

[IPO OFFICE ORDER NO. 08, S. 2000, May 12, 2000]

**AMENDMENTS TO THE RULES AND REGULATIONS ON
TRADEMARKS, SERVICE MARKS, TRADENAMES AND MARK OR
STAMPED CONTAINERS**

In order to further facilitate filing, obtain and maintain registration of marks, and streamline administrative procedures, the Rules and Regulations on Trademarks, Service Marks, Tradenames and Marked or Stamped Containers are hereby amended as follows:

Section 1. A new rule is hereby added to provide a title for easy reference, as follows:

Rule 10. *Title.* — These Regulations shall be known as the "Trademark Regulations".

Section 2. Rule 205 is hereby amended to read as follows:

Rule 205. *Contents of the Declaration and Evidence of Actual Use.* — The declaration shall be under oath, must refer to only one application or registration, must contain the name and address of the applicant or registrant declaring that the mark is in actual use in the Philippines, list of the goods where the mark is attached; list the name or names and the exact location or locations of the outlet or outlets where the products are being sold or where the services are being rendered, recite sufficient facts to show that the mark described in the application or registration is being actually used in the Philippines and, specifying the nature of such use. The declarant shall attach five labels as actually used on the goods or the picture of the stamped or marked container visibly and legibly showing the mark as well as proof of payment of the prescribed fee.

Section 3. Rule 302 is hereby amended to read as follows:

Rule 302. *Representation; Address for Service.* — If the applicant is not domiciled or has no real and effective commercial establishment in the Philippines, he shall designate by a written document filed in the Office, the name and address of a Philippine resident who may be served notices or process in proceedings affecting the mark. The written document shall be submitted to the Office within sixty (60) days from filing date without need of any notice from the Office. Such notices or services may be served upon the person so designated by leaving a copy thereof at the address specified in the last designation filed. If the person so designated cannot be found at the address given in the last designation, such notice or process may be served upon the Director.

Section 4. Rule 304 is hereby amended to read as follows: