

## **Madrid Protocol Concerning the International Registration of Marks**

### **Amendments to the Regulations Under the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks, to the Schedule of Fees and to the Administrative Instructions for the Application of the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks in force as from February 1, 2023**

1. At its fifty-fifth (24<sup>th</sup> ordinary) session, the Madrid Union Assembly adopted amendments to Rules 9, 15, 17 and 32 of the Regulations Under the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks (hereinafter referred to as “the Regulations”) and to item 2.1 of the Schedule of Fees that will enter into force on February 1, 2023. These amendments will require updating the international application form (Madrid e-Filing, Madrid Application Assistant and Form MM2).
2. In addition, the Director General of the World Intellectual Property Organization (WIPO) has modified the Administrative Instructions for the Application of the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks (hereinafter referred to as “the Administrative Instructions”), in consultation with the Offices of the Contracting Parties. The modifications to the Administrative Instructions concern changes to Section 11, the deletion of Sections 6(b), 14 and 15(b) and the introduction of new Section 11*bis*. The modified Administrative Instructions will enter into force on February 1, 2023.
3. The amended text of the Regulations, the Schedule of Fees, the modified text of the Administrative Instructions and the updated Form MM2 are available in the Annex to the present Information Notice.

#### Only one representation of the mark

4. Amendments to Rules 9(4)(a)(v) and (vii) of the Regulations will eliminate the need to provide a second representation of the mark.
5. Currently, a second representation of the mark is required when the representation of the mark in the basic application or registration (hereinafter referred to as the “basic mark”) is in black and white, and the applicant claims color as a distinctive feature of the mark in the international application. In such a case, the applicant must provide, in the international application, the representation of the mark in black and white, corresponding to the representation in the basic mark, and a second representation in color.
6. As from February 1, 2023, applicants will be required to furnish only one representation of the mark in the international application, which must be in color when the applicant claims color as a distinctive feature of the mark.

7. As a consequential amendment, Rule 32(1)(c) of the Regulations, which requires the publication of both representations furnished under the situation described in paragraph 5, above, will be deleted.

8. The amendments described above will not affect international applications filed before February 1, 2023, or the resulting international registrations. The International Bureau of WIPO will continue to process those international applications and, where applicable, it will register both representations of the mark. Likewise, international registrations with a date earlier than February 1, 2023, that have two representations of the mark, one in black and white and a second representation in color, will not be affected.

#### Claim of color as a distinctive feature of the mark

9. Under Rule 9(4)(a)(vii) of the Regulations, the applicant can claim color as a distinctive feature of the mark when this claim also appears in the basic mark; otherwise, the applicant can make this claim only if the representation in the basic mark is in the color or colors that are claimed in the international application.

10. An amendment to Rule 9(4)(a)(vii) of the Regulations will also allow applicants to claim color as a distinctive feature of the mark when the basic mark is protected or meant to be protected in color, even when a corresponding color claim does not appear in the basic mark and the representation of the basic mark is not in color.

11. A consequential amendment to Rule 9(5)(d)(v) clarifies that a claim as described in paragraph 10, above, must also be certified by the Office of origin.

#### New means of representing marks

12. An amendment to Rule 9(4)(a)(v) of the Regulations will replace the word “reproduction” with the word “representation”. There will be similar consequential amendments to Rules 15(1)(iii), 17(2)(v) and 32(1)(b) of the Regulations, as well as to item 2.1 of the Schedule of Fees.

13. An additional amendment to Rule 9(4)(a)(v) of the Regulations will replace the current requirement that the reproduction of the mark fit in the box provided in the international application with a new requirement to furnish the representation of the mark in or with the international application in accordance with the Administrative Instructions.

14. New Section 11*bis* of the Administrative Instructions will prescribe that applicants must provide a visual representation of the mark in or with the international application not exceeding 20 centimeters in either length or width. This new Section will also give applicants the alternative to provide a representation of the mark in a single digital file, instead of providing a visual representation of the mark in or with the international application.

15. The single digital file referred to in paragraph 14, above, can consist of a visual representation in JPEG, PNG or TIFF format; a sound recording in WAV or MP3 format not exceeding 5 MB in size; or, a motion or multimedia recording in MP4 format not exceeding 20 MB in size. The above-mentioned single digital file must comply with the relevant WIPO Standard relating to trademark information and documentation<sup>1</sup>.

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<sup>1</sup> The relevant WIPO Standards are:

- ST.67, Recommendations for the Electronic Management of the Figurative Elements of Trademarks;
- ST.68, Recommendations for the Electronic Management of Sound Marks;
- ST.69, Recommendation for the Electronic Management of Motion and Multimedia Marks.

16. Under Rule 9(5)(d) of the Regulations, the Office of origin must continue to certify that the mark, as represented in or with the international application, is the same as the basic mark.

17. The amendments to the Regulations and the modifications to the Administrative Instructions referred to in paragraphs 12 to 14, above, will provide holders with the possibility to obtain international registrations for marks represented by a sound, motion or multimedia recording. Nevertheless, the designated Contracting Parties will continue to apply the relevant domestic legal provisions to determine whether the mark, as represented in the international registration, may be the subject of protection. For example, Contracting Parties that continue to require a graphical representation of the mark might not grant protection to marks represented by a sound recording in MP3 format.

18. Users of the Madrid System can find information on the types of marks that can be the subject of protection in the Contracting Parties of the Madrid Protocol, as well as information on further requirements and acceptable formats for the representation of the mark in the Madrid Member Profile online tool, available at: <https://www.wipo.int/madrid/memberprofiles/>.

#### Representation of the mark in a notification of provisional refusal

19. Where a provisional refusal is based on an earlier mark, an amendment to Rule 17(2)(v) of the Regulations will give Offices of the designated Contracting Parties the option to either provide a representation of the earlier mark in the notification or indicate how the holder can access such representation.

20. This would be the case, where, for example, the representation of the earlier mark is a sound recording in MP3 format or a motion or multimedia recording in MP4 format. While it will not be possible for the Office to include a representation of the mark in the notification, the Office will be required to provide information on how the holder can access the representation of the earlier mark, such as, for example, a link to an online database or publication accessible to the public.

#### Electronic exchange of communications with the International Bureau of WIPO<sup>2</sup>

21. Amendments to Section 11 of the Administrative Instructions will prescribe that all communications with the International Bureau of WIPO be exchanged by electronic means. Consequently, Section 6(b), dealing with several documents mailed in one envelope, Section 14, dealing with the date of sending of notifications of provisional refusals sent through postal services, and Section 15(b), dealing with documents accompanying a notification of provisional refusal, will be deleted.

22. The Offices of all the Contracting Parties already exchange all communications with the International Bureau of WIPO by electronic means. Likewise, this is already the case for most applicants and holders. Applicants and holders must send communications and present their requests to the International Bureau of WIPO either through the Contact Madrid online platform or by using the e-Madrid online service.

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<sup>2</sup> Please, refer to Information Notice No. 19/2022, available at: [https://www.wipo.int/edocs/madrdocs/en/2022/madrid\\_2022\\_19.pdf](https://www.wipo.int/edocs/madrdocs/en/2022/madrid_2022_19.pdf).

23. Almost all holders and their representatives already have an e-mail address on record and benefit from receiving electronic communications from the International Bureau of WIPO. Holders and representatives who have not yet indicated an e-mail address must do so within the shortest possible delay. Furthermore, as the International Bureau of WIPO continues its efforts to deliver a secure online service platform, holders and representatives who have not yet indicated an e-mail address will find it increasingly more difficult to manage their international registrations.

January 27, 2023

## Regulations Under the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks

as in force on February 1, 2023

[...]

### **Chapter 2** **International Applications**

[...]

#### **Rule 9** **Requirements Concerning the International Application**

[...]

##### (4) *[Contents of the International Application]*

(a) The international application shall contain or indicate

[...]

(v) a ~~reproduction~~ representation of the mark, furnished in accordance with the Administrative Instructions, that ~~shall fit in the box provided on the official form; that reproduction shall be clear and shall, depending on whether the reproduction in the basic application or the basic registration is in black and white or in color, be in black and white or~~ shall be in color where color is claimed under item (vii),

[...]

(vii) where color is claimed as a distinctive feature of the mark in the basic application or basic registration, or where the applicant wishes to claim color as a distinctive feature of the mark and the mark contained in the basic application or basic registration is in color or is applied to be or is protected in color, an indication that color is claimed and an indication by words of the color or combination of colors claimed ~~and, where the reproduction furnished under item (v) is in black and white, one reproduction of the mark in color,~~

[...]

(5) *[Additional Contents of the International Application]*

[...]

- (d) The international application shall contain a declaration by the Office of origin certifying

[...]

- (v) that, if color is claimed as a distinctive feature of the mark in the basic application or the basic registration, or the mark in the basic application or the basic registration is applied to be or is protected in color, the same a color claim is included in the international application or that, if color is claimed as a distinctive feature of the mark in the international application without having being claimed in the basic application or basic registration, the mark in the basic application or basic registration is in fact in the color or combination of colors claimed, and

[...]

[...]

[...]

**Chapter 3**  
**International Registrations**

[...]

**Rule 15**  
**Date of the International Registration**

- (1) *[Irregularities Affecting the Date of the International Registration]* Where the international application received by the International Bureau does not contain all of the following elements:

[...]

- (iii) a ~~reproduction~~representation of the mark,

[...]

[...]

**Chapter 4**  
**Facts in Contracting Parties Affecting International Registrations**

[...]

**Rule 17**  
**Provisional Refusal**

[...]

(2) *[Content of the Notification]* A notification of provisional refusal shall contain or indicate

[...]

- (v) where the grounds on which the provisional refusal is based relate to a mark which has been the subject of an application or registration and with which the mark that is the subject of the international registration appears to be in conflict, the filing date and number, the priority date (if any), the registration date and number (if available), the name and address of the owner, and a ~~reproduction,~~[representation](#) of the former mark [or an indication of how to access that representation](#), together with the list of all or the relevant goods and services in the application or registration of the former mark, it being understood that the said list may be in the language of the said application or registration,

[...]

[...]

**Chapter 7**  
**Gazette and Data Base**

**Rule 32**  
**Gazette**

(1) *[Information Concerning International Registrations]*

[...]

- (b) The ~~reproduction,~~[representation](#) of the mark shall be published as it ~~appears~~[was furnished](#) in the international application. Where the applicant has made the declaration referred to in Rule 9(4)(a)(vi), the publication shall indicate that fact.
- (c) ~~[Deleted]Where a color reproduction of the mark is furnished under Rule 9(4)(b)(v) or (vii), the Gazette shall contain both a reproduction of the mark in black and white and the reproduction in color.~~

[...]

## Schedule of Fees

as in force on February 1, 2023

*Schedule of Fees*

*Swiss francs*

### 1. *[Deleted]*

### 2. *International application*

The following fees shall be payable and shall cover 10 years:

#### 2.1. Basic fee (Article 8(2)(i) of the Protocol)\*

2.1.1. where no <del>reproduction</del> <u>representation</u> of the mark is in color	653
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2.1.2. where any <del>reproduction</del> <u>representation</u> of the mark is in color	903
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[...]

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\* For international applications filed by applicants whose country of origin is a Least Developed Country, in accordance with the list established by the United Nations, the basic fee is reduced to 10 per cent of the prescribed amount (rounded to the nearest full figure). In such case, the basic fee will amount to 65 Swiss francs (where no ~~reproduction~~representation of the mark is in color) or to 90 Swiss francs (where any ~~reproduction~~representation of the mark is in color).



## Administrative Instructions for the Application of the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks

as in force on February 1, 2023

[...]

### Part Three

#### Communications with the International Bureau; Signature; Representation of the Mark

#### Section 6

##### Communication in Writing; ~~Several Documents in One Envelope~~

- (a) Subject to Section 11(a), communications addressed to the International Bureau shall be effected in writing by typewriter or other machine and shall be signed.
- (b) ~~If several documents are mailed in one envelope, they should be accompanied by a list identifying each of them.~~ [Deleted]

[...]

#### Section 11

##### Electronic Communications; Acknowledgement and Date of Receipt of Electronic Transmission by the International Bureau

- (a) (i) ~~Where an Office so desires, e~~ Communications between ~~that an~~ Office and the International Bureau, including the presentation of the international application, shall be by electronic means in ~~a the~~ way agreed upon between the International Bureau and the Office concerned.
- (ii) Communications between the International Bureau and applicants and holders ~~may shall~~ take place by electronic means, ~~at a time and~~ in a manner and format to be determined by the International Bureau, the particulars of which shall be published on the website of the World Intellectual Property Organization.
- (b) The International Bureau shall promptly and by electronic transmission inform the originator of an electronic transmission of the receipt of that transmission, and, where the electronic transmission received is incomplete or otherwise unusable, also of that fact, provided that the originator can be identified and can be reached.
- (c) Where ~~a communication is by electronic means and~~, because of the time difference between the place from where the communication is sent and Geneva, the date on which the sending started is different from the date of receipt by the International Bureau of the complete communication, the earlier of the two dates shall be considered as the date of receipt by the International Bureau.

#### Section 11bis

##### Representation of the Mark

- (a) A visual representation of the mark shall not exceed a maximum size of 20 by 20 centimeters and shall be furnished in or with the international application.

- (b) Alternatively, the representation of the mark shall be furnished with the international application as a single digital file, and where it consists of a
- (i) visual representation, in JPEG, PNG or TIFF format, in accordance with the Recommendations for the Electronic Management of the Figurative Elements of Trademarks, WIPO Standard ST.67, adopted on May 4, 2012; or
  - (ii) sound recording, in MP3 or WAV format, not exceeding 5 MB in size, in accordance with the Recommendations for the Electronic Management of Sound Marks, WIPO Standard ST.68, adopted on March 24, 2016; or
  - (iii) motion or multimedia recording, in MP4 format, with AVC/H.264 or MPEG-2/H.262 codecs, not exceeding 20 MB in size, in accordance with the Recommendations for the Electronic Management of Motion and Multimedia Marks, WIPO Standard ST.69, adopted on December 4, 2020.

[...]

## **Part Five**

### **Notification of Provisional Refusals**

#### **Section 14**

##### **~~Date of Sending of Notification of Provisional Refusal~~ [\[Deleted\]](#)**

~~In the case of a notification of provisional refusal sent through a postal service, the date of dispatch shall be determined by the postmark. If the postmark is illegible or missing, the International Bureau shall treat such notification as if it was sent 20 days before the date of its receipt by the International Bureau. However, if the date of dispatch thus determined is earlier than any date of refusal or date of sending mentioned in the notification, the International Bureau shall treat such notification as if it had been sent on the latter date. In the case of a notification of refusal sent through a delivery service, the date of dispatch shall be determined by the indication given by such delivery service on the basis of the details of the mailing as recorded by it.~~

#### **Section 15**

##### **Contents of a Notification of Provisional Refusal Based on an Opposition**

- (a) A notification of provisional refusal based on an opposition shall be confined to the elements specified in Rule 17(2) and (3). The indication of the grounds on which the provisional refusal is based, in accordance with Rule 17(2)(iv), shall, in addition to stating that the refusal is based on an opposition, state concisely what are the grounds of the opposition (for example, conflict with an earlier mark or other right, lack of distinctive character). Where the opposition is based on a conflict with an earlier right other than a mark which is registered or is the subject of an application for registration, that right, and preferably the owner of that right, shall be identified as concisely as possible. The notification shall not be accompanied by memoranda or evidence.
- (b) ~~Any document accompanying the notification which is not on separate sheets of A4 paper or is otherwise not suitable for scanning, and any non-documentary item such as samples or packaging, will not be recorded and will be disposed of by the International Bureau.~~ [\[Deleted\]](#)

[...]

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

We strongly recommend that you use the [Madrid Application Assistant \(MAA\)](#) to file an international application. Using the MAA will not only save you time and effort but allow you to pay the application fees online with a credit card or by debiting them from a WIPO current account.

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. NAME OF THE OFFICE OF ORIGIN

### 2. APPLICANT<sup>1</sup>

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:

<sup>1</sup> If there is more than one applicant, indicate the details for the first applicant only and provide the details requested in the "Continuation Sheet for Several Applicants" attached to this form.

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(c) E-mail address<sup>2</sup>:

(d) Telephone number<sup>3</sup>:

(e) Nationality or legal nature and State of organization<sup>4</sup>:

(i)  If the applicant is a **natural person**, indicate the nationality of the applicant:

Nationality of the applicant:	<input type="text"/>
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(ii)  If the applicant is a **legal entity**, provide **both** of the following indications:

Legal nature of the legal entity:	<input type="text"/>
State (country) and, where applicable, territorial unit within that State (canton, province, state, etc.), under the law of which the said legal entity has been organized:	<input type="text"/>

Correspondence details (optional):

(f) Preferred language for correspondence<sup>5</sup>:  English  French  Spanish

<sup>2</sup> You must indicate the e-mail address of the applicant. If a representative is appointed, the e-mail address of the applicant and of the representative must be different. If you do not indicate the e-mail address of the applicant or it is the same as the e-mail address of the representative, you will receive an irregularity notice and delay the processing of the application. The applicant must ensure that the e-mail address indicated here is correct and kept up to date.

WIPO will send all communications for this international application and the resulting international registration to the e-mail address of the applicant, unless an alternative e-mail address for correspondence is indicated in item 2(g)(ii) or a representative is appointed in item 4.

Where a representative is appointed, WIPO will only send communications to the e-mail address of the representative, except for a few communications where the Regulations require that WIPO send a copy to the holder (see the Note for Filing Form MM2).

<sup>3</sup> Indicating a phone number is not required, but it will allow WIPO to reach you if needed.

<sup>4</sup> These indications may be required for certain designations; only provide indications in either item (i) or item (ii) but not in both items.

<sup>5</sup> If you do not indicate your preferred language, WIPO will send all communications concerning this international application and the resulting international registration in the language of the international application.

**(g) Alternative address and e-mail address for correspondence<sup>6</sup>:**

(i) Postal address:

(ii) E-mail address:

**3. ENTITLEMENT TO FILE<sup>7</sup>****(a) Check the appropriate box:**

- (i)  where the Contracting Party of the Office of origin mentioned in item 1 is a State, the applicant is a national of that State; or
- (ii)  where the Contracting Party of the Office of origin mentioned in item 1 is an organization, the name of the State of which the applicant is a national:  
 ; or
- (iii)  the applicant is domiciled in the territory of the Contracting Party of the Office of origin mentioned in item 1; or
- (iv)  the applicant has a real and effective industrial or commercial establishment in the territory of the Contracting Party of the Office of origin mentioned in item 1.

**(b) Where the address of the applicant, given in item 2(b), is not in the territory of the Contracting Party of the Office of origin mentioned in item 1, indicate in the space provided below:**

- (i) if the box in paragraph (a)(iii) of the present item has been checked, the domicile of the applicant in the territory of the Contracting Party of the Office of origin, or,
- (ii) if the box in paragraph (a)(iv) of the present item has been checked, the address of the applicant's industrial or commercial establishment in the territory of the Contracting Party of the Office of origin.

<sup>6</sup> Use this only if you want WIPO to send all communications concerning this international application and the resulting international registration to an address and e-mail address different from those indicated in Item 2 (b) and (c).

<sup>7</sup> If there is more than one applicant, indicate the entitlement details for the first applicant only and provide the details requested in the "Continuation Sheet for Several Applicants" attached to this form.

**4. APPOINTMENT OF A REPRESENTATIVE<sup>8</sup>**(a) Name: (b) Address: (c) E-mail address<sup>9</sup>: (d) Telephone number<sup>10</sup>: **5. BASIC APPLICATION OR BASIC REGISTRATION**Basic application number:  Date of the basic application (dd/mm/yyyy): Basic registration number:  Date of the basic registration (dd/mm/yyyy): 

<sup>8</sup> You must indicate the name, address and e-mail address of the representative; otherwise, WIPO cannot record the appointment.

<sup>9</sup> When a representative is appointed, WIPO will send all communications concerning this International application and the resulting International registration **only** to the e-mail address of the representative, except for a few communications where the Regulations require that WIPO send a copy to the holder (see the Note for Filing Form MM2). The applicant and the representative must ensure that the e-mail address indicated here is accurate and kept up to date.

<sup>10</sup> Indicating a phone number is not required, but it will allow WIPO to reach your representative if needed.

**6. PRIORITY CLAIMED**

- The applicant claims the priority of the earlier filing mentioned below:

Office of earlier filing:

Number of earlier filing  
(if available):

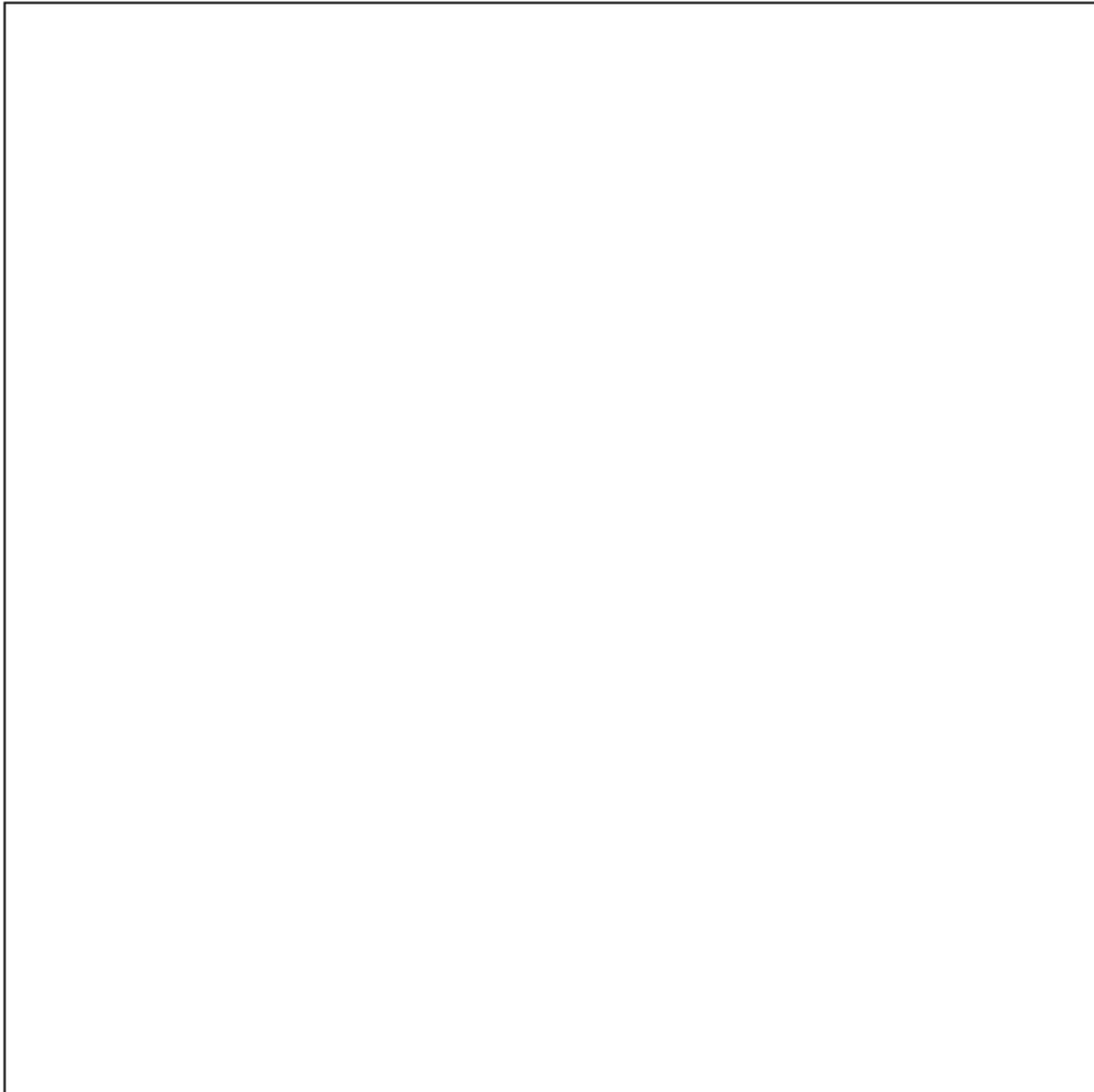
Date of earlier filing  
(dd/mm/yyyy):

If the earlier filing does not relate to all the goods and services listed in item 10,  
indicate in the space provided below the goods and services to which it does relate:

- If several priorities are claimed above, check this box and use a continuation sheet giving the information required for each priority claimed.

**7. THE MARK**

- (a) Place the representation of the mark as it appears in the basic application or basic registration in the square below<sup>11</sup>; or attach it to this application as a single digital file<sup>12</sup>.



<sup>11</sup> A visual representation of the mark that shall not exceed a maximum size of 20 by 20 centimeters.

<sup>12</sup> The single digital file can be a visual representation, in JPEG, PNG or TIFF format, a sound recording, in MP3 or WAV format (not exceeding 5 MB in size) or a motion or multimedia recording, in MP4 format (with AVC/H.264 or MPEG-2/H.262 codecs, not exceeding 20 MB in size).



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- (b)  The applicant declares that the mark is to be considered as a mark in standard characters.
- (c)  The mark consists exclusively of a color or a combination of colors as such, without any figurative element.

**8. COLOR(S) CLAIMED**

- (a)  The applicant claims color as a distinctive feature of the mark.  
Color or combination of colors claimed:

- (b) Indication, for each color, of the principal parts of the mark that are in that color (as it may be required for certain designations):

**9. MISCELLANEOUS INDICATIONS**

- (a)  Transliteration of the mark (this information is compulsory where the mark consists of or contains matter in characters other than Latin characters, or numerals other than Arabic or Roman numerals):

- (b) Translation of the mark (as it may be required for certain designations; **do not** check the box in item (c) if you provide a translation):

(i) into English:

(ii) into French:

(iii) into Spanish:

- (c)  The words contained in the mark have no meaning (and therefore cannot be translated; **do not** check this box if you have provided a translation in item (b)).

(d) Where applicable, check the relevant box(es) below:

- Three-dimensional mark
- Sound mark
- Collective mark, certification mark, or guarantee mark

(e) Description of the mark (as it may be required for certain designations)

- (i) Description of the mark contained in the basic application or basic registration, where applicable (**only use this item** if the Office of origin requires to include this description in the international application for the purposes of item 13(a)(ii) of this form):

- (ii) Voluntary description of the mark (any description of the mark by words, including the description contained in the basic application or registration, if you were not required to provide this description in item (e)(i) above):

(f) Verbal elements of the mark (where applicable):

(g) The applicant wishes to disclaim protection for the following element(s) of the mark:

**10. GOODS AND SERVICES<sup>13</sup>**

- (a) List below the class(es) and goods and services to be covered by the international registration<sup>14</sup>:

Class: Goods and Services<sup>15</sup>:

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- (b)  The applicant wishes to limit the list of goods and services in respect of one or more designations, as follows:

Designation: Class(es) or class(es) and goods and services for this designation:

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- If the space provided is not sufficient, check the box and use a **continuation sheet**.

<sup>13</sup> You can use the Madrid Goods and Services Manager (MGS) to find Indications accepted by WIPO. In MGS, you can also find acceptance information for selected Offices. MGS is available at [www.wipo.int/mgs](http://www.wipo.int/mgs).

<sup>14</sup> Use font "Courier New" or "Times New Roman", size 12 pt., or larger.

<sup>15</sup> Use semicolon (;) to separate indications or goods or services listed in a given class. For example:

09 Screens for photoengraving; computers.

35 Advertising; compilation of statistics; commercial information agencies.

**11. DESIGNATIONS<sup>16</sup>**

Check the corresponding boxes:

- |   |  |   |   |
|---|--|---|---|
| <input type="checkbox"/> <b>AE</b> United Arab Emirates                             | <input type="checkbox"/> <b>DZ</b> Algeria                               | <input type="checkbox"/> <b>KZ</b> Kazakhstan   | <input type="checkbox"/> <b>RO</b> Romania                                |
| <input type="checkbox"/> <b>AF</b> Afghanistan                                      | <input type="checkbox"/> <b>EE</b> Estonia                               | <input type="checkbox"/> <b>LA</b> Lao People's Democratic Republic                               | <input type="checkbox"/> <b>RS</b> Serbia                                 |
| <input type="checkbox"/> <b>AG</b> Antigua and Barbuda                              | <input type="checkbox"/> <b>EG</b> Egypt                                 | <input type="checkbox"/> <b>LI</b> Liechtenstein  | <input type="checkbox"/> <b>RU</b> Russian Federation                     |
| <input type="checkbox"/> <b>AL</b> Albania  | <input type="checkbox"/> <b>EM</b> European Union <sup>a</sup>           | <input type="checkbox"/> <b>LR</b> Liberia  | <input type="checkbox"/> <b>RW</b> Rwanda                                 |
| <input type="checkbox"/> <b>AM</b> Armenia  | <input type="checkbox"/> <b>ES</b> Spain                                 | <input type="checkbox"/> <b>LS</b> Lesotho <sup>b</sup>   | <input type="checkbox"/> <b>SD</b> Sudan                                  |
| <input type="checkbox"/> <b>AT</b> Austria  | <input type="checkbox"/> <b>FI</b> Finland                               | <input type="checkbox"/> <b>LT</b> Lithuania  | <input type="checkbox"/> <b>SE</b> Sweden                                 |
| <input type="checkbox"/> <b>AU</b> Australia  | <input type="checkbox"/> <b>FR</b> France                                | <input type="checkbox"/> <b>LV</b> Latvia   | <input type="checkbox"/> <b>SG</b> Singapore <sup>b</sup>                 |
| <input type="checkbox"/> <b>AZ</b> Azerbaijan                                       | <input type="checkbox"/> <b>GB</b> United Kingdom <sup>h,i</sup>         | <input type="checkbox"/> <b>MA</b> Morocco  | <input type="checkbox"/> <b>SI</b> Slovenia                               |
| <input type="checkbox"/> <b>BA</b> Bosnia and Herzegovina                           | <input type="checkbox"/> <b>GE</b> Georgia                               | <input type="checkbox"/> <b>MC</b> Monaco   | <input type="checkbox"/> <b>SK</b> Slovakia                               |
| <input type="checkbox"/> <b>BG</b> Bulgaria   | <input type="checkbox"/> <b>GG</b> Guernsey <sup>b,k</sup>               | <input type="checkbox"/> <b>MD</b> Republic of Moldova  | <input type="checkbox"/> <b>SL</b> Sierra Leone                           |
| <input type="checkbox"/> <b>BH</b> Bahrain  | <input type="checkbox"/> <b>GH</b> Ghana                                 | <input type="checkbox"/> <b>ME</b> Montenegro   | <input type="checkbox"/> <b>SM</b> San Marino                             |
| <input type="checkbox"/> <b>BN</b> Brunei Darussalam <sup>b</sup>                   | <input type="checkbox"/> <b>GM</b> Gambia                                | <input type="checkbox"/> <b>MG</b> Madagascar   | <input type="checkbox"/> <b>ST</b> Sao Tome and Principe                  |
| <input type="checkbox"/> <b>BQ</b> Bonaire, Saint Eustatius and Saba <sup>f,g</sup> | <input type="checkbox"/> <b>GR</b> Greece                                | <input type="checkbox"/> <b>MK</b> North Macedonia  | <input type="checkbox"/> <b>SX</b> Sint Maarten (Dutch part) <sup>f</sup> |
| <input type="checkbox"/> <b>BR</b> Brazil <sup>e,h</sup>                            | <input type="checkbox"/> <b>HR</b> Croatia                               | <input type="checkbox"/> <b>MN</b> Mongolia   | <input type="checkbox"/> <b>SY</b> Syrian Arab Republic                   |
| <input type="checkbox"/> <b>BT</b> Bhutan   | <input type="checkbox"/> <b>HU</b> Hungary                               | <input type="checkbox"/> <b>MW</b> Malawi <sup>b</sup>  | <input type="checkbox"/> <b>SZ</b> Eswatini                               |
| <input type="checkbox"/> <b>BW</b> Botswana   | <input type="checkbox"/> <b>ID</b> Indonesia                             | <input type="checkbox"/> <b>MX</b> Mexico   | <input type="checkbox"/> <b>TH</b> Thailand                               |
| <input type="checkbox"/> <b>BX</b> Benelux <sup>i</sup>                             | <input type="checkbox"/> <b>IE</b> Ireland <sup>b</sup>                  | <input type="checkbox"/> <b>MY</b> Malaysia <sup>b</sup>  | <input type="checkbox"/> <b>TJ</b> Tajikistan                             |
| <input type="checkbox"/> <b>BY</b> Belarus  | <input type="checkbox"/> <b>IL</b> Israel                                | <input type="checkbox"/> <b>MZ</b> Mozambique <sup>b</sup>  | <input type="checkbox"/> <b>TM</b> Turkmenistan                           |
| <input type="checkbox"/> <b>CA</b> Canada   | <input type="checkbox"/> <b>IN</b> India <sup>b</sup>                    | <input type="checkbox"/> <b>NA</b> Namibia  | <input type="checkbox"/> <b>TN</b> Tunisia                                |
| <input type="checkbox"/> <b>CH</b> Switzerland                                      | <input type="checkbox"/> <b>IR</b> Iran (Islamic Republic of)            | <input type="checkbox"/> <b>NO</b> Norway   | <input type="checkbox"/> <b>TR</b> Türkiye                                |
| <input type="checkbox"/> <b>CL</b> Chile  | <input type="checkbox"/> <b>IS</b> Iceland                               | <input type="checkbox"/> <b>NZ</b> New Zealand <sup>b</sup>                                       | <input type="checkbox"/> <b>TT</b> Trinidad and Tobago <sup>b</sup>       |
| <input type="checkbox"/> <b>CN</b> China  | <input type="checkbox"/> <b>IT</b> Italy                                 | <input type="checkbox"/> <b>OA</b> African Intellectual Property Organization (OAPI) <sup>e</sup> | <input type="checkbox"/> <b>UA</b> Ukraine                                |
| <input type="checkbox"/> <b>CO</b> Colombia   | <input type="checkbox"/> <b>JM</b> Jamaica                               | <input type="checkbox"/> <b>OM</b> Oman   | <input type="checkbox"/> <b>US</b> United States of America <sup>d</sup>  |
| <input type="checkbox"/> <b>CU</b> Cuba <sup>a</sup>                                | <input type="checkbox"/> <b>JP</b> Japan <sup>a</sup>                    | <input type="checkbox"/> <b>PH</b> Philippines  | <input type="checkbox"/> <b>UZ</b> Uzbekistan                             |
| <input type="checkbox"/> <b>CV</b> Cabo Verde <sup>b</sup>                          | <input type="checkbox"/> <b>KE</b> Kenya                                 | <input type="checkbox"/> <b>PK</b> Pakistan <sup>b</sup>  | <input type="checkbox"/> <b>VN</b> Viet Nam                               |
| <input type="checkbox"/> <b>CW</b> Curaçao <sup>f</sup>                             | <input type="checkbox"/> <b>KG</b> Kyrgyzstan                            | <input type="checkbox"/> <b>PL</b> Poland   | <input type="checkbox"/> <b>WS</b> Samoa                                  |
| <input type="checkbox"/> <b>CY</b> Cyprus   | <input type="checkbox"/> <b>KH</b> Cambodia                              | <input type="checkbox"/> <b>PT</b> Portugal   | <input type="checkbox"/> <b>ZM</b> Zambia                                 |
| <input type="checkbox"/> <b>CZ</b> Czech Republic                                   | <input type="checkbox"/> <b>KP</b> Democratic People's Republic of Korea |   | <input type="checkbox"/> <b>ZW</b> Zimbabwe                               |
| <input type="checkbox"/> <b>DE</b> Germany  | <input type="checkbox"/> <b>KR</b> Republic of Korea                     |   |   |
| <input type="checkbox"/> <b>DK</b> Denmark  |  |   |   |

<sup>16</sup> You can find information on the procedures in national or regional offices in the Member Profile Database, available at [www.wipo.int/madrid/memberprofiles](http://www.wipo.int/madrid/memberprofiles).

- \* The designation of the **European Union** covers its Member States (Austria, Belgium, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, The Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden).

If the **European Union** is designated, it is compulsory to indicate a second language before the Office of the European Union, among the following (check one box only):

French     German     Italian     Spanish

Moreover, if the applicant wishes to claim the **seniority** of an earlier mark registered in, or for, a Member State of the European Union, the **official form MM17 must be annexed** to the present International application.

- <sup>b</sup> By designating **Brunei Darussalam, Cabo Verde, Guernsey, India, Ireland, Lesotho, Malawi, Malaysia, Mozambique, New Zealand, Pakistan, Singapore, Trinidad and Tobago** or the **United Kingdom**, the applicant declares that the applicant has the intention that the mark will be used by the applicant or with the applicant's consent in that country in connection with the goods and services identified in this application.
- <sup>c</sup> The designation of the African Intellectual Property Organization (OAPI) covers the following Member States: Benin, Burkina Faso, Cameroon, Central African Republic, Chad, Comoros, Congo, Côte d'Ivoire, Equatorial Guinea, Gabon, Guinea, Guinea-Bissau, Mali, Mauritania, Niger, Senegal, Togo.
- <sup>d</sup> If the **United States of America** is designated, it is **compulsory to annex** to the present International application the official form (**MM18**) containing the declaration of intention to use the mark required by this Contracting Party. Item 2(e) of the present form should also be completed.
- \* **Brazil, Cuba and Japan** have made a notification under Rule 34(3)(a) of the Regulations. Their respective **individual fees are payable in two parts**. Therefore, if **Brazil, Cuba or Japan** is designated, only the first part of the applicable individual fee is payable at the time of filing the present International application. The second part will have to be paid only if the Office of the Contracting Party concerned is satisfied that the mark which is the subject of the international registration qualifies for protection. The date by which the second part must be paid, and the amount due, will be notified to the holder of the international registration at a later stage.
- <sup>f</sup> Territorial entity previously part of the former Netherlands Antilles.
- <sup>g</sup> Protection in **BQ** (Bonaire, Saint Eustatius and Saba) is granted automatically with the designation (see [Information Notice No. 27/2011](#)).
- <sup>h</sup> By designating **Brazil**, the applicant declares that the applicant, or a company controlled by the applicant, effectively and lawfully conducts business in connection with the goods and services for which Brazil is being designated; and, agrees to receive notifications, including summons, not covered by the Madrid Protocol concerning the international registration of the mark that is the subject of this International application, issued in judicial proceedings held in Brazil, by post.
- <sup>i</sup> The designation of **Benelux** covers the following States: Belgium, Luxembourg and the Netherlands.
- <sup>j</sup> The designation of the **United Kingdom** covers England, Wales, Scotland, Northern Ireland, the British Overseas Territory of the Falkland Islands (Malvinas) and Gibraltar, as well as the two British Crown Dependencies of the Isle of Man and Jersey (see Information Notices No. [38/2015](#) and [77/2020](#)).
- <sup>k</sup> The Bailiwick of **Guernsey** is a self-governing British Crown Dependency (see Information Notice No. [77/2020](#)).

## 12. SIGNATURE OF THE APPLICANT AND/OR THEIR REPRESENTATIVE

If required or allowed by the Office of origin.

*By signing this form, I declare that I am entitled to sign it under the applicable law.*

Signature:

**13. CERTIFICATION AND SIGNATURE OF THE INTERNATIONAL APPLICATION BY THE OFFICE OF ORIGIN**

(a) Certification. The Office of origin certifies:

(i) That the request to present this application was received on (dd/mm/yyyy):

(ii) that the applicant named in item 2 is the same as the applicant named in the basic application or the holder named in the basic registration mentioned in item 5, as the case may be,

that any indication given in item 7(d), 9(d) or 9(e)(i) appears also in the basic application or the basic registration, as the case may be,

that the mark in item 7(a) corresponds to the mark in the basic application or the basic registration, as the case may be,

that, if color is claimed as a distinctive feature of the mark in the basic application or the basic registration, or the mark in the basic application or basic registration is applied to be or is protected in color, a color claim is included in item 8 or that, if color is claimed in item 8 without having been claimed in the basic application or basic registration, the mark in the basic application or basic registration is in fact in the color or combination of colors claimed, and

that the goods and services listed in item 10 are covered by the list of goods and services appearing in the basic application or basic registration, as the case may be.

Where the international application is based on two or more basic applications or basic registrations, the above declaration shall be deemed to apply to all those basic applications or basic registrations.

(b) Name of the Office:

(c) Name and signature of the official signing on behalf of the Office:  
*By signing this form, I declare that I am entitled to sign it under the applicable law.*

(d) E-mail address of the contact person in the Office:

**METHOD OF PAYMENT**

If you want to debit the amount of the fees from your Current Account at WIPO, tick the box and provide the information under item (a). If you have already transferred those amounts to WIPO's bank or postal account, provide as much information as possible under item (b), which would allow WIPO to identify and allocate your payment.

**(a) INSTRUCTIONS TO DEBIT FROM A CURRENT ACCOUNT AT WIPO**

- The International Bureau is hereby instructed to debit the required amount of fees from a current account opened with WIPO (if this box is checked, it is not necessary to complete (b)).

Holder of the account:	
Account number:	
Identity of the party giving the instructions:	

**(b) BANK OR POSTAL TRANSFER**

Identity of the party effecting the payment:	
--	--

Payment received and acknowledged by WIPO	<input type="checkbox"/>	WIPO receipt number	
Payment made to WIPO bank account IBAN No. CH51 0483 5048 7080 8100 0 Crédit Suisse, CH-1211 Geneva 70 Swift/BIC: CRESCHZZ80A	<input type="checkbox"/>	Payment identification	dd/mm/yyyy
Payment made to WIPO postal account (within Europe only) IBAN No. CH03 0900 0000 1200 5000 8 Swift/BIC: POFICHBE	<input type="checkbox"/>	Payment identification	dd/mm/yyyy

**FEE CALCULATION SHEET**

AMOUNT OF FEES (see Fee Calculator: [www.wipo.int/madrid/en/fees/calculator.jsp](http://www.wipo.int/madrid/en/fees/calculator.jsp))

<b>Basic fee:</b> 653 Swiss francs if the representation of the mark is in black and white and 903 Swiss francs if the representation is in color. (For international applications filed by applicants whose country of origin is a Least Developed Country, in accordance with the list established by the United Nations ( <a href="http://www.wipo.int/ldcs/en/country">www.wipo.int/ldcs/en/country</a> ), 65 Swiss francs if the representation is in black and white and 90 Swiss francs if the representation is in color.)	
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**Complementary and supplementary fees:**

Number of designations for which complementary fee is applicable	x	Complementary fee 100 Swiss francs	=	Total amount of the complementary fees	=
Number of classes of goods and services beyond three	x	Supplementary fee 100 Swiss francs	=	Total amount of the supplementary fees	=

**Individual fees (Swiss francs)<sup>17</sup>:**

Designations	Individual fee	Designations	Individual fee

Total individual fees =

**GRAND TOTAL (Swiss francs)** =

<sup>17</sup> If the Office of origin is bound by the Agreement and the Protocol, you will pay standard fees for those designations that are also bound by both treaties, even where individual fees apply.



**CONTINUATION SHEET FOR SEVERAL APPLICANTS**No.  of Please, complete a separate continuation sheet for **each applicant**.**APPLICANT** No.  of (a) Name: (b) Address: (c) E-mail address<sup>18</sup>: (d) Telephone number<sup>19</sup>: (e) Nationality or legal nature and State of organization<sup>20</sup>:

- (i)
- 
- If the applicant is a
- natural person**
- , indicate the nationality of the applicant:

Nationality of the applicant:	<input type="text"/>
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- (ii)
- 
- If the applicant is a
- legal entity**
- , provide
- both**
- of the following indications:

Legal nature of the legal entity:	<input type="text"/>
State (country) and, where applicable, territorial unit within that State (canton, province, state, etc.), under the law of which the said legal entity has been organized:	<input type="text"/>

<sup>18</sup> You must indicate the e-mail address of each applicant. Where there is more than one applicant, each applicant must provide their own e-mail address, which must be different from each other and their representative, if any. The applicant must ensure that the e-mail address indicated here is correct and kept up to date.

WIPO will send all communications concerning the international application and the resulting international registration **only** to the e-mail address of the applicant named first in item 2 of the attached form, unless an alternative e-mail address for correspondence is indicated in item 2(g)(II) or a representative is appointed in item 4.

<sup>19</sup> Indicating a phone number is not required, but it will allow WIPO to reach you if needed.

<sup>20</sup> These indications may be required for certain designations; only provide indications in either item (i) or item (ii) but not in both items.

**ENTITLEMENT TO FILE**

(a) Check the appropriate box:

- (i)  where the Contracting Party of the Office of origin mentioned in item 1 of the attached form is a State, the applicant is a national of that State; or
- (ii)  where the Contracting Party of the Office of origin mentioned in item 1 of the attached form is an organization, the name of the State of which the applicant is a national:  
; or
- (iii)  the applicant is domiciled in the territory of the Contracting Party of the Office of origin mentioned in item 1 of the attached form; or
- (iv)  the applicant has a real and effective industrial or commercial establishment in the territory of the Contracting Party of the Office of origin mentioned in item 1 of the attached form.

(b) Where the address of the applicant, given above, is not in the territory of the Contracting Party of the Office of origin mentioned in item 1, indicate in the space provided below:

- (i) if the box in paragraph (a)(iii) above, has been checked, the domicile of the applicant in the territory of the Contracting Party of the Office of origin, or,
- (ii) if the box in paragraph (a)(iv) above, has been checked, the address of the applicant's industrial or commercial establishment in the territory of the Contracting Party of the Office of origin.

**CONTINUATION SHEET**

No.  of

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