

# **Registered Designs (Amendment) Rules 2004**

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**No. S 778**

**REGISTERED DESIGNS ACT  
(CHAPTER 266)**

**REGISTERED DESIGNS (AMENDMENT) RULES 2004**

In exercise of the powers conferred by section 74 of the Registered Designs Act, the Minister for Law, after consulting with the Intellectual Property Office of Singapore, hereby makes the following Rules:

### **Citation and commencement**

1. These Rules may be cited as the Registered Designs (Amendment) Rules 2004 and shall come into operation on 1st January 2005.

### **Amendment of rule 2**

2. Rule 2(1) of the Registered Designs Rules (R 1) (referred to in these Rules as the principal Rules) is amended by inserting, immediately before the definition of “statement of novelty”, the following definition:

“ “Designs Journal” means the journal by that name published under rule 67A;”.

### **New rule 3A**

3. The principal Rules are amended by inserting, immediately after rule 3, the following rule:

#### **“Filing of documents**

**3A.—**(1) The Registrar may refuse to accept or process any document filed at the Registry that fails to comply with the Act.

(2) Every document filed at the Registry shall —

- (a) be in English; or
- (b) where the document is not in English, be accompanied by an English translation of the document.

(3) Every document filed at the Registry shall —

- (a) be filed using durable paper; and
- (b) be in writing that is legible and permanent.

(4) Where the Registrar refuses to accept any document that does not comply with paragraph (2) or (3), the Registrar shall give the applicant a notice stating the manner in which the document does not comply with paragraph (2) or (3), as the case may be.

(5) Where any document filed at the Registry is a copy, the Registrar may —

- (a) decide whether to accept or process the document; and
- (b) require the original to be filed with the Registry.”.

#### **Deletion and substitution of rule 4 and new rule 4A**

4. Rule 4 of the principal Rules is deleted and the following rules substituted therefor:

##### **“Forms**

4.—(1) The Registrar shall publish in the Designs Journal —

- (a) the forms to be used for any purpose relating to the registration of a design or any other proceedings before the Registrar under the Act;
- (b) the Registrar’s directions relating to the use of any form; and
- (c) any amendment or modification of any such form or direction.

(2) Any form may be modified on the direction of the Registrar for use in a case other than the case for which it is intended.

(3) Any reference in these Rules to a numbered form shall be construed as a reference to the current version of the form bearing the corresponding number which is —

- (a) described in the Second Schedule; and
- (b) published in the Designs Journal.

##### **Size of documents**

4A. Subject to any directions that may be given by the Registrar, all forms, notices and other documents required or authorised by the Act to be given or sent to, filed with or served on the Registrar shall be given, sent, filed or served using A4 size paper.”.

#### **Amendment of rule 14**

5. Rule 14 of the principal Rules is amended —

- (a) by inserting, immediately after the word “identical” in paragraph (1), the words “sets of”;
- (b) by inserting, immediately after paragraph (1), the following paragraph:

“(1A) The Registrar may issue practice directions to indicate —

- (a) the maximum number of different views of the design that may be filed as representations of the design; and
  - (b) the dimensions of each view.”; and
- (c) by deleting paragraph (2) and substituting the following paragraph:

“(2) The representation of a design or, where there is more than one view filed as representation of a design, the representation of each view of the design shall be in the form of a drawing or photograph that is suitable for reproduction.”.

### **Amendment of rule 19**

6. Rule 19 of the principal Rules is amended —

- (a) by deleting paragraphs (1) and (2) and substituting the following paragraphs:

“(1) If a right of priority is claimed by reason of an application for registration of a design (referred to in this rule as the priority application) filed —

- (a) in a Convention country under section 12 of the Act; or
- (b) in another country or territory in respect of which provision corresponding to that set out in section 12 of the Act is made under section 13 of the Act,

particulars of that claim shall be included in the application form at the time of filing the application form.

(2) The particulars referred to in paragraph (1) are —

- (a) the country or territory in which —
  - (i) the priority application; or
  - (ii) where there is more than one priority application, each priority application, was filed;
- (b) the date on which —
  - (i) the priority application; or
  - (ii) where there is more than one priority