

[IPO OFFICE ORDER NO. 124, November 25, 2004]

PUBLICATION OF TRADEMARKS IN THE IPO E-GAZETTE

WHEREAS, it is the policy of the State to streamline administrative procedures of registering trademarks and to enhance the enforcement of intellectual property rights in the Philippines;

WHEREAS, in order to administer and implement this State policy, Section 5.1 (e) of Republic Act No. 8293, also known as the Intellectual Property Code (IP Code) mandates this Office to publish regularly in its own publication the trademarks issued and approved;

WHEREAS, Section 7 of Republic Act No. 8792, also known as the Electronic Commerce Act provides that electronic documents shall have the legal effect, validity or enforceability as any other document or legal writing;

WHEREAS, Section 27 of the Electronic Commerce Act, requires government agencies to transact government business and/or perform governmental functions using electronic data messages or electronic documents and to promulgate appropriate rules and regulations;

NOW, THEREFORE, the following rules and regulations are hereby promulgated:

SECTION 1. Title - This Office Order shall be referred to as the Rules and Regulations on the Publication of Trademarks in the IPO e-Gazette.

SECTION 2. Coverage - This Office Order shall cover, but not limited to, the Notice of Allowance of Trademark Application, Issuance of Certificate of Registration of Trademarks, and Notice of Cancellation, Surrender, Amendment, Disclaimer and Correction of Trademark Applications or Registrations which shall be published electronically through the IPO Website and shall be referred to as the IPO e-Gazette.

SECTION 3. Rule 700 of the Trademark Regulations is hereby amended to read as follows:

Rule 700. Publication in the IPO e-gazette; end of jurisdiction of the Examiner - An application for registration is subject to opposition proceeding before issuance of the certificate of registration. **A trademark application that has been examined and which appears to be entitled to registration shall, upon order by the Director and upon**