)

E-mail adresa:

6.3 RegistarSKI broj, ako je registrovan kod Zavoda:

6.4 Broj dodijeljen punomoćju<sup>7</sup>:

<sup>5</sup> Čak i kada Zavod izabere da zatraži ove podatke, imalac licence ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

<sup>6</sup> Čak i kada Kancelarija odluči da zatraži ove podatke, imalac licence ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

<sup>7</sup> Ostaviti prazno ako punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još nije poznat imaoacu licence ili zastupniku.

---

**7. Roba i/ili usluge za koje je licenca dopunjena**

Priroda i opseg dopune navedeni su na odvojenom listu.

---

**8. Vrsta dopunjene licence<sup>8</sup>**

8.1  Dopunjena licenca je ekskluzivna/isključiva licenca.

8.2  Dopunjena licenca je jedina licenca.

---

8.3  Dopunjena licenca je neisključiva licenca.

8.4  Izmijenjena licenca se odnosi samo na sljedeći dio teritorije obuhvaćene registracijom:

---

**9. Vremensko trajanje licence<sup>8</sup>**

9.1  Dopunjena licenca je vremenski ograničena i dodijeljena od..... do .....

9.1.1  Dopunjena licenca je podložna automatskom produženju.

9.2  Dopunjena licenca se daje na neograničeno vrijeme.

---

## 10. Potpisi ili pečati<sup>9</sup>

### 10.1 Potpisi ili pečati nosilaca/podnosioca prijave:

10.1.1 Ime nosioca/podnosioca prijave, ili, ako je imalac/podnosilac prijave pravno lice, ime osobe koja djeluje u ime nosioca/podnosioca prijave

10.1.2 Datum potpisivanja ili pečatiranja:

10.1.3 Potpis ili pečat:

---

### 10.2 Potpisi ili pečati imalaca licence:

10.2.1 Ime imaoca licence ili, ako je imalac licence pravno lice, ime osobe koja postupa u ime imaoca licence:

10.2.2 Datum potpisivanja ili pečatiranja:

10.2.3 Potpis ili pečat:

### 10.3 Potpis ili pečat zastupnika nosioca/podnosioca prijave:

10.3.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

---

10.3.2 Datum potpisivanja ili pečatiranja:

10.3.3 Potpis ili pečat:

### 10.4 Potpis ili pečat zastupnika imaoca licence:

10.4.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

10.4.2 Datum potpisivanja ili pečatiranja:

10.4.3 Pečat ili potpis:

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## 11. Dodatni listovi

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i navedite ukupan broj takvih strana:

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# MODEL MEĐUNARODNOG OBRASCA Br. 12

## IZJAVA O OTKAZIVANJU LICENCE

u vezi sa prijavama i/ili registrovanim žigovima, predatim  
Zavodu .....

SAMO ZA UPOTREBU ZAVODA

Referentna naznaka nosioca/podnosioca prijave/ili imaoca licence<sup>1</sup>:

.....

Referentna naznaka zastupnika nosioca/podnosioca prijave:

.....

Imaoca licence<sup>1</sup>: .....

### 1. Izjava

Nosioci/podnosioci prijave i imaoci licence ovim izjavljaju da su dolje navedene registracije i/ili prijave predmet otkazivanja licence.

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<sup>1</sup> Bilo koja referentna naznaka dodijeljena od strane nosioca /podnosioca prijave/ ili imaoca licence ili bilo koja referentna naznaka dodijeljena od strane bilo kojeg zastupnika ovom zahtjevu može biti navedena na ovom mjestu.

## 2. Predmetne registracije i/ili prijave

Ova izjava odnosi se na sljedeće registracije i/ili prijave:

2.1 Brojevi registracija i/ili prijava:

2.2  Ukoliko je polje pod 2.1 nedovoljno, označite ovu kutijicu i pružite informacije na dodatnom listu.

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## 3. Nosioci/podnosioci prijave

3.1 Ukoliko je nosilac/podnosilac zahtjeva fizičko lice

(a) prezime ili glavno ime<sup>2</sup>:

(b) lično ime ili druga imena<sup>2</sup>:

3.2 Ako je nosilac/podnosilac prijave pravno lice,

(a) potpuna zvanična oznaka pravnog lica:

(b) pravna priroda pravnog lica:

(c) država i, gdje je primjenjivo, teritorijalna jedinica u toj državi, prema čijem zakonu je pravni subjekat organizovan:

3.3 Adresa (uključujući poštanski broj):

Broj(evi) telefona<sup>3</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>3</sup>:  
(s pozivnim brojem)

E-mail adresa:

3.4  Označite ovu kutijicu ako ima više od jednog nosioca/podnosioca prijave; u tom slučaju, navedite dodatne nosioce/podnosiocce prijave na odvojenom listu i navedite, u pogledu svakog od njih, podatke iz tački 3.1 ili 3.2 i 3.3.

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<sup>2</sup> Imena koja treba navesti pod (a) i (b) su ona koja se pojavljuju u registru Zavoda u pogledu nosioca i/ ili podnosioca prijave za registraciju /prijavu na koju se ovaj zahtjev odnosi.

<sup>3</sup> Čak i kada Zavod izabere da zatraži ove podatke, nosilac/podnosilac zahtijeva ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

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#### 4. Zastupnik nosioca/podnosioca prijave

4.1 Ime:

4.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona<sup>4</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>4</sup>:  
(s pozivnim brojem)

E-mail adresa:

4.3 Registracioni broj, ukoliko je registrovan kod Zavoda:

4.4 Broj dodijeljen punomoćju:

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#### 5. Imalac licence

5.1 Ako je imalac licence fizičko lice

(a) prezime ili glavno ime:

(b) lično ime ili drugo ime(na):

5.2 Ako je imalac licence pravno lice,

(a) potpuna zvanična oznaka pravnog lica:

(b) pravna priroda pravnog lica:

(c) država i, gdje je primjenjivo, teritorijalna jedinica u toj državi, prema čijem zakonu je pravni subjekat organizovan:

5.3 Adresa (uključujući poštanski broj i državu):

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<sup>4</sup> Čak i kada Zavod izabere da zatraži ove podatke, nosilac/podnosilac prijave ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

Broj(evi) telefona<sup>5</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>5</sup>:  
(s pozivnim brojem)

E-mail adresa:

5.4 Država nacionalnosti imaoaca licence:

5.5 Država boravišta imaoaca licence:

5.6 Država prave i efikasne industrijske ili trgovinske firme/preduzeća imaoaca licence:

5.7  Označite ovu kutijicu ako ima više od jednog imaoaca licence; u tom slučaju navedite svakog dodatnog imaoaca licence na posebnom listu i navedite, u pogledu svakog od njih, podatke navedene u tačkama 5.1 do 5.6.

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## 6. Zastupnik imaoaca licence

6.1 Ime:

6.2 Adresa (uključujući poštanski broj i državu):

Broj(evi) telefona<sup>6</sup>:  
(s pozivnim brojem)

Broj(evi) telefaksimila<sup>6</sup>:  
(s pozivnim brojem)

E-mail adresa:

6.3 RegistarSKI broj, ako je registrovan kod Zavoda:

6.4 Broj dodijeljen punomoćju<sup>7</sup>:

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<sup>5</sup> Čak i kada Zavod izabere da zatraži ove podatke, imalac licence ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

<sup>6</sup> Čak i kada Zavod izabere da zatraži ove podatke, imalac licence ili njen/njegov zastupnik imaju mogućnost da se uzdrže od pružanja takvih naznaka. Tamo gdje su date, treba da uključe pozivni broj zemlje (gde je to potrebno) i pozivni broj za oblast.

<sup>7</sup> Ostaviti prazno ako punomoćju nije, ili još uvijek nije, dodijeljen serijski broj ili ako serijski broj još nije poznat imaoacu licence ili zastupniku.

## 7. **Roba i/ili usluge za koje je licenca otkazana**

Priroda i opseg otkazivanja navedeni su na odvojenom listu.

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## 8. **Potpisi ili pečati<sup>8</sup>**

### 8.1 Potpisi ili pečati nosilaca/podnosioca prijave:

8.1.1 Ime nosioca/podnosioca prijave, ili, ako je imalac/podnosilac prijave pravno lice, ime osobe koja djeluje u ime nosioca/podnosioca prijave

8.1.2 Datum potpisivanja ili pečatiranja:

8.1.3 Potpis ili pečat:

### 8.2 Potpisi ili pečati imalaca licence:

8.2.1 Ime imaoca licence ili, ako je imalac licence pravno lice, ime lica koje postupa u ime imaoca licence:

8.2.2 Datum potpisivanja ili pečatiranja:

8.2.3 Potpis ili pečat:

### 8.3 Potpis ili pečat zastupnika nosioca/podnosioca prijave:

8.3.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

8.3.2 Datum potpisivanja ili pečatiranja:

8.3.3 Potpis ili pečat:

### 8.4 Potpis ili pečat zastupnika imaoca licence:

8.4.1 Ime fizičkog lica koje potpisuje ili čiji pečat se koristi:

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<sup>8</sup> Ako postoji više od jedne osobe koja potpisuje ili čiji se pečati koriste, sve naznake pod podtačkama 8.1 do 8.4 treba da budu navedene na dodatnom listu.

8.4.2 Datum potpisivanja ili pečatiranja:

8.4.3 Potpis ili pečat:

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**9. Dodatni listovi**

Označite ovu kutijicu ukoliko su priloženi dodatni listovi i navedite ukupan broj takvih strana:

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### **Član 3**

Ovaj zakon stupa na snagu osmog dana od dana objavljivanja u "Službenom listu Crne Gore - Međunarodni ugovori".