**SINGAPORE TRADE MARKS ACT 1998**

TRADE MARKS RULES

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| **FORM TM11** | **Notice of Opposition** |
| *Pre-requisites:*  *a. Please have a copy of the statement of grounds on which the notice of opposition is made ready.*  *Estimated Time:*  *This form may take approximately 4 - 8 minutes to complete.*  *General*   1. *\* denotes mandatory field.* 2. *If this Form TM11 relates to an International Registration Designating Singapore, the international registration number must be given, in addition to the Application No., the Case No. and the Class No. For real-time status updates and changes to the international registration which may affect this notice, please refer to WIPO’s Madrid Monitor at* [*http://www.wipo.int/madrid/monitor/en/index.jsp*](http://www.wipo.int/madrid/monitor/en/index.jsp)*.* 3. *The fee is payable on a per class basis.* 4. *If the declaration "A copy has been served on the other party at the same time" is not selected, the document will not be taken as filed.* | |
| **PART 1 Reference** | |
| My Reference |  |
| IPOS Reference  *(if applicable)* |  |
| **PART 2 Application No.\*** | |
| Application No.\* | |  | | --- | |  | |
| International Registration No. |  |
| Case No. |  |
| Class No. this Opposition relates to\* | |  |  |  |  |  |  |  |  |  |  | | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | |  |  |  |  |  |  |  |  |  |  | |
| Total No. of Classes this Opposition relates to |  |
| **PART 3 Name of Applicant\*** | |
| *Note: If there is insufficient space, please use the continuation sheet in CS 4.* | |
| UEN/ Company Code  *(if applicable)* | |  | | --- | |  | |
| Name |  |
| Sole Proprietor or Partners' Name  *(if sole proprietorship or partnership)* |  |

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| **PART 4 Details of Opponent\*** | | | |
| *Note: If there is insufficient space, please use the continuation sheet CS 1.* | | | |
| UEN/ Company Code  *(if applicable)* | |  | | --- | |  | | | |
| Name |  | | |
| Address | Singapore Address | | |
|  |  | This Singapore address is to be used as the address for service for the purposes of this application.  *(Note: If this is crossed, it is not necessary to fill up the address for service in Singapore in part 7.)* | |
|  | Block/ House No. | | |  | | --- | |  | |
|  | Street Name | |  |
|  | Level - Unit | | |  | | --- | |  | |
|  | Building Name | |  |
|  | Postal Code | | |  | | --- | |  | |
|  | Foreign Address | | |
|  | Line 1 | |  |
|  | Line 2 | |  |
|  | Line 3 | |  |
| Nationality or Country of Incorporation\* |  | | |
| State of Incorporation *(mandatory for USA corporations)* |  | | |
| Country of Residency  *(mandatory for individuals)* |  | | |
| Sole Proprietor or Partners' Name  *(if sole proprietorship or partnership)* |  | | |

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| **PART 5 Request Type\*** | | | | |
| This opposition relates to  *(Cross one box only)* |  | a pending trade mark application | | |
|  | an amendment of a pending trade mark application after publication | | |
|  | an alteration of a registered trade mark | | |
|  | an amendment of regulations governing the use of a collective mark or certification mark | | |
|  | the correction of an error or mistake | | |
| **PART 6 Grounds of Opposition\*** | | | | |
| Grounds of Opposition  *(Please select if this opposition relates to a pending trade mark application)* | 1. Based on Absolute Grounds for Refusal of Registration | | | |
|  | S7(1)(a) – mark does not satisfy the definition of a trade mark | | |
|  | S7(1)(b) – mark is not distinctive | | |
|  | S7(1)(c) – mark denotes the characteristics of goods or services such as quality, purpose, value, origin etc | | |
|  | S7(1)(d) – mark has become customary in the current language or in the bona fide and established practices of trade | | |
|  | S7(3)(a) – mark consists of a shape which results from nature of goods | | |
|  | S7(3)(b) – mark consists of a shape which is necessary to obtain a technical result | | |
|  | S7(3)(c) – mark consists of a shape which gives substantial value to goods | | |
|  | S7(4)(a) – mark is contrary to public policy or morality | | |
|  | S7(4)(b) – mark is deceptive | | |
|  | S7(5) – use of the mark is prohibited by written law or rule of law | | |
|  | S7(6) – application of the mark is made in bad faith | | |
|  | S7(7) – mark contains or consists of a GI in respect of a wine or spirit | | |
|  | S7(11) – mark contains or consists of a flag or emblem etc. of a Convention country or an international organisation of which one or more Convention countries are members, protected under the Paris Convention or the TRIPS Agreement and contravenes Section 56 and/or Section 57 | | |
|  | S7(13) – mark contains or consists of the Singapore Crest, Presidential Coat of Arms, Royal Arms, etc and contravenes Rule 12 and/or mark consists of a name, initials etc of body corporate etc and contravenes Rule 13 | | |
|  | Others *(to input)* | | |
| 1. Based on Relative Grounds for Refusal of Registration | | | |
|  | S8(1) – mark is identical to an earlier mark and is for identical goods or services | | |
|  | S8(2)(a) – mark is identical to an earlier mark and is for similar goods or services | | |
|  | S8(2)(b) – mark is similar to an earlier mark and is for identical or similar goods or services | | |
|  | S8(3) – mark, applied before 1 July 2004, is identical with or similar to an earlier mark that is well known in Singapore and is for dissimilar goods or services | | |
|  | S8(4)(b)(i) – mark, applied on or after 1 July 2004, is identical or similar to an earlier mark that is well known in Singapore | | |
|  | S8(4)(b)(ii) – mark, applied on or after 1 July 2004, is identical or similar to an earlier mark that is well known to the public at large in Singapore | | |
|  | S8(7)(a) – mark is prevented from use by virtue of any rule of law protecting an unregistered trade mark, in particular, the law of passing off | | |
|  | S8(7)(b) – mark is prevented from use by virtue of an earlier right, in particular, by virtue of the law of copyright or law protecting designs | | |
|  | Others *(to input)* | | |
| **PART 7 Contact Details\*** | | | | |
| *Note:*   1. *Where an agent with UEN is appointed, the fields for "Agent UEN/ Company Code", "Agent Name" and "Address for Service in Singapore" should be completed. Where an individual or an agent without UEN is appointed, the sub-field “Representative or C/O Name” and "Address for Service in Singapore" should be completed instead.* 2. *The address for service in Singapore* *need not be filled up if the person's address in Part 4 is to be used as an address for service in Singapore.* 3. *For the purpose of this proceeding, official correspondences will be sent to the address for service in Singapore as indicated in this box.* | | | | |
| Agent UEN/ Company Code | |  | | --- | |  | | | | |
| Agent Name |  | | | |
| Representative or C/O Name |  | | | |
|  | Address for Service in Singapore | | | |
|  | Block/ House No. | | |  | | --- | |  | | |
|  | Street Name | |  | |
|  | Level - Unit | | |  | | --- | |  | | |
|  | Building Name | |  | |
|  | Postal Code | | |  | | --- | |  | | |
| Contact Person  *(if applicable)* |  | | | |
| Direct Telephone No.  *(if applicable)* | |  | | --- | |  | | | | |
| Email Address  *(if applicable)* |  | | | |
| **PART 8 Attachments** | | | | |
| Please attach a statement of grounds on which the notice of opposition is made. | | | | |
| **PART 9 Declaration\*** | | | | |
| Declaration | **By Person Filing the Form** | | | |
| I, the undersigned, do hereby declare that the information furnished above is true to the best of my knowledge. I understand that I may be liable for criminal prosecution for providing any false information in this application. | | | |
|  | **By Agent** | | | |
| I, the undersigned, do hereby declare that:   1. I have been duly authorised to act as an agent on behalf of the person(s) filing this form. 2. The information furnished above on behalf of the person(s) filing this form is true to the best of the person(s)' knowledge. I understand that I may be liable for criminal prosecution for providing any false information in this application. | | | |
|  |  | A copy has been served on the other party at same time.  *(applicable for National applications only)* | | |
| Name |  | | | |
| Signature |  | | | |
| Date  *(DD/MM/YYYY)* | |  | | --- | |  | | | | |
| No. of Extra Sheets Attached to this Form |  | | | sheet(s) |

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| **GST** | **GST INFORMATION** |
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| **Tax Invoice\*** | |
| *Note:*  *Tax invoice will be issued to the entity/individual as indicated. Goods and Services Tax (GST)-registered businesses may claim input tax with Inland Revenue Authority of Singapore (IRAS), subject to meeting the requirements under the GST Act.* | |
| Name (Tax invoice to be issued to) | *The name of the Opponent (as in PART 4 of this form) is to be indicated in this field.* |