



Trade Marks Registry Practice Notice

With Immediate Effect

Extensions of time practice: Inter Partes Proceedings

THE CURRENT PRACTICE

Under the current practice, on receipt of a Form TM25, the Registrar makes a decision on the extension request based on the information provided by the party requesting the extension. He then writes to the parties to inform them of his decision.

THE REVISED PRACTICE

On receipt of a properly filed Form TM25 the Registrar will make a preliminary decision on its grant or refusal and notify the parties accordingly, in writing. As provided for by *Rule 42 of the Trade Marks Rules, 2001*, a period of fourteen days from the date of the notification sent by the Registrar will be allowed for either party to the proceedings to provide full written arguments against the decision and to request a hearing. If no hearing request is received within the stipulated time, the preliminary decision will automatically be confirmed.

REASONS TO BE PROVIDED

Full reasons in support of all extension of time requests must be provided and, in the case of requests filed after the time or period has expired, full reasons also to explain the delay in making the request must be provided. It is likely that the reasons for the request will need to be filed on a separate sheet attached to the Form TM25.

The extension will not be granted in the absence of detailed reasons.

Monday, August 22, 2005

Trade Marks Registry

Jamaica Intellectual Property Office, 4th Floor: PCJ Building, 36 Trafalgar Road, Kingston 10, Saint Andrew.
