



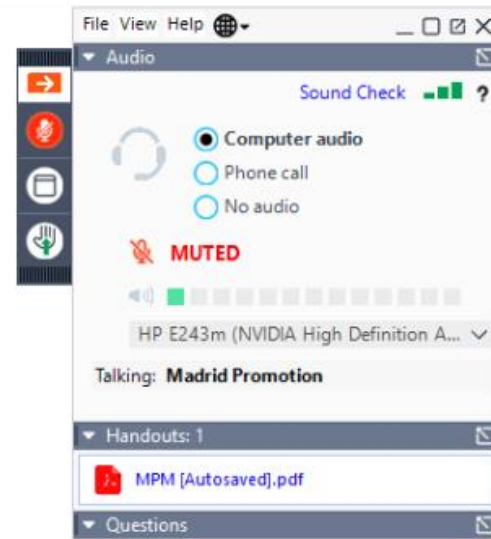
Understanding the Latest Madrid System Legal Updates

Juan Rodriguez
Senior Legal Counsellor
Madrid Legal Division
Madrid Registry

Aurea Plana
Associate Complaints Officer
Madrid Legal Division
Madrid Registry

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How to use GoToWebinar



Agenda

- COVID-19 related measures
- Recent developments
- Upcoming developments

COVID-19 related measures

Madrid System COVID-19 relief measures

- Excuse in delay in meeting time limits before WIPO
 - Request to be excused due to COVID-19
 - Exemption of evidence
 - 6-month limitation on excuse
- Renewal flexibilities
- WIPO's COVID-19 response: <https://www.wipo.int/covid-19/en/>

Question

- Does the excuse in delay apply to time limits before...
 - WIPO only?
 - WIPO and the designated Offices?
 - Designated Offices only?

Question

- How long do I have to request to be excused for having missed a time limit due to COVID-19?
 - No time limit
 - 1 month
 - 6 months

Irregularities in postal services

- How to avoid missing communications from WIPO
- What communications are sent electronically
- How to find out if e-mail address is missing:
<https://www3.wipo.int/madrid/monitor/en/>
- How to indicate or change your e-mail address:
<https://www3.wipo.int/contact/en/madrid/>



Contact Madrid

Use this form to make an enquiry or to submit a form/response to WIPO.
To get started, tell us who you are.

COVID-19 UPDATE: RESUMPTION OF POSTAL COMMUNICATIONS

While WIPO has resumed most of its postal mail-based services, we still urge users who have not already done so to provide an e-mail address to receive electronic communications under the Madrid System.

Please enter your email address in our dedicated form.

registration. Therefore, if you have appointed a representative, WIPO will need to be able to send all communications directly to this representative. [Find out more about e-mail notifications.](#)

International Registration Number(s) / WIPO Reference Number(s):

Write 'list' if you are submitting your list as a document (.xls).

Your gateway to the Madrid System, keeping you up to date on your trademark.

Follow the status of your international application or trademark registration, access detailed information on all trademarks registered through the Madrid System, and keep an eye on competitors' trademarks

COVID-19 UPDATE: We urge users who have not already done so to [provide an e-mail address via Contact Madrid](#) to receive electronic communications under the Madrid System. [Find out why this is necessary.](#)

NEW: Identify registrations with missing email addresses with our new [email address status filter](#).

Search [WIPO Gazette](#) [Support](#)

Refine Terms




-
-

Current Search

- Filters
- ▼ Status
 - Active 1
 - Pending 1
 - Inactive 2
 - ▼ Origin
 - FR 2
 - CH 1
 - TN 1
 - Designation
 - Nice Cl.
 - Type of Mark
 - Reg. Year

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	Trademark	Image	Status	Ori.	Holder	Reg. No	Reg. Date	Nice Cl.	Vienna Cl.
	ROMARIN		Active	CH	ORGANISATION MONDIALE DE LA PROPRIÉTÉ INTELLECTUELLE	605000	1993-06-16	9, 35, 38	
	ROMARIN		Expired	FR	LA FRANCAISE DES PAINS (société anonyme)	647621	1995-11-15	30, 42	
	Fleurs De Romarin		Pending Application	TN	LES OLIVERAIES DE JUGURTHA			30, 31	05.03, 26.01, 27.05, 29.01
	Rondelé SAVEUR de SAISON Basilic et Romarin		Expired	FR	GROUPE LACTALIS (société anonyme à directeur)	723286	1999-11-12	29	05.11, 10.03, 26.04, 27.05, 29.01

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Recent and upcoming developments



2020
Online
developments



New MM
Forms &
Guernsey



February 1,
2021
E-mail and
replacement



December 31,
2020
End of BREXIT
transition



January 12, 2020
Trinidad & Tobago
107th Member



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Recent developments

Madrid Application Assistant


Madrid Application Assistant

HELP

Application for international registration

Designated Contracting Parties 

Basic application or registration

Designated Contracting Parties 

Applicant(s)

Representative

Languages and correspondence

Mark

Goods and services

Limitations

Claimed priorities

Seniority claim

Fee calculations

Payment

Summary

General

Office of origin *

AG - Antigua and Barbuda

Filing language *

English

Applicant's Reference

TEST 1

Basic application or registration

Primary national mark imported

Application number: A123456

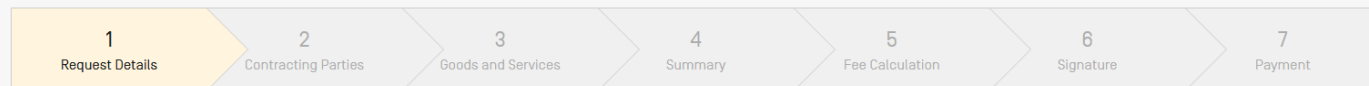
Registration number: N/A

Application date: 18.11.2020

Add another trademark

Online limitation

LIMITATION OF GOODS AND SERVICES 605000 ▾



REQUEST DETAILS

You may use this on-line request to record a limitation in respect of one international registration. If you wish to record a limitation for many international registrations, you would need to complete an on-line request for each of the international registrations concerned.

[More on how to request a recording of a limitation](#)

IRN: **605000**

Name of the Holder:

ORGANISATION MONDIALE DE LA PROPRIÉTÉ INTELLECTUELLE

chemin des Colombettes 34 GENÈVE 20

CH

Name of the Representative:

I am [field required]

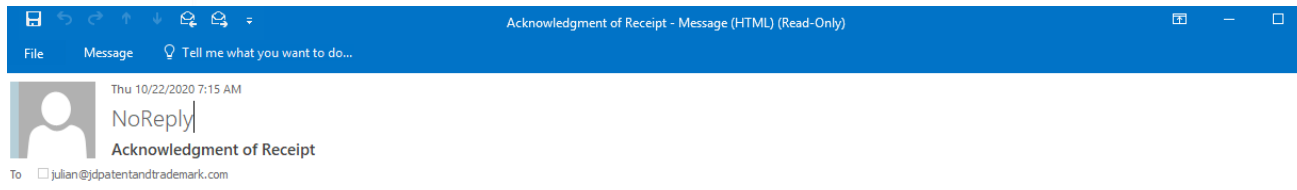
The recorded Holder

The recorded Representative

Cancel

Start recording Limitation

Acknowledgement of receipt and payment instructions



Acknowledgment of Receipt – Application for an International Registration under the Madrid System

Thank you for using the Madrid System.

We have received your application for an international registration based on application/registration N° 750930 for the mark **LEM** in the name of **Stefan Weber**.

Your application is currently pending examination. Please use the “real-time search” field in [Madrid Monitor](#) to track its status.

The WIPO reference number for this application is **1397718101**. Please always indicate this number in all your communications with WIPO.

Please select one of the options below to pay the estimation* of total application fees due (as calculated and indicated in the application for an international registration):

- credit card ([Madrid e-Payment](#));
- debiting a sufficiently credited [Current Account at WIPO \(Madrid e-payment\)](#);
- transfer to [WIPO's bank account](#) (please indicate the following reference number **TMK/1397718101** in the payment information) ; or
- transfer to [WIPO's postal account](#) within Europe only (please indicate the following reference number **TMK/1397718101** in the payment information).

**Please note that the amount of fees payable may change following the examination of your application for an international registration and the final determination of the classes of goods and services for your international registration. If you choose to pay via your Current Account at WIPO, the final amount will be debited, subject to availability of sufficient funds. For other payment methods, any changes to the amount owed will be communicated to you following the examination of your application for an international registration.*

December 31, 2020: End of BREXIT transition period

- IRs protected in the EU: Automatic creation of a comparable right in the national UK register at no cost
 - One UK registration per protected designation
 - Date of international registration or subsequent designation
- IRs pending in the EU: Right to file a national UK application until September 30, 2021, and preserve date of designation of the EU
- As from January 1, 2021, a designation of the UK also extends to Gibraltar

January 1, 2021: Extension of the Protocol to Guernsey

- May be designated independent from the UK
- One-year refusal period
- Standard fees (expected to declare for individual fee)
- Implicit declaration of intention to use
- Entitlement to file: establishment, domicile or UK nationality



January 12, 2021: Entry into force of the Protocol in Trinidad and Tobago

- Extension of the refusal period to +18 months
- Individual fee
- Implicit declaration of intention to use



(Photo: WIPO/Berrod)

Question

- Have you seen/used the updated forms?
 - Yes
 - No
 - What new forms?

Updated forms & notes for filing

- New design to highlight the fields where information must be provided
- Creation of one field for each applicant, new holder and representative to indicate an e-mail address
- New continuation sheet for joint applicants or joint new holders
- Removal of the cover page

MM2 (E) – APPLICATION FOR INTERNATIONAL REGISTRATION UNDER THE MADRID PROTOCOL

For use by the applicant:

Number of continuation sheets for several applicants:

Number of continuation sheets:

Number of MM17 forms:

MM18 form (if applicable, check the box)

Applicant's reference (optional):

For use by the Office of origin:

Office's reference (optional):

1. CONTRACTING PARTY WHOSE OFFICE IS THE OFFICE OF ORIGIN

2. APPLICANT¹

If there is more than one applicant, indicate the number of applicants and complete the "Continuation Sheet for Several Applicants".

Number of applicants:

(a) Name:

(b) Address:

(c) E-mail address²:

(d) Telephone number³:



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The International
Trademark System

Upcoming developments

February 1, 2021: new rule on e-mail

- Prescribed indication of e-mail address of the
 - Applicant, in the international application
 - New holder, in change in ownership
 - Newly appointed representative
- One signature for co-owners

Question

- As an applicant, Can I indicate the email of my representative as my own email address?
 - Yes
 - No

February 1, 2021: new rule on replacement

- Harmonized replacement practices (Rule 21)
 - More than one replaced registration
 - No refusal based on replaced registration
 - Coexistence
 - Timing of the request and examination
 - Date of effect of replacement
- Partial replacement allowed, but mandatory only as from February 1, 2025

Recommended for entry into force on November 1, 2021

- Broader excuse in delay in meeting time limits
- Simplified subsequent designation, no address required
- Appointment of representative only in application, change in ownership or separate communication



Q&A session about the webinar

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