



## SUPPLEMENT No. 3

TO

# THE CYPRUS GAZETTE No. 3583 OF 30TH OCTOBER, 1951. SUBSIDIARY LEGISLATION.

No. 552.

## THE TRADE MARKS LAW, 1951.

RULES AND FEES MADE AND PRESCRIBED UNDER SECTIONS 38 AND 39.

A. B. WRIGHT,  
*Governor.*

In exercise of the powers vested in me by sections 38 and 39 of the Trade Marks Law, 1951, I, the Governor, with the advice of the Executive Council, do hereby make the following rules:—

### *Short Title and Commencement.*

1. These rules may be cited as the Trade Marks Rules, 1951, and shall come into operation on the 1st day of November, 1951, hereinafter called "the appointed day." Short title and commencement.

### *Interpretation.*

2.—(1) In these rules, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say:— Interpretation.

"the Law" means the Trade Marks Law, 1951;

"agent" means an agent duly authorized to the satisfaction of the Registrar;

"the Office" means the Office of the Official Receiver and Registrar, Nicosia, Cyprus;

"Schedule" means one of the Schedules appended to these rules and numbered I, II, III and IV;

"Section" means a section of the Law, a sub-section being indicated by a number enclosed in brackets immediately following the number of the section;

"Specification" means the designation of goods in respect of which a trade mark, or a registered user of a trade mark, is registered or proposed to be registered;

(2) The Interpretation Law shall apply to the interpretation of these rules as it applies to the interpretation of a Law.\* Cap. 1

### *Fees.*

3. The fees to be paid in relation to trade marks shall be those prescribed in Schedule I, and shall be payable in such manner as the Registrar may from time to time direct by notice in the *Gazette*. Fees.

\* *Note.*—Definitions in the Interpretation Law include the following:—

"Month" means a calendar month.

"Person", unless the contrary intention appears, includes any company, partnership, association, society, institution or body of persons, corporate or unincorporate.

Words in the singular include the plural, and words in the plural include the singular.

*Forms.***Forms.**

4. The forms herein referred to are those contained in Schedule II and such forms shall be used in all cases to which they are applicable, and may be modified as directed by the Registrar to meet other cases.

*Classification of Goods.***Classification of goods.**

5. For the purposes of trade marks registrations dated before the appointed day, and of registrations of registered users thereunder, goods are classified in the manner appearing in Schedule III, unless any specification has been converted to Schedule IV in accordance with rule 6.

For the purposes of trade marks registrations dated on or after the appointed day, and of registrations of registered users thereunder, and for the purposes of any registrations dated before that day whereof the specifications have been converted in accordance with rule 6, goods are classified in the manner appearing in Schedule IV.

*Reclassification of Goods of old Registrations.***Application by registered proprietors for conversion of specification. Registrar's proposal.**

6. Where the specification of a registered trade mark is founded on Schedule III the registered proprietor may apply to the Registrar on Form TM—No. 38 for the conversion of that specification so that it may be founded on Schedule IV, whether with or without the striking-out of goods therefrom, but so that the registration retains its original date, and shall include in the application a request for the like conversion of the specification of the goods of any registered users under that registration. Thereupon the Registrar in accordance with section 37 (3) shall notify in writing to the registered proprietor a proposal showing the form which, in the Registrar's view, the amendment of the register should take. Two or more registrations of a trade mark in respect of goods falling within the same class of Schedule IV, having the same date of registration, may be amalgamated upon conversion in accordance with this rule.

**Advertisement of proposal. Opposition.**

7. The advertisement of a proposal for amendment under section 37 (3) shall be made in the *Gazette*, and notice of any opposition shall be given on Form TM—No. 39 within two months from the date of the advertisement, and shall be accompanied by a duplicate of the notice and by a statement in duplicate showing how the proposed conversion would be contrary to section 37 (2). The Registrar shall forthwith send the duplicate copies to the registered proprietor who may, within two months from the receipt of such duplicates, send to the Registrar a counter-statement setting out fully the grounds on which the opposition is contested and if he does so he shall deliver to the opponent a copy thereof. The Registrar may thereupon require or admit evidence directed to the questions in issue, and if so desired by either party he shall, before deciding the matter, give the parties an opportunity of being heard thereon.

**Conversion of specifications; resulting registrations.**

8. When a proposal for the conversion of a specification in accordance with rule 6 has been advertised and has not been opposed and the time for notice of opposition has expired, or having been opposed the opposition has been determined and a conversion allowed, the Registrar shall make all the entries in the register necessary to give effect to the conversion in accordance with the proposal as advertised, or the proposal as amended after opposition or appeal thereon and published subsequently in the *Gazette*, and shall enter in the register the date when such entries were made. The expression "the expiration of the last registration" shall have regard to the same date in the case of all the resulting entries for the purpose of determining the next renewal thereof in accordance with section 22 as it had with regard to the registration before conversion.

*Documents.*

9. Subject to any other directions that may be given by the Registrar, all applications, notices, statements, papers having representations affixed, or other documents authorized or required by the Law or these rules to be made, left or sent at or to the Office with or to the Registrar, shall be upon strong paper and, except in the case of affidavits, on one side only, of a size of approximately 13 inches by 8 inches, and shall have on the left-hand part thereof a margin of not less than one inch and a half.

Size, etc., of documents.

10. A document purporting to be signed for or on behalf of a partnership shall contain the names of all the partners in full and shall be signed by all the partners or by any qualified partner stating that he signs on behalf of the partnership, or by any other person who satisfies the Registrar that he is authorized to sign the document. A document purporting to be signed for or on behalf of a body corporate shall be signed by a director or by the secretary or other principal officer of the body corporate, or by any other person who satisfies the Registrar that he is authorized to sign the document. A document purporting to be signed for or on behalf of an association of persons may be signed by any person who appears to the Registrar to be duly qualified.

Signature of documents by partnerships, companies and associations.

11. All applications, notices, statements, papers having representations affixed, or other documents authorized or required by the Law or these rules to be made, left or sent, at or to the Office or with or to the Registrar, or any other person may be sent through the post by a prepaid letter; any application or any document so sent shall be deemed to have been made, left or sent at the time when the letter containing the same would be delivered in the ordinary course of post. In proving such sending, it shall be sufficient to prove that the letter was properly addressed and put into the post.

Service of documents.

*Address.*

12. Where any person is by the Law or these rules bound to furnish the Registrar with an address, the address given shall in all cases be as full as possible, for the purpose of enabling any person easily to find the place of trade or business of the person whose address is given.

Address.

The Registrar may require the address to include the name of the street, and the number in the street or name of the premises, if any.

13. The Registrar may require an applicant, opponent or agent, or a registered proprietor or registered user of a trade mark, who does not reside or carry on business within Cyprus to give an address for service within Cyprus, and such address may be treated as the actual address of that person for all purposes connected with the matter in question.

Address for service.

Any registered proprietor or registered user of a trade mark, or any person about to be registered as such, may, if he so desires, give upon Form TM—No. 32 an address for service for entry in the register, and such address may be entered by the Registrar.

All applications on Form TM—No. 32 under this rule shall be signed by the applicant for registration or the registered proprietor or registered user, as the case may be, or by an agent expressly authorized by him for the purpose of such an application, unless in exceptional circumstances the Registrar otherwise allows.

In any case in which no address for service is entered in the register, the Registrar may treat the trade or business address of the registered proprietor or registered user as therein entered as his address for service for all purposes connected with the registration.

Any written communication addressed to a party or person as aforesaid at an address given by him, or treated by the Registrar, as his address for service shall be deemed to be properly addressed.

The Registrar, at any time that a doubt arises as to the continued availability of an address for service entered in the register, may request the person

for whom it is entered, by letter addressed to his trade or business address in the register, to confirm the address for service, and if within three months of making such a request the Registrar receives no confirmation of that address, he may strike it off the register.

#### *Agents.*

Agency.

14. Except as otherwise required by these rules, any application, request or notice which is required or permitted by the Law or these rules to be made or given to the Registrar, and all other communications between an applicant or a person making such a request or giving such a notice and the Registrar, and between the registered proprietor or a registered user of a trade mark and the Registrar or any other person, may be signed, made or given by or through an agent.

Any such applicant, person making request or giving notice, proprietor, or registered user may appoint an agent to act for him in any proceeding or matter before or affecting the Registrar under the Law and these rules by signing and sending to the Registrar an authority to that effect in the Form TM—No. 1, or in such other written form as the Registrar may deem sufficient. In case of such appointment, service upon the agent of any document relating to the proceeding or matter shall be deemed to be service upon the person so appointing him, all communications directed to be made to such person in respect of the proceeding or matter may be addressed to such agent, and all attendances upon the Registrar relating thereto may be made by or through such agent. In any particular case the Registrar may require the personal signature or presence of an applicant, opponent, proprietor, registered user or other person.

The Registrar shall not be bound to recognize as such agent any person who has been proved to him, or, on appeal, to the Court, to have been guilty of conduct discreditable to a trade mark agent or who has been convicted criminally or whose name has been struck off the Roll of Advocates, and not since restored or (during the term of his suspension) any person who has been suspended from acting as an advocate.

#### *Registrable Trade Marks and Preliminary Advice (Section 40).*

Registrable  
trade marks.

15. The Registrar may refuse to accept any application for the registration of a mark upon which any of the following appear:—

- (a) The words "Patent", "Patented", "Registered", "Registered Design", "Copyright", "To counterfeit this is a forgery", or words to like effect.
- (b) Representations of Their Majesties or any member of the Royal Family, or any colourable imitations thereof.
- (c) The words "Red Cross" or "Geneva Cross", and representations of the Geneva and other crosses in red, or of the Swiss Federal Cross in white on a red ground or silver on a red ground, or such representations in a similar colour or colours.

Where there appears in a trade mark the registration of which is applied for a representation of a cross in any colour, not being one of those mentioned in the last foregoing sub-paragraph, the Registrar may require the applicant as a condition of acceptance to undertake not to use the cross device in red, or in white on a red ground or silver on a red ground, or in any similar colour or colours.

Royal  
Arms, etc.

16. Representations of the Royal, Imperial or Commonwealth Arms, crests, armorial bearings or insignia, or devices so nearly resembling them as to be likely to lead to mistake, or of the British Royal, Imperial or Commonwealth crowns, or of the Royal, Imperial, Commonwealth or National flags, or the words "Royal", "Imperial" or "Commonwealth" or any other words, letters, or devices likely to lead persons to think that the applicant either has or recently has had Royal patronage or authorization, or the



word "Anzac", may not appear on trade marks the registration of which is applied for.

17. Where a representation of the armorial bearings, insignia, orders of chivalry, decorations or flags of any State, city, borough, town, place, society, body corporate, institution or person appears on a mark, the Registrar, before proceeding to register the mark, shall, if he so require, be furnished with a consent to the registration and use of such emblems from such official or other person as appears to the Registrar to be entitled to give consent, and in default of such consent he may refuse to register the mark. Arms of city, etc.

18. Where the name or representation of any person appears on a trade mark, the Registrar shall, if he so require, before proceeding to register the mark be furnished with consent from him or, in the case of a person recently dead, from his legal representatives, and in default of such consent he may refuse to register the mark. Living persons or persons recently dead.

19. Where the name or description of any goods appears on a trade mark the Registrar may refuse to register such mark in respect of any goods other than the goods so named or described. Name or description of goods on a trade mark.

Where the name or description of any goods appears on a trade mark, which name or description in use varies, the Registrar may permit the registration of the mark for those and other goods, and in that case the applicant shall state in his application that the name or description will be varied when the mark is used upon goods covered by the specification other than the named or described goods.

20. Any person who proposes to apply for the registration of a trade mark in Part A or Part B of the register in respect of any goods may apply to the Registrar on Form TM—No. 29, or on Form TM—No. 28 in a case where he is also making an application under rule 106, for advice as to whether the trade mark, of which duplicate representations shall accompany the Form, appears to the Registrar *prima facie* to be inherently adapted to distinguish within the meaning of section 11 or inherently capable of distinguishing within the meaning of section 12 as the case may be in relation to those goods, and shall apply separately in relation to goods comprised within different classes of goods in Schedule IV. Preliminary advice by Registrar as to distinctiveness.

A notice of withdrawal of an application for the registration of a trade mark given under section 40 (3) for the purpose of obtaining repayment of any fee paid on the filing of the application shall be given in writing within two months from the date of the notice of the Registrar's objection.

#### *Application for Registration of a Trade Mark—Specification.*

21. An application to the Registrar for the registration of a trade mark shall be made on Form TM—No. 2 and signed by the applicant or his agent. Each application shall be for registration in respect of goods in one class of Schedule IV only. Form of Application. Specification.

In the case of an application for registration in respect of all the goods included in a class, or of a large variety of goods, the Registrar may refuse to accept the application unless he is satisfied that the specification is justified by the use of the mark which the applicant has made, or intends to make if and when it is registered.

22. Every application for the registration of a trade mark shall contain a representation of the mark in the space provided on the application form for that purpose. Representation of mark.

Where the representation exceeds such space in size the representation shall be mounted upon linen, tracing cloth or such other material as the Registrar may consider suitable. Part of the mounting shall be affixed in the space aforesaid and the rest may be folded.

Additional forms and representations.

23. There shall be sent with every application for registration of a trade mark four additional representations of the mark on Form TM—No. 3. The representation of the mark on the application and the additional representations shall correspond exactly. The additional representations shall in all cases be noted with all such particulars as may from time to time be required by the Registrar. Such particulars shall, if required, be signed by the applicant or his agent.

Representations to be durable.

24. All representations of marks must be of a durable nature, but the applicant may in case of need supply, in place of representations on Form TM—No. 3, representations on sheets of strong paper of the size prescribed in rule 9 and noted as aforesaid.

Separate applications.

25. Applications for the registration of the same mark in different classes shall be treated as separate and distinct applications, and in all cases where a trade mark is registered under the same official number for goods in more than one class, whether on conversion of the specification under rule 6 or otherwise, the registration in respect of the goods included in each separate class shall be deemed to be a separate registration for all the purposes of the Law.

Representations to be satisfactory.

26. The Registrar, if dissatisfied with any representation of a mark, may at any time require another representation satisfactory to him to be substituted before proceeding with the application.

Specimens of trade marks in exceptional cases.

27. Where a drawing or other representation or specimen cannot be given in manner aforesaid, a specimen or copy of the trade mark may be sent either of full size or on a reduced scale, and in such form as the Registrar may think most convenient.

The Registrar may also, in exceptional cases, deposit in the Office a specimen or copy of any trade mark which cannot conveniently be shown by a representation, and may refer thereto in the register in such manner as he may think fit.

Series of trade marks.

28. Where application is made for the registration of a series of trade marks under section 23 (2), a representation of each trade mark of the series shall be included, all as aforesaid, in the application form, and in each of the accompanying Forms TM—No. 3.

Transliteration and translation.

29. Where a trade mark contains a word or words in characters other than Roman, there shall, unless the Registrar otherwise directs, be indorsed on the application form, and on each of the accompanying Forms TM—No. 3, a sufficient transliteration and translation to the satisfaction of the Registrar of each of such words, and every such indorsement shall state the language to which the word belongs and shall be signed by the applicant or his agent.

Where a trade mark contains a word or words in a language other than English, the Registrar may ask for an exact translation thereof together with the name of the language, and such translation and name, if he so requires, shall be indorsed and signed as aforesaid.

#### *Procedure on Receipt of Application for Registration of a Trade Mark.*

Search.

30. Upon receipt of an application for the registration of a trade mark in respect of any goods the Registrar shall cause a search to be made, amongst the registered marks and pending applications, for the purpose of ascertaining whether there are on record in respect of the same goods or description of goods any marks identical with the mark applied for, or so nearly resembling it as to render the mark applied for likely to deceive or cause confusion, and the Registrar may cause the search to be renewed at any time before the acceptance of the application, but shall not be bound to do so.

Acceptance, absolute or conditional; objection.

31. After such search, and consideration of the application, and of any evidence of use or of distinctiveness or of any other matter which the applicant may or may be required to furnish, the Registrar may accept the application absolutely, or he may object to it, or he may express his willingness

to accept it subject to such conditions, amendments, disclaimer, modifications or limitations as he may think right to impose.

32. If the Registrar objects to the application, he shall inform the applicant of his objections in writing, and unless within two months the applicant applies for a hearing or makes a considered reply in writing to those objections he shall be deemed to have withdrawn his application. Registrar's objections. Hearing.

33. If the Registrar is willing to accept the application subject to any conditions, amendments, disclaimer, modifications or limitations, he shall communicate such willingness to the applicant in writing, and, if the applicant objects to such conditions, amendments, disclaimer, modifications or limitations he shall within two months from the date of the communication apply for a hearing or communicate his considered objections in writing, and if he does not do so he shall be deemed to have withdrawn his application. If the applicant does not object to such conditions, amendments, disclaimer, modifications or limitations, he shall forthwith notify the Registrar in writing, and alter his application accordingly. Registrar's conditions, etc. Hearing.

34. The decision of the Registrar, at a hearing as in rule 32 or rule 33, or without a hearing if the applicant has duly communicated his considered objections or considered reply, in writing, and has stated that he does not desire to be heard, shall be communicated to the applicant in writing, and if the applicant objects to such decision he may within two months by applying upon Form TM—No. 4 require the Registrar to state in writing the grounds of, and the materials used by him in arriving at, his decision. Decision of Registrar.

In a case where the Registrar makes any requirements to which the applicant does not object, the applicant shall comply therewith before the Registrar issues such statement in writing. The date when such statement is sent to the applicant shall be deemed to be the date of the Registrar's decision for the purpose of appeal.

35. The Registrar may call on an applicant to insert in his application such disclaimer as the Registrar may think fit, in order that the public generally may understand what the applicant's rights, if his mark is registered, will be. Disclaimer

#### *Advertisement of Application.*

36. An application for the registration of a trade mark required or permitted to be advertised by section 20 (1), shall be advertised in the *Gazette* during such times and in such manner as the Registrar may direct. In the case of an application with which the Registrar proceeds only after the applicant has lodged the written consent to the proposed registration of the registered proprietor of another trade mark or another applicant, the words "By Consent" shall appear in the advertisement. Advertisement of application.

If no representation of the trade mark be included in the advertisement of the application, the Registrar shall refer in such advertisement to the place or places where a specimen or representation of the trade mark is deposited for exhibition.

37. For the purposes of such advertisement the applicant may, at the appropriate time, supply or be required to supply a printing block (or more than one, if necessary) of the trade mark satisfactory to the Registrar, of such dimensions as may from time to time be approved or directed by the Registrar, or shall supply such information or other means of advertising the trade mark as may be required by the Registrar; and the Registrar, if dissatisfied with the printing block supplied by the applicant or his agent, may require a fresh block before proceeding with the advertisement. Wood block or electrotype printing.

38. When an application relates to a series of trade marks differing from one another in respect of the particulars mentioned in section 23 (2), the applicant may be required to supply a printing block (or more than one if necessary) satisfactory to the Registrar of any or of each of the trade marks. Advertisement of series.

constituting the series ; or the Registrar may, if he thinks fit, insert with the advertisement of the application a statement of the manner in which the several trade marks differ from one another.

Advertisement under section 20 or section 36.

39. Advertisements under sections 20 (10), 36 (2) and 36 (4) shall *mutatis mutandis* be made in the same manner as advertisements relating to an application for registration.

#### *Opposition to Registration.*

Opposition.

40. Any person may within two months from the date of any advertisement in the *Gazette* of an application for registration of a trade mark give notice on Form TM—No. 5 to the Registrar of opposition to the registration.

Notice of opposition.

41. The notice shall include a statement of the grounds upon which the opponent objects to the registration. If registration is opposed on the ground that the mark resembles marks already on the register, the numbers of such trade marks and the numbers of the *Gazettes* in which they have been advertised shall be set out. The notice shall be accompanied by a duplicate which the Registrar will forthwith send to the applicant.

Counter-statement.

42. Within two months from the receipt of such duplicate the applicant shall send to the Registrar a counter-statement on Form TM—No. 6 setting out the grounds on which he relies as supporting his application. The applicant shall also set out what facts, if any, alleged in the notice of opposition he admits. The counter-statement shall be accompanied by a duplicate.

Evidence in support of opposition.

43. Upon receipt of the counter-statement and duplicate the Registrar will forthwith send the duplicate to the opponent and within two months from the receipt of the duplicate the opponent shall leave with the Registrar such evidence by way of affidavit as he may desire to adduce in support of his opposition and shall deliver to the applicant copies thereof.

Evidence in support of application.

44. If an opponent leaves no evidence, he shall, unless the Registrar otherwise directs, be deemed to have abandoned his opposition but, if he does leave evidence, then, within two months from the receipt of the copies of affidavits, the applicant shall leave with the Registrar such evidence by way of affidavit as he desires to adduce in support of his application and shall deliver to the opponent copies thereof.

Evidence in reply by opponent.

45. Within one month from the receipt by the opponent of the copies of the applicant's affidavits the opponent may leave with the Registrar evidence by affidavit in reply, and shall deliver to the applicant copies thereof. This evidence shall be confined to matters strictly in reply.

Further evidence.

46. No further evidence shall be left on either side but, in any proceedings before the Registrar, he may at any time if he thinks fit give leave to either the applicant or the opponent to leave any evidence upon such terms as to costs or otherwise as he may think fit.

Exhibits.

47. Where there are exhibits to affidavits filed in an opposition, copies or impressions of such exhibits shall be sent to the other party on his request and at his expense, or, if such copies or impressions cannot conveniently be furnished, the originals shall be left with the Registrar in order that they may be open to inspection. The original exhibits shall be produced at the hearing unless the Registrar otherwise directs.

Hearing.

48. Upon completion of the evidence the Registrar shall give notice to the parties of a date when he will hear the arguments in the case. Such appointment shall be for a date at least one month after the date of the notice, unless the parties consent to a shorter notice. Within fourteen days from the receipt of the notice any party who intends to appear shall so notify the Registrar on Form TM—No. 7. A party who receives notice as aforesaid



and who does not, within fourteen days from the receipt thereof, so notify the Registrar on Form TM—No. 7, may be treated as not desiring to be heard and the Registrar may act accordingly.

49. Where in opposition proceedings any extension of time is granted to any party, the Registrar may thereafter, if he thinks fit, without giving the said party a hearing, grant any reasonable extension of time to any other party in which to take any subsequent step. Extension of time.

50. Where a party giving notice of opposition or an applicant sending a counter-statement after receipt of a copy of such a notice neither resides nor carries on business in Cyprus, the Registrar may require him to give security, in such form as the Registrar may deem sufficient, for the costs of the proceedings before the Registrar, for such amount as to the Registrar may seem fit, and at any stage in the opposition proceedings may require further security to be given at any time before giving his decision in the case. Security for costs.

51. In the event of an opposition being uncontested by the applicant, the Registrar is deciding whether costs should be awarded to the opponent shall consider whether proceedings might have been avoided if reasonable notice had been given by the opponent to the applicant before the notice of opposition was lodged. Costs in uncontested case.

#### *Non-Completion.*

52. Where registration of a trade mark is not completed within twelve months from the date of the application by reason of default on the part of the applicant, the Registrar shall on Form TM—No. 8 give notice in writing to the applicant at his trade or business address of the non-completion, but if the applicant has authorized an agent for the purpose of the application he shall instead send the notice to the agent and shall send a duplicate thereof to the applicant. If after one month from the date when the notice was sent, or such further time as the Registrar may allow, the registration is not completed, the application shall be deemed to be abandoned. Non-completion within 12 months.

#### *Entry in the Register, and Associated Marks.*

53. As soon as may be after the expiration of two months from the date of the advertisement in the *Gazette* of any application for the registration of a trade mark, the Registrar shall, subject to any opposition and the determination thereof, and subject to the provisions of section 21 (1), and upon payment of the prescribed fee on Form TM—No. 9, enter the trade mark in the register. In those cases where the applicant has supplied a printing block in accordance with rule 37, he shall send with his fee a representation of the trade mark agreeing in all respects with the representation then appearing on the form of application, to be affixed by the Registrar to the certificate of registration as required by rule 56. The entry of a trade mark in the register shall give the date of the registration, the goods in respect of which it is registered, and all particulars named in section 3 (1), including both the trade or business address and the address for service (if an application on Form TM—No. 32 for the entry thereof has been approved), particulars of the trade, business, profession, occupation, or other description of the proprietor, particulars of any undertakings by the proprietor entered on the form of application, particulars affecting the scope of the registration or the rights conferred by the registration, and such other particulars as are prescribed. Entry in register.

In the case of an application as aforesaid which the Registrar accepts only after the applicant has lodged the written consent to the proposed registration of the registered proprietor of another trade mark or another applicant for registration, the aforesaid entry in the register shall state that it is "By Consent" and shall give the number of the previous registration or the application for registration.

Associated  
marks.

54. Where a mark is registered as associated with any other mark or marks the Registrar shall note in the register in connection with the first-mentioned mark the numbers of the marks with which it is associated and shall also note in the register in connection with each of the associated marks the number of the first-mentioned mark as being a mark associated therewith.

An application by a registered proprietor under section 25 (5) to the Registrar to dissolve the association between two or more associated trade marks shall be made on Form TM—No. 19, and shall include a statement of the grounds of the application.

Death of  
applicant  
before  
registration.

55. In case of the death of any applicant for the registration of a trade mark after the date of his application, and before the trade mark applied for has been entered in the register, the Registrar, after the expiration of the prescribed period of advertisement and the determination of any opposition to the application, may, on being satisfied of the applicant's death, enter in the register, in place of the name of such deceased applicant, the name, address, and description of the person owning the trade mark, on such ownership being proved to the satisfaction of the Registrar.

Certificate of  
registration.

56. Upon the registration of a trade mark the Registrar shall issue to the applicant a certificate in the Form TM—No. 10, and shall affix thereto a copy of the mark, which may be a representation thereof supplied by the applicant under rule 53.

#### *Renewal.*

Renewal of  
registration.

57. At any time not more than three months before the expiration of the last registration of a trade mark any person may leave at the Office a fee for the renewal of the registration of the mark upon Form TM—No. 11, and, if he is not the registered proprietor, shall sign a statement on the form that he is directed by the registered proprietor to pay the fee (if such be the case) and shall give his address. Before taking any further step the Registrar may either (a) require the person leaving the fee to furnish within twenty days an authority to pay the fee signed by the registered proprietor, and if he does not furnish such authority may return the fee and treat it as not received, or (b) communicate with the registered proprietor stating that the fee has been received and that the registration will in due course be renewed.

Notification  
of receipt of  
renewal fee.

Notice  
before  
removal of  
trade mark  
from  
register.  
Second  
notice.

58. At a date not less than two months and not more than three months before the expiration of the last registration of a mark, if no fee upon Form TM—No. 11 has been received, the Registrar shall notify the registered proprietor in writing of the approaching expiration.

59. At a time not less than one month and not more than two months before the expiration of the last registration of a mark the Registrar may, if no fee as aforesaid has been received, send a notice in writing to the registered proprietor at his trade or business address as well as at his address for service, if any.

Advertisement of non-payment.

60. If at the date of the expiration of the last registration of a mark the renewal fee has not been paid, the Registrar shall advertise the fact forthwith in the *Gazette*, and if within two months of that advertisement the renewal fee upon Form TM—No. 11, together with an additional fee upon Form TM—No. 12, is received, he may renew the registration without removing the mark from the register.

Removal of  
trade mark  
from  
register.

Restoration.

61. Where, at the expiration of two months from the advertisement mentioned in rule 60 the fees therein mentioned have not been paid, the Registrar may remove the mark from the register as of the date of the expiration of the last registration, but may, upon payment of the renewal fee upon Form TM—No. 11 together with a restoration fee upon Form TM—No. 13, restore the mark to the register if satisfied that it is just so to do, and upon such conditions as he may think fit to impose.

62. Where a trade mark has been removed from the register, the Registrar shall cause to be entered in the register a record of the removal and of the cause thereof. Record of removal of mark.

63. Upon the renewal or restoration and renewal of a registration, a notice to that effect shall be sent to the registered proprietor and the renewal or restoration and renewal shall be advertised in the *Gazette*. Notice and advertisement of renewal and restoration.

#### *Assignments and Transmissions.*

64. Where a person becomes entitled by assignment or transmission to a registered trade mark he may, conjointly with the registered proprietor, make application to the Registrar on Form TM—No. 15 to register his title. Joint application for entry of assignment or transmission.

65. Where a person becomes entitled to a registered trade mark in the manner referred to in rule 64, and no conjoint application as therein mentioned is made, he shall make application to the Registrar on Form TM—No. 16 to register his title. Application for entry of assignment or transmission by subsequent proprietor.

66. An application under rule 64 or rule 65 shall contain the name, trade or business address and description of the person claiming to be entitled, together with full particulars of the instrument, if any, under which he claims, and such instrument shall be produced for inspection by the Registrar, preferably at the time of application. The full names of all the partners in a partnership shall be given in the body of the application. The Registrar may in any case require and retain an attested copy of any instrument produced for inspection in proof of title, but such copy shall not be open to public inspection. Particulars to be stated in application. Copies of documents.

67. Where in the case of an application of Form TM—No. 15 or Form TM—No. 16 the person applying for registration of his title does not claim under any document or instrument which is capable in itself of furnishing proof of his title, he shall, unless the Registrar otherwise directs, either upon or with the application, state a case setting forth the full particulars of the facts upon which his claim to be proprietor of the trade mark is based, and showing that the trade mark has been assigned or transmitted to him. If the Registrar so require, the case shall be verified by an affidavit on Form TM—No. 17. Case accompanying application.

68. The Registrar may call on any person who applies to be registered as proprietor of a registered trade mark for such proof or additional proof of title as he may require for his satisfaction. Proof of title.

69. An application under rule 64 or rule 65 relating to an assignment on or after the appointed day, of a trade mark in respect of any goods shall state (a) whether the trade mark was, at the time of the assignment, used in a business in any of those goods and (b) whether the assignment was made otherwise than in connection with the entire or the remainder goodwill of that business, and, if both those circumstances subsisted, then the applicant shall leave with the Registrar a copy of the Registrar's directions to advertise the assignment, obtained upon application under section 24 (7) and rule 73, and such proof, including copies of advertisements or otherwise, as the Registrar may require that his directions have been fulfilled; and if the Registrar is not satisfied that the directions have been fulfilled, he shall not proceed with the application. Application for entry of assignment without goodwill.

For the purposes of section 30 (4), the period within which a corporation may be registered as the subsequent proprietor of a registered trade mark, upon application made under rule 64 or rule 65, shall be six months from the date of advertisement in the *Gazette* of the registration of the trade mark or

such further period not exceeding six months as the Registrar may allow, on application being made to him on Form TM—No. 14 by the applicant for registration of title or the registered proprietor, as the case may be, at any time before or during the period for which the extension can be allowed.

Entry in  
register.

70. When the Registrar is satisfied as to the title of the person claiming to be registered, he shall cause him to be registered as proprietor of the trade mark in respect of the relevant goods, and shall enter in the register his name, trade or business address and description and particulars of the assignment or transmission.

Separate  
registrations.

71. Where pursuant to an application under rule 64 or rule 65, and as the result of a division and separation of the goods of a registration or a division and separation of places or markets, different persons become registered separately under the same official number as subsequent proprietors of a trade mark, each of the resulting separate registrations in the names of those different persons shall be deemed to be a separate registration for all the purposes of the Law.

Registrar's  
certificate  
or approval  
as to certain  
assignments  
and trans-  
missions.

72. Any person who desires to obtain the Registrar's certificate under section 24 (5), or his notification of approval under section 24 (6), or under paragraph 1 of the Schedule to the Law, shall send to the Registrar, with his application on Form TM—No. 33, or No. 34, or No. 35, as the case may be, a statement of case in duplicate setting out the circumstances, and a copy of any instrument or proposed instrument effecting the assignment or transmission. The Registrar may call for any evidence or further information that he may consider necessary, and the statement of case shall be amended if required to include all the relevant circumstances and shall if required be verified by an affidavit. The Registrar, after hearing if so required the applicant and any other person whom the Registrar may consider to be interested in the transfer, shall consider the matter and issue a certificate thereon or a notification in writing of approval or disapproval thereof, as the case may be. Where a statement of case is amended, two fair copies thereof in its final form shall be left with the Registrar. The Registrar shall seal a copy of the statement of case in its final form to the certificate or notification.

Registrar's  
directions  
for adver-  
tisement of  
assignment  
without  
goodwill of  
trade mark  
in use.

73. An application to the Registrar under section 24 (7) shall be made by the assignee on Form TM—No. 36 and shall state the date on which the assignment was made. The application shall give particulars of the registration in the case of a registered trade mark, and, in the case of an unregistered trade mark, shall show the mark and give particulars of the registered trade mark that has been assigned therewith in accordance with section 24 (3). The Registrar may call for any evidence or further information, and if he is satisfied with regard to the various matters he shall issue directions in writing with respect to the advertisement of the assignment.

The Registrar may refuse to consider such an application in a case to which section 24 (6) applies unless his approval has been obtained under the said sub-section and a reference identifying the Registrar's notification of approval is included in the application.

A request to the Registrar for an extension of the period within which the application may be made, which shall be on Form TM—No. 37, may be made at any time before or during the period for which extension can be allowed. The extension of the period which the Registrar may allow shall not exceed three months.

#### *Alteration of Address.*

Alteration  
of address  
in register.

74. A registered proprietor or registered user of a trade mark whose trade or business address is changed so that the entry in the register is rendered incorrect shall forthwith request the Registrar on Form TM—No. 18 to make the appropriate alteration of the address in the register, and the Registrar shall alter the register accordingly if he is satisfied in the matter.



A registered proprietor or registered user of a trade mark whose address for service in Cyprus entered in the register is changed, whether by discontinuance of the entered address or otherwise, so that the entry in the register is rendered incorrect, shall forthwith request the Registrar on Form TM—No. 32 to make the appropriate alteration of the address in the register, and the Registrar shall alter the register accordingly if he is satisfied in the matter.

A registered proprietor or registered user of a trade mark whose registered trade or business address or address for service is altered by a public authority, so that the changed address designates the same premises as before, may make the aforesaid request to the Registrar on Form TM—No. 18 or Form TM—No. 32, as the case may be, free of any fee, and if he does so he shall leave therewith a certificate of the alteration given by the said authority. If the Registrar is satisfied as to the facts of the case, he shall alter the register accordingly, but shall not require the payment of any fees.

In case of the alteration of the address of a person entered in the register as the address for service of more than one registered proprietor or registered user of trade marks, the Registrar may, on proof that the said address is the address of the applicant and if satisfied that it is just to do so, accept an application from that person on a Form TM—No. 32 amended so as to suit the case for the appropriate alteration of the entries of his address as the address for service in the several registrations, particulars of which shall be given in the form, and may alter the entries accordingly.

All applications under this rule on Form TM—No. 32 shall be signed by the registered proprietor or the registered user, as the case may be, or by an agent expressly authorized by him for the purpose of such an application, unless in exceptional circumstances the Registrar otherwise allows.

#### *Applications to the Registrar for Rectification (Sections 28, 33 and 34).*

75. An application to the Registrar under any of the sections 28, 33 or 34 for the making, expunging or varying of any entry in the register shall be made on Form TM—No. 26, and shall be accompanied by a statement setting out fully the nature of the applicant's interest, the facts upon which he bases his case and the relief which he seeks. Where the application is made by a person who is not the registered proprietor of the trade mark in question it shall be accompanied by a copy of the application and a copy of the statement, and these copies will be transmitted forthwith by the Registrar to the registered proprietor.

Application to rectify, or remove a trade mark from, the register.

76. Upon such application being made, and copy thereof transmitted to the registered proprietor, if necessary, the provisions of rules 42 to 51 shall apply *mutatis mutandis* to the further proceedings thereon; but the Registrar shall not rectify the register or remove the mark from the register merely because the registered proprietor has not filed a counter-statement. In any case of doubt any party may apply to the Registrar for directions.

Further procedure.

77. Any person other than the registered proprietor alleging interest in a registered trade mark in respect of which an application is made on Form TM—No. 26 may apply to the Registrar on Form TM—No. 27 for leave to intervene, stating thereon the nature of his interest, and the Registrar may refuse or grant such leave, after hearing (if so required) the parties concerned, upon such conditions and terms as he may deem fit. Before dealing in any way with the application for leave to intervene the Registrar may require the applicant to give an undertaking to pay such costs as in the circumstances he may award to any party.

Intervention by third parties.

*Applications for alteration of the Register by correction, change, cancellation or striking out goods, or for entry of disclaimer, memorandum or note (Section 35 (1)).*

Application  
under  
section  
35 (1).

78. An application to the Registrar under section 35 (1) for the alteration of the register by correction, change, cancellation, or striking out goods, or for the entry of a disclaimer or memorandum, may be made by the registered proprietor of the trade mark or by such person as may satisfy the Registrar that he is entitled to act in the name of the registered proprietor. Such applications shall be made on Form TM—No. 18, TM—No. 20, TM—No. 21, TM—No. 22, TM—No. 23, TM—No. 24 or TM—No. 32 as may be appropriate; but an application on Form TM—No. 22, or TM—No. 23, or TM—No. 32 shall be signed by the registered proprietor or other person entitled under this rule unless in exceptional circumstances the Registrar otherwise allows, or, in the case of Form TM—No. 32 only, it is signed by an agent expressly authorized for the purpose of such an application.

Evidence.

79. In the case of an application as in rule 78, the Registrar may require such evidence by affidavit or otherwise as he may think fit as to the circumstances in which the application is made.

Advertise-  
ment of  
certain  
applications.

80. Where application is made, on Form TM—No. 24, to enter a disclaimer or memorandum relating to a trade mark, the Registrar, before deciding upon such application, shall advertise the application in the *Gazette* in order to enable any person desiring so to do to state, within two months of the advertisement, any reasons in writing against the making of the entry of the disclaimer or memorandum.

Certificates  
of validity  
to be noted.

81. Where the Court has certified as provided in section 45 with regard to the validity of a registered trade mark, the registered proprietor thereof may request the Registrar on Form TM—No. 42 to add to the entry in the register a note that the certificate of validity has been granted in the course of the proceedings, which shall be named in the Form. An Office copy of the certificate shall be sent with the request, and the Registrar shall so note the register and publish the note in the *Gazette*.

#### *Applications to alter Registered Trade Marks.*

Alteration of  
registered  
mark.

82. Where a person desires to apply under section 36 that his registered trade mark may be added to or altered, he shall make his application in writing on Form TM—No. 25, and shall furnish the Registrar with four copies of the mark as it will appear when so added to or altered.

Advertise-  
ment before  
decision.

83. The Registrar shall consider the application and shall, if it appears to him expedient, advertise the application in the *Gazette* before deciding it. Within two months from the date of such advertisement any person may give notice of opposition to the application, on Form TM—No. 40 accompanied by a duplicate of the notice, and may also send therewith a further statement of his objections in duplicate. The Registrar shall send the duplicate notice, and the duplicate of any further statement of objections, to the applicant, and the provisions of rules 42 to 51 shall apply *mutatis mutandis* to the further proceedings thereon. In any case of doubt any party may apply to the Registrar for directions.

Decision.  
Advertise-  
ment.  
Notification.

84. If the Registrar decides to allow the application he shall add to or alter the mark in the register, and if the mark so added to or altered has not been advertised under rule 83, he shall advertise it in the *Gazette* and in any case shall insert in the *Gazette* a notification that the mark has been altered.

Advertise-  
ment illus-  
tration.

85. In connection with an application to alter a registered trade mark the Registrar may at any time call on the applicant to supply a printing block satisfactory to the Registrar and suitable for advertising the mark with the addition or alteration as aforesaid, if in the opinion of the Registrar an advertisement describing the addition or alteration in words would not be likely to be understood by persons interested in the matter.

*Registered Users.*

86. An application to the Registrar for the registration under section 29 of a person as a registered user of a registered trade mark shall be made by that person and the registered proprietor on Form TM—No. 43. Application for entry of Registered User.
87. The entry of a registered user in the register shall state the date on which it was made. In addition to the trade or business address of the registered user it may include an address for service, if an application by him on Form TM—No. 32 therefor has been approved. A notification in writing of the registration of a registered user shall be sent to the registered proprietor of the trade mark, and to the registered user, and shall be inserted in the *Gazette* for the information of any other registered user of the trade mark. Entry and notification.
88. An application by the registered proprietor of a trade mark for the variation of the registration of a registered user of that trade mark under paragraph (a) of section 29 (8) shall be made on Form TM—No. 44, and shall be accompanied by a statement of the grounds on which it is made and, where the registered user in question consents, by the written consent of that registered user. Registered proprietor's application to vary entry.
89. An application by the registered proprietor or any registered user of a trade mark for the cancellation of the registration of a registered user of that trade mark under paragraph (b) of section 29 (8) shall be made on Form TM—No. 45, and shall be accompanied by a statement of the grounds on which it is made. Application by registered proprietor or user to cancel entry.
90. An application by any person for the cancellation of the registration of a registered user under paragraph (c) of section 29 (8) shall be made on Form TM—No. 46 and shall be accompanied by a statement of the grounds on which it is made. Application under section 29 (8) para. (c) to cancel entry.
91. A notification in writing of an application under rules 88, 89 and 90 shall be sent by the Registrar to the registered proprietor (not being the applicant) and shall be inserted in the *Gazette* for the information of all registered users of the trade mark. Any person who intends to intervene in the proceedings shall within two months from the publication of such notification give notice to the Registrar on Form TM—No. 47 to that effect and shall send therewith a statement of the grounds of his intervention. The Registrar shall thereupon send copies of such notice and statement to the other parties, so that the intervention may be known to the applicant, the registered proprietor, the registered user whose registration is in suit, and any other registered user who intervenes. Any such party may, within two months, leave evidence in support of his case, and the Registrar after giving the parties an opportunity of being heard may accept or refuse the application or accept it subject to any conditions, amendments, modifications or limitations he may think right to impose. Notification and hearing.
92. Applications under section 35 (2) shall be made on Form TM—No. 18, or TM—No. 20, or TM—No. 21, or TM—No. 32 as may be appropriate, by a registered user of a trade mark, or by such person as may satisfy the Registrar that he is entitled to act in the name of a registered user; and the Registrar may require such evidence by affidavit or otherwise as he may think fit as to the circumstances in which the application is made. Registered user's application under section 35 (2).
- In case of the registration of a registered user for a period, in accordance with paragraph (d) of section 29 (4), the Registrar shall cancel the entry of the registered user at the end of the period. Where some or all of the goods are struck out from those in respect of which a trade mark is registered, the Registrar shall at the same time strike them out from those specifications of registered users of the trade mark in which they are comprised. The Registrar shall notify every cancellation or striking out under this paragraph to the registered users whose permitted use is affected thereby and the registered proprietor of the trade mark. Cancellation by Registrar.

*Extension of Time.*

Extension  
of time.

93. If in any particular case the Registrar is satisfied that the circumstances are such as to justify an extension of the time for doing any act or taking any proceeding under these rules, not being a time expressly provided in the Law or prescribed by rule 69 or rule 73, he may extend the time upon such notice to other parties, and proceedings thereon, and upon such terms as he may direct, and the extension may be granted though the time has expired for doing the act or taking the proceeding.

Excluded  
days.

94. Whenever the last day fixed by the Law, or by these rules, for doing any act or thing at the Office shall fall on a day when the Office is not open or on a Saturday, which days shall be excluded days for the purposes of the Law and these rules, it shall be lawful to do the act or thing on the first day following such excluded day which is not an excluded day.

*Discretionary Power.*

Hearing.

95. Before exercising adversely to any person any discretionary power given to the Registrar by the Law, or these rules, the Registrar shall, if so required, hear such person thereon.

Application  
for hearing.

96. An application for a hearing shall be made within two months from the date of notification by the Registrar of any objection to an application or the date of any other indication that he proposes to exercise a discretionary power.

Notice of  
hearing.

97. Upon receiving such application the Registrar shall give the person applying twenty days' notice of a time when he may be heard, unless he consents to a shorter notice.

Within ten days from the date when such notice would be delivered in the ordinary course of post the person applying shall notify the Registrar whether or not he intends to be heard on the matter.

Notification  
of decision.

98. The decision of the Registrar in the exercise of any such discretionary power as aforesaid shall be notified to the person affected.

*Power to dispense with Evidence.*

Dispensing  
with  
evidence.

99. Where under these rules any person is required to do any act or thing, or to sign any document, or to make any affidavit on behalf of himself or of any body corporate, or any document or evidence is required to be produced to or left with the Registrar, or at the Office, and it is shown to the satisfaction of the Registrar that from any reasonable cause such person is unable to do such act or thing, or to sign such document, or to make such affidavit, or that such document or evidence cannot be produced or left as aforesaid, it shall be lawful for the Registrar, upon the production of such other evidence, and subject to such terms as he may think fit, to dispense with any such act or thing, signature, affidavit, document or evidence.

*Amendments.*

Amendment  
of docu-  
ments.

100. Any document or drawing or other representation of a trade mark may be amended, and any irregularity in procedure which in the opinion of the Registrar may be excused without detriment to the interests of any person may be corrected, if the Registrar think fit, and on such terms as he may direct.

*Certificates.*

Certificates  
by Registrar.

101. The Registrar may give a certificate, other than a certificate under section 21 (2), as to any entry, matter or thing which he is authorized or required by the Law or these rules to make or do, upon receipt of a request therefor on Form TM—No. 31 from any person who, if the Registrar thinks fit so to require, can show an interest in the entry, matter or thing to his



satisfaction. Except in a case falling under rule 103 the Registrar shall not be obliged to include in the certificate a copy of any mark, unless he is furnished by the applicant with a copy thereof suitable for the purpose.

102. Where a mark is registered without limitation of colour the Registrar may grant a certificate of its registration, for the purpose of obtaining registration abroad, either in the colour in which it appears upon the register or in any other colour or colours ; but in the last-mentioned case the certificate shall be marked : " For use in obtaining registration abroad only."

Marks registered without limitation of colour.

103. Where a certificate of registration of a trade mark is desired for use in obtaining registration abroad, the Registrar shall include in the certificate a copy of the mark and may require the applicant for the certificate to furnish him with a copy of the mark suitable for the purpose and, if the applicant fails to do so, may refuse to issue the certificate. The Registrar may state in the certificate such particulars concerning the registration of the mark as to him may seem fit, and may omit therefrom reference to any disclaimers appearing in the register ; but in the last-mentioned case the certificate shall be marked : " For use in obtaining registration abroad only."

Certificates for use in obtaining registration abroad.

#### *Affidavits.*

104. The affidavits required by the Law and these rules, or used in any proceedings thereunder, shall be made and subscribed as follows :—

- (a) In Cyprus before a Registrar or Assistant Registrar of any District Court.
- (b) In the United Kingdom, before any justice of the peace, or any commissioner or other officer authorized by law in any part of the United Kingdom to administer an oath for the purpose of any legal proceeding.
- (c) In any other part of His Majesty's dominions, before any court, judge, justice of the peace, or any officer authorized by law to administer an oath there for the purpose of a legal proceeding ; and
- (d) If made out of His Majesty's dominions, before a British Minister, or person exercising the functions of a British Minister, or a Consul, Vice-Consul, or other person exercising the functions of a British Consul, or a notary public, or before a judge or magistrate.

Manner in which, and person before whom, affidavit is to be taken.

105. Any document purporting to have affixed, impressed, or subscribed thereto or thereon the seal or signature of any person authorized by rule 104 to take an affidavit in testimony that the affidavit was made and subscribed before him, may be admitted by the Registrar without proof of the genuineness of the seal or signature or of the official character of the person or his authority to take the affidavit.

Notice of seal of officer taking declaration to prove itself.

#### *Search.*

106. Any person may request the Registrar, on Form TM—No. 28, to cause a search to be made in respect of specified goods classified in any one class of Schedule IV, to ascertain whether any mark is on record at the date of the search which resembles a trade mark of which duplicate representations accompany the form. The Registrar shall cause such a search to be made and the person making the request to be informed of the result thereof.

Searches.

#### *Days and Hours of Business.*

107. The Office shall be open to the public and the register shall be open to inspection, on payment of the fee specified in Schedule I, every weekday, except public holidays, during Government Office hours.

Days and hours.

*Appeals to the Court.*

Preliminary  
to appeal.

108. Before an appeal is made by any person to the Court, in a case in which an appeal is given by the Law, he shall (a) apply to the Registrar for a hearing or (b) state that he does not desire to be heard and submit his case to the Registrar in writing. In either event he shall obtain a decision in writing from the Registrar on the point raised, and in the case of an application within rules 30 to 34, a statement of grounds and materials under rule 34. Within two months from the date of the decision he shall, if he desires to appeal, leave at the Office a notice on Form TM—No. 30 of his intention so to do.

Notice of  
appeal.

109. The notice on Form TM—No. 30 shall be accompanied—

- (1) In case the appeal concerns an application within rules 30 to 34, by two copies of the form of application each containing a representation of the mark applied for and two copies of the grounds of the Registrar's decision.
- (2) In other cases by two copies of the decision of the Registrar.

Grounds of  
appeal to  
be stated.

110. The notice shall also be accompanied by a statement in writing of the appellant's grounds for appealing, and of his case in support of the appeal.

Appeal to  
Court.

111. An appeal to the Court under the Law shall be made in the usual way and on filing a notice of such appeal the Court may give such directions, if any, as it may think fit, with respect to parties and evidence or otherwise for the purpose of hearing and determining the appeal.

No appeal  
unless  
notice duly  
given.

112. No appeal shall be entertained of which notice has not been given within two months from the date of the decision appealed against, or such further time as the Registrar may allow.

Withdrawal  
of appeal.

113. Where under section 19 (6) an appellant becomes entitled and intends to withdraw his appeal to the Court, he shall give notice of his intention to the Registrar and to the other parties, if any, to the appeal within fourteen days after the leave referred to in that sub-section has been obtained.

*Applications to and Orders of the Court.*

Application  
to Court.

114. Every application to the Court under the Law shall be served on the Registrar.

Order of  
Court.

115. Where an order has been made by the Court in any case under the Law, the person in whose favour such order has been made, or such one of them, if more than one, as the Registrar may direct, shall forthwith leave at the Office an Office copy of such order, together with Form TM—No. 41 if required. The register may, if necessary, thereupon be rectified or altered by the Registrar.

Publication  
of Order  
of Court.

116. Whenever an order is made by the Court under the Law the Registrar may, if he thinks that the order should be made public, publish it in the *Gazette*.

*Repeal.*

Repeal.

117. The Trade Marks Rules, 1921, shall be, and they are, hereby repealed without prejudice nevertheless to anything done under such rules before the appointed day or to the pendency of any application or other matter then pending.

Notification No. 644, in the *Cyprus Gazette* No. 1504 of the 23rd December, 1921, is hereby cancelled.

## SCHEDULES.

## SCHEDULE I.

*Fees.*

The following fees shall be paid in respect of applications, registrations and other matters under the Law. Such fees must in all cases be paid immediately before or at the time of doing the matter in respect of which they are to be paid or at the time they are due :—

Matter or Proceeding	Amount	Corresponding Form
1. On application not otherwise charged to register a trade mark for a specification of goods included in one class . . . . .	£ s. p. 1 0 0	TM—No. 2.
1a. On application to register a series of trade marks under section 23 (2) for a specification of goods included in one class . . . . .	1 0 0	TM—No. 2.
2. On a request to the Registrar to state grounds of decision relating to an application to register a trade mark and materials used . . . . .	1 0 0	TM—No. 4.
3. On notice of opposition before the Registrar under section 20, for each application opposed, by opponent . . . . .	2 0 0	TM—No. 5.
3a. On lodging a counter-statement in answer to a notice of opposition under section 20, for each application opposed, by the applicant ; or in answer to an application under any of the sections 28, 33 and 34, by the proprietor in respect of each trade mark ; or in answer to a notice of opposition under section 36 or section 37, for each application or conversion opposed, by the proprietor . . . . .	1 0 0	TM—No. 6.
3b. On the hearing of each opposition under section 20, by applicant and by opponent respectively ; or on the hearing of an application under any of the sections 28, 33 and 34, by applicant and by proprietor respectively ; or on the hearing of an opposition under section 36 or section 37, by proprietor and by opponent respectively . . . . .	2 0 0	TM—No. 7.
4. For one registration of a trade mark not otherwise charged for a specification of goods included in one class . . . . .	2 0 0	TM—No. 9.
4a. For one registration of a series of trade marks under section 23 (2) for a specification of goods included in one class— For the first mark . . . . .	2 0 0	TM—No. 9.
And for every other mark of the series . . . . .	— 5 0	
5. Upon each addition to the registered entry of a trade mark of a note that the mark is associated with a newly registered mark . . . . .	— 2 0	TM—No. 9.
5a. On an application to dissolve the association between registered trade marks . . . . .	2 0 0	TM—No. 19.
6. On application to register a registered user of a registered trade mark in respect of goods within the specification thereof . . . . .	2 0 0	TM—No. 43.

Matter or Proceeding	Amount	Corresponding Form
6a. On application to register the same registered user of more than one registered trade mark of the same registered proprietor in respect of goods within the respective specifications thereof and subject to the same conditions and restrictions in each case—	£ s. p.	
For the first mark . . . . .	2 0 0	TM—No. 43.
And for every other mark of the proprietor included in the application and statement of case . . . . .	— 2 0	
6b. On application by the proprietor of a single trade mark, under paragraph (a) of section 29 (8), to vary the entry of a registered user thereof . .	2 0 0	TM—No. 44.
6c. On application by the proprietor of more than one trade mark under paragraph (a) of section 29 (8) to vary the entries of a registered user thereof—		
For the first mark . . . . .	2 0 0	TM—No. 44.
And for every other mark of the proprietor for which the same user is registered, included in the application . . . . .	— 2 0	
6d. On application by the proprietor or registered user of a single trade mark, under paragraph (b) of section 29 (8), for cancellation of the entry of a registered user thereof . . . . .	2 0 0	TM—No. 45.
6e. On application by the proprietor or registered user of more than one trade mark under paragraph (b) of section 29 (8), for cancellation of the entries of a registered user thereof—		
For the first mark . . . . .	2 0 0	TM—No. 45.
And for every other mark of the proprietor for which the same user is registered, included in the application . . . . .	— 2 0	
6f. On application, under paragraph (c) of section 29 (8), to cancel the entry of a registered user of a single trade mark . . . . .	2 0 0	TM—No. 46.
6g. On application, under paragraph (c) of section 29 (8), to cancel the entries of a registered user of more than one trade mark—		
For the first mark . . . . .	2 0 0	TM—No. 46.
And for every other mark of the same proprietor for which the same user is registered, included in the application . . . . .	— 2 0	
6h. On notice under section 29 (9) and rule 91, of intention to intervene in one proceeding for the variation or cancellation of entries of a registered user of trade marks . . . . .	— 10 0	TM—No. 47.
7. On request to enter in the register and advertise a certificate of validity, under section 45 and rule 81—		
For the first registration certified . . . . .	1 0 0	TM—No. 42.
And for every other registration certified in the same certificate . . . . .	— 1 0	



Matter or Proceeding	Amount	Corresponding Form
7a. On application under section 30 (4) and rule 69 for extension of time for registering a corporation as subsequent proprietor of trade marks on one assignment—	£ s. p.	
Not exceeding two months .. .. .	1 0 0	TM—No. 14.
Not exceeding four months .. .. .	2 0 0	,,
Not exceeding six months .. .. .	3 0 0	,,
8. On application for certificate of the Registrar, under section 24 (5) and rule 72—		
For the first mark proposed to be assigned	2 0 0	TM—No. 33.
And for every other mark of the same proprietor included in that assignment ..	- 2 0	
8a. On application for approval of the Registrar, under section 24 (6) or paragraph 1 of the Schedule of the Law, and rule 72—		
For the first mark .. .. .	2 0 0	TM—No. 34
And for every other mark of the same proprietor included in the same transfer ..	- 2 0	or 35.
8b. On application for directions by the Registrar for advertisement of assignment of trade marks in use, without goodwill— .. .. .		
For one mark assigned .. .. .	1 0 0	TM—No. 36.
And for every other mark assigned with the same devolution of title .. .. .	- 2 0	
8c. On application for extension of time for applying for directions for advertisement of assignment of trade marks in use, without goodwill, in respect of one devolution of title—		
Not exceeding one month .. .. .	1 0 0	TM—No. 37
Not exceeding two months .. .. .	2 0 0	,,
Not exceeding three months .. .. .	3 0 0	,,
9. On application to register a subsequent proprietor in a case of assignment or transmission of a single trade mark—		
If made within six months from the date of acquisition of proprietorship or the coming into force of these rules .. ..	2 0 0	TM—No. 15 or 16.
If made after expiration of six months but within twelve months from the date of acquisition of proprietorship or the coming into force of these rules ..	2 10 0	,,
If made after expiration of twelve months from the date of acquisition or proprietorship or the coming into force of these rules .. .. .	3 0 0	,,
9a. On application to register a subsequent proprietor of more than one trade mark standing in the same name, the devolution of title being the same in each case—		
If made within six months from the date of acquisition of proprietorship or the coming into force of these rules—		
For the first mark .. .. .	2 0 0	TM—No. 15
And for every other mark .. .. .	- 3 0	or 16.

Matter or Proceeding	Amount	Corresponding Form
9a. On application— <i>cont.</i>		
If made after expiration of six months but within twelve months from the date of acquisition of proprietorship or the coming into force of these rules—	£ s. p.	
For the first mark .. .. .	2 10 0	TM—No. 15
And for every other mark .. .. .	— 3 0	or 16.
If made after expiration of twelve months from the date of acquisition of proprietorship or the coming into force of these rules—		
For the first mark .. .. .	3 0 0	TM—No. 15
And for every other mark .. .. .	— 3 0	or 16.
10. On application to change the name or description of a proprietor or a registered user of a single trade mark where there has been no change in the proprietorship or in the identity of the user .. .. .	— 10 0	TM—No. 21.
10a. On application to change the name or description of a proprietor or a registered user of more than one trade mark standing in the same name, where there has been no change in the proprietorship or in the identity of the user, the change being the same in each case—		
For the first mark .. .. .	— 10 0	TM—No. 21.
And for every other mark .. .. .	— 2 0	
11. For renewal of registration of a trade mark at expiration of last registration .. .. .	2 0 0	TM—No. 11.
11a. For renewal of registration of a series of trade marks under section 23 (2) at expiration of last registration—		
For the first mark of the series .. .. .	2 0 0	TM—No. 11.
And for every other mark of the series .. .. .	— 3 0	
11b. Additional fee under rule 60 .. .. .	1 0 0	TM—No. 12.
11c. Restoration fee under rule 61 .. .. .	2 0 0	TM—No. 13.
12. On an application to the Registrar for leave to add to or alter a single registered trade mark .. .. .	2 0 0	TM—No. 25.
12a. On an application to the Registrar for leave to add to or alter more than one registered trade mark of the same proprietor, being identical marks, the addition or alteration to be made, in each case, being the same—		
For the first mark .. .. .	2 0 0	TM—No. 25.
And for every other mark .. .. .	1 0 0	
12b. On notice of opposition to application for leave to add to or alter registered trade marks, for each application opposed .. .. .	2 0 0	TM—No. 40.
13. For altering one or more entries of the trade or business address of a registered proprietor or a registered user of a trade mark where the address in each case is the same and is altered in the same way (unless exempted from fee under rule 74)—		
For the first entry .. .. .	— 10 0	TM—No. 18.
And for every other entry .. .. .	— 2 0	

Matter or Proceeding	Amount	Corresponding Form
14. For every entry in the register of a rectification thereof or an alteration therein, not otherwise charged .. .. .	£ s. p. 1 0 0	TM—No. 41.
15. For cancelling the entry or part of the entry of a trade mark upon the register on the application of the registered proprietor of the trade mark..	— 10 0	TM—No. 22 or 23.
16. On application, under any of the sections 28, 33 and 34, for rectification of the register or removal of trade mark from the register ..	3 0 0	TM—No. 26.
16a. On application for leave to intervene in proceedings under any of the sections 28, 33 and 34, for rectification of the register or removal of trade mark from the register .. .. .	2 0 0	TM—No. 27.
17. On request, not otherwise charged, for correction of clerical error or for permission to amend application .. .. .	— 10 0	TM—No. 20.
18. On request by registered proprietor of a trade mark for entry of disclaimer or memorandum in the register .. .. .	— 10 0	TM—No. 24.
19. On application by registered proprietor under rule 6, for conversion of specification ..	— 5 0	TM—No. 38.
19a. On notice of opposition to a conversion of the specification or specifications of a registered trade mark or registered trade marks—		
For one mark .. .. .	2 0 0	TM—No. 39.
For every other mark of the same proprietor having the same specification .. ..	— 2 0	
20. On appeal from the Registrar to Court, in respect of each decision appealed against, by Appellant	2 0 0	TM—No. 30.
21. For a search under rule 106 in respect of one class—		
Without application for the Registrar's advice under rule 20 .. .. .	— 15 0	TM—No. 28.
With application for the Registrar's advice under rule 20 .. .. .	1 0 0	TM—No. 28.
22. On request for the Registrar's preliminary advice under rule 20, for each trade mark submitted in respect of one class .. .. .	— 5 0	TM—No. 29.
23. For certificate of the Registrar (other than certificate under section 21 (2)) of the registration of a trade mark .. .. .	— 10 0	TM—No. 31.
23a. For certificate of the Registrar (other than certificate under section 21 (2)) of the registration of a series of trade marks under section 23 (2)	1 0 0	TM—No. 31.
24. For cancelling or making one or more entries of an address for service of a registered proprietor or a registered user of a trade mark where the address in each case is the same, on application made after the registration in each case—		
For the first entry .. .. .	— 5 0	TM—No. 32.
And for every other entry included in the application .. .. .	— 1 0	

Matter or Proceeding	Amount	Corresponding Form
24a. For altering one or more entries of an address for service in the register included in one application for alteration, where the address and the alteration in each case are the same—	£ s. p.	
For the first entry .. .. .	— 5 0	TM—No. 32.
And for every other entry .. .. .	— 1 0	
Total fee in no case to exceed £25 for any number of entries.		
25. For inspecting register or notice of opposition, counter-statement or decision in connection with any opposition or application for rectification of the register relating to any particular trade mark, for every quarter of an hour ..	— 1 0	—
26. For permission to search amongst the classified representations of trade marks, for every quarter of an hour .. .. .	— 1 0	—
27. For office copy of documents, for every 72 words (but never less than 1s.) .. .. .	— — 4½	—
28. For certifying Office copies M.S. or printed matter	— 10 0	—
29. For extra space in the <i>Gazette</i> advertisement, in cases where the printing block for the trade mark exceeds 2 inches in breadth or depth, or in breadth and depth—		
For every inch or part of an inch over 2 inches in breadth .. .. .	— 4 0	—
For every inch or part of an inch over 2 inches in depth .. .. .	— 4 0	—

For the purpose of these fees (except as specially provided above) every mark of a series under section 23, or any preceding similar enactment, shall be deemed to be a mark separately registered.



## SCHEDULE II,

## Forms.

Form		Page	Corresponding Fee
			No.
TM—No. 1	Authorization .. .. .	27	—
TM—No. 2	Application for registration of Trade Mark ..	28	1, 1a.
TM—No. 3	Additional Representation of Trade Mark ..	29	—
TM—No. 4	Request for statement of grounds of decision ..	29	2.
TM—No. 5	Opposition before Registrar to application for registration of Trade Mark .. .. .	30	3.
TM—No. 6	Counter-statement to opposition before Registrar to application for registration of Trade Mark, or in certain other proceedings .. ..	30	3a.
TM—No. 7	Application for hearing in opposition matter, or in rectification, removal or certain other proceedings .. .. .	31	3b.
TM—No. 8	Notice of non-completion of registration of Trade Mark .. .. .	31	—
TM—No. 9	Fee for registration of a Trade Mark .. ..	32	4, 4a & 5.
TM—No. 10	Certificate of registration of Trade Mark under section 21 (2) .. .. .	32	—
TM—No. 11	Renewal of registration of Trade Mark .. ..	33	11, 11a.
TM—No. 12	Additional fee to accompany renewal fee within two months after advertisement of non-payment of renewal fee .. .. .	33	11b.
TM—No. 13	Restoration of Trade Mark where removed for non-payment of fee .. .. .	34	11c.
TM—No. 14	Application under section 30 (4) and rule 69 for extension of time to request entry of corporation-assignee as subsequent proprietor ..	34	7a.
TM—No. 15	Request by registered proprietor and transferee to register transferee as subsequent proprietor ..	35	9, 9a.
TM—No. 16	Request to enter name of subsequent proprietor	36	9, 9a.
TM—No. 17	Affidavit in support of request to enter name of subsequent proprietor .. .. .	36	—
TM—No. 18	Application for alteration of trade or business address on Register .. .. .	37	13, or nil.
TM—No. 19	Application to Registrar to dissolve association between registered Trade Marks .. ..	38	5a.
TM—No. 20	Correction of clerical error in the Register, or amendment of Application .. .. .	38	17.
TM—No. 21	Request to enter change of name or description of registered proprietor or user .. ..	39	10, 10a.
TM—No. 22	Application by registered proprietor for cancellation of entry of Trade Mark in Register ..	39	15.
TM—No. 23	Request by registered proprietor to strike out goods from those for which a Trade Mark is registered .. .. .	40	15.
TM—No. 24	Request by registered proprietor to enter disclaimer or memorandum in Register .. ..	41	18.
TM—No. 25	Application to add to or alter a Registered Trade Mark .. .. .	41	12, 12a.

Form		Page	Corresponding Fee
TM—No. 26	Application for rectification of Register or removal of Trade Mark from Register ..	42	No. 16.
TM—No. 27	Application for leave to intervene in proceedings for rectification of Register, or removal of Trade Mark from Register .. .. .	42	16a.
TM—No. 28	Request for search under rule 106 .. .. .	43	21.
TM—No. 29	Request for Registrar's advice on registrability ..	44	22.
TM—No. 30	Appeal from Registrar to Court .. .. .	45	20.
TM—No. 31	Request for general certificate .. .. .	45	23, 23a.
TM—No. 32	Request for entry, alteration or cancellation in the register of address for service .. .. .	46	24, 24a. or nil.
TM—No. 33	Application for certificate of Registrar upon proposed assignment of registered Trade Mark ..	47	8.
TM—No. 34	Application for approval by Registrar of transfer of Trade Mark (section 24 (6)) .. .. .	47	8a.
TM—No. 35	Application for approval by Registrar of transfer of registered Trade Mark before appointed day (Schedule of Law, para. 1) .. .. .	48	8a.
TM—No. 36	Application for directions for advertisement of assignment of Trade Mark in use, without goodwill .. .. .	49	8b.
TM—No. 37	Application for extension of time for applying for directions for advertisement of assignment of Trade Mark in use, without goodwill ..	50	8c.
TM—No. 38	Application by registered proprietor for conversion of specification of a registration .. .. .	51	19.
TM—No. 39	Opposition to Registrar's proposal for conversion ..	51	19a.
TM—No. 40	Opposition to application to add to or alter a Trade Mark .. .. .	52	12b.
TM—No. 41	Notice of Order of Court for alteration of Register ..	53	14.
TM—No. 42	Request for entry and advertisement of Certificate of Validity .. .. .	53	7.
TM—No. 43	Application for registration of registered user ..	54	6, 6a.
TM—No. 44	Application by registered proprietor for variation of entry of registered user .. .. .	55	6b, 6c.
TM—No. 45	Application by registered proprietor or user for cancellation of entry of registered user ..	55	6d, 6e.
TM—No. 46	Application under paragraph (c) of section 29 (8) for cancellation of entry of registered user ..	56	6f, 6g.
TM—No. 47	Notice of intention to intervene in registered user proceedings .. .. .	57	6h.

FORM TM—No. 1.

## TRADE MARKS LAW, 1951.

*Form of Authorization of Agent in a matter or proceeding under the Law  
(Rule 14)*

(a) I (or We).....

(a) The full name of all the partners in a firm must be inserted, and the kind and country of incorporation of bodies corporate stated.

have appointed (b).....

(b) Here insert name and address of agent.

of.....

(c) Here state the particular matter or proceeding for which the agent is appointed, giving the reference number, if known.

to act as my (or our) agent for (c).....

No. ....

and request that all notices, requisitions and communications relating thereto may be sent to such agent at the above address.

I (or We) hereby revoke all previous authorizations, if any, in respect of the same matter or proceeding.

I (or We) hereby declare that I am (or we are) a

(d) .....

(d) Here state nationality.

Dated this..... day of....., 19.....

(e) To be signed by the person appointing the agent.

(e) .....

Address (f) .....

(f) Here insert the full trade or business address of the person appointing the agent.

[To be struck out if the person appointing the Agent desires his own address to be treated as the address for service after registration.]

I (or We) also authorize the said (b).....

.....to complete Form TM—No. 32 requesting the entry of an address for service as part of any registration obtained under the above authorization.

Dated this..... day of....., 19.....

(e) .....

Address (f) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

\* Write distinctly here "A" or "B", according to the registration desired.

(a) Here specify the goods. Only goods included in one and the same class should be specified. A separate Application Form is required for each class.

(b) Here insert legibly the full name, description and nationality of the individual, firm, or body corporate making the application.

The names of all partners in a firm must be given in full. If the applicant is a body corporate, the kind and country of incorporation should be stated.

(c) Here insert the full trade or business address of the applicant.

(d) Here insert the trading style (if any).

(e) If the mark is already in use, strike out the words: "proposed to be," and insert "being."

(f) For additional matter if required; otherwise to be left blank.

(g) Signature.

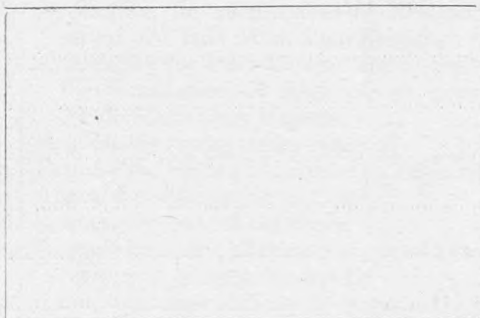
674

FORM TM—No. 2.

TRADE MARKS LAW, 1951.

Fee £1.

*Application for Registration of Trade Mark in Part \* of the Register.*



One representation to be fixed within this space and four others to be sent on separate Forms TM—No. 3.

Representations of a large size may be folded, but must then be mounted upon linen or other suitable material and affixed hereto.

Application is hereby made for Registration in Part \* of the Register of the accompanying Trade Mark in Class....., in respect of (a).....

..... in the name of (b)..... whose

trade or business address is (c).....

trading as (d).....

by whom it is (e) proposed to be used and who claim(s) to be the proprietor(s) thereof.

(f) .....

Dated the..... day of....., 19.....

(g) .....

To the Registrar of Trade Marks,

Nicosia, Cyprus.



FORM TM—No. 3.

## TRADE MARKS LAW, 1951.

*Additional Representation of Trade Mark, to accompany Application for Registration.*

One representation of the trade mark to be affixed within this space. It must correspond *exactly* in all respects with the representation affixed to the Application Form.

Any representation larger than the space provided may be folded but must then be mounted upon linen or other suitable material and affixed hereto.

FOUR of these ADDITIONAL REPRESENTATIONS of the Trade Mark must accompany *each* Form of Application.

FORM TM—No. 4.

Fee £1.

## TRADE MARKS LAW, 1951.

*Request for Statement of Grounds of Decision.*

IN THE MATTER OF (a)..... (a) Insert words and number identifying the matter or proceeding.  
the Registrar is hereby requested to state in writing the grounds of his decision, dated the..... day of....., 19....., after the hearing on the..... day of....., 19....., and the materials used by him in arriving at the decision.

Dated this..... day of....., 19.....

(b) ..... (b) Signature.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

If the Registrar has made any requirement to which the Applicant does not object, the Applicant shall comply therewith before the Registrar issues the grounds of his decision. (See rule 34.)

FORM TM—No. 5.

Fee £2.

## TRADE MARKS LAW, 1951.

*Notice of Opposition to Application for Registration of a Trade Mark.*

(To be accompanied by a duplicate)

IN THE MATTER OF an Application No. .... by .....

of .....

(a) Here  
state full  
name and  
address.

(a) I (or We) .....

hereby give notice of my (or our) intention to oppose the Registration of the  
Trade Mark advertised under the above number for Class ..... in the  
*Cyprus Gazette* of the ..... day of ....., 19 .....,  
No. ...., page ..... The grounds of opposition are as follows:—

.....

.....

(b) If regis-  
tration is  
opposed on  
the ground  
that the  
mark  
resembles  
marks  
already on  
the Register,  
the numbers  
of those  
marks and  
of the  
*Gazettes*  
in which they  
have been  
advertised  
are to be set  
out.

(b) .....

Address for service in Cyprus in these proceedings:—

.....

.....

Dated this ..... day of ....., 19 .....

(c) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

(c) Signature. FORM TM—No. 6.

Fee £1.

## TRADE MARKS LAW, 1951.

*Form of Counter-Statement.*

(To be accompanied by a duplicate)

IN THE MATTER OF an Opposition No. ....,

to Application No. ....

I (or We) ..... the applicant(s) for  
Registration of the above Trade Mark, hereby give notice that the following  
are the grounds on which I (or we) rely as supporting my (or our)  
application:—

.....

.....

I (or We) admit the following allegations in the Notice of Opposition:—

.....

.....

Address for service in Cyprus in these proceedings:—

.....

.....

Dated this ..... day of ....., 19 .....

(a) Signature.

(a) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 7.

Fee £2.

## TRADE MARKS LAW, 1951.

*Notice to the Registrar of Attendance at Hearing.*

I (or We) (a)..... of.....  
 hereby give notice that the Hearing of the arguments in the Case of:

- (b) (1) Opposition No..... to Application for registration of a Trade Mark No....., (a) Here insert name and address.
- (2) Application that the entry in the register in respect of Trade Mark No..... may be removed, (b) Strike out words here that are not applicable, so as to state one of the cases (1) to (5) only.
- (3) ..... may be amended by alteration of or addition to the Trade Mark,
- (4) ..... may be amended by a conversion of the specification of goods,
- (5) ..... may be amended otherwise than by any change in the mark or of the specification on conversion,

which, by the Registrar's Notice to me (or us) dated the..... day of....., 19..... is fixed for..... a.m. or p.m. at the Office of the Registrar of Trade Marks on the..... day of....., 19....., will be attended by me (or us) or by some person on my (or our) behalf.

Dated this..... day of....., 19.....

(c) .....

(c) Signature.

(d) .....

(d) Address

To the Registrar of Trade Marks,  
 Nicosia, Cyprus.

FORM TM—No. 8.

The Office of the Registrar  
 of Trade Marks,  
 Nicosia, Cyprus.

## TRADE MARKS LAW, 1951.

*Notice of Non-completion of Registration.*

No.....

The Registrar, as required by section 21 (3) of the Trade Marks Law, 1951, and rule 52 of the Trade Marks Rules made thereunder (copies of which are printed on the back hereof), has to point out that the registration of the trade mark, in respect of which your application numbered as above was made on the..... day of....., 19....., has not been completed by reason of your default. Unless it is completed within one month from this date the application will be treated as abandoned.

Dated this..... day of....., 19.....

To.....

.....  
 .....

Fee : Schedule I,  
Items 4, 4a and 5.

FORM TM—No. 9.

TRADE MARKS LAW, 1951.

*Fee for Registration of a Trade Mark.*

(If the Applicant has furnished a printing block for advertisement, this Form must be accompanied by one unmounted representation of the Mark, exactly as shown on the Form of Application).

The prescribed fee for the registration of the Trade Mark No.....  
in Class..... is hereby transmitted.

Dated this..... day of....., 19.....

Signature. \* .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

*Note.*—A request for the entry of an address for service of the registered proprietor may be made on a copy of Form TM—No. 32 (no fee) if it accompanies this Form.

FORM TM—No. 10.

CYPRUS.

TRADE MARKS LAW, 1951.

The Office of the Registrar  
of Trade Marks,  
Nicosia, Cyprus.

The Trade Mark shown above has been registered in Part A (or B) of the Register in the name of.....  
in Class..... under No..... as of the date.....  
of 19....., in respect of.....

Witness my hand, this ..... day of....., 19.....

(Seal)

Registrar.

Registration is for 7 years from the date first above-mentioned, and may then be renewed, and also at the expiration of each period of 14 years thereafter.

This certificate is not for use in legal proceedings or for obtaining Registration abroad.

*Note.*—Upon any change of ownership of this Trade Mark, or change in address, application should AT ONCE be made to the Registrar to register the change.



FORM TM—No. 11.

TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 11 or 11a.*\* Renewal of Registration of Trade Mark.*

(a) I (or We) ..... hereby leave the  
of ..... prescribed fee of ..... for Renewal of Registration of the Trade Mark  
No. .... in Class ....., † which I am directed by the proprietor  
of the Trade Mark, that is to say by (b) .....  
....., to pay.\*

Dated this ..... day of ....., 19.....

(c) .....

(d) .....

The Statement on the back of this Form must be filled in, and signed.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

\* This Form will be returned if it is filed more than *three months* before the  
expiration of the last registration.

[To appear on the back of the Form :—]

The Registrar is requested to send notice of renewal of the registration  
to (e) the Registered Proprietor at the following address :—

(f) .....

Dated this ..... day of ....., 19.....

(a) Insert here the name and address of the person leaving the fee.  
† If the fee is left by the proprietor himself, this passage should be struck out.  
(b) If the fee is *not* left by the proprietor himself, insert his name and address here.  
(c) Signature of the person leaving the fee.  
(d) Address of the person signing.  
(e) If the request is signed by the Registered Proprietor strike out here the words "the Registered Proprietor" and substitute the word "me".  
(f) Signature.

FORM TM—No. 12.

Fee : £1.

TRADE MARKS LAW, 1951.

*Additional Fee of £1 to accompany Renewal Fee (Form TM—No. 11), within  
two months after advertisement of Non-payment of Renewal Fee.*

(To accompany Form TM—No. 11)

In pursuance of the notices issued by the Registrar, I (or we) hereby  
transmit the additional fee of £1 (along with Form TM—No. 11) for the  
renewal of the Registration of the Trade Mark No. .... in Class .....

Dated this ..... day of ....., 19.....

(a) .....

(a) Signature.

(b) .....

(b) Address.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

N.B.—This Form must be signed by the person(s) signing the Form  
TM—No. 11 which accompanies it.

FORM TM—No. 13.

Fee : £2.

## TRADE MARKS LAW, 1951.

*Restoration of Trade Mark removed from Register for Non-payment of Fee.*  
(To accompany Form TM—No. 11)

In pursuance of the notices issued by the Registrar, I (or we) hereby transmit the additional fee of £2 (along with Form TM—No. 11) for the restoration to the Register of the Trade Mark No. .... in Class.....

Dated this..... day of....., 19.....

(a) Signature.

(a) .....

(b) Address.

(b) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

*N.B.*—This Form must be signed by the person(s) signing the Form TM—No. 11 which accompanies it.

FORM TM—No. 14.

## TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 7a.

*Application under rule 69 for extension of time, in accordance with section 30 (4), for the registration of the name of a Corporation as Subsequent Proprietor of a Trade Mark in the Register.*

(a) Here insert the name and address of the applicant.

Application is hereby made by (a).....

..... of

..... for

(b) Here insert "two" or "four", or "six."

an extension of time by (b)..... months of the period of six months allowed by section 30 (4) and rule 69 for registering its name, by force of one assignment, as proprietor of the following Trade Mark(s) registered upon application(s) conforming to paragraph (a) of section 30 (1) :—

(c) Additional numbers may be given in a signed Schedule on the back of the Form.

(c) Registration No.

Class.

.....

.....

.....

.....

.....

.....

Dated this..... day of....., 19.....

(d) Signature.

(d) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 15.

## TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 9 or 9a.

*Joint Request to the Registrar by Registered Proprietor and Transferee to register the Transferee as subsequent Proprietor of Trade Marks upon the same devolution of title.*

We. (a)..... (a) Name and address of Registered Proprietor, or other Assignor or Transmitter.

and (b)..... (b) Full name, trade address and nationality of Transferee.

hereby request, under rule 64, that the name of (c)..... (c) Name of Transferee.

carrying on business as (d)..... (d) Description of Transferee.

at (e)....., may be entered in the Register of Trade Marks as proprietor of the Trade Mark(s) No. .... \* (e) Trade or business address of Transferee.

in Class..... as from the (f)..... \* Additional numbers may be given in a signed Schedule on the back of the Form.

by virtue of (g)..... (g) Date of acquisition of proprietorship.

(h) The Trade Mark at the time of the assignment was (h) (not) used in a business in the goods in question, and the assignment (took) (h) (did not take) place on or after the appointed day otherwise than in connection with the entire or the remainder goodwill of a business in the goods, (h) and there is sent herewith a copy of the Registrar's direction to advertise the assignment, a copy of each of the advertisements complying therewith, and a statement of the dates of issue of any publications containing them.

Dated this..... day of....., 19.....

(i) ..... (h) Strike out any words not applicable (see rule 69).

(j) ..... (i) Signature of Assignor or Transmitter.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

*Note.*—The instrument under which the Transferee claims should preferably accompany this Form.

A request for the entry of an address for service of the subsequent proprietor may be made on a copy of Form TM—No. 32 (no fee) if it accompanies this Form.

FORM TM—No. 16.

TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 9 or 9a.*Request to the Registrar to register a subsequent Proprietor of a Trade Mark  
or Trade Marks upon the same devolution of title.*

(a) Here insert full name, trade or business address, nationality and description.  
\* Additional numbers may be given in a signed Schedule on the back of the Form.

(b) Date of acquisition of proprietorship.

(c) Here insert full particulars of the instrument of assignment or transmission, if any, or statement of case.

(d) Strike out any words not applicable (see rule 69).

(e) Signature.

I (or We) (a).....

hereby request that my (or our) name.....may be entered in the Register of Trade Marks as proprietor..... of Trade Mark(s) No..... \*  
in Class..... as from the (b).....

I am (or We are) entitled to the Trade Mark(s) by virtue of (c).....

(d) The Trade Mark at the time of the assignment was (d) (not) used in a business in the goods in question, and the assignment (d) (took) (did not take) place on or after the appointed day otherwise than in connection with the entire or the remainder goodwill of a business in the goods (d) and there is sent herewith a copy of the Registrar's direction to advertise the assignment, a copy of each of the advertisements complying therewith, and a statement of the dates of issue of any publications containing them.

Dated this..... day of....., 19.....

(e).....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

*Note.*—The instrument under which the Transferee claims should preferably accompany this Form.

A request for the entry of an address for service of the subsequent proprietor may be made on a copy of Form TM—No. 32 (no fee) *if it accompanies this Form.*

FORM TM—No. 17.

TRADE MARKS LAW, 1951.

*Affidavit (only to be furnished when requested by Registrar) in support of  
Statement of Case accompanying Form TM—No. 15 or TM—No. 16.*

I,..... of.....

hereby make oath and say that the particulars set out in the Statement of Case, exhibit marked....., and left by me in connection with my request to be registered as subsequent proprietor of the Trade Mark No. .... in Class....., are true and comprise every material fact and document affecting the present proprietorship of the Trade Mark.

And I make this oath conscientiously believing the same to be true.

(a) .....

Sworn at..... in the District of.....  
this..... day of....., 19.....

Before me (b).....

(a) To be signed by the person making the affidavit.  
(b) Signature and title of authority before whom the affidavit is made.

To the Registrar of Trade Marks,  
Nicosia, Cyprus



FORM TM—No. 18.

TRADE MARKS LAW, 1951.

† Fee : Schedule I,  
Item 13.*Request for Alteration of Trade or Business Address in Register of Trade Marks.*

IN THE MATTER OF the Trade Mark(s) No..... \*  
 registered in Class.....

\* Additional numbers may be given in a signed Schedule on the back of the Form.

I (or We).....  
 of....., being the Registered  
 (a) Proprietor(s)/User(s) of the Trade Mark(s) numbered as above, request  
 that my (or our) trade address in the Register of Trade Marks be altered  
 to.....

(a) Strike out one of these words.

Dated this..... day of....., 19.....

(b) ..... (b) Signature.

*Note.*—A Registered Proprietor or Registered User whose address has been altered by a public authority, so that the changed address designates the same premises as before, may make also the statement below in order to avoid payment of the fee.

To the Registrar of Trade Marks,  
 Nicosia, Cyprus.

[For use only in case of an address changed by a public authority, without change of premises :—]

The change of address, for the entry of which application is made above,  
 was ordered by (a).....

(a) Here insert the name of the public authority ordering the change, and the date thereof.

on the ..... day of....., 19.....

(b) .....

(b) Signature of the Registered Proprietor or User, as the case may be.

† *Note.*—If the above statement be made, and a certificate of the alteration given by the named authority be supplied, the Registrar, if satisfied as to the facts of the case, will not require the payment of fee on Form TM—No. 18 (see rule 74).

FORM TM—No. 19.

Fee : £2.

## TRADE MARKS LAW, 1951.

*Application to the Registrar under section 25 (5) and rule 54 to dissolve the Association between a registered Trade Mark and an(other) registered Trade Mark(s).*

(To be accompanied by a Statement of Case.)

IN THE MATTER OF a Trade Mark No. ....

registered in Class. ....

I (or We) ..... being

the Registered Proprietor(s) of the above-numbered Trade Mark, hereby apply that the association of this Trade Mark with the following Trade Mark(s) registered in my (our) name :—

No. .... registered in Class .....

No. .... registered in Class .....

may be dissolved and the Register amended accordingly.

The grounds for this application are set forth in the accompanying Statement of Case.

Dated this..... day of....., 19.....

(a) Signature.

(a) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 20.

Fee : 10s.

## TRADE MARKS LAW, 1951.

*Request for Correction of Clerical Error ; or for permission to amend Application.*

IN THE MATTER OF (a) .....

(a) Here  
insert words  
and reference  
number  
identifying  
the entry or  
application.

I (or We), being the.....  
hereby request that.....

Dated this..... day of....., 19.....

(b) Signature.

(b) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 21.

TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 10 or 10a.

*Request to enter Change of Name or Description of Registered Proprietor  
(or Registered User) of Trade Mark upon the Register.*

I (or We) (a) .....

hereby request that (b)..... name(s) and description(s) may be  
entered in the Register of Trade Marks as (c) proprietor(s)/registered user(s)  
of the Trade Mark(s) No. .... \* registered in Class.....  
(d) ..... entitled to (c) the said Trade Mark/use the said Trade Mark  
as registered user(s).

There has been no change in the (c) actual proprietorship/identity of the  
registered user(s) of the said Trade Mark, but (e).....

The entry at present standing in the Register gives my (or our) name(s)  
and description(s) all as follows : .....

Dated this..... day of....., 19.....

(f) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

(a) Here  
insert  
present  
name,  
address, and  
description  
of Registered  
Proprietor or  
Registered  
User.

(b) My or  
our.

(c) Strike  
out the  
words that  
are not  
applicable.

\* Additional  
numbers  
may be given  
on a signed  
Schedule on  
the back of  
the Form.

(d) I am or  
We are.

(e) Herestate  
the circum-  
stances  
under which  
the change  
of name  
took place.

(f) Signa-  
ture.

FORM TM—No. 22.

TRADE MARKS LAW, 1951.

Fee : 10s.

*Application by Registered Proprietor of Trade Mark for the cancellation of  
Entry thereof in Register.*

(Paragraph (c) of section 35 (1) and rules 78 and 79.)

IN THE MATTER OF Trade Mark No..... Class.....

Name of Registered Proprietor.....

Trade or business address.....

Description .....

(a) Here insert the trade or business address and description of the applicant(s) or his (their) firm.

(b) Signature.

Application is hereby made by.....  
 of (a)..... [or by.....  
 a member of the Firm of .....  
 of (a).....  
 on behalf of my said Firm].....  
 that the entry in the Register of Trade Marks of the Trade Mark No.....  
 in Class..... may be cancelled.

Dated this..... day of....., 19.....

(b) .....

To the Registrar of Trade Marks,  
 Nicosia, Cyprus.

*Note.*—Rule 78 requires that an application on Form TM—No. 22 shall be signed by the Registered Proprietor of the Trade Mark, or other person entitled under that rule, unless in exceptional circumstances the Registrar otherwise allows.

FORM TM—No. 23.

Fee : 10s.

#### TRADE MARKS LAW, 1951.

*Application by Registered Proprietor of Trade Mark to the Registrar to strike out Goods from those for which the Trade Mark is registered.*

(Paragraph (d) of section 35 (1) and rules 78 and 79.)

IN THE MATTER OF Trade Mark No.....

registered in Class.....

Name of Registered Proprietor.....

Trade or business address.....

Description .....

Application is hereby made by.....  
 of (a)..... [or by.....  
 a member of the Firm of.....  
 of (a).....  
 on behalf of my said Firm].....  
 for the striking out of (b).....  
 from the goods for which the Trade Mark No..... is registered in  
 Class.....

(a) Here insert the trade or business address and description of the applicant(s) or his (their) firm.

(b) Here designate the goods to be struck out.

(c) Signature.

Dated this..... day of....., 19.....

(c) .....

To the Registrar of Trade Marks,  
 Nicosia, Cyprus.

*Note.*—Rule 78 requires that an application on Form TM—No. 23 shall be signed by the Registered Proprietor of the Trade Mark, or other person entitled under that rule, unless in exceptional circumstances the Registrar otherwise allows.



FORM TM—No. 24.

Fee : 10s.

## TRADE MARKS LAW, 1951.

*Request by Registered Proprietor of a Trade Mark that a Disclaimer or Memorandum relating thereto may be registered.*

Request is hereby made by (a)..... (a) Here  
of..... for the addition to insert the  
the entry in the Register in connection with Trade Mark No..... or business  
in Class..... of the following..... address and  
..... description  
..... of the  
..... Registered  
..... Proprietor.

Dated this..... day of....., 19.....

(b) ..... (b) Signa-  
ture.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 25.

TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 12 or 12a.

*Application by Registered Proprietor under section 36 for an addition to or alteration of a Registered Trade Mark. (Rules 82 to 85).*

IN THE MATTER OF the Trade Mark

No....., in Class.....

Application is hereby made by (a)..... (a) Here  
of..... being the Registered Proprietor(s) of insert name,  
the registered Trade Mark numbered as above, that the Registrar shall add trade or  
to it or alter it in the following particulars, that is to say :—(b) business  
address and  
description.  
(b) Here fill  
in full  
particulars.

Four copies of the mark as it will appear when so altered are filed herewith.

Dated this..... day of....., 19.....

(c) ..... (c) Signa-  
ture.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 26.

Fee : £3.

## TRADE MARKS LAW, 1951.

*Application to the Registrar for the Rectification of the Register or the Removal of a Trade Mark from the Register.*

(To be accompanied by a copy and a Statement of Case in duplicate.)

IN THE MATTER OF the Trade Mark

No..... registered in the name of

..... in Class.....

(a) Here state full name and address.

(b) Strike out the word (or words) that is (are) not applicable.

I (or We) (a).....

hereby apply that the entry in the Register in respect of the above-mentioned Trade Mark may be removed (b) rectified in the following manner.....

The grounds of my (our) application are as follows :—

No action concerning the Trade Mark in question is pending in the Court.

Address for service in Cyprus in these proceedings :

Dated this..... day of....., 19.....

(c) Signature.

(c) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 27.

Fee : £2.

## TRADE MARKS LAW, 1951.

*Application to the Registrar for Leave to intervene in Proceedings relating to the Rectification of the Register or the Removal of a Trade Mark from the Register.*

IN THE MATTER OF Trade Mark

No..... registered in the name of

..... in Class.....

(a) Here state full name and address.

I (or We) (a).....

hereby apply for leave to intervene in the proceedings relating to the rectification or removal of the entry in the Register in respect of the above-mentioned Trade Mark.

My (our) interest in the Trade Mark is.....

Address for service in Cyprus in these proceedings :

Dated this..... day of....., 19.....

(b) ..... (b) Signature.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 28.

Fee : 15s.

TRADE MARKS LAW, 1951.

(Request I  
only)

I.—Request for Search under rule 106.

£1 (Both  
Requests)

The Registrar is hereby requested under rule 106 to search in Class \*.....  
in respect of (a).....  
to ascertain whether any Trade Marks are on record which resemble the  
Trade Mark sent herewith in duplicate (each representation being  
mounted on a half-sheet of foolscap).

\* The Registrar's direction should be obtained if the class is not known.

Dated this..... day of....., 19.....

(b) .....

(c) .....

(a) Here specify the goods (in the class stated) in respect of which the search is to be made.

II.—Request for Registrar's Preliminary Advice as to distinctiveness or capability of distinguishing, by a person proposing to apply for the registration of a Trade Mark (section 40 and rule 20).

(b) Signature.  
(c) Address.

I (or We) (a).....

(a) Here state name and address in full.

hereby request the Registrar to advise me (or us) whether the Trade Mark referred to above appears to him *prima facie* to be inherently adapted to distinguish or inherently capable of distinguishing my (or our) goods above mentioned so as to comply with the requirements of section 11 or section 12, respectively, of the Law for registrability in Part A or Part B of the Register.

Dated this..... day of....., 19.....

(b) ..... (b) Signature.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

Note.—Request I MUST BE completed. The fee on the Form is 15s. if Request II is not completed, or £1 if both Requests are completed.

FORM TM—No. 29.

Fee : 5s.

## TRADE MARKS LAW, 1951.

*Request for Registrar's Preliminary Advice as to distinctiveness or capability of distinguishing, by a person proposing to apply for the registration of a Trade Mark (section 40 and rule 20).*

(a) Here state name and address in full.

I (or We) (a).....

hereby request the Registrar to advise me (or us) whether the Trade Mark shown on the accompanying foolscap sheet \* appears to him *prima facie* to be inherently adapted to distinguish or inherently capable of distinguishing my (or our) goods so as to comply with the requirements of section 11 or section 12, respectively, of the Law for registrability in Part A or Part B of the Register.

\* To be sent in duplicate.

The goods in respect of which I (or we) propose to apply for registration of the said Trade Mark are (b).....

(b) Here specify the goods. Only goods included in one and the same class should be specified. A separate Form of Request is required for each class.

..... in Class (c).....

Dated this..... day of....., 19.....

(d) .....

(c) Here insert the number of the class (if known). In case of doubt, the Registrar's direction may be obtained.

To the Registrar of Trade Marks,

Nicosia, Cyprus.

(d) Signature.

*Note.*—If and when an application is made to register the Trade Mark, objection may arise if identical or resembling trade marks are found on the Register. A prior notification of any such relevant marks (if any are to be found) can be obtained by a request to the Registrar made on Form TM—No. 28 (fee 15s.).



FORM TM—No. 30.

## TRADE MARKS LAW, 1951.

*Appeal from the Registrar to the Court.*

(Rules 108 to 113).

I (or We) (a).....  
 of .....  
 hereby give notice of my (or our) intention to appeal to the Court from  
 (b)..... of the Registrar of the..... day  
 of....., 19....., relating to (c).....  
 whereby he (d).....

Accompanying this notice is a statement of the grounds of my (our)  
 appeal and of my (our) case in support thereof, for the decision of the Court,  
 together with the documents required by rule 109.

Dated this..... day of....., 19.....

(e) .....

To the Registrar of Trade Marks,  
 Nicosia, Cyprus.

Fee : £2.

(a) Here insert full name and address of appellant.  
 (b) Here insert "the decision" or "that part of the decision" as the case may be.  
 (c) Here insert brief particulars identifying the proceeding in which the decision was given.  
 (d) Here insert statement of the nature of the decision in question.  
 (e) Signature.

FORM TM—No. 31.

## TRADE MARKS LAW, 1951.

Fee : Schedule I,

Item 23 or 23a.

*Request for General Certificate of the Registrar (including Certificate of  
 Registration of a Trade Mark).*

(Rule 101).

IN THE MATTER OF \* the Trade Mark No.....,  
 registered in Class..... \*

I (or We).....  
 of.....  
 hereby request the Registrar to furnish me (us) with  
 (b) his Certificate that (a).....

(b) a Certificate of registration of the Trade Mark (b) for use in obtaining  
 registration abroad.

Dated this..... day of....., 19.....

(c) .....

(d) .....

To the Registrar of Trade Marks,  
 Nicosia, Cyprus.

\*.....\* These words may be varied to suit other cases.

(a) Here set out the particulars which the Registrar is requested to certify.

(b) Strike out words that are not applicable.

(c) Signature.

(d) Address

*Extract from rule 103—*"Where a certificate of registration of a trade mark is desired for use in obtaining registration abroad, the Registrar shall include in the certificate a copy of the mark and may require the applicant for the certificate to furnish him with a copy of the mark suitable for the purpose and, if the applicant fails to do so, may refuse to issue the certificate. The Registrar may state in the certificate such particulars concerning the registration of the mark as to him may seem fit, and may omit therefrom reference to any disclaimers appearing in the register, but in the last-mentioned case the certificate shall be marked: 'For use in obtaining registration abroad only'."

If left after re-  
gistration—

Fee : Schedule I,  
Item 24 or 24a.

If left at the time  
of registration—†

No fee.

# TRADE MARKS LAW, 1951.

*Form of Request to the Registrar by a Registered Proprietor or a Registered User of a Trade Mark, or a person about to be so registered, to enter, alter, or substitute an Address for Service as part of his Registration (rules 13, 74).*

Request is made by (a).....  
..... who is about to be registered as (or) who is

the Registered (b) Proprietor (User) of Trade Mark(s) No..... \*  
registered in Class..... for the (c) inclusion, addition,  
alteration or substitution of an address for service in Cyprus in or to the  
entry thereof so that the address for service in Cyprus may read : (d) .....

Dated this..... day of....., 19.....

(e) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

*Note.*—A Registered Proprietor or Registered User whose address for service in Cyprus has been altered by a public authority, so that the changed address designates the same premises as before, may make also the statement for which there is provision on the back of this Form in order to avoid payment of the fee.

*Note.*—By rules 13 and 74 an application on Form TM—No. 32 must be signed by the Applicant for registration or the Registered Proprietor or Registered User, as the case may be, or by an agent expressly authorized by him for the purpose of such an application, unless in exceptional circumstances the Registrar otherwise allows.

[To appear on the back of the Form :—]

(For use only in case of an address for service changed by a public authority, without change of premises).

The change of address, for the entry of which application is made on the other side of this Form, was ordered by (a).....

on the..... day of....., 19.....

Dated the..... day of....., 19.....

(b) .....

*Note.*—If the above statement be made, and a certificate of the alteration given by the named authority be supplied, the Registrar, if satisfied as to the facts of the case, will not require the payment of fee on Form TM—No. 32 (see rule 74).

† *Note.*—A request on Form TM—No. 32 to enter an initial address for service as part of a registration does not require a fee if it accompanies one of the Forms TM—No. 9, No. 15, No. 16 or No. 47.

(a) Here insert the full name and trade or business address of the person making the request.

(b) Strike out from the underlined words those that are not applicable and strike out one of the words "Proprietor" or "User", as the case may be.

\* Additional numbers may be given in a signed Schedule on the back of the Form.

(c) Cancel words that are not applicable.

(d) State here the precise entry or changed entry desired.

(e) Signature.

(a) Here insert the name of the public authority ordering the change, and the date thereof.

(b) Signature of the Registered Proprietor or Registered User, as the case may be.

FORM TM—No. 33.

## TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 8.

*Application for the Certificate of the Registrar under section 24 (5) and rule 72 with reference to a proposed Assignment of a Registered Trade Mark.*

(To be accompanied by a Statement of Case in duplicate and a copy of the proposed assignment).

IN THE MATTER OF Trade Mark(s) No.(s)..... registered in the name of..... in Class(es).....

Application is hereby made by (a).....

of.....  
being the Registered Proprietor(s) of the above-numbered registered trade mark(s), for the Registrar's Certificate under section 24 (5) with reference to a proposed assignment of the registered trade mark(s) No.(s)..... to (b) ..... of.....

in circumstances that are stated fully in the accompanying Statement of Case.

Dated this..... day of....., 19.....

(c).....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

(a) Here insert the name and trade or business address of the Registered Proprietor.

(b) Here insert the name and trade or business address of the proposed assignee.

(c) Signature.

FORM TM—No. 34.

## TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 8a.

*Application for the Approval by the Registrar under section 24 (6) and rule 72 of a proposed assignment, or of a transmission (on or after the appointed day), of a Trade Mark resulting in exclusive rights in different persons for different parts of Cyprus.*

(To be accompanied by a Statement of Case in duplicate and a copy of the Instrument proposed for the Assignment or effecting the Transmission).

IN THE MATTER OF a Trade Mark(s)

\* Registered under No.(s)..... in Class(es).....,\*

the property of .....

.....

Application is hereby made by.....

(1) (a)..... of.....

the proprietor of the trade mark(s) shown in the accompanying Statement of Case (b) [registered in his name] and (b) [used by him] in respect of the following goods..... for the approval by the

Registrar of a proposed assignment of the trade mark(s) to (c)..... of.....

in respect of the following goods.....

\* To be struck out in the case of unregistered trade marks. Strike out either paragraph (1) or paragraph (2). (a) Insert here the name and trade or business address of the Proprietor. (b) Strike out either if not applicable. (c) Insert here the names and trade or business addresses of the proposed assignee or assignees.

(d) Insert the name of the place or places in Cyprus.

† Strike out the bracketed passage if not required.

(e) Insert here the name and trade or business address of the person who claims a transmission to him.

(f) Insert here the date of the transmission, which must not precede the appointed day.

(g) Strike out the words that are not applicable.

(h) Insert here the name and trade or business address of the predecessor in title, if any.

(i) Insert here the name and trade or business address of the person who transmitted.

(j) Signature.

(a) Insert here the name and trade or business address of the transferee who claims.

to be sold or otherwise traded in in (d)..... of..... in respect of the following goods..... to be sold or otherwise traded in in (d).....

in circumstances that are stated fully in the accompanying Statement of Case.

(2) (e) ..... of..... who claims that the trade mark(s) shown in the accompanying Statement of Case was (were), in respect of the following goods, namely :.....

..... and on the (f)..... day of....., 19....., transmitted to (g) him (to (h)..... of.....

..... (who was his predecessor in title) ), by or from (i)..... of.....

by whom the Trade Mark was then used in respect of the following goods, namely..... all in circumstances that are

stated fully in the accompanying Statement of Case, for the approval by the Registrar of the aforesaid transmission.

Dated the..... day of....., 19.....

(j) .....

To the Registrar of Trade Marks,

Nicosia, Cyprus.

FORM TM—No. 35.

TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 8a.

*Application for the approval by the Registrar under the Schedule (paragraph 1) to the Law and rule 72 of an assignment or transmission of a Registered Trade Mark before the appointed day, resulting in exclusive rights in different persons for different parts of Cyprus.*

(To be accompanied by a Statement of Case in duplicate and a copy of the Instrument effecting the Assignment or Transmission).

IN THE MATTER OF Trade Mark(s)

No.(s).....

registered in the name of.....

in Class.....

Application is hereby made by (a).....

of.....

who claims that the above-numbered registered Trade Mark(s) was (were)



on the (b)..... day of..... 19..... (c) assigned (b) Insert  
(transmitted) to (c) him [to (d)..... here the  
of..... date, which  
must

(who was his predecessor in title)] in respect of the following goods,  
namely..... precede the  
appointed  
day.

by or from (e)..... (c) Strike  
of..... out the  
words that  
are not  
applicable.

who was the registered proprietor of the said Trade Mark, in circumstances  
that are stated fully in the accompanying Statement of Case, *for the approval*  
*by the Registrar* of the aforesaid (c) assignment (transmission).

Dated the..... day of....., 19.....

(f) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

(d) Insert  
here the  
name and  
trade or  
business  
address of  
the pre-  
decessor in  
title, if any.  
(e) Insert  
here the  
name and  
trade or  
business  
address of  
the regis-  
tered pro-  
prietor who  
assigned or  
transmitted.  
(f) Signa-  
ture.

FORM TM—No. 36.

TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 8b.

*Application to the Registrar under section 24 (7) and rule 73 for Directions  
for the Advertisement of an Assignment of Trade Marks otherwise than  
in connection with the entire or the remainder goodwill of the business.*

[To be accompanied by a duplicate].

Application is hereby made by (a).....

of.....  
for the Registrar's Directions with respect to the advertisement of an  
assignment to him (them) of the following Trade Marks otherwise than in  
connection with the entire or the remainder goodwill of the business in which  
they were used at the time of assignment, namely :—

(1) Registered Trade Marks :

Registration Number

Class

Goods in respect of  
which the Mark has been  
used and is assigned

†

all of which are or were registered in the name of (b).....  
of..... who is the  
assignor :

(2) Unregistered Trade Marks (c), all being Marks used in his business  
at the time of the assignment in respect of the goods stated below, by  
(b)..... of.....

who is the assignor :

Representation of Mark

Goods in respect of which  
the Mark has been used and  
is assigned

†

The date of assignment was the..... day of....., 19.....

The instrument effecting the assignment is sent herewith, together with a  
copy thereof.

(a) Here  
insert the  
name and  
trade or  
business  
address of  
the assignee  
(applicant).  
(b) Here  
insert the  
name and  
trade or  
business  
address of  
the pro-  
prietor  
(assignor).  
(c) Only  
those  
unregistered  
trade marks  
passing by  
the one  
assignment  
and used in  
the same  
business  
and for the  
same goods  
as those for  
which one or  
more of the  
registered  
marks are  
registered  
may be  
stated here.

It is suggested that advertisement shall be directed as follows, namely,  
in.....

† Additional Marks and numbers may be given in a signed Schedule on the back of the Form.

Dated the..... day of....., 19.....

(d) Signature.

(d) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 37.

TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 8c.

*Application for Extension of Time in which to apply for the Registrar's Directions for the advertisement of an Assignment of Trade Marks otherwise than in connection with the entire or the remainder goodwill of the business (section 24 (7) and rule 73).*

(a) Here insert the name and trade or business address of the assignee (applicant).

(b) Here insert :  
" one " or  
" two " or  
" three."

(c) Here insert the name and trade or business address of the proprietor (assignor).

Application is hereby made by (a).....  
..... of.....

for extension of time of (b)..... month(s) in which to apply for the Registrar's Directions for the advertisement of an assignment to him (them) of the following Trade Marks otherwise than in connection with the entire or the remainder goodwill of the business in which they were used at the time of assignment, namely :—

(1) Registered Trade Marks :

Registration Number

Class Goods in respect of  
which the Mark has been  
used and is assigned

†

all of which are or were registered in the name of (c).....  
..... of.....  
who is the assignor ;

(2) Unregistered Trade Marks, all being Marks used in his business at the time of assignment and in respect of the goods stated below, by (c).....  
..... of.....  
who is the assignor :

Representation of Mark

Goods in respect of which  
the Mark has been used and  
is assigned

†

The date of assignment was the..... day of....., 19.....

† Additional Marks and numbers may be given in a signed Schedule on the back of the Form.

Dated the..... day of....., 19.....

(d) Signature.

(d) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

## TRADE MARKS LAW, 1951.

*Reclassification.*

*Application to the Registrar under rule 6 by the Proprietor of a Registered Trade Mark for the Conversion of the Specification from Schedule III to Schedule IV.*

IN THE MATTER OF a Trade Mark No. .... registered in the name of ..... in Class ..... of Schedule III.

Application is hereby made by (a) ..... the Registered Proprietor of the above numbered Trade Mark, for the conversion of the specification of the above-mentioned registration (b) and the specification (s) of the Registered User (s) thereunder from Schedule III to Schedule IV of the Trade Marks Rules, 1951.

The specification(s) entered in the Register in accordance with Schedule III is (are) :— .....

Application is made that the Registrar should propose the following specification(s) in accordance with Schedule IV, upon conversion :—

Class : .....

Class : .....

Dated this ..... day of ....., 19.....

(c) .....

(a) Here insert the name and trade or business address of the Registered Proprietor (applicant).

(b) Cancel the words underlined, if there are no registered users.

(c) Signature.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

*Reclassification.**Notice of Opposition to Proposal for Conversion of Specification.*

(Section 37 and rule 7).

(To be accompanied by an unstamped duplicate and a Statement, in duplicate, showing how the proposed conversion would be contrary to section 37 (2).)

IN THE MATTER OF \* Trade Mark(s) No. .... registered in the name of ..... in Class ..... of Schedule III of the rules.

I (or We) (a) ..... hereby give notice of my (or our) intention to oppose the proposal for the conversion of the specification(s) of the Trade Mark(s), advertised in the *Cyprus Gazette* of the ..... day of ..... 19....., No. ...., page.....

(a) Here state full name and address.

The grounds of opposition are as follows :—

.....

.....

.....

My (or Our) address for service in Cyprus in these proceedings is :.....

.....

.....

Dated this..... day of....., 19.....

(b) Signa-  
ture.

(b) .....

\* The numbers of more than one trade mark dealt with by the same proposal may be given, provided the specifications are the same.

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 40.

Fee : £2.

TRADE MARKS LAW, 1951.

*Notice of Opposition to Application under section 36 for addition to or alteration of a Registered Trade Mark.*

(Rule 83).

(To be accompanied by a duplicate).

IN THE MATTER OF the Trade Mark No..... registered in the name of..... in Class.....

(a) Here  
state full  
name and  
address.

I (or We), (a).....

hereby give notice of my (or our) intention to oppose the addition to or alteration of the Trade Mark numbered and registered as above, so that it shall be in the form shown in the application advertised in the *Cyprus Gazette* of the..... day of....., 19....., No....., page.....

The grounds of opposition are as follows :—

.....

.....

.....

.....

Address for service in Cyprus in these proceedings :—

.....

.....

.....

Dated the..... day of....., 19.....

(b) Signa-  
ture.

(b) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.



FORM TM—No. 41.

Fee : £1.

## TRADE MARKS LAW, 1951.

*Notice of Order of Court for Alteration or Rectification of Register of Trade Marks.*

(Rule 116).

IN THE MATTER OF the Trade Mark No..... registered in  
Class..... in the name of.....Notice is hereby given to the Registrar that, by an Order of the Court  
made on the..... day of....., 19....., it was directed that  
.....  
.....  
.....

An Office Copy of the Order of the Court is enclosed herewith.

Dated this..... day of....., 19.....

\* .....

\* To be  
signed by  
the person  
interested or  
his agent.To the Registrar of Trade Marks,  
Nicosia, Cyprus.

FORM TM—No. 42.

## TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 7.*Request to the Registrar for entry on the Register and advertisement of a note of a  
Certificate of Validity by the Court under section 45.*

(Rule 81).

IN THE MATTER OF Trade Mark(s) No.(s)....., registered in  
Class..... in the name of.....

I (or We), (a).....

hereby request the Registrar to add to the above numbered entry (ies) of a  
Trade Mark in the Register, and to advertise in the *Cyprus Gazette*, a note  
that in

(b) .....

the Court certified that the validity of the said registration(s) came into  
question and was decided in favour of the proprietor of the Trade Mark in  
the terms of the accompanying Office Copy of the certificate of validity.

Dated this..... day of....., 19.....

(c) .....

(a) Here  
state the  
name and  
address of  
the Regis-  
tered  
Proprietor.(b) Here  
state the  
nature of the  
proceedings,  
with the  
names of the  
parties to  
them, in  
which the  
Certificate  
was given.(c) Signa-  
ture.To the Registrar of Trade Marks,  
Nicosia, Cyprus.

\* Additional numbers

may be given in a signed Schedule on the back of the Form.

(a) Here insert full name, trade or business address and description of the registered proprietor(s).

(b) Here insert the specification in the register.

(c) Here insert the full name, description and nationality of the individual, firm, or body corporate, proposed as registered user. The names of all partners in a firm must be given in full. In the case of a body corporate brief particulars of the kind and country of incorporation should be stated.

(d) Here insert the full trade or business address of the proposed registered user.

(e) Here insert trading style (if any).

(f) Here insert designation of goods (which must be comprised within the specification)

(g) Write None if there are no conditions or restrictions.

(h) Strike out the words that are not applicable.  
(i) Signature.

700

FORM TM—No. 43.

TRADE MARKS LAW, 1951.

Fee: Schedule I,  
Item 6 or 6a.

*Application for Registration of Registered User.*

[To be accompanied by a Statement of Case giving particulars and stating as required by section 29 (4), verified by an affidavit made by the Proprietor, or by some person authorized to act on his behalf and approved by the Registrar.]

Application is hereby made by (a).....

who is (or are) the registered proprietor(s) of Trade Mark(s) No.(s)..... \*

registered in Class..... in respect of (b).....

that (c).....

of (d).....

trading as (e).....

who hereby joins in the application, may be registered as a registered user

of the above numbered registered trade mark(s) in respect of (f).....

subject to the following conditions or restrictions :—

(g) .....

(h) The proposed permitted use is to end on the..... day of.....

....., 19..... The proposed permitted use is without limit of period.

Dated this..... day of....., 19.....

(i) .....

To the Registrar of Trade Marks,

Nicosia, Cyprus.

[A request for the entry of an address for service of the registered user may be made on a copy of Form TM—No. 32 (no fee) if it accompanies this Form].

FORM TM—No. 44.

## TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 6b or 6c.

*Application by the Registered Proprietor of a Trade Mark for variation of the registration of a Registered User thereof, with regard to the goods or the conditions or restrictions. (Section 29 (8), paragraph (a) ; rule 88).*

[To be accompanied by a Statement of the grounds for the application and the written consent (if given) of the Registered User].

Application is hereby made by (a).....

the proprietor of trade mark(s) No..... \* registered in Class.....  
in respect of (b).....

that the registration of (c).....

as a registered user of the above-numbered trade mark(s) in respect of (d).....

may be varied in the following manner : (e).....

Dated the..... day of....., 19.....

(f) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

(a) Here insert the full name, description and trade or business address of the registered proprietor.  
\* Additional numbers may be given in a signed Schedule on the back of the Form.  
(b) Here insert the specification in the register.  
(c) Here insert the full name, description and trade or business address of the registered user.  
(d) Here insert the goods in respect of which the user is registered.  
(e) Here state in terms the manner in which it is requested that the entry should be varied.  
(f) Signature.

FORM TM—No. 45.

## TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 6d or 6e.

*Application by the Registered Proprietor of a Trade Mark or by any of the Registered Users of the Trade Mark for the cancellation of entry of a Registered User thereof. (Section 29 (8), paragraph (b) ; rule 89).*

[To be accompanied by a Statement of the grounds for the application].

Application is hereby made by (a).....

being (b) the Registered Proprietor (a Registered User) of trade mark(s)

(a) Here insert the full name, description and trade or business address of the applicant or of the applicants.  
(b) Strike out the words that are not applicable.  
\* Additional numbers may be given in a signed Schedule on the back of the Form.

(c) Here insert the specification in the register.

(d) Here insert the full name, description and trade or business address of the registered user whose entry is sought to be cancelled.

(e) Here insert goods in respect of which that registered user is entered.

(f) Signature(s).

No. .... \* registered in Class ..... in respect of (c).....

for the cancellation of the entry under the above-mentioned registration(s) of (d) .....

as a registered user of the trade mark(s) in respect of (e).....

The grounds for this application are set forth in the accompanying statement.

Dated this ..... day of ....., 19.....

(f) .....

To the Registrar of Trade Marks,  
Nicosia, Cyprus.

\* Additional numbers may be given in a signed Schedule on the back of the Form.

(a) Here insert the name, trade or business address and description of the registered proprietor as entered in the register.

(b) Here insert the name and address of the applicant for cancellation.

FORM TM—No. 46.

TRADE MARKS LAW, 1951.

Fee : Schedule I,  
Item 6f or 6g.

*Application for cancellation of entry of a Registered User of a Trade Mark.*  
(Section 29 (8), paragraph (c) ; rule 90).

[To be accompanied by a Statement of the grounds for the application].

IN THE MATTER OF Trade Mark(s) No.(s)..... \* registered in  
Class ..... in the name of (a).....

Application is hereby made by (b).....

(whose address for service in Cyprus in these proceedings is.....)  
for the cancellation of the entry under the above-mentioned registration(s)



of (c).....  
 .....  
 as the registered user thereof in respect of (d).....  
 .....  
 .....  
 .....  
 The grounds of this application, particulars of which are given in detail in  
 the accompanying statement of case, are (e).....  
 .....  
 .....  
 Dated this..... day of....., 19.....  
 (f) .....  
 To the Registrar of Trade Marks,  
 Nicosia, Cyprus.

(c) Here  
 insert the  
 name, trade  
 or business  
 address and  
 description  
 of the regis-  
 tered user  
 as entered in  
 the register.  
 (d) Here  
 insert the  
 goods in  
 respect of  
 which the  
 registered  
 user is  
 entered.  
 (e) Here  
 insert one  
 or more of  
 the sub-  
 paragraphs  
 of paragraph  
 (c) of section  
 29 (8)  
 numbered  
 (i), (ii), (iii).  
 (f) Signa-  
 ture.

FORM TM—No. 47.

Fee : 10s.

TRADE MARKS LAW, 1951.

*Notice to the Registrar under section 29 (9) and rule 91 of intention to intervene  
 in proceedings for the variation or cancellation of an entry of a Registered  
 User of a Trade Mark.*

[To be accompanied by a Statement of the grounds for intervention].

IN THE MATTER OF a Trade Mark No..... registered in  
 Class..... in the name of (a).....  
 and

IN THE MATTER OF a registration of (b).....  
 thereunder as a Registered User of the Mark.

(a) Insert  
 here the  
 name of the  
 Registered  
 Proprietor.  
 (b) Insert  
 here the  
 name and  
 trade or  
 business  
 address of  
 the Regis-  
 tered User.

In reply to the Registrar's Notification or Advertisement dated the.....  
 day of....., 19....., notice is hereby given of my intention to  
 intervene in the proceedings in the above matter.

My address for service in Cyprus for the purpose of these proceedings  
 is .....  
 .....  
 .....

Dated the..... day of....., 19.....

(c) ..... (c) Signa-  
 ture.

To the Registrar of Trade Marks,  
 Nicosia, Cyprus.

SCHEDULE III.  
CLASSIFICATION OF GOODS.

---

*Class 1.*

Chemical substances used in manufactures, photography or philosophical research, and anti-corrosives.

*Class 2.*

Chemical substances used for agricultural, horticultural, veterinary and sanitary purposes.

*Class 3.*

Chemical substances prepared for use in medicine and pharmacy.

*Class 4.*

Raw, or partly prepared, vegetable, animal, and mineral substances used in manufactures, not included in other Classes.

*Class 5.*

Unwrought and partly wrought metals used in manufacture.

*Class 6.*

Machinery of all kinds, and parts of machinery, except agricultural and horticultural machines included in Class 7.

*Class 7.*

Agricultural and horticultural machinery, and parts of such machinery.

*Class 8.*

Philosophical instruments, scientific instruments, and apparatus for useful purposes; instruments and apparatus for teaching.

*Class 9.*

Musical instruments.

*Class 10.*

Horological instruments.

*Class 11.*

Instruments, apparatus and contrivances, not medicated, for surgical or curative purposes, or in relation to the health of men or animals.

*Class 12.*

Cutlery and edge tools.

*Class 13.*

Metal goods, not included in other Classes.

*Class 14.*

Goods of precious metals (including aluminium, nickel, Britannia-metal, etc.) and jewellery, and imitations of such goods and jewellery.

*Class 15.*

Glass.

*Class 16.*

Porcelain and earthenware.

*Class 17.*

Manufactures from mineral and other substances for building or decoration.

*Class 18.*

Engineering, architectural and building contrivances.

*Class 19.*

Arms, ammunition and stores, not included in Class 20.

*Class 20.*

Explosive substances.

*Class 21.*

Naval architectural contrivances and naval equipments not included in Classes 19 and 20.

*Class 22.*

Carriages.

*Class 23.*

(a) Cotton yarn.

(b) Sewing cotton.

*Class 24.*

Cotton piece goods of all kinds.

*Class 25.*

Cotton goods not included in Classes 23, 24 or 38.

*Class 26.*

Linen and hemp yarn and thread.

*Class 27.*

Linen and hemp piece goods.

*Class 28.*

Linen and hemp goods not included in Classes 26, 27 and 50.

*Class 29.*

Jute yarns and tissues, and other articles made of jute, not included in Class 50.

*Class 30.*

Silk, spun, thrown, or sewing.

*Class 31.*

Silk piece goods.

*Class 32.*

Other silk goods not included in Classes 30 and 31.

*Class 33.*

Yarns of wool, worsted, or hair.

*Class 34.*

Cloths and stuffs of wool, worsted, or hair.

*Class 35.*

Woollen and worsted and hair goods, not included in Classes 33 and 34.

*Class 36.*

Carpets, floor-cloth and oil-cloth.

*Class 37.*

Leather, skins unwrought and wrought, and articles made of leather not included in other Classes.

*Class 38.*

Articles of clothing.

*Class 39.*

Paper (except paper hangings), stationery, and bookbinding.

*Class 40.*

Goods manufactured from india-rubber and gutta-percha not included in other Classes.

*Class 41.*

Furniture and upholstery.

*Class 42.*

Substances used as food or as ingredients in food.

*Class 43.*

Fermented liquors and spirits.

*Class 44.*

Mineral and aerated waters, natural and artificial, including ginger beer.

*Class 45.*

Tobacco, whether manufactured or unmanufactured.

*Class 46.*

Seeds for agricultural and horticultural purposes.

*Class 47.*

Candles, common soap, detergents ; illuminating, heating, or lubricating oils ; matches ; and starch, blue, and other preparations for laundry purposes.

*Class 48.*

Perfumery (including toilet articles, preparations for the teeth and hair, and perfumed soap).

*Class 49.*

Games of all kinds and sporting articles not included in other Classes.

*Class 50.*

Miscellaneous :—

- (1) Goods manufactured from ivory, bone or wood, not included in other Classes.
- (2) Goods manufactured from straw or grass, not included in other Classes.
- (3) Goods manufactured from animal and vegetable substances, not included in other Classes.
- (4) Tobacco pipes.
- (5) Umbrellas, walking sticks, brushes and combs.
- (6) Furniture cream, plate powder.
- (7) Tarpaulins, tents, rick-cloths, rope, twine.
- (8) Buttons of all kinds other than of precious metal or imitations thereof.
- (9) Packing and hose of all kinds.
- (10) Goods not included in the foregoing Classes.

---

SCHEDULE IV.

CLASSIFICATION OF GOODS.

*Names of the classes.*

[Parts of an article or apparatus are, in general, classified with the actual article or apparatus, except where such parts constitute articles included in other classes.]

1. Chemical products used in industry, science, photography, agriculture, horticulture, forestry ; manures (natural and artificial) ; fire extinguishing compositions ; tempering substances and chemical preparations for soldering ; chemical substances for preserving foodstuffs ; tanning substances ; adhesive substances used in industry.

2. Paints, varnishes, lacquers ; preservatives against rust and against deterioration of wood ; colouring matters, dyestuffs ; mordants ; resins ; metals in foil and powder form for painters and decorators.

3. Bleaching preparations and other substances for laundry use ; cleaning, polishing, scouring and abrasive preparations ; soaps ; perfumery, essential oils, cosmetics, hair lotions ; dentifrices.

4. Industrial oils and greases (other than edible oils and fats and essential oils) ; lubricants ; dust laying and absorbing compositions ; fuels (including motor spirit) and illuminants ; candles, tapers, nightlights and wicks.

5. Pharmaceutical, veterinary and sanitary substances ; infants' and invalids' foods ; plasters, material for bandaging ; material for stopping teeth, dental wax ; disinfectants ; preparations for killing weeds and destroying vermin.



6. Unwrought and partly wrought common metals and their alloys ; anchors, anvils, bells, rolled and cast building materials ; rails and other metallic materials for railway tracks ; chains (except driving chains for vehicles) ; cables and wires (non-electric) ; locksmiths' work ; metallic pipes and tubes ; safes and cash boxes ; steel balls ; horse-shoes ; nails and screws ; other goods in non-precious metal not included in other classes ; ores.

7. Machines and machine tools ; motors (except for vehicles) ; machine couplings and belting (except for vehicles) ; large size agricultural implements ; incubators.

8. Hand tools and instruments ; cutlery, forks and spoons ; side arms.

9. Scientific, nautical, surveying and electrical apparatus and instruments (including wireless), photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments ; coin or counter-freed apparatus ; talking machines ; cash registers ; calculating machines ; fire-extinguishing apparatus.

10. Surgical, medical, dental and veterinary instruments and apparatus (including artificial limbs, eyes and teeth).

11. Installations for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes.

12. Vehicles ; apparatus for locomotion by land, air, or water.

13. Firearms ; ammunition and projectiles ; explosive substances ; fireworks.

14. Precious metals and their alloys and goods in precious metals or coated therewith (except cutlery, forks and spoons) ; jewellery, precious stones ; horological and other chronometric instruments.

15. Musical instruments (other than talking machines and wireless apparatus).

16. Paper and paper articles, cardboard and cardboard articles ; printed matter, newspapers and periodicals, books ; book-binding material ; photographs ; stationery, adhesive materials (stationery) ; artists' materials ; paint brushes, typewriters and office requisites (other than furniture) ; instructional and teaching material (other than apparatus) ; playing cards ; (printers') type and cliches (stereotype).

17. Gutta percha, india rubber, balata and substitutes, articles made from these substances and not included in other classes ; materials for packing, stopping, or insulating ; asbestos, mica and their products ; hose pipes (non metallic).

18. Leather and imitations of leather, and articles made from these materials, and not included in other classes ; skins, hides ; trunks and travelling bags ; umbrellas, parasols and walking sticks ; whips, harness and saddlery.

19. Building materials, natural and artificial stone, cement, lime, mortar, plaster and gravel ; pipes of earthenware or cement ; road-making materials ; asphalt, pitch and bitumen ; portable buildings ; stone monuments ; chimney pots.

20. Furniture, mirrors, picture frames ; articles (not included in other classes) of wood, cork, reeds, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, celluloid, and substitutes for all these materials.

21. Small domestic utensils and containers (not of precious metal, nor coated therewith) ; combs and sponges ; brushes (other than paint brushes) ; brush making materials ; instruments and material for cleaning purposes ; steelwool ; glassware, porcelain and earthenware not included in other classes.

22. Ropes, string, nets, tents, awnings, tarpaulins, sails, sacks ; padding and stuffing materials (hair, capoc, feathers, seaweed, etc.) ; raw fibrous textile materials.

23. Yarns, threads.

24. Tissues (piece goods) ; bed and table covers ; textile articles not included in other classes.

25. Clothing, including boots, shoes and slippers.

26. Lace and embroidery, ribands and braid ; buttons, press buttons, hooks and eyes, pins and needles ; artificial flowers.

27. Carpets, rugs, mats and matting ; linoleums and other materials for covering floors ; wall hangings (non-textile).
28. Games and playthings ; gymnastic and sporting articles (except clothing) ; ornaments and decorations for Christmas trees.
29. Meat, fish, poultry and game ; meat extracts ; preserved, dried and cooked fruits and vegetables ; jellies, jams ; eggs, milk and other dairy products ; edible oils and fats ; preserves, pickles.
30. Coffee, tea, cocoa, sugar, rice, tapioca, sago, coffee substitutes ; flour and preparations made from cereals ; bread, biscuits, cakes, pastry and confectionery, ices ; honey, treacle ; yeast, baking powder ; salt, mustard ; pepper, vinegar, sauces ; spices ; ice.
31. Agricultural, horticultural and forestry products and grains not included in other classes ; living animals ; fresh fruits and vegetables ; seeds ; live plants and flowers ; foodstuffs for animals, malt.
32. Beer, ale and porter ; mineral and aerated waters and other non-alcoholic drinks ; syrups and other preparations for making beverages.
33. Wines, spirits and liquers.
34. Tobacco, raw or manufactured ; smokers' articles ; matches.

---

Ordered in Council, this 27th day of October, 1951.

(M.P. 1385/51.)

D. A. SHEPHERD,  
*Clerk of the Executive Council.*



