



REPUBLIC OF SINGAPORE

GOVERNMENT GAZETTE

ACTS SUPPLEMENT

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The following Act was passed by Parliament on 10th July 2012 and assented to by the President on 13th August 2012:—

REPUBLIC OF SINGAPORE

No. 16 of 2012.

I assent.

TONY TAN KENG YAM,

President.

13th August 2012.



An Act to amend the Plant Varieties Protection Act (Chapter 232A of the 2006 Revised Edition), the Registered Designs Act (Chapter 266 of the 2005 Revised Edition) and the Trade Marks Act (Chapter 332 of the 2005 Revised Edition) mainly to streamline certain registry procedures and processes under those Acts.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act may be cited as the Intellectual Property (Miscellaneous Amendments) Act 2012 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Amendment of Plant Varieties Protection Act

2. The Plant Varieties Protection Act (Cap. 232A) is amended —

- (a) by inserting, immediately after the words “an Assistant Registrar of Plant Varieties” in section 6(1), the words “or any public officer”;
- (b) by deleting subsection (4) of section 40;
- (c) by deleting the words “or (4)” in section 40(5);
- (d) by deleting the words “and sealed with the seal of the Registrar” in section 40(6);
- (e) by inserting, immediately after section 49, the following section:

“Amendment of documents

49A. The Registrar may, at the written request of a person who has made any application under this Act (including an application for a grant of protection for a plant variety), or filed a notice or other document for the purposes of this Act, or at the written request of the person’s agent, amend the application, notice or document —

- (a) to correct a clerical error or an obvious mistake; or
- (b) if the Registrar is of the opinion that it is fair and reasonable in all the circumstances of the case to do so.”;
- (f) by inserting, immediately after the word “applications” in section 50(1), the words “, grants, registrations”;
- (g) by deleting the words “before the Registrar” in section 50(1); and

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- (h) by deleting the word “Registry” in section 50(3) and substituting the word “Office”.

Amendment of Registered Designs Act

3. The Registered Designs Act (Cap. 266) is amended —

- (a) by inserting, immediately after the definition of “exclusive licence” in section 2(1), the following definition:

““International Bureau” means the International Bureau of the World Intellectual Property Organisation;”;

- (b) by renumbering section 11 as subsection (1) of that section, and by inserting immediately thereafter the following subsections:

“(2) The application shall —

- (a) contain a request for the registration of a design;
- (b) state the name and address of the applicant; and
- (c) contain a clear representation of the design.

(3) The date on which the application is filed shall be the earliest date on which —

- (a) the fee payable under subsection (1) has been paid or is treated by the Registrar as paid; and
- (b) all the requirements under subsection (2) have been satisfied.”;

- (c) by deleting the words “section 17” in section 18 and substituting the words “sections 17 and 18A(3)”;

- (d) by inserting, immediately after section 18, the following section:

“Deferment of publication

18A.—(1) An applicant may, when filing his application for registration of a design, request that