STATUTORY INSTRUMENTS

1982 No. 718

TRADE MARKS

The Trade Marks (Amendment) Rules 1982

Made - - - -	17*th May* 1982
Laid before Parliament	24*th May* 1982
Coming into Operation -	
Except rule 10	14*th June* 1982
Rule 10	12*th July* 1982

Whereas, in pursuance of the requirements of section 40(3) of the Trade Marks Act 1938 (**a**), the Secretary of State has, before making the following Rules under that Act, published notice of his intention to make such Rules and of the place where copies of the draft Rules might be obtained by advertising such notice in the Trade Marks Journal and the Official Journal (Patents) on 17th March 1982 and 24th March 1982, being the manner which he considered most expedient so as to enable persons affected to make representations to him before the Rules were finally settled:

Now, therefore, the Secretary of State, in exercise of powers conferred by sections 40 and 41 of the Trade Marks Act 1938 and now vested in him (**b**) and of all other powers enabling him in that behalf, after complying with section 39(9) of that Act, with the sanction of the Treasury pursuant to section 41 of that Act and after consultation with the Council on Tribunals pursuant to section 10(1) of the Tribunals and Inquiries Act 1971(**c**), hereby makes the following Rules:—

1. These Rules may be cited as the Trade Marks (Amendment) Rules 1982 and shall come into operation—

(a) except rule 10, on 14th June 1982; and

(b) as respects rule 10, on 12th July 1982.

2. The Trade Marks (Amendment) Rules 1955(**d**) are hereby revoked.

3. In rule 2(1) of the Trade Marks Rules 1938(**e**) ("the principal Rules") the definition of "agent" shall be omitted.

(**a**) 1938 c. 22.
(**b**) S.I. 1970/1537.
(**c**) 1971 c. 62.
(**d**) S.I. 1955/461.
(**e**) S.R.&O. 1938/661; the relevant amending instruments are S.I. 1955/461, 1964/227 and 1981/248.

4. In rule 13 of the principal Rules—

(a) the words "The Registrar may require" shall be omitted.

(b) for the words "to give" there shall be substituted the words "shall furnish the Registrar with"; and

(c) the third paragraph shall be omitted.

5. In rule 14 of the principal Rules—

(a) the words from "by signing" to "deem sufficient" shall be omitted; and

(b) the following paragraph shall be inserted before the words "The Registrar shall not be bound to recognise"—

"The Registrar may by notice in writing require an agent to produce in accordance therewith written evidence of his authority to act. Where, however, in the course of proceedings before the Registrar, an agent is appointed for the first time or one agent is appointed in substitution for another, the newly appointed agent shall file Form T.M.—No. 1A in duplicate on or before the first occasion when he acts as agent."

6. In rule 20 of the principal Rules the words from ", or on Form T.M.—No. 28" to "Rule 127," shall be omitted.

7. In rule 81 of the principal Rules the final paragraph shall be omitted.

8. In rule 85 of the principal Rules—

(a) the words from "may be made" to "Such applications" shall be omitted; and

(b) the words from "but an application" to the end of the rule shall be omitted.

9.Rule 127 of the principal Rules shall be omitted.

10. In Schedule I to the principal Rules (**a**)—

(a) in item 2 for the number "18" in the second column there shall be substituted the number "50";

(b) items 5 and 22 shall be omitted;

(c) in items 11, 11a and 11b for the number "127" wherever it occurs in the second column there shall be substituted the number "133"; and

(d) in item 11b for the amount "£2,540" in the first column, there shall be substituted the amount "£2,660".

(**a**) *See now* S.I. 1981/248.

11. Where on or after 14th June 1982 but before 12th July 1982 Form T.M.—No. 11 is filed in respect of the renewal of registration of a trade mark or a series of trade marks the last registration of which mark or series of marks is due to expire on or after 12th July 1982, the fee payable in respect of such renewal shall be that which would be payable if the said form were filed on or after 12th July 1982 and rule 10 of these Rules had come into operation.

12. There shall be substituted as Schedule II to the principal Rules the Schedule hereto.

Gerard Vaughan,
Minister of State,
Department of Trade.

13th May 1982.

We sanction the making of Rules 10 and 11 of these Rules.

John Selwyn Gummer,
J. A. Cope,
Two of the Lords Commissioners
of Her Majesty's Treasury.

17th May 1982.

SCHEDULE

Rule 12

SCHEDULE II

FORMS

Form	—	Corresponding Fee
		No.
TM—No. 1A	Authorisation	—
TM—No. 2	Application for registration of Trade Mark (other than Textile Mark)	1, 1*a*
Textile—No. 2	Application for registration of Textile Mark	1, 1*a*
TM—No. 4	Additional Representation of Trade Mark	—
TM—No. 5	Request for statement of grounds of decision	2
TM—No. 6	Application for registration of Trade Mark under Section 37	1*c*, 1*d*
TM—No. 7	Opposition before Registrar to application for registration of Trade Mark	3
TM—No. 8	Counter-statement to opposition before Registrar to application for registration of Trade Mark, or in certain other proceedings	3*a*
TM—No. 9	Application for hearing in opposition matter, or in rectification, removal or certain other proceedings	3*b*
O—No. 1	Notice of non-completion of registration of Trade Mark	—
TM—No. 10	For registration of a Trade Mark	4, 4*a*. 4*b*, 4*c* 4*d* and 5
O—No. 2	Certificate of registration of Trade Mark under Section 19 (2)	—
TM—No. 11	Renewal of registration of Trade Mark	11, 11*a* 11*b*
TM—No. 12	Additional fee to accompany renewal fee within one month after advertisement of non-payment of renewal fee	11*c*
TM—No. 13	Restoration of Trade Mark where removed for non-payment of fee	11*d*
Cotton No. 6	Continuance of Cotton Mark in collection of Refused Marks	26
TM—No. 14	Application under Section 29 (4) and Rule 76 for extension of time to request entry of corporation-assignee as subsequent proprietor	7*a*
TM—No. 15	Request by registered proprietor and transferee to register transferee as subsequent proprietor	9, 9*a*
TM—No. 16	Request to enter name of subsequent proprietor	9, 9*a*
TM—No. 17	Declaration in support of request to enter name of subsequent proprietor	—
TM—No. 18	Application for alteration of trade or business address on Register	13, or nil
TM—No. 19	Appication to Registrar to dissolve association between registered Trade Marks	5*a*
TM—No. 20	Correction of clerical error in the Register, or amendment of Application	17
TM—No. 21	Request to enter change of name or description of registered proprietor or user	10

Form	—	Corresponding Fee
		No.
TM—No. 22	Application by registered proprietor for cancellation of entry of Trade Mark in Register	15
TM—No. 23	Request by registered proprietor to strike out goods from those for which a Trade Mark is registered	15*a*
TM—No. 24	Request by registered proprietor to enter disclaimer or memorandum in Register	18
TM—No. 25	Application to add to or alter a Registered Trade Mark	12, 12*a*
TM—No. 26	Application for rectification of Register or removal of Trade Mark from Register	16
TM—No. 27	Application for leave to intervene in proceedings for rectification of Register, or removal of Trade Mark from Register	16*a*
TM—No. 29	Request for Registrar's advice on registrability	23
TM—No. 30	Appeal from Registrar to Board of Trade	21
TM—No. 31	Request for general certificate	24, 24*a*
Textile—No. 5	Request for certificate of Keeper of an entry in the Manchester Record	25, 25*a*
TM—No. 32	Application for registration of Defensive Trade Mark	1*b*
TM—No. 33	Request for entry, alteration or cancellation in the Register of address for service	27, 27*a* or nil
TM—No. 34	Regulations governing the use of Certification Trade Mark (title page)	—
TM—No. 35	Request for alteration of Certification Trade Mark Regulations and consent of Board of Trade	19*a*
TM—No. 36	Application to the Board of Trade under Rule 93, respecting a Certification Trade Mark	19
TM—No. 37	Opposition before the Board of Trade concerning Certification Trade Mark	3*c*
TM—No. 38	Counter-statement to opposition before Board of Trade concerning Certification Trade Mark	3*d*
TM—No. 39	Application for hearing in opposition before Board of Trade concerning Certification Trade Mark	3*e*
TM—No. 40	Application for certificate of Registrar upon proposed assignment of registered Trade Mark	8
TM—No. 41	Application for aproval by Registrar of transfer of Trade Mark (Section 22(6))	8*a*

Form	—	Corresponding Fee No.
TM—No. 42	Application for approval by Registrar of transfer of registered Trade Mark before appointed day (Third Schedule of Act, Par. 2)	8*a*
TM—No. 43	Application for directions for advertisement of assignment of Trade Mark in use, without goodwill	8*b*
TM—No. 44	Application for extension of time for applying for directions for advertisement of assignment of Trade Mark in use, without goodwill	8*c*
TM—No. 45	Application by registered proprietor for conversion of specification of a registration	20
TM—No. 46	Opposition to Registrar's proposal for conversion	20*a*
TM—No. 47	Opposition to application to add to or alter a Trade Mark	12*b*
TM—No. 48	Notice of Order of Court for alteration of Register	14
TM—No. 49	Request for entry and advertisement of Certificate of Validity	7
TM—No. 50	Application for registration of registered user	6, 6*a*
TM—No. 51	Application by registered proprietor for variation of entry of registered user	6*b*, 6*c*
TM—No. 52	Application by registered proprietor or user for cancellation of entry of registered user	6*d*, 6*e*
TM—No. 53	Application under paragraph (c) of Section 28(8) for cancellation of entry of registered user	6*f*, 6*g*
TM—No. 54	Notice of intention to intervene in registered user proceedings	6*h*

FORM TM-NO. 1A

(PLEASE FILE IN DUPLICATE)

TRADE MARKS ACT, 1938

Form of Declaration of Authorisation where an agent is appointed during the progress of an Application or where one agent is substituted for another. (Rule 14)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) I/We ..... ADP Code No. .....

of .....

.....

.....declare that I/we have been

(b) authorised by .....

.....

.....

.....

(c) to act as agent in the matter of .....

.....

..... No. .....

and request that all communications relating thereto be sent to my/our address given above.

Date ..... Signature .....

To: the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

or (optionally, in the case of Textile Marks only)
The Manchester Branch, Trade Marks Registry
Baskerville House, Browncross Street
New Bailey Street, Salford, M3 5FU

NOTES

(a) Enter name and address in the United Kingdom of agent and agent's ADP Code No. (if known).

(b) Enter the full name and trade or business address of the applicant, proprietor or other person who has authorised the agent. The full names of all the partners in a firm must be inserted.

(c) State the application or other proceeding for which the authorisation was made, giving the official reference number relating thereto.

FORM TM – No 2 (Revised 1982)

TRADE MARKS ACT, 1938

Application for Registration of Trade Mark
(other than a Mark for Textile Goods)

FEE: ITEM 1 or 1a

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

a) Application is hereby made for Registration of the following Mark in Part 8 of the Register in Class 9

REPRESENTATION OF MARK

b) in respect of the following goods

10

c) in the name of

11

	COUNTRY	STATE

d) whose trade or business address is

13

e) whose trade or business description is

12 MANUFACTURERS AND MERCHANTS

and who claims to be the proprietor thereof.

		ADP CODE NO.
f) Name of agent (if any)		

g) Address for service

h) Details of an application under section 29(1)

i) For additional matter if required

j) Signature ..... Agent for applicant(s)

to the Registrar Trade Marks Registry The Patent Office 25 Southampton Buildings London WC2A 1AY

NOTES

a) Enter 'A' or 'B' as appropriate. One representation to be provided within the space identified as 'REPRESENTATION OF MARK', and four others to be sent on separate Forms TM – No 4. Representations of a large size may be folded but must then be mounted on linen or other suitable material and affixed in the space. All representations should be of uniform quality and well defined.

b) Specify the goods. Only goods included in one and the same class should be specified. A separate application form is required for each class. For 'Textile Goods' Form Textile - No 2 is to be used instead of this Form. 'Textile Goods' means all goods in Classes 23 and 24 of Schedule IV of the Trade Marks Rules 1938 and such goods in Classes 22, 25 and 26 as are composed to a substantial extent of artificial or natural textile fibres or are complete articles of clothing. (See Rules 22 and 101 and Section 39 of the Trade Marks Act 1938).

c) Enter the name of each applicant. Names of individuals should be entered in full and the surname or family names should be underlined. The names of all partners in a firm must be given in full. Bodies corporate should be designated by their corporate name and the country of incorporation and, where appropriate, the state of incorporation within that country should be entered in the boxes provided. Full corporate details eg 'a corporation organised and existing under the laws of the State of Delaware, United States of America trading styles, eg 'trading as XYZ company,' nationality and former names, eg 'formerly [known as] ABC Ltd are not required and should not be given.

d) Enter the full trade or business address of the applicant.

e) If the printed trade or business description is incorrect it should be amended.

f) If the applicant has appointed an agent to act on his behalf, the agent's name and address should be entered at f) and g). Also enter agent's ADP Code No (if known) in box provided at f).

g) An address for service in the United Kingdom to which all documents and notices may be sent must be entered.

h) If the applicant relies on Section 29(1)(b), Form TM - No 50 should accompany the application. If this box is left blank, it will be assumed that the applicant claims that the mark is being used, or is proposed to be used by him whether or not a Form TM – No 50 accompanies the application.

i) Enter any additional matters, eg a claim to priority.

j) Attention is directed to Rule 14 of the Trade Marks Rules 1938. The words 'agent for applicant(s)' should be deleted if inappropriate.

FORM TEXTILE-No. 2 (Revised 1982)

TRADE MARKS ACT, 1938

Application for Registration of Trade Mark

MARKS FOR TEXTILE GOODS TO BE ACCOMPANIED BY A DUPLICATE OF THIS FORM

(PLEASE READ THE NOTES OVERLEAF)

FEE: ITEM 1 or 1a

FOR OFFICIAL USE ONLY

*

1 2 3 1

4 5 6 7

a) Application is hereby made for Registration of the following Mark in Part 8 of the Register in Class 9

REPRESENTATION OF MARK

b) in respect of the following goods

10

c) in the name of

11

	COUNTRY	STATE

d) whose trade or business address is

13

e) whose trade or business description is

12 MANUFACTURERS AND MERCHANTS

and who claims to be the proprietor thereof.

		ADP CODE NO.
f) Name of agent (if any)		
g) Address for service		
h) Details of an application under section 29(1)		
i) For additional matter if required		

j) Signature ..... Agent for applicant(s)

to the Registrar, Trade Marks Registry, The Patent Office, 25 Southampton Buildings, London WC2A 1AY
or the Manchester Branch, Trade Marks Registry, Baskerville House, Browncross Street, New Bailey Street, Salford M3 5FU

NOTES

a) Enter 'A' or 'B' as appropriate. One representation to be provided within the space identified as 'REPRESENTATION OF MARK', and six others to be sent on separate Forms TM - No 4. Representations of a large size may be folded but must then be mounted on linen or other suitable material and affixed in the space. All representations should be of uniform quality and well defined.

b) Specify the goods. Only goods in one and the same class should be specified. A separate application form is required for each class. 'Textile Goods' means all goods in classes 23 and 24 of Schedule IV of the Trade Marks Rules 1938 and such goods in classes 22, 25 and 26 as are composed to a substantial extent of artificial or natural textile fibres or are complete articles of clothing. (See Rules 22 and 101 and Section 39 of the Trade Marks Act 1938).

c) Enter the name of each applicant. Names of individuals should be entered in full and the surname or family name should be underlined. The names of all partners in a firm must be given in full. Bodies corporate should be designated by their corporate name and the country of incorporation and, where appropriate, the state of incorporation within that country should be inserted in the boxes provided. Full corporate details, eg 'a corporation organised and existing under the laws of the State of Delaware, United States of America,' trading styles, eg 'trading as XYZ company,' nationality, and former names, eg 'formerly [known as] ABC Ltd,' are not required and should not be given.

d) Enter the full trade or business address of the applicant.

e) If the printed trade or business description is incorrect it should be amended.

f) If the applicant has appointed an agent to act on his behalf, the agent's name and address should be entered at f) and g). Also enter agent's ADP Code No (if known) in box provided at f).

g) An address for service in the United Kingdom to which all documents and notices may be sent must be entered.

h) If the applicant relies on Section 29(1)(b), Form TM - No 50 should accompany the application. If this box is left blank, it will be assumed that the applicant claims that the mark is being used, or is proposed to be used, by him whether or not a Form TM - No 50 accompanies the application.

i) Enter any additional matters, eg a claim to priority.

j) Attention is directed to Rule 14 of the Trade Marks Rules 1938. The words 'agent for applicant(s)' should be deleted if inappropriate.

Form TM—No. 4
(Official Issue)

TRADE MARKS ACT, 1938

ADDITIONAL REPRESENTATION OF TRADE MARK, TO ACCOMPANY APPLICATION FOR REGISTRATION

One representation of the trade mark to be affixed within the space below. It must correspond *exactly*, in all respects, with the representation on the Application Form.

Any representation larger than the space provided may be folded, but must then be mounted upon linen or other suitable material and affixed hereto.

For official use only

18	
19	

FOUR of these ADDITIONAL REPRESENTATIONS of the Trade Mark must accompany *each* Form of Application *unless* the Application is in respect of *Textile goods*, or is made by a person in *Hallamshire* in respect of certain *Metal Goods*, to the *Cutlers' Company*, Cutlers' Hall, Sheffield 1, in which cases *six* of the ADDITIONAL REPRESENTATIONS, each on a separate Form TM—No. 4, must be sent.

TM—No. 4

FORM TM-NO. 5 (Revised 1982)

FEE: ITEM 2

TRADE MARKS ACT, 1938

Request for Statement of Grounds of Decision

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(b) IN THE MATTER OF.....

the Registrar is requested to state in writing the grounds of his decision,

dated / / 19 , after the hearing on / / 19 , and the materials used by him in arriving at the decision.

(c) Date ..... Signature .....

To: the Registrar
The Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

NOTES

(a) If the Registrar has made any requirement to which the Applicant does not object, the Applicant shall comply therewith before the Registrar issues the grounds of his decision (See Rule 35).

(b) Enter words and number identifying the matter or proceeding.

(c) Attention is directed to Rule 14 of the Trade Marks Rules 1938.

FORM TM-NO. 6 (Revised 1982)

FEE : ITEM 1c or 1d

TRADE MARKS ACT, 1938

Application for Registration of Certification Trade Mark under Section 37

(To be accompanied by two duplicates)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

(b) REPRESENTATION OF MARK

(c) Application is made for Registration of the accompanying Certification Trade Mark in Class ....., in respect of .....

.....

.....

.....

(d) in the name of .....

Country, ... State .....

(e) whose address is .....

.....

.....

(f) Name of agent (if any) ....., ADP Code No. .....

(g) Address for service .....

.....

.....

(h) Date ..... Signature .....Agent for applicant(s)

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

or (optionally, in the case of Textile Marks only)
The Manchester Branch, Trade Marks Registry
Baskerville House
Browncross Street
New Bailey Street
Salford, M3 5FU

NOTES:

(a) In the case of a Textile Trade Mark this Form must be accompanied by three duplicates.

(b) One representation to be fixed within the space, and six others to be sent on separate Forms TM–No. 4. Representations of a large size may be folded, but must then be mounted on linen or other suitable material and affixed in the space. All representations should be of uniform quality and well defined.

(c) Specify the goods. Only goods included in one and the same class should be specified. A separate application form is required for each class.

(d) Enter the name of each applicant. Names of individuals should be entered in full and the surname or family name underlined. The names of all partners in a firm must be given in full. Bodies corporate should be designated by their corporate name and the country of incorporation and, where appropriate, the state of incorporation within that country should be entered in the spaces provided. Full corporate details, eg "a corporation organised and existing under the laws of the State of Delaware, United States of America," trading styles, eg "trading as XYZ company," nationality and former names, eg "formerly [known as] ABC Ltd," are not required and should not be given.

(e) Enter the full address and description of the applicant.

(f) If the applicant has appointed an agent to act on his behalf, the agent's name and address should be entered at *(f)* and *(g)*. Also enter agent's ADP Code No (if known) in space provided at *(f)*.

(g) If no agent is appointed an address for service in the United Kingdom to which all documents and notices may be sent must be entered.

(h) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for applicant(s)" should be deleted if inappropriate.

FORM TM – No 7 (Revised 1982)

FEE: ITEM 3

No. of Opposition

TRADE MARKS ACT, 1938

Notice of Opposition to Application for Registration of a Trade Mark

(To be submitted in duplicate)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

IN THE MATTER OF an Application No. ..... by .....

.....

of .....

(a) I/We .....

.....

give notice of my/our intention to oppose the Registration of the Trade Mark advertised under the above number for Class ..... in the Trade Marks Journal of the ..... day of ....., 19....., No. ..... page ..... The grounds of opposition are as follows: .....

.....

.....

.....

.....

.....

(b) .....

.....

.....

.....

(c) Name of Agent (if any) .....

Address for Service in the United Kingdom in these proceedings:

.....

.....

.....

(d) Date ..... 19 .... Signature .....Agent for opponents.

To the Registrar
Trade Marks Registry The Patents Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

(a) Enter full name and address.

(b) If registration is opposed on the ground that the mark resembles marks already on the Register, the numbers of those marks and of the Journals in which they have been advertised are to be entered. The numbers of any marks in the Collection of Refused Cotton Marks that are relied on should also be entered.

(c) Name of agent (if any).

(d) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for opponent(s)" should be deleted if inappropriate.

FORM TM – No 8 (Revised 1982)

FEE: ITEM 3a

TRADE MARKS ACT, 1938

Form of Counter-Statement

(To be submitted in duplicate)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

IN THE MATTER OF an Opposition, No. ..... to Application No. .....

(a) or

IN THE MATTER OF a Rectification, No. ..... in respect of Registered Trade Mark No. .....

I/We .....

.....

.....

..... the proprietor(s)

of the above Trade Mark, give notice that the following are the grounds on which I/we rely as supporting my/our application/registration:-

.....

.....

.....

.....

.....

I/We admit the following allegations in the notice of Opposition/rectification:-

.....

.....

.....

.....

(b) Name of Agent (if any) .....

(c) Address for service .....

.....

(d) Date ..... Signature ..... Agent for Proprietor(s)

To: the Registrar
Trade Marks Registry The Patents Office
25 Southampton Buildings
London WC2A 1AY

or, in the case of a notice of opposition or an application for rectification concerning a Mark for textile goods, sent to the Registrar at the Manchester Branch, the counter-statement, which must be accompanied by two duplicates should be addressed to him at:-

The Manchester Branch, Trade Marks Registry
Baskerville House Browncross Street
New Bailey Street,
Salford M3 5FU.

NOTES

(a) Delete whichever does not apply.

(b) If the applicant has appointed an agent to act on his behalf, the agent's name and his address should be entered at (b) and (c).

(c) An address for service in the United Kingdom to which all documents in these proceedings may be sent must be entered.

(d) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Proprietor(s)' should be deleted if inappropriate.

FORM TM–NO. 9 (Revised 1982)

FEE: ITEM 3b

TRADE MARKS ACT, 1938

Notice to the Registrar of Attendance at Hearing

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) I/We .....

.....

of .....

.....

give notice that the hearing of the arguments in the case of Trade Mark No. .....

(b) 1 Opposition to registration **or**
2 Rectification of the Register

which, by the Registrar's notice to me/us dated / / 19 is fixed

for .....am or pm at the Patent Office on / / 19

will be attended by me/us or by some person on my/our behalf.

(c) Date ..... Signature .....

Address .....

.....

To: the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

NOTES

(a) Enter name and address.

(b) Delete either 1 or 2.

(c) Attention is directed to Rule 14 of the Trade Marks Rules 1938.

Form O–No. 1

THE PATENT OFFICE
Trade Marks Registry
25 Southampton Buildings London WC2A 1AY
Telegrams Patoff London WC2 Telephone 01-405 8721 ext

Please reply to THE REGISTRAR

Your reference

Our reference

Date

TRADE MARKS ACT, 1938

NOTICE OF NON–COMPLETION OF REGISTRATION

The Registrar, as required by Section 19(3) of the Trade Marks Act, 1938 and Rule 59 of the Trade Marks Rules made thereunder (copies of which are printed on the back hereof), has to point out that the registration of the trade mark, in respect of which your application numbered as above was made on the .....day of ....19....., has not been completed by reason of your default. Unless it is completed within fourteen days from this date the application will be treated as abandoned.

Dated this ..... day of ..... 19 .....

SECTION 19 (3) OF THE TRADE MARKS ACT 1938

19 (3). Where registration of a trade mark is not completed within twelve months from the date of the application by reason of default on the part of the applicant, the Registrar may, after giving notice of non-completion to the applicant in writing in the prescribed manner, treat the application as abandoned unless it is completed within the time specified in that behalf in the notice.

RULE 59 OF THE TRADE MARKS RULES, 1938

Non-completion within 12 months.

59. Where registration of a trade mark is not completed within twelve months from the date of the application by reason of default on the part of the applicant, the Registrar shall on Form O–No. 1 give notice in writing to the applicant at his trade or business addres of the non-completion, but if the applicant has authorised an agent for the purpose of the application he shall instead send the notice to the agent and shall send a duplicate thereof to the applicant. If after fourteen days from the date when the notice was sent, or such further time as the Registrar may allow, the registration is not completed, the application shall be deemed to be abandoned.

FORM TM-NO. 10 (Revised 1982)

FEE: ITEMS 4, 4a, 4b, 4c or 4d

TRADE MARKS ACT, 1938

Fee for Registration of a Trade Mark

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

The prescribed fee for the registration of the Trade Mark No. ..... advertised in Jnl..... Class..... is hereby transmitted. I/We declare that any written undertakings given to the Registrar to send Notice of the advertisement of the application to other proprietors have been fulfilled and that, to the best of my/our knowledge and belief, either the period or extended period for lodging opposition to the application has expired without any notice of opposition having been lodged or any oppositions lodged have been finally determined in favour of the applicant.

(a) Date ..... Signature .....

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

Notes: (a) Attention is directed to Rule 14 of the Trade Marks Rules 1938.

(b) A request for the entry of an address for service of the registered proprietor may be made without fee on Form TM—No. 33 if it accompanies this form.

(c) If the applicant has furnished a printing block for advertisement, this form must be accompanied by one unmounted representation of the Mark, exactly as shown on the form of application.

Form O-No. 2

TRADE MARKS ACT, 1938

GREAT BRITAIN AND
NORTHERN IRELAND

The Trade Mark shown above has been registered in Part of the Register under No.

as of the date in Class Schedule IV in respect of

in the name of

Sealed at my direction this day of

The Trade Marks Registry, Patent Office,

25, Southampton Buildings, London, W.C.2.

REGISTRAR.

Registration is for 7 years from the date first above mentioned, and may then be renewed, and also at the expiration of each period of 14 years thereafter.
This certificate is not for use in Legal Proceedings or for obtaining Registration abroad.

NOTE–Upon any change of ownership of this Trade Mark, or change in address, applications should AT ONCE be made to the Registrar to register the change.

FORM TM-NO. 11 (Revised 1982)

FEE: ITEMS 11, 11a or 11b

TRADE MARKS ACT, 1938

Renewal of Registration of Trade Mark

(In the case of a Textile Trade Mark this form must be submitted in duplicate.)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

(a) I/We .....of .....

..... hereby

leave the prescribed fee of .....for renewal of registration of the Trade Mark No. .....

(b) in Class ....., *(b) which I am directed by the proprietor of the Trade Mark, that is*

(c) *to say by* .....

....., *to pay.*

(d) The Registrar is requested to send notice of renewal of the registration to the Registered Proprietor at the following address:

.....

.....

.....

(e) Date .....Signature .....

To: the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

or (optionally in the case of Textile Marks only)
The Manchester Branch, Trade Marks Registry
Baskerville House, Browncross Street
New Bailey Street
Salford, M3 5FU

NOTES:

(a) Enter the name and address of the person leaving the fee.

(b) If the fee is left by the Proprietor himself, the passage in italics should be deleted.

(c) If the fee is **not** left by the Proprietor himself, enter his name and address.

(d) If the request is signed by the Registered Proprietor delete the words, 'the Registered Proprietor', and substitute the word, 'me'.

(e) Enter the signature of the person leaving the fee.

(f) This form will be returned if it is filed more than three months before the expiration of of the last registration.

FORM TM-NO. 12 (Revised 1982)

FEE : ITEM 11c

TRADE MARKS ACT, 1938

Additional Fee to accompany Renewal Fee (Form T M -No.11), within one month after advertisement of Non-payment of Renewal Fee

(To accompany Form TM—No. 11)

(PLEASE READ THE NOTE BELOW)

FOR OFFICIAL USE ONLY

In pursuance of the notices issued by the Registrar, I/we hereby transmit the additional fee (along with Form TM—No. 11) for the renewal of the Registration of the Trade Mark No. ..... in Class .....

Date ..... Signature .....

Address .....

.....

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

or (optionally, in the case of Textile Marks only)
The Manchester Branch, Trade Marks Registry
Baskerville House, Browncross Street
New Bailey Street
Salford, M3 5FU

Note: This form must be signed by the person(s) signing the Form TM—No. 11 which accompanies it. In the case of a Textile Trade Mark this form must be accompanied by a duplicate. (No fee required.)

FORM TM-NO. 13 (Revised 1982)

FEE: ITEM 11d

TRADE MARKS ACT, 1938

Restoration of Trade Mark removed from Register for Non-payment of Fee
(To accompany Form TM—No. 11)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

In pursuance of the notices issued by the Registrar, I/we hereby transmit the additional fee (along with Form TM — No. 11) for the restoration to the Register of the Trade Mark No. .....

.....in Class .....

Date ..... Signature .....

Address .....

To the Registrar
Trade Marks Register, The Patent Office
25 Southampton Buildings
London WC2A 1AY

or (optionally in the case of Textile Marks only),
The Manchester Branch, Trade Marks Registry
Baskerville House
Browncross Street
New Bailey Street
Salford M3 5FU

NOTES:
a) This form must be signed by the person(s) signing the Form TM—No. 11 which accompanies it.

b) In the case of a **Textile Trade Mark** this Form must be accompanied by a duplicate. (No extra fee.)

Form Cotton—No. 6

FEE : ITEM 26

TRADE MARKS ACT, 1938

COTTON MARKS

Continuation of Mark in Collection of Refused Marks

(To be accompanied by a duplicate—no extra fee)

FOR OFFICIAL US

In pursuance of the notice received from the Registrar, the prescribed fee for the continuance in the Collection of Refused Marks of the Mark No. . . in Class . . . . . .

is hereby transmitted.

Dated this . . . . . day of . . . . . 19 . .

(Name of proprietor) . . . . . .

(Address of proprietor) . . . . . .

. . . . . .

To the Registrar,
The Manchester Branch, Trade Marks Registry,
Baskerville House, Browncross Street,
New Bailey Street,
Salford, M3 5FU

FORM TM – No 14 (Revised 1982)

FEE: ITEM 7a

TRADE MARKS ACT, 1938

Application under Rule 76 for extension of time, in accordance with Section 29(4), for the registration of the name of a Corporation as subsequent Proprietor of a Trade Mark in the Register

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

b) Application is made by .....

of .....

c) for an extension of time by ..... months of the period of six months allowed by Section 29(4) and Rule 76 for registering its name, by force of one assignment, as proprietor of the following Trade Mark(s) registered upon application(s) conforming to paragraph (a) of Section 29(1):–

d)

Registration Number	*Class*
.....	.....
.....	.....
.....	.....

e) Date ..... Signature .....

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London WC2A 1AY

Notes:
a) In the case of a Textile Trade Mark, this form must be submitted in duplicate.
b) Enter the name and address of the applicant.
c) Enter "two" or "four" or "six".
d) Additional numbers may be given in a signed schedule on the back of this form.
e) Attention is directed to Rule 14 of the Trade Marks Rules 1938.

FORM TM – No 15 (Revised 1982)

FEE: ITEM 9 or 9a

TRADE MARKS ACT, 1938

Joint Request to the Registrar by Registered Proprietor and Transferee to register the Transferee as subsequent Proprietor of Trade Marks upon the same devolution of title.

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

(a) We .....

.....

.....

.....

(b) and .....

..... Country ..... State .....

(c) of .....

.....

(d) request under Rule 71, that the name of the transferee carrying on business as (d).....

..... may be entered

(e) in the Register of Trade Marks as proprietor of the Trade Mark(s) No. .....

(f) in Class ..... as from (f) .....

(g) ..... by virtue of .....

.....

.....

.....

(h) The Trade Mark at the time of the assignment was used/not used in a business in the goods in question, and assignment took/did not take place in connection with the goodwill of a business in the goods, and there is sent herewith a copy of the Registrar's direction to advertise the assignment, a copy of each of the advertisements complying therewith, and a statement of the dates of issue of any publications containing them.

Name of Agent (if any) .....

(i) Date ..... Signature ..... Agent

Name of Agent (if any) .....

(j) Date ..... Signature.....Agent

To: the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES

(a) Enter name and address of Registered Proprietor, or other assignor or transmitter.

(b) Enter full name of transferee. Bodies corporate should be designated by their corporate name and the country of incorporation and, where appropriate, the state of incorporation within that country should be entered in the spaces provided.

(c) Enter the address of the transferee.

(d) Enter description of transferee (eg manufacturer, merchant, etc.)

(e) Additional numbers may be given in a signed schedule below these Notes.

(f) Enter date of acquisition of proprietorship.

(g) Enter full particulars of the instrument of assignment or transmission, if any, or statement of case

(h) Delete any words which do not apply.

(i) Enter signature of assignor, or transmitter or authorised agent. Attention is directed to Rule 14 of the Trade Marks Rules 1938. The word 'Agent' should be deleted if inappropriate.

(j) Enter signature of transferee or authorised agent. Attention is directed to Rule 14 of the Trade Marks Rules 1938. The word 'Agent' should be deleted if inappropriate.

(k) The instrument under which the transferee claims should accompany this Form.

(l) A request for the entry of an address for service of the subsequent proprietor may be made on Form TM – No 33, without a fee, if it accompanies this Form.

FORM TM-NO. 16 (Revised 1982)

FEE: ITEM 9 or 9a

TRADE MARKS ACT, 1938

Request to the Registrar to register a subsequent Proprietor of a Trade Mark or Trade Marks upon the same devolution of title

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

a) I/We .....

..... Country ..... State .....

b) of .....

.....

c) carrying on business as .....

request that my/our name(s) be entered in the Register of Trade Marks as proprietor(s) of Trade Mark(s)

d) No. ..... in Class .....

e) as from the .....

f) I am/We are entitled to the Trade Mark(s) by virtue of .....

.....

.....

.....

.....

.....

g) The Trade Mark at the time of the assignment was used/not used in a business in the goods in question and the assignment took/did not take place in connection with the goodwill of a business in the goods, and there is sent herewith a copy of the Registrar's direction to advertise the assignment, a copy of each of the advertisements complying therewith, and a statement of the dates of issue of any publications containing them.

Name of Agent (if any).....

h) Date .....Signature .....Agent

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

Notes:

a) Enter full name. Bodies corporate should be designated by their corporate name and the country of incorporation and, where appropriate, the state of incorporation within that country should be entered in the spaces provided.

b) Enter trade or business address.

c) Enter description (eg, manufacturer, merchant etc).

d) Additional numbers may be given in a signed schedule below these Notes.

e) Enter date of acquisition of proprietorship.

f) Enter full particulars of the instrument of assignment or transmission, if any, or statement of case.

g) Delete any words which do not apply.

h) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the word "Agent" should be deleted if inappropriate.

i) The instrument under which the transferee claims should preferably accompany this Form.

j) A request for the entry of an address for service of the subsequent proprietor may be made on Form TM–No. 33 without fee, if it accompanies this form.

Form TM—No. 17

TRADE MARKS ACT, 1938

Declaration (only to be furnished when requested by Registrar) in support of Statement of Case accompanying Form TM—No. 15 *or* TM—No. 16

I, ...

of .....

.....

.....

do hereby solemnly and sincerely declare that the particulars set out in the Statement of Case, exhibit marked....., and left by me in connection with my request to be registered as subsequent proprietor of the Trade Mark No..... in Class....., are true and comprise every material fact and document affecting the present proprietorship of the Trade Mark.

(a) This paragraph is not required when the declaration is made out of the United Kingdom.

(*a*) And I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act, 1835.

(b) To be signed here by the person making the declaration.

(*b*).....

Declared at.....
this.....day of.....19.....

(c) Signature and title of Authority before whom the declaration is made.

Before me (*c*).....

.....

To the Registrar,
Trade Marks Registry, The Patent Office,
25 Southampton Buildings,
London WC2A 1AY

FORM TM – No 18 (Revised 1982)

FEE: ITEM 13

TRADE MARKS ACT, 1938

Request for Alteration of Trade or Business Address in Register of Trade Marks

(In the case of a Textile Trade Mark, this form must be submitted in duplicate)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

A

(a) IN THE MATTER OF the Trade Mark(s) No. .....

registered in Class .....

I/We .....

whose address in the Register is at present shown as .....

.....

.....

....., being the

(b) Registered Proprietor(s)/User(s) of the Trade Mark(s) numbered as above, request that my/our address in the Register of Trade Marks be altered to .....

.....

.....

Name of Agent (if any) .....

(c) Date .....Signature..... Agent for Proprietor/User

B The following statement should only be completed in the case of an address changed by a public authority, without a change of premises.

(a) The change of address, for entry of which application is made above, was ordered by .....

.....

.....

.....

on / / 19 , Signature ..... Agent for Proprietor/User

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

PART A

(a) Additional numbers may be given in a signed schedule below these Notes.

(b) Delete the words which do not apply.

(c) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Proprietor/User' should be deleted if inappropriate.

PART B

(a) Enter the name of the public authority ordering the change, and the date thereof.

(b) If the statement overleaf is made, and a certificate of alteration given by the named authority is supplied, the Registrar, if satisfied as to the facts of the case, will not require payment of a fee on Form TM – No 18 (see Rule 18).

FORM TM-NO. 19 (Revised 1982)

FEE: ITEM 5a

TRADE MARKS ACT, 1938

Application to the Registrar under Section 23(5) and Rule 61 to dissolve the Association between a registered Trade Mark and (an)other registered Trade Mark(s).

(To be accompanied by a Statement of Case)

(PLEASE READ THE NOTE BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF a Trade Mark No. ..... registered in Class .....

I/We .....

being the Registered Proprietor(s) of the above-numbered Trade Mark, apply that the association of this Trade Mark with the following Trade Mark(s) registered in my (our) name:—

No. ..... registered in Class .....

No. ..... registered in Class .....

be dissolved and the Register amended accordingly.

The grounds for the application are set out in the accompanying Statement of Case.

Name of Agent (if any) .....

a) Date ..... Signature ..... Agent for Proprietor.

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

Note: a) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for Proprietor" should be deleted if inappropriate.

FORM TM-NO.20 (Revised 1982)

FEE: ITEM 17

TRADE MARKS ACT, 1938

Request for Correction of Clerical Error; or for permission to amend Application

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) IN THE MATTER OF .....

I/We being the .....

request that ... .

.....

.....

.....

.....

.....

.....

.....

.....

Name of Agent (if any) .....

b) Date ..... Signature ..... Agent.

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

NOTES:

a) Enter words and reference number identifying the entry or application.

b) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the word "Agent" should be deleted if inappropriate.

c) In the case of a Textile Trade Mark this form must be accompanied by a duplicate.

FORM TM – No 21 (Revised 1982)

FEE: ITEM 10

TRADE MARKS ACT, 1938

Request to enter Change of Name or Description of Registered Proprietor (or Registered User) of Trade Mark upon the Register

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

a) I/We .....

.....

.....

request that my/our name(s) and description(s) be entered in the Register of Trade Marks as

b) (proprietor(s))
c) (registered user(s)) of the Trade Mark(s) No. ..... *registered in Class .....

b) I am/We are entitled to (the said Trade Mark) / (use the said Trade Mark as registered user(s).)

There has been no change in the (actual proprietorship / (identity of the registered user(s)

d) of the said Trade Mark, but .....

.....

.....

.....

The entry at present standing in the Register gives my/our name(s) and description(s) all as follows: .....

.....

.....

Name of Agent (if any) .....

e) Date ..... Signature ..... Agent.

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London WC2A 1AY

Notes: a) Enter present name, address and description of Registered Proprietor or Registered User.

b) Delete the words that are not applicable.

c) *Additional numbers may be given on a signed schedule on the back of this form.

d) State the circumstances under which the change of name took place.

e) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the word "Agent" should be deleted if inappropriate.

FORM TM – No 22 (Revised 1982)

TRADE MARKS ACT, 1938

Application by Registered Proprietor of Trade Mark for cancellation of Entry thereof in Register.

(Paragraph (c) of Section 34(1) and Rules 85 and 86)

(PLEASE READ NOTE BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF Trade Mark No. .....

Class .....

Name of Registered Proprietor .....

.....

Trading or business address .....

.....

Description .....

Application is made for the entry in the Register of Trade Marks of the Trade Mark No. .....

in Class ..... to be cancelled.

Name of Agent (if any) .....

a) Date ..... Signature .....Agent for Proprietor

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London WC2A 1AY

Note: a) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for Proprietor" should be deleted if inappropriate.

FORM TM – No 23 (Revised 1982)

FEE: ITEM 15a

TRADE MARKS ACT, 1938

Application by Registered Proprietor of Trade Mark to the Registrar to strike out Goods from those for which the Trade Mark is registered. (Paragraph (d) of Section 34(1) and Rules 85 and 86)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF Trade Mark No. .....

registered in class .....

Name of Registered Proprietor .....

.....

Trade or business address .....

.....

.....

a) Application is made for the striking out of .....

.....

.....

.....

.....

from the goods for which the Trade Mark No. .....

is registered in Class .....

Name of Agent (if any) .....

b) Date ..... Signature .....Agent for Proprietor

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

Notes: a) Specify the goods to be struck out.

b) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for Proprietor" should be deleted if inappropriate.

FORM TM–NO. 24 (Revised 1982)

FEE: ITEM 18

TRADE MARKS ACT, 1938

Request by Registered Proprietor of a Trade Mark that a Disclaimer or Memorandum relating thereto may be registered.

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

a) Request is made by .....

of .....

.....for the addition to the entry in the Register in connection with Trade Mark No. .....in Class.....of the following .....namely– .....

.....

.....

.....

.....

.....

Name of Agent (if any) .....

b) Date..... Signature ..... Agent for Proprietor.

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

Notes: a) Enter the name and trade or business address of the Registered Proprietor.

b) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for Proprietor" should be deleted if inappropriate.

FORM TM – No 25 (Revised 1982)

FEE : ITEM 12 or 12a

TRADE MARKS ACT, 1938

Application by Registered Proprietor under Section 35 for an addition to or alteration of a Registered Trade Mark (Rules 89 to 92)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF the Trade Mark No. ..... in Class .....

a) Application is made by .....

of .....

..... being the Registered Proprietor(s) of the registered Trade Mark numbered as above, that the Registrar add

b) to it or alter it in the following particulars:

c) Four copies of the mark as it will appear when so altered are filed herewith.

Name of Agent (if any) .....

d) Date .....Signature.....Agent for Proprietor

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:
a) Enter name and trade or business address.
b) Enter full particulars.
c) In the case of a Textile Trade Mark, or of a Mark for metal goods applied for originally to the Cutlers Company at Sheffield, six copies should be sent.
d) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for Proprietor" should be deleted if inappropriate.

FORM TM-NO. 26 (Revised 1982)

FEE: ITEM 16	No. of Rectification

TRADE MARKS ACT, 1938

Application to the Registrar for the Rectification of the Register or the Removal of a Trade Mark from the Register

(To be accompanied by two copies without further fee and three copies of a Statement of Case)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

IN THE MATTER OF the Trade Mark No. .....

registered in the name of .....

in Class .....

a) I/We .....

.....

b) request that the entry in the Register in respect of the above-mentioned Trade Mark be removed/ rectified as follows: .....

.....

.....

The grounds of my/our application are as follows:

.....

.....

.....

.....

No action concerning the Trade Mark in question is pending in the Court.

c) Name of Agent (if any) .....

d) Address for Service .....

.....

.....

.....

e) Date ..... Signature ..... Agent for the Applicant for Rectification or Removal

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

Notes: a) Enter the full name and address.

b) Delete the word(s) which do(es) not apply.

c) If the applicant has appointed an agent to act on his behalf the agent's name and address should be entered at c) and d).

d) An address for service in the United Kingdom to which all documents in these proceedings may be sent must be entered.

e) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for the Applicant for Rectification or Removal" should be deleted if inappropriate.

FORM TM-NO. 27 (Revised 1982)

FEE: ITEM 16a

TRADE MARKS ACT, 1938

Application to the Registrar for Leave to intervene in Proceedings relating to the Rectification of the Register or the Removal of a Trade Mark from the Register

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF Trade Mark No. ..... registered in the name of

.....in Class .....

a) I/We .....

.....

.....

.....

.....

apply for leave to intervene in the proceedings relating to the rectification or removal of the entry in the Register in respect of the above-mentioned Trade Mark.

My /Our interest in the Trade Mark is .....

.....

.....

.....

b) Name of Agent (if any) .....

c) Address for Service .....

.....

.....

d) Date ..... Signature ..... Agent for Intervenor.

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

Notes:
a) Enter full name and address.
b) If the applicant has appointed an agent to act on his behalf, the agent's name and address should be entered at b) and c).
c) An address for service in the United Kingdom to which all documents in these proceedi may be sent must be entered.
d) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent fc Intervenor" should be deleted if inappropriate.

FORM TM-NO. 29 (Revised 1982)

FEE: ITEM 23

TRADE MARKS ACT, 1938

Request for Registrar's Preliminary Advice as to distinctiveness or capability of distinguishing, by a person proposing to apply for the registration of a Trade Mark (Section 42 and Rule 20)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

a) I/We .....

.....

.....

request that the Registrar advise me/us whether the Trade Mark shown on the accompanying A4

b) (29.7cm x 21cm) sheet* appears to him *prima facie* to be inherently adapted to distinguish or inherently capable of distinguishing my/our goods so as to comply with the requirements of Section 9 or Section 10, respectively, of the Act for registrability in Part A or Part B of the Register.

c) The goods in respect of which I/we propose to apply for registration of the said Trade Mark are

.....

.....

d) ..... in Class .....

Date ..... Signature .....

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

or (optionally, in the case of Textile Marks only)
The Trade Marks Registry, Manchester Branch
Baskerville House
Browncross Street
New Bailey Street
Salford M3 5FU

NOTES:

a) Enter name and address in full.

b) *To be sent in duplicate.

c) Specify the goods. Only goods included in one and the same class should be specified. A separate Form of Request is required for each class.

d) Enter the number of the class (if known).

e) In the case of a *Textile Trade Mark* this Form must be submitted in duplicate.

f) If and when an application is made to register the trade mark, objection may arise if identical or resembling trade marks in respect of identical or closely allied goods are found on the Register; there may also be a further objection if the mark is likely to deceive or cause confusion.

FORM TM-NO. 30 (Revised 1982)

FEE: ITEM 21

TRADE MARKS ACT, 1938

Appeal from the Registrar to the Secretary of State
(Rules 129 to 135)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) I/We .....

of .....

give notice of my/our intention to appeal to the Secretary of State

(b) from ..... of the Registrar of the / / 19.....,

(c) relating to .....whereby he

(d) .....

.....

.....

.....

.....

.....

Accompanying this notice is a statement of the grounds of my/our appeal and of my/our case in suppor thereof, for the decision of the Secretary of State, together with the documents required by Rule 130.

Name of Agent (if any) .....

(e) Date ..... Signature .....Agent for Appellant

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

(a) Enter full name and address of appellant.

(b) Enter 'the decision' or 'that part of the decision' as the case may be.

(c) Give brief particulars identifying the proceedings in which the decision was given.

(d) Give a statement of the nature of the decision in question.

(e) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Appellant' should be deleted if inappropriate.

ORM TM – No 31 (Revised 1982)

FEE: ITEM 24 or 24a

TRADE MARKS ACT, 1938

Request for General Certificate of The Registrar (including Certificate of Registration of a Trade Mark) (Rule 122)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF* the Trade Mark No ....., registered/applied for* in Class .....

I/We .....

of .....

request the Registrar to furnish me/us with

(b) * his Certificate that .....

.....

.....

.....

.....

.....

.....

.....

.....

* a Certificate of registration of the Trade Mark* for use in obtaining registration abroad,* for claiming priority abroad.

(c) And request the Registrar to send the Certificate to: .....

.....

.....

(e) Date ..... Signature .....

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London WC2A 1AY

or (optionally, where Certificates of Applications for or Registrations of Textile Marks are required)
The Manchester Branch, Trade Marks Registry
Baskerville House Browncross Street
New Bailey Street
Salford M3 5FU

NOTES

a) In accordance with Rule 124, in those cases where the mark incorporates a device, a representation of the mark should accompany this Form.
b) Enter the particulars which the Registrar is requested to certify.
c) Enter the address to which the Certificate is to be sent.
d) *Delete as appropriate.
e) Attention is directed to Rule 14 of the Trade Marks Rules 1938.

FORM TEXTILE – No. 5 (Revised 1982)

FEE: ITEM 25 or 25a

TRADE MARKS ACT, 1938

Marks for Textile Goods

Request for certificate of the Keeper of the Manchester Branch as to a copy entered in the Manchester Record of an entry in the Register. *(Section 39(11), and Rule 105)*

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF the Trade Mark No. ....., registered in Class .....

The Keeper is hereby requested to issue his certificate as to a copy entered in the Manchester Record of an entry in the Register relating to.....

(b) .....

.....

(c) being a certificate for use in obtaining registration abroad.

(d) And is requested to send the certificate to.....

.....

.....

.....

(e) Date ..... Signature.....

To The Keeper
Manchester Branch, Trade Marks Registry
Baskerville House, Browncross Street
New Bailey Street
Salford M3 5FU

NOTES:

(a) In accordance with Rule 124, in those cases where the mark incorporates a device, a representation of the mark should accompany this Form.

(b) Enter the particulars which the Keeper is requested to certify.

(c) Delete these words if they are not applicable.

(d) Enter the address to which the certificate is to be sent.

(e) Attention is directed to Rule 14 of the Trade Marks Rules 1938.

FORM TM-NO. 32 (Revised 1982)

FEE: ITEM 1b

TRADE MARKS ACT, 1938

Application under Section 27 and Rule 37 for Registration of an Invented Word (or Words) in Part A of the Register as a Defensive Trade Mark

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

b) Representation of Mark

(c) Application is made for Registration in Part A of the Register of the above word(s) as a Defensive Trade Mark in Class ....., in respect of .....

.....

.....

.....

(d) in the name of .....

..... Country ..... State .....

(e) of .....

.....

.....

(f) who is/are the proprietor(s) of the same Trade Mark registered in Class.....

in respect of .....

.....

under No. .....

According to my/our information and belief, the word(s) is/are invented.

The particulars of the facts on which I/we rely in support of this application are set out in the

(g) accompanying Statement of Case.

(h) Name of Agent (if any)..... ADP Code No. .....

(i) Address for Service .....

.....

.....

.....

(j) Signature .....Agent for Applicants

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

(a) This form must be submitted in duplicate (at no extra charge).

(b) One representation to be provided within the space identified as 'REPRESENTATION OF MARK', and FOUR others to be sent on separate Forms TM-No. 4.
An application made in respect of Textile goods should be accompanied by SIX other representations of the trade mark, each on a separate Form TM-No. 4. All representations should be of uniform quality and well defined.

(c) Specify the goods. Only goods included in one and the same class should be specified.

(d) Enter the full name of the individual, firm or body corporate making the application. The names of all partners in a firm must be given in full. Where the applicant is a body corporate the country of incorporation and, where appropriate, the state of incorporation within that country should be inserted in the spaces provided.

(e) Enter the full trade or business address and description of the applicant.

(f) Give particulars of the applicant's registration of the Trade Mark.

(g) The Statement of Case is to be furnished in duplicate or in the case of an application in respect of Textile goods in triplicate.

(h) If the applicant has appointed an agent to act on his behalf, the agent's name and address should be inserted at (h) and (i). Also insert agent's ADP Code No. (if known) in space provided at (h).

(i) An address for service in the United Kingdom to which all documents may be sent must be inserted.

(j) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Applicants' should be deleted if inappropriate.

FORM TM – No 33 (Revised 1982)

If left after registration Fee Item 27 or 27a
If left at the time of registration: †No Fee.

TRADE MARKS ACT, 1938

Form of Request to the Registrar by a Registered Proprietor or a Registered User of a Trade Mark, or a person about to be so registered, to enter, alter, or substitute an Address for Service as part of his Registration (Rule 13, 81)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

PART I

(d) Request is made by .....

.....

(e) ..... who is about to be registered as/who is the Registered Proprietor/User of Trade Mark(s) No .....* registered in Class ..... for

(f) the inclusion / addition / alteration / substitution of an address for service in the United Kingdom in / to the entry so that the address for service in the United Kingdom may read: .....

.....

.....

Name of Agent (if any) .....

(g) Date ..... Signature..... Agent

PART II

(For use only in case of an address for service changed by a public authority, without change of premises)

(h) The change of address, for the entry of which application is made in Part I, was ordered by .....

.....

.....

on the ..... day of .....19 .....

(i) Date ..... Signature.....

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

† A Registered Proprietor or Registered User whose address for service in the United Kingdom has been altered by a public authority, so that the changed address designates the same premises as before, may make also the statement for which there is provision in Part II of the Form in order to avoid payment of the fee.

† A request on Form TM – No 33 to enter an initial address for service as part of a registration may be made without fee if it accompanies one of the Forms TM – No 10, No 15, No 16 or No 50.

(a) In the case of a **Textile Trade Mark** this Form must be accompanied by a duplicate.

(b) By Rules 13 and 81 an application on Form TM – No. 33 must be signed by the Applicant for registration or the Registered Proprietor or Registered User, as the case may be, or by an agent.

(c) If the statement in Part II is made, and a certificate of the alteration given by the named authority be supplied, the Registrar if satisfied as to the facts of the case, will not require payment of a fee in respect of the application. (See Rule 81).

PART I

(d) Enter the full name and trade or business address of the person making the request.

(e) Delete the underlined words that are not applicable and delete one of the words 'Proprietor' or 'User' as the case may be. *Additional numbers may be given in a signed schedule on the back of the Form.

(f) Delete words that are not applicable.

(g) Attention is directed to Rule 14 of the Trade Marks Rules 1938. Delete the word 'Agent' if inappropriate.

PART II

(h) Enter the name of the public authority ordering the change, and the date thereof.

(i) Signature of the Registered Proprietor or Registered User, as the case may be.

Form TM—No. 34.

TRADE MARKS ACT, 1938

Section 37—First Schedule of the Act—Rule 40

Regulations governing the use of Certification Trade Mark No.

(a) Here specify the goods of the registration.

in Class .. ....in respect of (*a*)

.. ..

[For Official Use]

Advertised in Trade Marks Journal No. . .

at page . . . . . on the . . . . . day

of . . . . . .

[Date of Application and Registration . . . .

. 19 . . .]

FORM TM-NO. 35 (Revised 1982)

FEE: ITEM 19a

TRADE MARKS ACT, 1938

Request for the consent of the Secretary of State to alteration of the deposited Regulations for use of a Certification Trade Mark (Section 37 – First Schedule of the Act – Rule 94)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) Application is made by .....

.....

.....

.....

who is/are the Proprietor(s) of the Certification Trade Mark(s)

(b) No. ..... registered in Class ..... in respect

(c) of .....

.....

that the deposited Regulations for governing the use of the Mark be altered in the manner shown ir

(d) red in the accompanying copies of the Regulations as proposed to be altered, and for the consent of the Secretary of State to such alteration.

Name of Agent (if any) .....

(e) Date ..... Signature ..... Agent for Proprietor(s

To: the Registrar
The Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

NOTES:

(a) Enter name and address of the proprietor(s) as registered.

(b) If the same Regulations apply to registrations of the same mark in more than one class, the numbers of all the registrations and classes should be entered.
Additional numbers and specifications may be given in a signed schedule overleaf.

(c) Enter the specifications of the respective registrations.

(d) Three copies should be furnished.

(e) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Proprietor(s)' should be deleted if inappropriate.

FORM TM-NO. 36 (Revised 1982)

FEE: ITEM 19

TRADE MARKS ACT, 1938

Application to the Secretary of State for an order Expunging or Varying an entry in the Register relating to a Certification Trade Mark or Varying the deposited Regulations.
(Section 37 — First Schedule of the Act — Rule 93)
(To be accompanied by one copy and a Statement of Case in duplicate)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

IN THE MATTER OF Certification Trade Mark No. ..... registered in the name of ..... in Class .....

(a) I/We .....

.....

being an aggrieved person(s), apply for an order of the Secretary of State that:

(b) 1. The Entry in the Register in respect of the above-mentioned Trade Mark

(c) be expunged / varied as follows: .....

.....

.....

2. The deposited Regulations governing the use of the above-mentioned Trade Mark be varied as follows: .....

.....

.....

The grounds of my/our application are as follows:

.....

.....

(d) Name of Agent (if any) .....

(e) Address for Service .....

.....

.....

(f) Date ..... Signature ..... Agent

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

(a) Enter full name and address.

(b) Delete paragraph 1 or 2 whichever does not apply.

(c) Delete the word(s) that do(es) not apply.

(d) If the applicant has appointed an agent to act on his behalf, the agent's name and address should be entered at (d) and (e).

(e) An address for service in the United Kingdom to which all documents in these proceedings may be sent must be entered.

(f) Attention is directed to Rule 14 of the Trade Marks Rule 1938; the word 'Agent' should be deleted if inappropriate.

FORM TM – No 37(Revised 1982)

FEE: ITEM 3c

TRADE MARKS ACT, 1938

Notice to the Secretary of State under Sub-paragraph (2) of Paragraph 2 of the First Schedule to the Act and Rule 58, of Opposition to an Application for registration of a Certification Trade Mark

(To be accompanied by two duplicates)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

IN THE MATTER OF an application No ..... by .....

..... of .....

.....

a) I/We .....

.....of .....

.....

give notice of my/our intention to oppose the Registration of the Certification Trade Mark advertised under the above number for Class ..... in the Trade Marks Journal of the ..... day of ..... 19 ....., No .....page .....

b) The grounds of opposition are as follows:

.....

.....

.....

.....

.....

c) Name of Agent (if any) .....

d) Address for Service .....

.....

.....

e) Date ..... Signature ..... Agent for Opponent

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London. WC2A 1AY

NOTES:

a) Enter full name and address.

b) The grounds should be limited to matters referred to in sub-paragraph (5) of paragraph 1 of the First Schedule to the Act. If the opposition is based on matters referred to in paragraph 1 (3) Form TM – No 7 should be used.

c) If the opponent has appointed an agent to act on his behalf, the agent's name and address should be entered at c) and d).

d) An address for service in the United Kingdom to which all documents in these proceedings may be sent must be inserted.

e) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Opponent' should be deleted if inappropriate.

FORM TM-NO. 38 (Revised 1982)

FEE: ITEM 3d

TRADE MARKS ACT, 1938

Form of Counter-Statement in reply to Notice to the Secretary of State under Sub-paragraph (2) of Paragraph 2 of the First Schedule to the Act and Rule 58, of Opposition to an Application for registration of a Certification Trade Mark.

(To be accompanied by two duplicates)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF an Opposition, No. .....

to Application for registration of a Certification Trade Mark No. .....

I/We .....

the applicant(s) for Registration of the above-numbered Certification Trade Mark, give notice that the following are the grounds on which I/we rely as supporting my/our application:

.....

.....

.....

.....

.....

I/We admit the following allegations in the notice of Opposition:

.....

.....

(a) Name of Agent (if any) .....

(b) Address for Service .....

(c) Date ..... Signature .....

To: the Registrar,
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

NOTES:

(a) If the applicant has appointed an agent to act on his behalf the agent's name and address should be entered at (a) and (b).

(b) An address for service in the United Kingdom to which all documents in these proceedings may be sent must be entered.

(c) Attention is directed to Rule 14 of the Trade Marks Rules 1938.

FORM TM-NO. 39 (Revised 1982)

FEE: ITEM 3e

TRADE MARKS ACT, 1938

Hearing by the Secretary of State of an Opposition under Sub-paragraph (2) of Paragraph 2 of the First Schedule to the Act and Rule 58, to an Application for registration of a Certification Trade Mark. Notice of Attendance at Hearing.

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) I/We .....

of .....

.....

give notice that the Hearing by the Secretary of State of the arguments in the case of

Opposition No. ..... to Application No. .....

for the registration of a Certification Trade Mark, which, by the Comptroller's Notice to me/us

dated the ..... day of .....19 .....,

is fixed for ..... a.m. or p.m. at .....

.....

on the ..... day of .....19 .....

will be attended by me/us or by some person on my/our behalf.

(b) Date ..... Signature .....

Address .....

.....

To: the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

NOTES:

(a) Enter name and address.

(b) Attention is directed to Rule 14 of the Trade Marks Rules 1938.

FORM TM-NO. 40 (Revised 1982)

FEE: ITEM 8

TRADE MARKS ACT, 1938

Application for the Certificate of the Registrar under Section 22 (5) and Rule 79 with reference to a proposed Assignment of a Registered Trade Mark.

(To be accompanied by a Statement of Case in duplicate and a copy of the proposed assignment)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF Trade Mark(s) No.(s) .....

registered in the name of .....

in Class(es) .....

(a) application is made by .....

..... of .....

.....

.....

being the Registered Proprietor(s) of the above-numbered Registered Trade Mark(s), for the Registrar's Certificate under Section 22 (5) with reference to a proposed assignment of the registered trade mark(s) No.(s) .....

(b) to .....

of .....

.....

in circumstances that are stated fully in the accompanying Statement of Case.

Name of Agent (if any) .....

(c) Date ..... Signature ..... Agent for Proprietor.

To: the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

NOTES

(a) Enter the name and trade or business address of the Registered Proprietor.

(b) Enter the name and trade or business address of the proposed assignee.

(c) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Proprietor' should be deleted if inappropriate.

FORM TM-NO. 41 (Revised 1982)

FEE: ITEM 8a

TRADE MARKS ACT, 1938

Application for the Approval by the Registrar under Section 22 (6) and Rule 79 of a proposed assignment, or of a transmission (on or after the appointed day), of a Trade Mark resulting in exclusive rights in different persons for different parts of the United Kingdom.

(To be accompanied by a Statement of Case in duplicate and a Copy of the Instrument proposed for the Assignment or effecting the Transmission)

(PLEASE READ THE NOTES OVERLEAF)

Appr. .....

FOR OFFICIAL USE ONLY

(a) IN THE MATTER OF a Trade Mark(s) Registered under No.(s) ..... in class(es) ..... the property of .....

(b) Application is made by

(c) (1) ..... of .... the Proprietor of the Trade Mark(s)

(d) shown in the accompanying Statement of Case [registered in his name] and [used by him] in respect of the following goods ..... for the approval by the Registrar of a proposed assignment of the Trade Mark(s) to

(e) (e) ..... of ..... in respect of the following goods ..... to be sold

(f) or otherwise traded in in (g) .....[and to

(g) (e) ..... of ..... in respect of the following goods ..... to be sold or otherwise traded in in (g) .....] in circumstances that are stated fully in the accompanying Statement of Case.

(h) (2) ..... of ....who claims that the Trade Mark(s) shown in the accompanying Statement of Case was (were) in respect of the following goods, namely: ....

(i) and on the ..... day of .....19 .....; transmitted to him

(j) [to (k) ..... of .....

(k) (who was his predecessor ..... in the title)], by or from (l) .....

(l) of .....by whom the trade mark was then used in respect of the following goods, namely .... all in circumstances that are stated fully in the accompanying Statement of Case, for the approval by the Registrar of the aforesaid transmission.

Name of Agent (if any) .....

(m) Date ..... Signature..... Agent for Proprietor

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

NOTES

(a) To be deleted in the case of unregistered trade mark(s).

(b) Delete either paragraph (1) or paragraph (2).

(c) Enter the name and trade or business address of the Proprietor.

(d) Delete those words in brackets which do not apply.

(e) Enter the name(s) and trade or business address(es) of the proposed assignee(s).

(f) Delete the bracketed passage if not required.

(g) Enter the name of the place(s) in the United Kingdom.

(h) Enter the name and trade or business address of the person who claims a transmission to him.

(i) Enter the date of the transmission which must not precede the appointed day.

(j) Delete the words which do not apply.

(k) Enter the name and trade or business address of the predecessor in title, if any.

(l) Enter the name and trade or business address of the person who transmitted.

(m) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Proprietor' should be deleted if inappropriate.

FORM TM—No. 42

[FEE STAMP Item 8a]

TRADE MARKS ACT, 1938

Application for the approval by the Registrar under the Third Schedule (Paragraph 2) to the Act and Rule 79 of an assignment or transmission of a Registered Trade Mark before the appointed day, resulting in exclusive rights in different persons for different parts of the United Kingdom.

(To be accompanied by a Statement of Case in duplicate and a Copy of the Instrument effecting the Assignment or Transmission)

IN THE MATTER OF Trade Mark(s)

No.(s).....

registered in the name of.....

.....

in Class.....

Application is hereby made by (*a*).....

.....

of.....

who claims that the above-numbered registered Trade Mark(s) was (were) on the (*b*).....day of.....19..... (*c*) assigned (transmitted to (*c*) him [to (*d*).....

.....

of.....

(who was his predecessor in title)] in respect of the following goods namely.....

by or from (*e*).....

of.....

who was the registered proprietor of the said Trade Mark, in circumstance that are stated fully in the accompanying Statement of Case, *for the approval by the Registrar* of the aforesaid (*c*) assignment (transmission).

Dated the.....day of.....19.....

(*f*).....

(*a*) Insert here the name and trade or business address of the transferee who claims.

(*b*) Insert here the date, which must precede the appointed day.

(*c*) Strike out the words that are not applicable.

(*d*) Insert here the name and trade or business address of the predecessor in title, if any.

(*e*) Insert here the name and trade or business address of the registered proprietor who assigned or transmitted.

(*f*) Signature.

To the Registrar,
The Patent Office, Trade Marks Registry,
25, Southampton Buildings, Chancery Lane,
London, W.C.2.

FORM TM-NO. 43 (Revised 1982)

FEE: ITEM 8b

TRADE MARKS ACT, 1938

Application to the Registrar under Section 22(7) and Rule 80 for Directions for the advertisement of an assignment of Trade Marks otherwise than in connection with the goodwill of the business.

(To be submitted in duplicate)

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

a) Application is made by *(a)*.....

of.....

.....

for the Registrar's Directions with respect to the advertisement of an assignment to him/them of the following Trade Marks otherwise than in connection with the goodwill of the business in which they were used at the time of the assignment namely:—

(1) Registered Trade Marks:

† *Registration No.*	*Class*	*Goods in respect of which the Mark has been used and is assigned*

all of which are or were registered in the name of *(b)*.....

of .....

b) .....

who is the assignor;

(2) Unregistered Trade Marks *(c)*, all being Marks used in his business at the time of the assignment in respect of the goods stated below, by *(b)* .....

of .....

.....

who is the assignor:

c)

† *Representation of Marks*	*Goods in respect of which the Mark has been used and is assigned and*

The date of assignment was ...../...../.....19

The instrument effecting the assignment is sent herewith, together with a copy thereof.

It is suggested that advertisement shall be directed as follows, namely in .....

.....

.....

Name of Agent (if any) .....

d) Date ..... Signature ..... Agent for Assignee

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London, WC2A 1AY

NOTES

a) Enter the name and trade or business address of the assignee (applicant).

b) Enter the name and trade or business address of the proprietor (assignor).

c) Only those unregistered trade marks passing by the one assignment and used in the same business and for goods in respect of which one or more of the registered marks are registered may be inserted here.

d) Attention is directed to Rule 14 of the Trade Marks Rules 1938. The words "Agent for Assignee" should be deleted if inappropriate.

† Additional marks and numbers may be given in a signed schedule below these Notes.

FORM TM – No 44 (Revised 1982)

FEE: ITEM 8c

TRADE MARKS ACT, 1938

Application for Extension of Time in which to apply for the Registrar's Directions for the advertisement of an assignment of Trade Marks otherwise than in conncection with the goodwill of the business (Section 22(7) and Rule 80).

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY

a) Application is made by *(a)* .....

..... of

.....

..... for

b) extension of time of *(b)* .....month(s) in which to apply for the Registrar's Directions for the advertisement of an assignment to him/them of the following Trade Marks otherwise than in connection with the goodwill of the business in which they were used at the time of assignment, namely:–

(1) Registered Trade Marks:

† *Registration Number*	*Class*	*Goods in respect of which the Mark has been used and is assigned*

all of which are or were registered in the name of *(c)* .....

.....

of .....

c) who is the assignor;

(2) Unregistered Trade Marks, all being Marks used in his business at the time of assignment and in respect of the goods stated below, by *(c)* .....

of .....

.....

who is the assignor:

† *Representation of Mark*	*Goods in respect of which the Mark has been used and is assigned*

The date of assignment was the .....day of .....19.....

Name of Agent (if any) .....

Date.....Signature.....Agent for the Assignee

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES

a) Enter the name and trade or business address of the assignee (applicant).

b) Enter "one", or "two", or "three".

c) Enter the name and trade or business address of the proprietor (assignor).

d) Attention is directed to Rule 14 of the Trade Marks Rules 1938. The words "Agent for the Assignee" should be deleted if inappropriate.

† Additional marks and numbers may be given in a signed schedule below these Notes.

FORM TM – No 45 (Revised 1982)

FEE: ITEM 20

TRADE MARKS ACT, 1938

Reclassification

Application to the Registrar under Rule 6 by the Proprietor of a Registered Trade Mark for the Conversion of the Specification from Schedule III to Schedule IV.

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF a Trade Mark No. .....registered in the name of .....

..... in Class .....of Schedule III.

a) Application is made by .....

the Registered Proprietor of the above-numbered Trade Mark, for the conversion of the specification of the

b) above-mentioned registration *and the specification(s) of the Registered User(s) thereunder* from Schedule III to Schedule IV of the Trade Marks Rules, 1938.

The specification(s) entered in the Register in accordance with Schedule III is/are: .....

.....

.....

.....

Application is made that the Registrar should propose the following specification(s) in accordance with Schedule IV, on conversion:–

Class: .....

.....

.....

Class: .....

.....

.....

Name of Agent (if any) .....

c) Date ..... Signature ..... Agent for Proprietor

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES

a) Enter the name and trade or business address of the Registered Proprietor.

b) Delete the words underlined if there are no Registered Users.

c) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for Proprietor" should be deleted if inappropriate.

FORM TM – No 46 (Revised 1982)

FEE: ITEM 20a

TRADE MARKS ACT, 1938

Reclassification-Notice of Opposition to Proposal for Conversion of Specification (Section 36 and Rule 7)

(To be accompanied by a duplicate and a Statement, in duplicate, showing how the proposed conversion would be contrary to Section 36 (2))

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) IN THE MATTER OF Trade Mark(s) No. .....

registered in the name of .....

in Class .....of Schedule III of the Rules.

(b) I/We .....

.....

give notice of my/our intention to oppose the proposal for the conversion of the specification(s) of the Trade Mark(s), advertised in the Trade Marks Journal of / / 19 , No....., page .....

The grounds of opposition are as follows:

.....

.....

.....

(c) Name of Agent (if any) .....

(d) Address for Service .....

.....

.....

(e) Date..... Signature .....Agent for Opponent

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

(a) The numbers of more than one Trade Mark dealt with by the same proposal may be given, provided the specifications are the same.

(b) Enter full name and address.

(c) Insert name and address of agent (if any) at (c) and (d).

(d) An address for service in the United Kingdom to which all documents in these proceedings may be sent must be entered.

(e) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Opponent' should be deleted if inappropriate.

FORM TM-NO. 47 (Revised 1982)

FEE: ITEM 12b

TRADE MARKS ACT, 1938

Notice of Opposition to Application under Section 35 for addition to or alteration of a Registered Trade Mark (Rule 90)

(To be submitted in duplicate)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF the Trade Mark No ..... registered in the name of .....

in Class .....

a) I / We .....

.....

give notice of my / our intention to oppose the addition to or alteration of the Trade Mark numbered and registered as above, so that it shall be in the form shown in the application advertised in the Trade Marks Journal of ...../...../ 19 .....

No ....., page .....

The grounds of opposition are as follows

.....

.....

.....

.....

.....

.....

.....

.....

b) Name of Agent (if any) .....

c) Address for Service .....

.....

.....

Date ..... Signature ..... Agent for the Opponent

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES

a) Enter full name and address.
b) Enter name and address of agent (if any) at b) and c).
c) An address for service in the United Kingdom to which all documents in these proceedings may be sent must be inserted.
d) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Opponent ' should be deleted if inappropriate.

FORM TM-NO. 48 (Revised 1982)

FEE: ITEM 14

TRADE MARKS ACT, 1938

Notice of Order of Court for Alteration or Rectification of Register of Trade Marks

(Rule 138)

(PLEASE READ THE NOTE BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF Trade Mark No ..... registered in

Class .....

in the name of .....

Notice is given to the Registrar that, by an Order of the Court made on ..... / ..... /19 .....,

it was directed that .....

.....

.....

.....

An Office Copy of the Order of the Court is enclosed herewith.

Name of Agent (if any) .....

(a) Date ..... Signature ..... Agent

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES

a) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the word 'Agent' should be deleted if inappropriate.

FORM TM-NO. 49 (Revised 1982)

FEE: ITEM 7

TRADE MARKS ACT, 1938

Request to the Registrar for entry on the Register and advertisement of a note of a Certificate of Validity by the Court under Section 47 (Rule 88)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF Trade Mark(s) No.(s) ....., registered in Class .....

in the name of .....

a. I/We .....

.....

.....

request that the Registrar add to the above-named entry(ies) of a Trade Mark in the Register, and to advertise in the Trade Marks Journal, a note that in

b. .....

.....

the Court certified that the validity of the said registration(s) came into question and was decided in favour of the proprietor of the Trade Mark in the terms of the accompanying Office Copy of the certificate of validity.

Name of Agent (if any) .....

c. Date ..... Signature .....Agent for Proprietor

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES

a. Enter the name and address of the Registered Proprietor.

b. Enter the nature of the proceedings, with the names of the parties to them, in which the Certificate was given.

c. Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words "Agent for Proprietor" should be deleted if inappropriate.

FORM TM – No 50 (Revised 1982)

FEE: ITEM 6 or 6a

TRADE MARKS ACT, 1938

Application for Registration of Registered User

(PLEASE READ THE NOTES OVERLEAF)

FOR OFFICIAL USE ONLY R.U.:

b. Application is made by .....
.....
.....

c. who is/are the registered proprietor(s)/applicant(s) for registration of Trade Mark No. .....

d. in Class .....in respect of .....
.....
.....

e. that .....
.....

f. of .....

g. who are .....
.....

h. who joins in the application, may be registered as a registered user of the above numbered Trade Mark(s) in respect of .....
subject (in each case) to the following conditions or restrictions:-
.....
.....
.....
.....

i. The proposed permitted use is to end on .....

OR

i. The proposed permitted use is without limit of period.

This application is/is not made under Section 29(1) (b).

j. Name of Agent (if any) for proprietor .....
Date .....Signature.....

j. Name of Agent (if any) for the proposed registered user .....

Date ..... Signature .....

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES

a Before this application is acted upon the applicants must furnish a Statutory Declaration made by the Proprietor or by some person authorised to act on his behalf and approved by the Registrar, giving particulars as required by Section 28(4).

b Enter the full name and trade or business address of the proprietor(s) of the mark(s).

c Additional numbers and corresponding particulars may be given in a signed schedule below these Notes.

d Specify the goods.

e Enter the full name of the individual, firm, or body corporate, proposed as registered user. The names of all partners in a firm must be given in full.

f Enter the full trade or business address of the proposed registered user.

g Enter the trade or business description, eg "manufacturers" or "merchants".

h Enter designation of goods (which must be comprised within the specification at d).

i Delete the words which do not apply.

j Attention is directed to Rule 14 of the Trade Marks Rules 1938.

k A request for the entry of an address for service of the registered user may be made on Form TM – No 33 without additional fee, if it accompanies this Form.

FORM TM-NO. 51 (Revised 1982)

FEE: ITEM 6b or 6c

TRADE MARKS ACT, 1938

Application by the Registered Proprietor of a Trade Mark for variation of the registration of a Registered User thereof with regard to the goods or the conditions or restrictions (Section 28 (8) paragraph (a); Rule 109)

(To be accompanied by a Statement of the Grounds for the application and the written consent (if given) of the Registered User)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) Application is made by .....

.....

.....

(b) the proprietor of Trade Mark(s) No. ..... registered in Class .....

(c) in respect of .....

.....

(d) that the registration of .....

.....

.....

(e) as a registered user of the above-numbered Trade Mark(s) in respect of .....

.....

(f) may be varied in the following manner: .....

.....

.....

.....

.....

Name of Agent (if any) .....

(g) Date ..... Signature .....Agent for Proprietc

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES

(a) Enter the full name, description and trade or business address of the registered proprietor.

(b) Additional numbers may be given in a signed schedule overleaf.

(c) Enter the specification as in the register.

(d) Enter the full name, description and trade or business address of the registered user.

(e) Specify the goods in respect of which the user is registered.

(f) Specify the manner in which it is requested that the entry should be varied.

(g) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Proprietor' should be deleted if inappropriate.

FORM TM-NO. 52 (Revised 1982)

FEE: ITEM 6d or 6e

TRADE MARKS ACT, 1938

Application by the Registered Proprietor of a Trade Mark or by any of the Registered Users of the Trade Mark for the cancellation of entry of a Registered User thereof (Section 28 (8), paragraph (b); Rule 110)

(To be accompanied by a Statement of the Grounds for the application)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) Application is made by .....

.....

.....

(b) being the Registered Proprietor (a Registered User) of Trade Mark(s)

(c) No. ..... registered in Class ..... in respect of.....

(d) .....

.....

(e) for the cancellation of the entry under the above-mentioned registration(s) of.....

.....

.....

.....

(f) as a registered user of the Trade Mark(s) in respect of.....

.....

.....

The grounds for this application are set out in the accompanying statement.

Name(s) of Agent(s) (if any) .....

(g) Date ..... Signature .....Agent

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

(a) Enter the full name, description and trade or business address of the applicant or applicants.

(b) Delete the words which do not apply.

(c) Additional numbers may be given in a signed schedule overleaf.

(d) Enter the specification as in the register.

(e) Enter the full name, description and trade or business address of the registered user whose entry is sought to be cancelled.

(f) Specify goods in respect of which that registered user is entered.

(g) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the word 'Agent' should be deleted if inappropriate.

FORM TM – No 53 (Revised 1982)

FEE ITEM 6f or 6g

TRADE MARKS ACT, 1938

Application for cancellation of entry of a Registered User of a Trade Mark (Section 28 (8), paragraph (c); Rule 111)

(To be accompanied by a Statement of the Grounds for the application)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

(a) IN THE MATTER OF Trade Mark(s) No(s) .....

(b) registered in Class ..... in the name of .....

.....

(c) Application is made by .....

.....

(whose address for service in the United Kingdom in these proceedings is .....

.....

(d) for the cancellation of the entry under the above-mentioned registration(s) of .....

.....

(e) as the registered user thereof in respect of .....

.....

.....

The grounds of this application, particulars of which are given in detail in the accompanying statement

(f) of case, are .....

.....

.....

Name of Agent (if any) .....

(g) Date ..... Signature ..... Agent for Applicant

To the Registrar
Trade Marks Registry The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

(a) Additional numbers may be given in a signed schedule overleaf.

(b) Enter the name, description and trade or business address of the registered proprietor as entered in the register.

(c) Enter the name and address of the applicant for cancellation.

(d) Enter the name, description and trade or business address of the registered user as entered in the register.

(e) Specify the goods in the respect of which the registered user is entered.

(f) Enter one or more of the sub-paragraphs of paragraph (c) of Section 28 (8) numbered (i), (ii), (iii).

(g) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Applicant' should be deleted if inappropriate.

FORM TM-NO. 54 (Revised 1982)

FEE: ITEM 6h

TRADE MARKS ACT, 1938

Notice to the Registrar under Section 28 (9) and Rule 112 of intention to intervene in proceedings for the variation or cancellation of an entry of a Registered User of a Trade Mark

(To be accompanied by Statement of the Grounds for Intervention)

(PLEASE READ THE NOTES BELOW)

FOR OFFICIAL USE ONLY

IN THE MATTER OF a Trade Mark No. .....

(a) registered in Class ..... in the name of .....

.....

and

(b) IN THE MATTER OF a registration of .....

.....

thereunder as a Registered User of the Mark.

In reply to the Registrar's Notification, dated / / 19....., notice is given of my intention to intervene in the proceedings in the above matter.

(c) Name of Agent (if any) .....

(d) Address for Service .....

.....

.....

(e) Date ..... Signature .....Agent for Intervenor

To the Registrar
Trade Marks Registry, The Patent Office
25 Southampton Buildings
London WC2A 1AY

NOTES:

(a) Enter the name of the registered proprietor.

(b) Enter the name and trade or business address of the registered user.

(c) Enter name and address of agent (if any) at c) and d).

(d) An address for service in the United Kingdom to which all documents in these proceedings may be sent must be inserted.

(e) Attention is directed to Rule 14 of the Trade Marks Rules 1938; the words 'Agent for Intervenor' should be deleted if inappropriate.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules further amend the Trade Marks Rules 1938. The principal amendments are—

(a) Rule 5 removes the requirement for an agent to produce evidence of his authority to act unless the Registrar so requires, except where he is appointed for the first time in the course of proceedings before the Registrar or there is a change of agent;

(b) Rule 9 revokes Rule 127 of the Trade Marks Rules 1938 which enabled any person to request the Registrar that a search be made to ascertain whether any mark was on record which resembled a specified trade mark;

(c) Rule 10 revises some fees. The new fees become payable on or after 12th July 1982, except in the case of renewal fees paid in advance in respect of the period beginning on or after 12th July 1982, which are increased with effect from 14th June 1982;

(d) The Schedule to the Rules contains revised forms.

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