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GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH

MINISTRY OF COMMERCE

NOTIFICATION

Dhaka, the 14th November 1984

No. S.R.O. 498-L/84.—In exercise of the powers conferred by section 84 of the Trade Marks Act, 1940 (V of 1940), the Government is pleased to make the following amendment in the Trade Marks Rules, 1963, the same having been previously published as required by sub-section (1) of the said section, namely :—

“13(1) Application to be confined to one class.—(1) Every application for the registration of a trade mark shall be in respect of all the goods in one class only of the Fourth Schedule to these rules, or of one or more kinds of goods:

THE FIRST SCHEDULE

(See section 81)

FEES

Number of entry.	On what payable.	Amount.	Corresponding Form No.
1	2	3	4
1	On application not otherwise charged, to register a trade mark in one class —	Tk.	
	(a) For one kind of goods	...	200.00 TM-1/2

(12623)

Price: Taka 1.00

1	2	3	4
		Tk.	
	(b) For two or more kinds of goods but not exceeding 4 kinds.	400.00	TM-1/2
	(c) For more than 4 kinds of goods or for all kinds of goods.	800.00	TM-1/2
2	On application to register a series of trade mark under section 11 in one class:—		
	(a) For one kind of goods	200.00	TM-1/2
	(b) For two or more kinds of goods but not exceeding 4 kinds.	400.00	TM-1/2
	(c) For more than 4 kinds of goods or for all kinds of goods.	800.00	TM-1/2
3	On application to register a defensive trade mark under section 38 in one class:—		
	(a) For one kind of goods	200.00	TM-3
	(b) For two or more kinds of goods but not exceeding 4 kinds.	400.00	TM-3
	(c) For more than 4 kinds of goods or for all kinds of goods.	800.00	TM-3
4	On application under section 53 to register a certification Trade Mark in one class:—		
	(a) For one kind of goods	200.00	TM-4
	(b) For two or more kinds of goods but not exceeding 4 kinds.	400.00	TM-4
	(c) For more than 4 kinds of goods or for all kinds of goods.	800.00	TM-4
5	On application made at the same time under section 53 to register one certification trade mark for specification of goods not all included in one class in respect of every class (total fee in no case to exceed taka 3,000.00).	200.00	TM-4
6	On application to register a textile mark, other than a certification trade mark consisting of numerals or letters or any combination thereof in one class for specification of goods not included in any of the items of fifth schedule.	200.00	TM-52

1	2	3	4
		Tk.	
7	On application to register a textile mark, other than a certification trade mark consisting exclusively of a word or words (not being an invented word or invented words) in one class :—		
	(a) For one kind of goods	200.00	TM-51
	(b) For two or more kinds of goods but not exceeding 4 kinds.	400.00	TM-51
	(c) For more than 4 kinds of goods or for all kinds of goods.	800.00	TM-51
8	On application to register a textile mark, other than a certification trade mark, consisting exclusively of numerals or letters or any combination thereof for specification of goods included in one item under rule 102 (total fee on any number of such application made at the same time by the same person and relating to one and the same trade mark, in respect of different items under rule 102 not to exceed taka 1,200.00).	200.00	TM-53
9	On a request under section 14(2) to state grounds of decision.	100.00	TM-15
10	On notice of opposition under section 15(2) for each application opposed.	200.00	TM-5
11	On a counter statement in answer to notice of opposition under section 15, for each application opposed; or in answer to an application under any of the sections 37, 38 and 46 in respect of each trade mark or in answer to a notice of opposition under section 48 or rule 75, for each application or conversion opposed.	100.00	TM-6
12	On notice of intention to attend hearing under any of the sections 15, 37, 38, 46 and 48 or under rule 75 by each party to the proceeding concerned.	75.00	TM-7
13	On notice of opposition before the Government under section 55(2) for each application opposed.	200.00	TM-8
14	On a counter statement in answer to a notice of opposition before the Government under section 55(2) for each application opposed.	100.00	TM-9
15	On notice of intention to attend hearing of each opposition before the Government under section 55(2) by applicant and by opponent respectively.	50.00	TM-10

1	2	3	4
		Tk.	
16	For one registration of a trade mark not otherwise charged, in respect of an application for a specification of goods included in one class.	300.00	TM-11
17	For one registration of a series of trade marks under section 11(3) in respect of any application for a specification of goods included in one class:—		
	For the First mark	300.00	TM-11
	For every additional mark of the series ...	50.00	
18	For one registration of a textile mark, other than a certification trade mark, consisting of numerals or any combination thereof in respect of an application for specification of goods not included in any of the items of the fifth schedule.	300.00	TM-11
19	For one registration a textile mark, other than certification trade mark, consisting exclusively of a word or words (not being an invented word or words) in respect of an application for specification of goods included in one class.	300.00	TM-11
20	For one registration of a textile mark, other than a certification trade mark, consisting of letters or numerals or any combination thereof in respect of an application for specification of goods included in one item under rule 102.	300.00	TM-11
21	For registration under section 53 of a certification trade mark, in respect of an application for a specification of goods included in one class.	300.00	TM-11
22	For registration upon applications made at the same time of one certification trade mark, under section 53, for specification of goods not all included in one class (total fee in no case to exceed Tk. 4,500.00).	300.00	TM-11
23	For one registration of a defensive trade mark under section 38, in respect of an application for specification of goods included in one class.	300.00	TM-11
24	For each addition to the registered entry of a trade mark of a note that the mark is associated with a newly registered mark.	30.00	TM-11
25	On application under section 12(4) to dissolve the association between registered trade marks.	40.00	TM-14

1	2	3	4
		Tk.	
26	For renewal under section 18 of the registration of a trade mark at the expiration of the last registration, not otherwise charged:—		
	(a) For one kind of goods	300.00	TM-12
	(b) For two or more kinds of goods but not exceeding 4 kinds.	500.00	TM-12
	(c) For more than 4 kinds of goods or for all kinds of goods.	1,000.00	TM-12
27	For renewal under section 18 of the registration of a textile trade mark, other than certification trade mark consisting of letters or numerals or any combination thereof for specification of goods included in one item under rule 102 at the expiration of the last registration:—		
	(a) For one kind of goods	300.00	TM-12
	(b) For two or more kinds of goods but not exceeding 4 kinds.	500.00	TM-12
	(c) For more than 4 kinds of goods or for all kinds of goods.	1,000.00	TM-12
28	For renewal under section 18 of registration of a series of trade marks at the expiration of the last registration:—		
	For the first mark of the series—		
	(a) For one kind of goods	300.00	TM-12
	(b) For two or more kinds of goods but not exceeding 4 kinds.	500.00	TM-12
	(c) For more than 4 kinds of goods or for all kinds of goods.	1,000.00	TM-12
	For every additional mark of the series—		
	(a) For one kind of goods	50.00	TM-12
	(b) For two or more kinds of goods but not exceeding 4 kinds.	100.00	TM-12
	(c) For more than 4 kinds of goods or for all kinds of goods.	200.00	TM-12

1	2	3	4
		Tk.	
29	For the renewal under section 18 of registration of the same certification trade mark with the same date for goods in more than one class in respect of every class (total fee in no case to exceed Tk. 2,500-00).	300-00	TM-12
30	Additional fee under rule 48 for late payment of renewal fee :—		
	(a) For one kind of goods	100-00	TM-12
	(b) For two or more kinds of goods but not exceeding 4 kinds.	200-00	TM-12
	(c) For more than 4 kinds of goods or for all kinds of goods.	300-00	TM-12
31	On request for restoration under rule 49 of a trade mark removed from the register <i>plus</i> renewal fee as prescribed in any of the entries No. 26 to 29 above.	100-00	TM-13
32	On application for certificate of the Registrar under section 31(2) :—		
	For the first mark proposed to be assigned	100-00	TM-17
	For every additional mark of the same proprietor included in that assignment.	20-00	TM-17
33	On application for approval of the Registrar under Section 32:—		
	For the first mark	75-00	TM-19
	For every additional mark of the same proprietor included in the same transfer.	25-00	..
34	On application under section 33 for direction of the Registrar for advertisement of assignment of trade mark in use, without goodwill:—		
	For one mark assigned	100-00	TM-20
	For every additional mark assigned with the same devolution of title.	20-00	

1	2	3	4
		Tk.	
35	On application for extension of time for applying for direction under section 33 for advertisement of assignment of trade marks in use, without goodwill, in respect of one devolution of title—		
	Not exceeding one month	40.00	TM-21
	Not exceeding two months	60.00	
	Not exceeding three months	80.00	
36	On application under section 34(1) for consent of the Government to the assignment or transmission of a certification trade mark.	100.00	TM-22
37	On application under section 35 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.	200.00	TM-23 or TM-24
	If made after expiration of six months the date of acquisition of proprietorship	300.00	
38	On application under section 35 to register a subsequent proprietor of more than one trade mark registered 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—		
	For the first mark	200.00	TM-23 or TM-24
	For every additional mark	50.00	
	If made after expiration of six months from the date of acquisition of proprietorship—		
	For the first mark	250.00	TM-23 or TM-24
	For every additional mark	50.00	
39	On application under section 36(3) for extension of time for registering a company as subsequent proprietor of trade marks on one assignment—		
	Not exceeding two months	25.00	TM-25
	Not exceeding four months	40.00	"
	Not exceeding six months	60.00	"

1	2	3	4
		Tk.	
40	On application under any of the sections 37, 38 and 46 for rectification of the register or removal of trade mark from the register.	300·00	TM-26
41	On application under rule 67 for leave to intervene in proceedings under any of the sections 37, 38 and 46 for rectification of the register or removal of trade mark from the register.	150·00	TM-27
42	On application under section 41 to register a registered user of a registered trade mark in respect of goods within the specification thereof.	500·00	TM-28
43	On application under section 41 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:—		
	For the first entry 	500·00	TM-28
	For every additional mark of the proprietor included in the application and statement of case.	100·00	
44	On application under clause (a) of section 42 to vary the entry of a registered user—		
	For the first mark 	200·00	TM-29
	For every additional mark of the same proprietor for which the same registered user is registered, included in the application.	50·00	
45	On application under clause (b) of section 42 for cancellation of the entry of a registered user—		
	For the first mark 	150·00	TM-30
	For every additional mark of the same proprietor for which the same registered user is registered included in the application.	20·00	
46	On application under clause (c) of section 42 to cancel the entry of a registered user—		
	For the first mark 	150·00	TM-31

1	2	3	4
		Tk.	
	For every additional mark of the same proprietor for which the same registered user is registered, included in the application.	20.00	
47	On notice under rule 63 of intention to intervene in one proceeding for the variation or cancellation of entries of a registered user of trade mark.	75.00	TM-32
48	On application under section 47 to change the name or description of a proprietor or a registered user where there has been no change in the proprietorship or in the identity of the registered user :—		
	For the first mark	75.00	TM-33
	For every additional mark registered in the same name and included in the application.	20.00	
49	On application under section 47 to alter 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 68) :—		
	For the first entry	75.00	TM-34
	For every other entry	20.00	
50	On application to cancel or make 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	75.00	TM-50
	For every other entry included in the application	20.00	
51	On application to alter 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 :—		
	For the first entry	75.00	TM-50
	And for every other entry (total fee in no case to exceed Tk. 1,500 for any number of entries).	20.00	
52	On application under clauses (c), (d) or (e) of section 47(1) for cancelling the entry or part of the entry of a trade mark or for entry of disclaimer or memorandum upon the register.	50.00	TM-35 or TM-36 or TM-37

1	2	3	4
		Tk.	
53	On application under section 48 for leave to add to or alter a registered trade mark—		
	For the first registration	100.00	TM-38
	For each additional registration	75.00	
54	On notice of opposition under section 48(2) to an application for leave to add to or alter registered trade mark, for each application opposed.	100.00	TM-39
55	On application under section 49 for conversion of specification.	30.00	TM-40
56	On notice of opposition under section 49(2) to a conversion of the specification or specifications of a registered trade mark or registered trade marks—		
	For one mark	100.00	TM-41
	For every additional mark of the same proprietor having the same specification.	20.00	
57	On application under section 56 for alteration of the deposited regulations of a certification trade mark—		
	For the regulations of one registration	100.00	TM-42
	For the same or substantially same regulation of each additional registration proposed to be altered in the same way and included in the same application.	20.00	
58	On application to the Government under section 59 to expunge or vary the registration of a certification trade mark or to vary the deposited regulation of a certification trade mark or certification trade marks of the same registered proprietor where the regulations are substantially the same.	150.00	TM-43
59	On request for search under rule 37 in respect of one class.	50.00	TM-54
60	On request under rule 103 for entering marks in a refused textile marks list—		
	For each mark in each class	15.00	TM-44

1	2	3	4
		Tk.	
61	For the continuance of a mark in a refused textile marks list under rule 104 in each class or in each items of the fifth schedule as the case may be for each period of fifteen years. —		
	Before the expiry of 7 years from the date of application to register the mark.	30.00	TM-45
	Before the expiry of the period up to which continuance of the mark in the list was last allowed.	50.00	
62	On request for certificate of the Registrar under any of the sections 20(1) and 75 [other than certificate under section 16(2)].	50.00	TM-46
63	On request for certificate of the Registrar [other than certificate under section 16(2)] of registration of a series of trade marks under section 11.	50.00	TM-46
64	On request to enter in the register and advertise a certificate of validity under rule 85—		
	For the first registration certified	50.00	TM-47
	For every additional registration certified in the same certificate.	15.00	
65	On request not otherwise charged, for correction of clerical error or for permission to amend application.	50.00	TM-16
66	On application for extension of time under any of the rules 24(2) and 76.	40.00	TM-55
67	On application for restoration of a trade mark abandoned for non-compliance of the requirement of the Registry. See section 16(3) and 24(2).	50.00	TM-56
68	On petition (not otherwise charged) for review of Registrar's order or for obtaining Registrar's orders on any interlocutory matter in a contested proceedings.	50.00	
69	For inspecting register, or the refused textile marks list or copies thereof 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 or such other documents as may be specified by the Government by notification from time to time in the Journal for every quarter of an hour or part thereof.	20.00	

1	2	3	4
		Tk.	
70	For permission to search amongst the classified representations of trade marks for every quarter of an hour.	20.00	
71	For office copy of documents	50.00	(For every hundred words subject to a minimum of Tk. 20).
72	For Photographic copy of documents		Cost according to agreement.
73	(a) For advertising the trade mark in the Journal under section 15 :—		
	For a mark not requiring a block for its advertisement.	50.00	
	For a mark requiring a block for its advertisement	75.00	
	(b) For extra space in the Journal advertisement in cases where the printing block for trade mark exceeds 2 inches in breadth or depth or breadth and depth—		
	For every inch or part of an inch over 2 inches in breadth.	20.00	
	For every inch or part of an inch over 2 inches in depth.	20.00	
74	On application for registration as a trade marks agent under rule 131.	100.00	TM-A1
75	For registration of a person as a trade marks agent under Trade Marks Rule 133.	200.00	
76	For continuance of the name of a person in the Register under rule 134 :—		
	(a) For the whole life of the registered agent by a single consolidated payment; or	1500.00	
	(b) From year to year :—		
	For every year (excluding the first year) to be paid on the 1st of July in each year.	75.00	
	For the first year to be paid along with the fee for registration :—		
	(i) In the case of a person registered at any time between the 1st of July and 31st of December.	50.00	

1	2	3	4
		Tk.	
	(ii) In the case of a person registered at any time between the 1st of January and 30th of June following.	25.00	
77	On application for restoration of the name of a person to the agent's Register under rule 136.	50.00	TMA-2
78	On application for an alteration of any entry in the Agent's Register under rule 137.	20.00	TMA-3."
	This Notification shall take effect on the 1st day of January, 1985.		

By order of the President
MD. ABUL MOHSIN
Deputy Secretary.