1964 No. 227

TRADE MARKS

The Trade Marks (Amendment) Rules 1964

Made - - - -	18*th February* 1964
Laid before Parliament	25*th February* 1964
Coming into Operation	4*th March* 1964

Whereas, in pursuance of the requirements of section 40(3) of the Trade Marks Act 1938(a), the Board of Trade have, before making the following Rules under the Act, published notice of their intention to make such Rules and of the place where copies of the draft Rules may be obtained by advertising such notice in the Trade Marks Journal and the Official Journal (Patents) on the 22nd and 29th of January 1964, being the manner which the Board considered most expedient so as to enable persons affected to make representations to the Board before the Rules were finally settled:

And whereas, in pursuance of the requirements of section 8 of the Tribunals and Inquiries Act 1958(b) the Board have consulted with the Council on Tribunals:

Now, therefore, the Board of Trade, in pursuance of the powers conferred on them by sections 40 and 41 of the Trade Marks Act 1938 and of all other powers enabling them in that behalf, and, as regards Rules 2 and 3 hereof, with the sanction of the Treasury, hereby make the following Rules:—

Amendment of Trade Marks Rules 1938

1. There shall be substituted for Classes 1, 2, 7 and 20 in Schedule 4 to the Trade Marks Rules 1938(c) as amended(d) (hereinafter referred to as " the Rules ") the following:—

" 1. Chemical products used in industry, science, photography, agriculture, horticulture, forestry; artificial and synthetic resins; plastics in the form of powders, liquids or pastes, for industrial use; manures (natural and artificial); fire extinguishing compositions; tempering substances and chemical preparations for soldering; chemical substances for preserving foodstuffs; tanning substances; adhesive substances used in industry."

" 2. Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; colouring matters, dyestuffs; mordants; natural resins; metals in foil and powder form for painters and decorators."

" 7. Machines and machine tools; motors (except for land vehicles); machine couplings and belting (except for land vehicles); large size agricultural implements; incubators."

" 20. Furniture, mirrors, picture frames; articles (not included in other classes) of wood, cork, reeds, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, celluloid, substitutes for all these materials, or of plastics."

(a) 1 & 2 Geo. 6. c. 22. (b) 6 & 7 Eliz. 2. c. 66. (c) S.R. & O. 1938/661 (Rev. XXIII, p. 3: 1938 II, p. 3257). (d) S.I. 1955/461, 1956/1844, 1959/1925, 1961/127, 1963/263 (1955 II, p. 2677; 1956 II, p. 2385; 1959 II, p. 2669; 1961 I, p. 180; 1963 I, p. 232).

2. With a view to adapting the Rules to the provision of the Public Offices Fees (Patents, Designs and Trade Marks) Order 1964(a) (under which fees are required in the cases therein prescribed to be collected in money) the Rules shall have effect subject to the following amendments:—

(*a*) for Rule 3 there shall be substituted the following:—

"3. The fees to be paid in respect of any matters arising under the Act shall be those specified in Schedule 1 to these Rules and in any case where a form specified in that Schedule as the corresponding form in relation to any matter is required to be used that form shall be accompanied by the fee specified in respect of that matter.";

(*b*) for Rule 4 there shall be substituted the following:—

"4. The forms mentioned in these Rules are those contained in Schedule 2 to these Rules, modified as necessary to enable them to be used accompanied by the appropriate fee (if any) and such forms shall be used in all cases in which they are applicable and may be modified as directed by the Registrar to meet other cases.";

(*c*) the Rules specified in column 1 of Schedule 2 to these Rules shall be amended in the manner specified in column 2 in relation thereto:

Provided that in any case in which fees may lawfully be collected otherwise than in money by virtue of the Public Offices Fees (Patents, Designs and Trade Marks) Order 1964 (which provides that fees may be collected by means of impressed Inland Revenue stamps purchased prior to the coming into operation of that Order) the Rules shall continue to have effect as if the amendments made in this Rule had not been made.

Revocation and re-enactment of previous amendments of Trade Marks Rules 1938

3. There shall be substituted for ~~Schedule 1 to the Rules, Schedule~~ 1 to 1964/1835 these Rules—

4. The Trade Marks Rules 1938 shall, subject to the provisions of Rule 2 hereof, continue to have effect subject to the amendments specified in Schedule 3 to these Rules.

5. The Rules specified in column 1 of Schedule 4 to these Rules are hereby revoked to the extent specified in column 3 of that Schedule.

Interpretation and citation

6. The Interpretation Act 1889(b) shall apply to the interpretation of these Rules as if these Rules and the Rules hereby revoked were Acts of Parliament.

7. These Rules may be cited as the Trade Marks (Amendment) Rules 1964 and shall come into operation on 4th March 1964.

David Price,
Parliamentary Secretary
to the Board of Trade.

18th February 1964.

We sanction the making of Rules 2 and 3 of these Rules:

John Peel,
M. A. Hamilton,
Lords Commissioners of
Her Majesty's Treasury.

18th February 1964.

(a) S.I. 1964/45 (1964 I, p. 75). (b) 52 & 53 Vict. c. 63.

SCHEDULE 1

LIST OF FEES PAYABLE

nw. 1964/1836

Matter or Proceeding	Amount	Corresponding Form
	£ s. d.	
1 On application not otherwise charged to register a trade mark for a specification of goods included in one class	4 0 0	T.M–No. 2 Textile–No. 2
1a On application to register a series of trade marks under Section 21(2) for a specification of goods included in one class ...	4 0 0	T.M–No. 2 Textile–No. 2
1b On application to register a defensive trade mark for a specification of goods included in one class	5 0 0	T.M–No. 32
1c On application under Section 37 to register a certification trade mark for a specification of goods included in one class	4 0 0	T.M–No. 6
1d On applications made at the same time under Section 37 to register one certification trade mark for specifications of goods not all included in one class— In respect of every class ... ... Total fee in no case to exceed £80 for any number of classes.	4 0 0	T.M–No. 6
2 On a request to the Registrar to state grounds of decision relating to an application to register a trade mark and materials used	3 0 0	T.M–No. 5
3 On notice of opposition before the Registrar under Section 18, for each application opposed, by opponent ...	3 0 0	T.M–No. 7
3a On lodging a counter-statement in answer to a notice of opposition under Section 18, for each application opposed, by the applicant; or in answer to an application under any of the Sections 26, 27, 32 and 33, by the proprietor in respect of each trade mark; or in answer to a notice of opposition under Section 35 or Section 36, for each application or conversion opposed, by the proprietor...	2 0 0	T.M–No. 8
3b On the hearing of each opposition under Section 18, by applicant and by opponent respectively; or on the hearing of an application under any of the Sections 26, 27, 32 and 33, by applicant and by proprietor respectively; or on the hearing of an opposition under Section 35 or Section 36, by proprietor and by opponent respectively	3 0 0	T.M–No. 9

Matter or Proceeding	Amount	Corresponding Form
	£ s. d.	
3c On notice of opposition before the Board of Trade under paragraph 2(2) of Schedule 1 to the Act, for each application opposed, by the opponent... ...	3 0 0	T.M–No. 37
3d On lodging a counter-statement in answer to a notice of opposition before the Board of Trade under paragraph 2(2) of Schedule 1 to the Act, for each application opposed, by the applicant... ...	2 0 0	T.M–No. 38
3e On the hearing of each opposition before the Board of Trade under paragraph 2(2) of Schedule 1 to the Act, by applicant and by opponent respectively ...	3 0 0	T.M–No. 39
4 For one registration of a trade mark not otherwise charged for a specification of goods included in one class	4 0 0	T.M–No. 10
4a For one registration of a series of trade marks under Section 21(2) for a specification of goods included in one class—		
For the first mark	4 0 0	T.M–No. 10
And for every other mark of the series	0 5 0	
4b For registration under Section 37 of a certification trade mark for a specification of goods included in one class ...	4 0 0	T.M–No. 10
4c For registration upon applications made at the same time of one certification trade mark, under Section 37, for specifications of goods not all included in one class—		
In respect of every class	4 0 0	T.M–No. 10
Total fee in no case to exceed £80 for any number of classes.		
4d For one registration of a defensive trade mark for a specification of goods included in one class	5 0 0	T.M–No. 10
5 Upon each addition to the registered entry of a trade mark of a note that the mark is associated with a newly registered mark	0 5 0	T.M–No. 10
5a On an application to dissolve the association between registered trade marks ...	2 0 0	T.M–No. 19
6 On application to register a registered user of a registered trade mark in respect of goods within the specification thereof...	4 0 0	T.M–No. 50

Matter or Proceeding	Amount	Corresponding Form
	£ s. d.	
6a On application to register the same registered user of more than one registered trade mark of the same registered proprietor in respect of goods within the respective specifications thereof and subject to the same conditions and restrictions in each case—		
For the first mark	4 0 0	T.M–No. 50
And for every other mark of the proprietor included in the application and statement of case	0 5 0	
6b On application by the proprietor of a single trade mark under Section 28(8)(*a*) to vary the entry of a registered user thereof	4 0 0	T.M–No. 51
6c On application by the proprietor of more than one trade mark under Section 28(8)(*a*) to vary the entries of a registered user thereof—		
For the first mark	4 0 0	T.M–No. 51
And for every other mark of the proprietor for which the same user is registered, included in the application	0 5 0	
6d On application by the proprietor or registered user of a single trade mark under Section 28(8)(*b*), for cancellation of the entry of a registered user thereof ...	2 0 0	T.M–No. 52
6e On application by the proprietor or registered user of more than one trade mark under Section 28(8)(*b*), for cancellation of the entries of a registered user thereof—		
For the first mark	2 0 0	T.M–No. 52
And for every other mark of the proprietor for which the same user is registered, included in the application	0 2 0	
6f On application under Section 28(8)(*c*), to cancel the entry of a registered user of a single trade mark	2 0 0	T.M–No. 53
6g On application under Section 28(8)(*c*), to cancel the entries of a registered user of more than one trade mark—		
For the first mark	2 0 0	T.M–No. 53
And for every other mark of the same proprietor for which the same user is registered, included in the application	0 2 0	

Matter or Proceeding	Amount	Corresponding Form
	£ s. d.	
6h On notice under Section 28(9) and Rule 112, of intention to intervene in one proceeding for the variation or cancellation of entries of a registered user of trade marks	1 0 0	T.M–No. 54
7 On request to enter in the register and advertise a certificate of validity, under Section 47 and Rule 88—		
For the first registration certified ...	1 0 0	T.M–No. 49
And for every other registration certified in the same certificate ...	0 1 0	
7a On application under Section 29(4) and Rule 76 for extension of time for registering a corporation as subsequent proprietor of trade marks on one assignment—		
Not exceeding two months	1 0 0	T.M–No. 14
Not exceeding four months	2 0 0	T.M–No. 14
Not exceeding six months	3 0 0	T.M–No. 14
8 On application for certificate of the Registrar, under Section 22(5) and Rule 79—		
For the first mark proposed to be assigned	4 0 0	T.M–No. 40
And for every other mark of the same proprietor included in that assignment	0 5 0	
8a On application for approval of the Registrar, under Section 22(6) or paragraph 2 of Schedule 3 of the Act, and Rule 79—		
For the first mark	4 0 0	T.M–No. 41 or 42
And for every other mark of the same proprietor included in the same transfer	0 5 0	
8b On application for directions by the Registrar for advertisement of assignment of trade marks in use, without goodwill—		
For one mark assigned	2 0 0	T.M–No. 43
And for every other mark assigned with the same devolution of title ...	0 5 0	
8c On application for extension of time for applying for directions for advertisement of assignment of trade marks in use, without goodwill, in respect of one devolution of title—		
Not exceeding one month	1 0 0	T.M–No. 44
Not exceeding two months	2 0 0	T.M–No. 44
Not exceeding three months ...	3 0 0	T.M–No. 44

Matter or Proceeding	Amount	Corresponding Form
	£ s. d.	
9 On application to register a subsequent proprietor in a case of assignment or transmission of a single trade mark—		
If made within six months from the date of acquisition of proprietorship	4 0 0	T.M–No. 15 or 16
If made after expiration of six months but within twelve months from the date of acquisition of proprietorship	4 10 0	,,
If made after expiration of twelve months from the date of acquisition of proprietorship	5 0 0	,,
9a On application to register a subsequent proprietor of more than one trade mark standing in the same name, the devolution of title being the same in each case—		
If made within six months from the date of acquisition of proprietorship		
For the first mark	4 0 0	T.M–No. 15 or 16
And for every other mark ...	0 5 0	
If made after expiration of six months but within twelve months from the date of acquisition of proprietorship		
For the first mark	4 10 0	,,
And for every other mark ...	0 5 0	
If made after expiration of twelve months from the date of acquisition of proprietorship—		
For the first mark	5 0 0	,,
And for every other mark ...	0 5 0	
10 On application to change the name or description of a proprietor or a registered user of a single trade mark where there has been no change in the proprietorship or in the identity of the user	1 0 0	T.M–No. 21
10a On application to change the name or description of a proprietor or a registered user of more than one trade mark standing in the same name, where there has been no change in the proprietorship or in the identity of the user, the change being the same in each case—		
For the first mark	1 0 0	T.M–No. 21
And for every other mark	0 2 0	
11 For renewal of registration of a trade mark at expiration of last registration ...	6 0 0	T.M–No. 11
11a For renewal of registration of a series of trade marks under Section 21(2) at expiration of last registration—		
For the first mark of the series ...	6 0 0	T.M–No. 11
And for every other mark of the series	0 5 0	

Matter or Proceeding	Amount	Corresponding Form
	£ s. d.	
11b For renewal of registrations of the same certification trade mark with the same date for goods in more than one class—		
In respect of every class	6 0 0	T.M–No. 11
Total fee in no case to exceed £120 for any number of classes.		
11c Additional fee under Rule 67	1 0 0	T.M–No. 12
11d Restoration fee under Rule 68	4 0 0	T.M–No. 13
12 On an application to the Registrar for leave to add to or alter a single registered trade mark	4 0 0	T.M–No. 25
12a On an application to the Registrar for leave to add to or alter more than one registered trade mark of the same proprietor, being identical marks, the addition or alteration to be made in each case being the same—		
For the first mark	4 0 0	T.M–No. 25
And for every other mark	2 0 0	
12b On notice of opposition to application for leave to add to or alter registered trade marks, for each application opposed ...	3 0 0	T.M–No. 47
13 For altering one or more entries of the trade or business address of a registered proprietor or a registered user of a trade mark where the address in each case is the same and is altered in the same way (unless exempted from fee under Rule 81)—		
For the first entry	1 0 0	T.M—No. 18
And for every other entry	0 2 0	
14 For every entry in the register of a rectification thereof or an alteration therein, not otherwise charged	2 0 0	T.M–No. 48
15 For cancelling the entry or part of the entry of a trade mark upon the register on the application of the registered proprietor of the trade mark	0 10 0	T.M–No. 22 or 23
16 On application under any of the Sections 26, 27, 32 and 33, for rectification of the register or removal of trade mark from the register	5 0 0	T.M–No. 26
16a On application for leave to intervene in proceedings under any of the Sections 26, 27, 32 and 33, for rectification of the register or removal of trade mark from the register	3 0 0	T.M–No. 27

Matter or Proceeding	Amount	Corresponding Form
	£ s. d.	
17 On request, not otherwise charged, for correction of clerical error or for permission to amend application	1 0 0	T.M–No. 20
18 On request by registered proprietor of a trade mark for entry of disclaimer or memorandum in the register	1 0 0	T.M–No. 24
19 On application to the Board of Trade under Rule 93 to expunge or vary the registration of a certification trade mark or to vary the deposited regulations of a certification trade mark or of certification trade marks of the same registered proprietor where the regulations are substantially the same	3 0 0	T.M–No. 36
19a On request to the Board of Trade by the registered proprietor of a certification trade mark to permit alteration of the deposited regulations thereof—		
For the regulations of one such registration	2 0 0	T.M–No. 35
For the same or substantially the same regulations of each other registration proposed to be altered in the same way and included in the same request	0 5 0	
20 On application by registered proprietor under Rule 6, for conversion of specification	0 10 0	T.M–No. 45
20a On notice of opposition to a conversion of the specification or specifications of a registered trade mark or registered trade marks—		
For one mark	3 0 0	T.M–No. 46
For every other mark of the same proprietor having the same specification	0 5 0	
21 On appeal from the Registrar to the Board of Trade, in respect of each decision appealed against, by Appellant... ...	4 0 0	T.M–No. 30
22 For a search under Rule 127 in respect of one class—		
Without application for the Registrar's advice under Rule 20	1 10 0	T.M–No. 28
With application for the Registrar's advice under Rule 20	2 0 0	T.M–No. 28
23 On request for the Registrar's preliminary advice under Rule 20, for each trade mark submitted in respect of one class...	0 10 0	T.M–No. 29
24 For certificate of the Registrar (other than certificate under Section 19(2)) of the registration of a trade mark	0 10 0	T.M–No. 31

Matter or Proceeding	Amount	Corresponding Form
	£ s. d.	
24a For certificate of the Registrar (other than certificate under Section 19(2)) of the registration of a series of trade marks under Section 21(2)	1 0 0	T.M–No. 31
25 For certificate of the Keeper of an entry in the Manchester Record relating to one trade mark	0 10 0	Textile–No. 5
25a For certificate of the Keeper of an entry in the Manchester Record relating to a series of trade marks under Section 21(2)	1 0 0	Textile–No. 5
26 For the continuance of a Cotton Mark in the Collection of Refused Marks— For each mark in each class at the end of each period of fourteen years after date of application	2 0 0	Cotton–No. 6
27 For cancelling or making one or more entries of an address for service of a registered proprietor or a registered user of a trade mark where the address in each case is the same, on application made after the registration in each case— For the first entry	0 10 0	T.M–No. 33
And for every other entry included in the application	0 2 0	
27a For altering one or more entries of an address for service in the register included in one application for alteration, where the address and the alteration in each case are the same— For the first entry	0 10 0	T.M–No. 33
And for every other entry	0 2 0	
Total fee in no case to exceed £50 for any number of entries.		
28 For inspecting register or Manchester Record, or notice of opposition, counter-statement or decision in connection with any opposition or application for rectification of the register relating to any particular trade mark, for every quarter of an hour	0 2 0	—
29 For permission to search amongst the classified representations of trade marks, for every quarter of an hour	0 2 0	—
30 For office copy of documents, for every 100 words	0 1 0 but never less than 2s.	—

Matter or Proceeding	Amount	Corresponding Form
	£ s. d.	
31 For photographic copy of documents ...	Cost according to agreement	—
32 For certifying office copies M.S. or photographic or printed matter	0 10 0	—
33 For extra space in the Journal advertisement, in cases where the printing block for the trade mark exceeds 2 inches in breadth or depth, or in breadth and depth—		
For every inch or part of an inch over 2 inches in breadth	0 4 0	—
For every inch or part of an inch over 2 inches in depth	0 4 0	—

The fees to be paid on any proceeding at the Manchester Branch and at the office of the Cutlers' Company shall be the same as for the similar proceeding at the Office.

For the purpose of these fees (except as specially provided above) every mark of a series under Section 21, or any preceding similar enactment, shall be deemed to be a mark separately registered.

SCHEDULE 2

Column 1 Rule	Column 2 Amendments
Rules 7, 24, 29, 38, 47, 48, 81, 82 and 90	For the words "an unstamped duplicate", "the unstamped duplicate", "unstamped copies" and "an unstamped copy" there shall be substituted respectively the words "a duplicate", "the duplicate", "copies" and "a copy".
Rule 60	For the words "upon payment of the prescribed fee on Form T.M–No. 10" there shall be substituted the words "upon receipt of Form T.M–No. 10 accompanied by the prescribed fee".
Rule 64	For the words "a fee for the renewal of the registration of the mark upon Form T.M–No. 11" there shall be substituted the words "Form T.M–No. 11 together with a fee for the renewal of the mark".
Rule 65	For the words "no fee upon Form T.M–No. 11 has been received" there shall be substituted the words "Form T.M–No. 11, accompanied by the appropriate fee, has not been received".

Column 1 Rule	Column 2 Amendments
Rule 67	For the words "the renewal fee upon Form T.M–No. 11, together with an additional fee upon Form T.M–No. 12" there shall be substituted the words "Form T.M–No. 11, accompanied by the renewal fee, together with Form T.M–No. 12, accompanied by an additional fee".
Rule 68	For the words "upon payment of the renewal fee upon Form T.M–No. 11 together with a restoration fee upon Form T.M–No. 13" there shall be substituted the words "upon receiving Form T.M–No. 11, accompanied by the renewal fee, together with Form T.M–No. 13, accompanied by a restoration fee".
Rule 81	In the last sentence of the third paragraph, for the words "the Form to be stamped" there shall be substituted the words "a fee to be paid".
Rule 102	For the second paragraph there shall be substituted the following:— "The prescribed continuance fee shall be transmitted together with Form Cotton-No. 6".

SCHEDULE 3

1. For Rules 16 and 108 there shall be substituted respectively the following Rules:—

"16. The following features may not appear on trade marks the registration of which is applied for:—

(*a*) representations of the Royal or Imperial Arms, crests, armorial bearings or insignia, or devices so nearly resembling any of the foregoing as to be likely to be mistaken for them;

(*b*) representations of the Royal or Imperial crowns, or of the Royal, Imperial or National flags;

(*c*) any words, such as "Royal" or "Imperial", or any letters or devices if used in such a manner as to be likely to lead persons to think that the applicant either has or recently has had Royal patronage or authorisation, whether or not such be the case;

(*d*) the word "Anzac".".

"108. The entry of a registered user in the register shall state the date on which the application for such entry was made, which date shall be deemed to be the date of registration as a registered user of the person mentioned in the entry. The entry shall state the trade or business address of the registered user, and, if an application by him on Form T.M. No. 33 for the inclusion of an address for service which is different therefrom has been approved, that address also. Notification in writing of the registration of a registered user shall be sent to the registered proprietor of the trade mark and to the said registered user and shall be inserted in the Journal.".

2. After Rule 118 there shall be inserted the following Rule:—

"118A. The hearing before the Registrar of any dispute between two or more parties relating to any matter in connection with a registered trade mark or an application to register a trade mark shall be in public unless the Registrar, after consultation with those parties to the dispute who are represented at the hearing, otherwise directs.".

3. For Rule 128 there shall be substituted the following Rule:—

"128.—(1) The Office, the Manchester Branch and the office of the Cutlers' Company shall be open to the public on Monday to Friday inclusive in each week between the hours of 10 a.m. and 4 p.m. for all classes of business and the Office shall also be open to the public on those days between the hours of 4 p.m. and 6 p.m. but only for the filing of applications for the registration of trade marks, forms and other documents:

Provided that the Office, the Manchester Branch and the office of the Cutlers' Company shall be closed on the following days, that is to say, Christmas Day, Good Friday, the days observed as days of public fast or thanksgiving or as holidays at the Bank of England, and days which may from time to time be notified in the case of the Office, the Manchester Branch or the office of the Cutlers' Company by a placard posted in a conspicuous place at the Office, that Branch or the office of the Cutlers' Company as the case may be.

(2) The register, the Manchester Record and the Sheffield register shall, subject to the foregoing proviso, be open to inspection, on payment of the fee specified in Schedule 1 hereto, on Monday to Friday inclusive in each week between the hours of 10 a.m. and 4 p.m.

(3) Notwithstanding that the Office shall be closed to the public on Saturday in each week, applications for the registration of trade marks, forms and other documents received at the Office up to 1 p.m. on that day shall (unless it is one of the days mentioned in the foregoing proviso) be recorded as having been received on that day.".

4. For Class 17 in Schedule 4 there shall be substituted the following:—

"17. Gutta-percha, india rubber, balata and substitutes, articles made from these substances and not included in other classes; materials for packing, stopping or insulating; asbestos, mica and their products; hose pipes (non-metallic); plastics in the form of sheets, blocks, rods and tubes, being for use in manufactures.".

5. The Rules specified in column 1 of the Table set out at the end of this Schedule shall be amended to the extent specified in column 2 in relation thereto.

TABLE

AMENDMENTS TO THE TRADE MARKS RULES 1938

Column 1 Rule	Column 2 Extent of Amendment
21	For "Form Textile—No. 2 if in respect of textile goods" substitute "Form Textile—No. 2 if the specification of goods consists of or includes textile goods as defined in Section 39 (2)".
33	For "one month" substitute "two months".
48	For "one month" substitute "two months".
49	For "one month" substitute "two months"; and for "copies thereof" substitute "a copy of such evidence'".

Column 1 Rule	Column 2 Extent of Amendment
50	For " one month " substitute " two months " ; and for " copies thereof " substitute " a copy of such evidence ".
51	For " fourteen days " substitute " two months " ; and for " copies thereof " substitute " a copy of such evidence ".
53	For " copies or impressions of such exhibits " substitute " a copy or impression of each exhibit ".
82	For " an unstamped copy of the application and a copy of the statement, and these copies will be transmitted forthwith by the Registrar to the registered proprietor." substitute " two unstamped copies of the application and two copies of the statement, and the Registrar will forthwith send these copies to the registered proprietor at his trade or business address as entered in the register and, if an address for service different therefrom is entered in the register, at that address also.".
112	For " under the registration of the trade mark. Any person so notified who intends to intervene in the proceedings shall within one month of the receipt of such notification " substitute " whose registration is the subject of any such application and shall give notice thereof by advertisement in the Journal. Any person who intends to intervene in the proceedings shall within one month of the publication of such advertisement ".
113	For " Section 29 (4) " substitute " Section 28 (4) ".
115	For " or on a Saturday, which days shall be excluded days " substitute " which day shall be an excluded day ".

SCHEDULE 4

Column 1 Rules	Column 2 S.I. Number and reference	Column 3 Extent of revocation
The Trade Marks (Amendment) Rules 1955	S.I. 1955/461 (1955 II, p. 2677)	Rule 1 and Schedule 1
The Trade Marks (Amendment) Rules 1956	S.I. 1956/1844 (1956 II, p. 2385)	The whole Rules
The Trade Marks (Amendment) Rules 1959	S.I. 1959/1925 (1959 II, p. 2669)	The whole Rules
The Trade Marks (Amendment) Rules 1961	S.I. 1961/127 (1961 I, p. 180)	The whole Rules
The Trade Marks (Amendment) Rules 1963	S.I. 1963/263 (1963 I, p. 232)	The whole Rules

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

These Rules amend the Trade Marks Rules 1938 to 1963 in the following respects:—

(1) They replace with minor modifications four of the classifications of goods under which trade marks may be registered.

(2) They adapt the Trade Marks Rules to the provisions of the Public Offices Fees (Patents, Designs and Trade Marks) Order 1964 under which fees are required to be collected in money instead of, as hitherto, mainly in impressed stamps.

The Rules also revoke and replace the Trade Marks (Amendment) Rules 1955 (other than the Schedule of forms to be used) and all the subsequent amending Rules as set out in Schedule 4.