

COUNTRY - PHILIPPINES

1. According to the applicable legislation, or practices of the Office, marks are defined as:

- a.) Visually perceptible signs -- YES
- b.) Signs capable of being represented graphically -- NO
- c.) Any sign capable of distinguishing the goods and services -- YES

2.) Signs excluded from registration:

Are there signs excluded from registration as a mark? -- YES

Specify: NON-VISUAL MARKS LIKE SOUND MARKS AND SCENT MARKS

3.) Is the applicant required to specify in the application the type of mark for which registration is requested? --YES

4. Is a description of the mark mandatory, optional or not allowed? -- OPTIONAL

5.) When an indication of the type of the mark is neither specified nor included in the description, would the Office accept and process the application? -- YES

OPTION B - with an ex-officio indication of the type of mark

6.) Types of marks accepted by the Office

a.) word marks -- YES

i) does the office require the use of standard character for the representation of the mark?
-- YES

ii) where applicable, does the Office require that the words be translated into the language used by the Office? -- YES

iii) Does the office require that the words be transliterated -- YES

*Specify font to be used to represent standard character mark -- TIMES NEW ROMAN;
ARIAL AND OTHER SIMILAR FONTS WHICH ARE NOT STYLIZED

b.) Figurative marks -- YES

*Specify how represented: PRINTOUT OF THE MARK

c.) Hologram Marks -- YES

*Specify how represented: PRINTOUT OF THE MARK SHOWING DIFFERENT VIEWS
OF THE HOLOGRAM

d.) Three-dimensional marks (shape marks) -- YES

*Specify how represented: PRINTOUT OF THE MARK SHOWING DIFFERENT VIEWS,
EG., FRONT VIEW, SIDE VIEW

i) Product packaging -- YES

*Specify how represented: PRINTOUT/PICTURE OF THE MARK

ii) Product shape -- YES

*Specify how represented: PRINTOUT/PICTURE OF THE MARK

e.) Color marks -- YES

Specify how represented: PRINTOUT OF THE MARK

i) A single color -- YES

NOTE: single colors are accepted only upon proof of secondary meaning

Specify how represented: PRINTOUT OF THE MARK INSIDE A QUADRILATERAL

ii) A combination of colors -- YES

f.) Sound marks -- NO

g.) Motion marks -- NO

Specify how represented: PRINTOUT OF THE MARK SHOWING SERIES OF MOVEMENTS

h.) Multimedia marks -- NO

i.) Others (gesture, olfactory) -- Yes

*Please indicate other types of marks accepted -- POSITION MARKS, TRADE DRESS

Specify how represented: POSITION MARKS: PRINTOUT/IMAGE OF THE PRODUCT WHERE THE MARK IS POSITIONED PREFERABLY WITH THE DESCRIPTION OF THE POSITION. THE PARTS OF THE IMAGE THAT IS NOT INCLUDED AS PART OF THE MARK BE IN DOTTED LINES

TRADE DRESS: PRINTOUT OF THE MARK

7.) acceptable formats to file an application

a.) paper form -- YES

b.) image of a paper form (pdf, jpeg) -- NO

c.) structured data (e-filing, xml) -- YES

8.) How applicant submits application:

a.) on a physical support (paper, cd-rom) -- YES

b.) fax -- NO

c.) electronically -- YES

9.) Is the applicant allowed to:

a.) submit electronic representation: YES

10.) Depending on the type of mark, may the electronic images consist of one or more digital still images? --YES *Select format accepted by the Office:

a.) GIF -- NO

b.) JPEG --YES

c.) PNG - NO

d.) TIFF - NO

e.) Others -- NO

*When the representation consists of more than one digital still image

a.) all images must be included in one file -- YES

b.) each image may be in a separate file -- NO

11. Depending on the type of mark, may the electronic representation consist of a digital recording of sound only? -- NO

12. Depending on the type of mark, may the representation consist of a digital recording of moving images without sound? – NO

13.) Depending on the type of mark, may the representation consist of a digital recording of moving images and sound? – NO

14.) Does the Office store and manage an electronic representation of the mark in a database? – YES

15.) Is the electronic representation of the mark available to the public? – YES

16.) How can the public access the electronic representation of the mark? -- THROUGH AN ONLINE SEARCH DATABASE IN IPOPHL WEBSITE (GLOBAL BRANDS DATABASE AND ASEAN TM VIEW)

a) At the Office only (e.g., a dedicated computer terminal)	Yes/ No
b) Online (e.g., online database)	Yes /No
a) one or more digital still images	Yes /No
b) a digital recording of sound only	Yes/ No
c) a digital recording of moving images without sound	Yes/ No
d) a digital recording of moving images and sound	Yes/ No

END OF QUESTIONNAIRE