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## No. S 149

### TRADE MARKS ACT (CHAPTER 332)

### TRADE MARKS (AMENDMENT NO. 2) RULES 2017

In exercise of the powers conferred by section 108 of the Trade Marks Act, the Minister for Law makes the following Rules:

#### **Citation and commencement**

1. These Rules are the Trade Marks (Amendment No. 2) Rules 2017 and come into operation on 1 April 2017.

#### **Amendment of rule 9**

2. Rule 9 of the Trade Marks Rules (R 1) (called in these Rules the principal Rules) is amended —

- (a) by deleting the words “Form TM 20” in paragraph (4)(m) and substituting the word “writing”; and
- (b) by deleting the words “filed in Form CM2” in paragraph (5) and substituting the words “furnished in writing”.

#### **Amendment of rule 19**

3. Rule 19 of the principal Rules is amended by inserting, immediately after paragraph (2), the following paragraph:

“(2A) For the purpose of paragraph (2)(b), the applicant may adopt a specification set out in an approved list of goods or services contained in a practice direction issued by the Registrar.”.

### Amendment of rule 55

#### 4. Rule 55 of the principal Rules is amended —

- (a) by deleting the words “in Form TM 20” in paragraph (1)(d) and substituting the words “by way of a written request”; and
- (b) by deleting the words “both the personal representative and the beneficiary” in paragraph (2)(b) and substituting the words “the personal representative”.

### Amendment of First Schedule

#### 5. The First Schedule to the principal Rules is amended —

##### (a) by deleting item 1 and substituting the following items:

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|---|--|------------------|
| <p>“1. Application to register a trade mark, collective mark or certification mark filed by means of the electronic online system, where the specification is not adopted entirely from the approved list of goods or services mentioned in rule 19(2A) —</p> | <p>15, 62</p>                            | <p>Form TM 4</p> |
| <p>(a) if the specification consists of goods or services included in one class in the Nice Classification as in force on the date of that application</p>  | <p>\$341</p>                             |                  |
| <p>(b) if the specification consists of goods or services included in 2 or more classes in the Nice Classification as in force on the date of that application</p>  | <p>\$341 ×<br/>number<br/>of classes</p> |                  |