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Before you start...

Before you file Form MM2, you would need to have applied to register the trade mark you are seeking to register overseas, in Singapore first. This Singapore trade mark application is known as the basic application or registration. If you do not have a Singapore trade mark application or registration for the trade mark, you would need to apply for one by filing Form TM4.

Part 1: Application Details / Contracting party whose office is the office of origin

PART 1	
Application Details / Contracting party whose office is the office of origin	IA Filing Date: 27/01/2016 Applicant's reference Contracting party whose office is the office of origin: Singapore

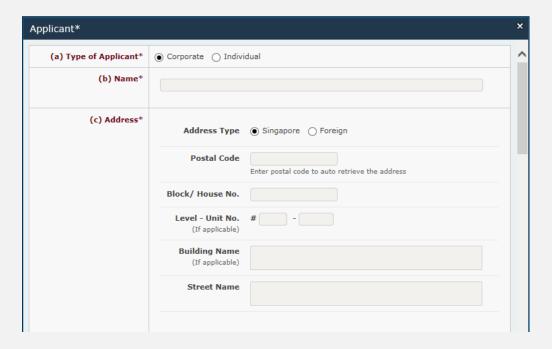
The IA filing date and the office of origin (i.e. Singapore) are auto-generated.

If you would like to identify your application with a particular reference number, you may indicate the reference number under "Applicant's reference". Otherwise, you can leave the field blank.

Part 2: Applicant



Click on "Add" and the following window will appear:



(a) Type of Applicant

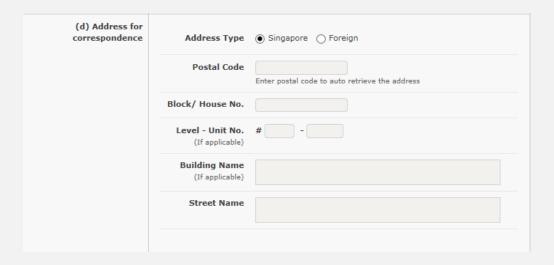
Please select the nature of the applicant (i.e. Corporate or Individual).

(b) Name

Please enter the name of the applicant. The name of the applicant should be the same as the applicant's name given in the Singapore application.

(c) Address

Please enter the address of the Applicant. The address of the Applicant should be the same as the Applicant's address given in the Singapore application.



(d) Address for correspondence

If you want the International Bureau to send their letters to an address which is different from the one given in Part (c), please fill in the fields under "Address for correspondence". Otherwise, you can leave the field blank.

If a representative is appointed under Part 4 of the form, the International Bureau will send all letters to the representative even though an address for correspondence is provided.

(e) Contact Information	Telephone Fax Email address
	Please check this box if you wish to receive electronic communication. By checking this box: (i) any further correspondence from the International Bureau related to this international application and its resulting international registration will be sent only electronically; likewise, (ii) and further correspondence from the International Bureau related to other international applications or international registrations for which the same e -mail address has been provided will be sent only electronically. Please note that, for the purpose of electronic communication, there can be only one e-mail address recorded per each international application.
(f) Preferred language for correspondence*	☑ English ☐ French ☐ Spanish

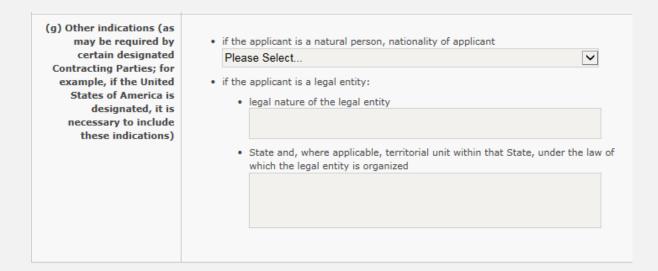
(e) Contact information

Please fill in your contact information and indicate if you wish to receive electronic communication with the International Bureau. An email address needs to be provided if you wish to communicate with the International Bureau electronically.

If a representative is appointed under Part 4 of the form, the International Bureau will communicate with the representative even though contact information of the Applicant is provided under Part 2.

(f) Preferred language for correspondence

The preferred language is English by default. However, if you wish to receive letters from WIPO in French or Spanish, you may select accordingly.



(g) Other indications

If the Applicant is an individual or a sole proprietorship, please select the nationality of the Applicant from the drop-down list of countries.

If the Applicant is a partnership where all partners share the same nationality, please select the partners' nationality from the drop-down list of countries. If the nationalities of the partners differ, the nationality of one of the partners is to be selected from the drop-down list of countries, and the nationality of the other partner(s) is to be indicated in the form of a document to be uploaded under Part 15 of this form.

If the Applicant is a corporate, please indicate its legal nature under "legal nature of legal entity". For example, if the Applicant is a private limited company incorporated in Singapore, you can indicate "Private limited company incorporated in Singapore" in this field.

If applicable, please indicate in the state and/or territorial unit within that State, under the law of which the legal entity is organised (e.g. United States of America, State of Delaware).

If there is more than one applicant in the Singapore application, please click "Add" again to provide the details of the other applicant(s) under this part.

Part 3: Entitlement to file

All applicants need to be connected to Singapore in one of the ways listed in Part 3(a)(i), (a)(iii) and (a)(iv) before they are entitled to file an international application with the Intellectual Property Office of Singapore.

If there is more than one applicant listed in Part 2 of the form, <u>all</u> the applicants must be entitled to file in Singapore. The entitlement of each applicant to file an international application in Singapore must be indicated under this part.



Click on "Add" and the following window will appear:



You need to check one box to show the applicant's connection with Singapore (the "Contracting Party"):

(a)(i) where the Contracting Party mentioned in Part 1 is a State, the applicant is a national of that state

Please check this box if the applicant is an individual whose nationality is Singaporean, or if the applicant is a corporate organised under the laws of Singapore.

(a)(ii) where the Contracting Party mentioned in Part 1 is an organisation, the name of the State of which the applicant is a national

This box is not applicable for all applicants filing an international application through Singapore.

(a)(iii) the applicant is domiciled in the territory of the Contracting Party mentioned in Part 1

Please check this box if the applicant is domiciled in Singapore. This option does not apply to corporates.

(a)(iv) the applicant has a real and effective industrial or commercial establishment in the territory of the Contracting Party mentioned in Part 1

Please check this box if the applicant has a real and effective industrial or commercial establishment in Singapore.

The term "real and effective industrial or commercial establishment" is taken to mean an establishment at which some industrial or commercial activities take

place. The presence of a parent company, subsidiary company or a branch office in Singapore staffed with sales personnel and conducting actual sales transactions in Singapore would likely meet this requirement. However the following establishments would not qualify as "real and effective":

- a mere warehouse;
- a letter box or an address for correspondence;
- the address of a legal or professional representative;
- fake, temporary, fraudulent or fictitious establishments.

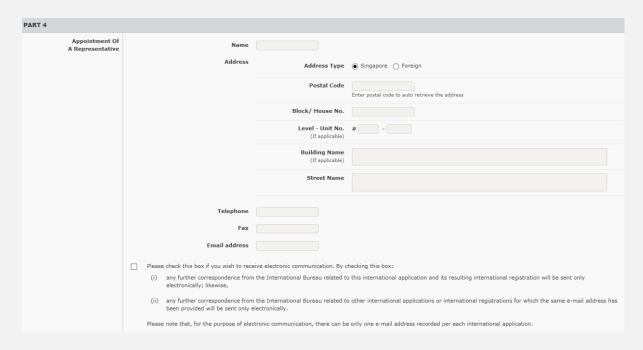
If there is any dispute over the nature of the applicant's establishment in Singapore, it is up to the applicant to prove that the establishment is one at which some industrial or commercial activities take place. Relevant factors will be considered on a case-by-case basis when determining whether the applicant does indeed have a real and effective industrial or commercial establishment in Singapore.

b. Where the address of the applicant, given in PART 2(b), is not in the territo PART 1, indicate in the space provided below:	ory of the Contracting Party mentioned in
 i. if the box in paragraph (a)(iii) of the present item has been checked, of that Contracting Party, or, 	the domicile of the applicant in the territory
 ii. if the box in paragraph (a)(iv) of the present item has been checked, commercial establishment in the territory of that Contracting Party. 	the address of the applicant's industrial or
	^

If you have checked the box for (a)(iii) and (iv), and the applicant's address provided in "Part 2: Applicant" is not a Singapore address, please indicate your address in Singapore in the space provided under (b).

If you have checked the box for (a)(iii), the address given in (b) should be your residential address. If you have checked the box for (a)(iv), the address given in (b) should be the location from which you conduct business.

Part 4: Representative



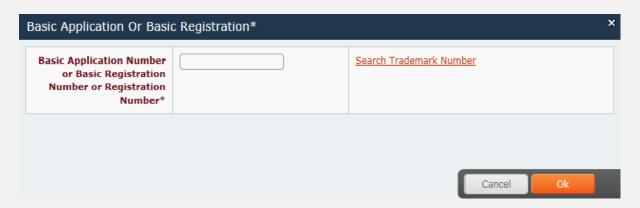
If you wish to appoint a representative to handle correspondences with the International Bureau's correspondence for the applicant, please fill in the fields under Part 4.

Please enter the representative's email address and check the box if you want the representative to communicate with the International Bureau electronically.

Part 5: Basic application or basic registration



Click on "Add" and the following window will appear:



Please key in the trademark number of your basic Singapore application or registration.

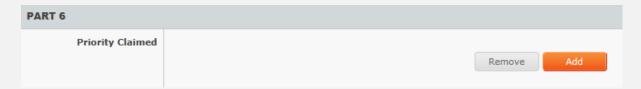
Part 6: Priority claimed

If you have earlier filed for the registration of an identical trade mark for the goods or services listed in Part 10 of the international application -

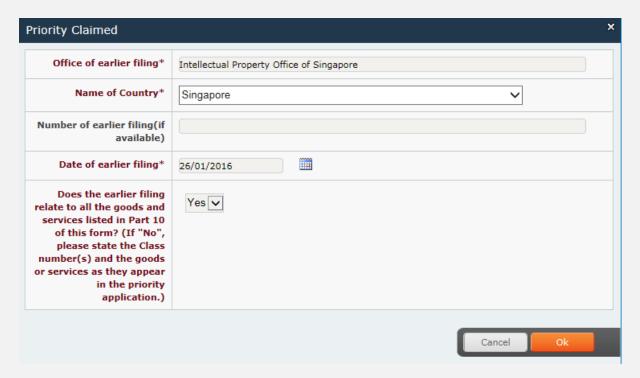
- (a) in any country which is a party to the Paris Convention or a member of the World Trade Organization (Convention Country); and
- (b) if that earlier application is the first time which you have applied to register the mark in a Convention Country (i.e. the mark is not filed anywhere else),

you can claim priority based on that earlier filing if your international application is made within 6 months from the filing date of the earlier application.

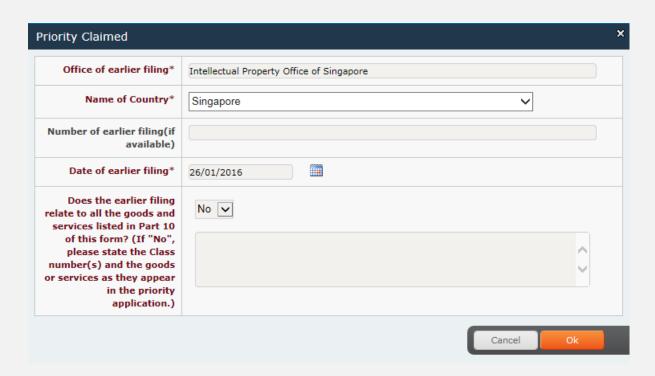
If the basic Singapore trade mark application or registration is your first application to register the mark in a Convention Country, you may claim priority based on the filing in Singapore. This is provided that the international application is made within 6 months from the date you filed the Singapore trade mark application.



To insert a priority claim under Part 6 of the online form, please click "Add" and the following window will appear:

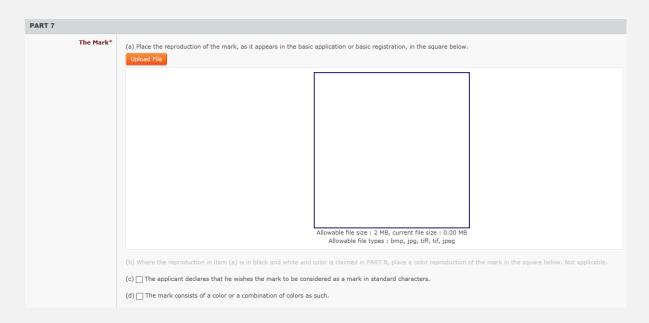


The "Number of earlier filing" refers to the trademark number given by the intellectual property office at which the earlier filing was made.



If the goods and services claimed in earlier filing are different from the goods and services claimed in the international application, please select "No" from the drop-down list under "Does the earlier filing relate to all the goods and services listed in Part 10 of this form?". In the blank space that appears, please key in the goods and services claimed in the earlier filing.

Part 7: The mark



(a) Please upload the image of your mark. The mark to be uploaded should be the same as the mark in the basic Singapore application. If a series of marks was filed in the Singapore application, please select and upload only **one** mark from the series.

- (b) This part is not applicable to all applications filed through Singapore.
- (c) If your mark is a word mark (consists only of words), you can check this box if you wish to seek registration of the mark in standard characters. It is not compulsory to check this box.
- (d) Please check this box if your mark is a colour mark. A colour mark, also known as colour(s) as a trade mark, consists only of a colour or a combination of colours (i.e. no pictures or words).

If this box is checked, please provide a description of the colour or combination of colours under Part 9(e) "Description of mark".

Part 8: Colour(s) claimed

PART 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 may be required by certain designated Contracting Parties)	
		^
		~

- (a) If the Applicant intends to claim colour(s) as a distinctive component of the mark, please check the box. The colour(s) claimed must be indicated in the space provided.
- (b) If the Applicant intends to limit his rights to the colours in the mark, it should be stated in this field (e.g. "The mark is limited to the colours red and green as shown in the representation on the form of application").

You would need to fill in this field under Part (b) if your Singapore application contains a colour limitation.

Part 9: Miscellaneous indications



(a) Transliteration of the mark

If your mark contains words or characters which are not composed of Latin characters (e.g. a, b, c...), Arabic numerals (e.g. 1, 2, 3...) or Roman numerals (e.g. I, II, III...), you would need to provide a transliteration of these words or these characters.

For example, if your mark contains the Chinese characters "苹果", the following statement needs to be included:

The transliteration of the Chinese characters in the mark is "Ping Guo" meaning apple.

(b) Translation of the mark

Where the mark contains words or characters which are not in English, you should provide the translation as it may be required by some contracting parties. The following sentence is an example of the translation which could be provided:

The French word "Amour" appearing in the mark means "Love".



(c) If the words appearing in your mark are invented and have no meaning, please check this box.

(d) If your mark is a three-dimensional mark, sound mark, collective mark or certification mark, please check the relevant box(es). If your mark is a collective or certification mark, you do not need to submit the Regulations at this point.

(e) Description of the mark

If you are claiming colour(s) as a trade mark (i.e. Part 7(d) is checked), please include a description of your mark in this field. The following sentence is an example of the description which could be given:

The mark consists of the colours red and blue as shown in the representation on the form of application.

(f) Verbal elements of the mark

Where the mark is in special characters or in handwritings or where it contains a great deal of verbal matter (e.g. the mark is a label), the applicant may wish to indicate what he considers to be the essential verbal elements of the mark.

(g) If there are any parts of your mark which you do not intend to seek protection for, please indicate the disclaimer here. The following sentence is an example of a disclaimer:

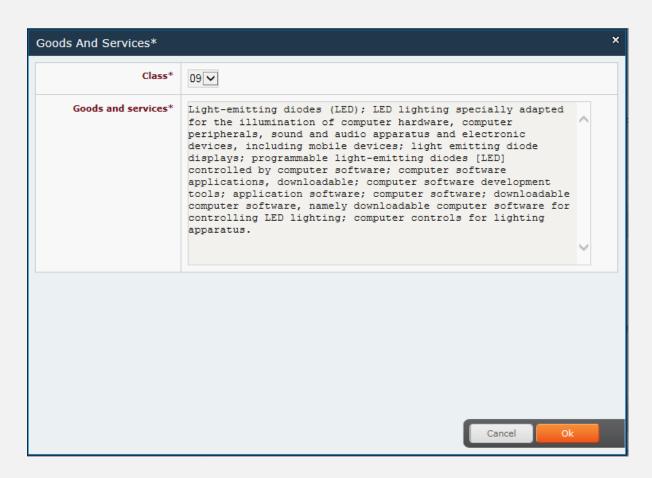
Registration of the mark shall give no right to the exclusive use of the word "Pizza".

If a disclaimer is included in your Singapore application, you may insert the same disclaimer in your international application, though this is not mandatory.

Part 10: Goods and/or services



Click on "Add" under Part (a) to add class(es) of goods or services one at a time. The following window will appear:

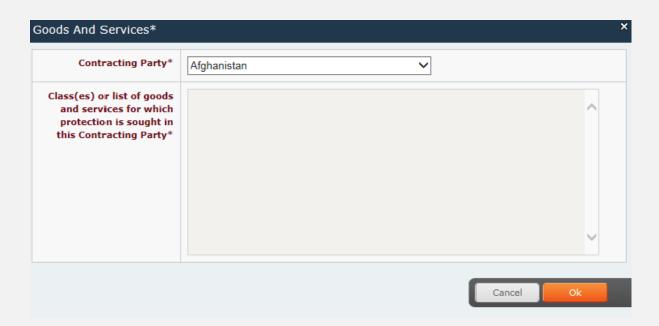


The list of goods and services will be auto-generated according to the goods and services applied for in the basic Singapore application. Please select the relevant class under from the drop-down list under "Class".

If you wish to narrow the goods and services for the international application, you may edit the list in the "Goods and services" field. Please note that the goods and services claimed in the international application cannot be wider than those applied for in your Singapore application.

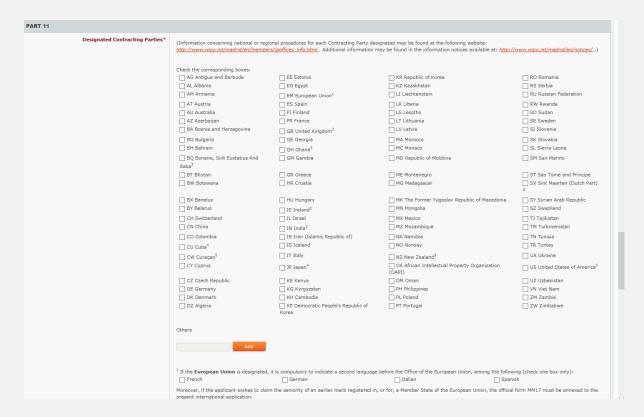


If you wish to limit the list of goods and services in respect of the countries you are designating, click "Add" under Part (b) to insert your limitation(s). The following window will appear:



From the drop-down list of contracting parties, please select the relevant countries in which you wish to limit your goods and services. The limited list of goods and services is inserted in the space below.

Part 11: Designated contracting parties



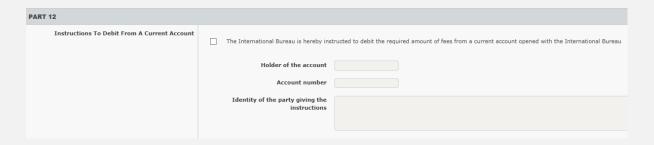
Please select the countries in which you wish to protect your mark. Please note that countries listed under this part are members of the Madrid Protocol. You should not file this

form if you wish to seek protection of your mark in a country that is not a member of the Madrid Protocol.

If you have selected European Union from the list, please indicate a second language under Footnote 1.

If you have selected United States of America, you would need to fill in <u>Form MM18</u> and upload it under Part 15.

Part 12: Instructions to debit from a current account

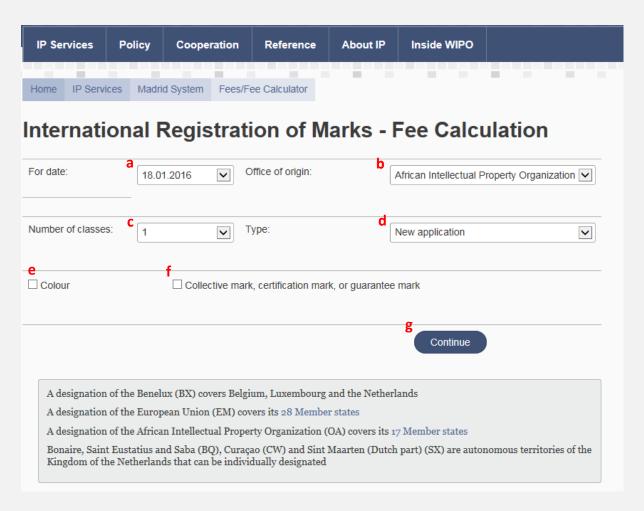


If you have a current account with the International Bureau and you would like the International Bureau to deduct the fees for the international application from this account, please fill in the fields under this part.

Part 13: Amount of fees



Please key in the amount of fees to be given to the International Bureau. You can determine the amount of fees by using the <u>Fee Calculator</u> on WIPO's website:



- (a) If the drop-down list contains the date on which you intend to file Form MM2(E), please choose that date. Otherwise, please choose the earlier date that is closest to the date on which you intend to file Form MM2(E)
- (b) Select "Singapore" from the drop-down list.
- (c) Select the number of classes of goods and services which you intend to file an international application for.
- (d) Select "New Application".
- (e) Check the box if your mark contains colours.
- (f) Check the box if your mark is a collective or a certification mark.
- (g) Click "Continue" and the list of countries will appear:

☐ AG Antigua and Barbuda ☐ AL Albania	☐ EG Egypt ☐ EM European Union	☐ LA Lao People's Democratic Republic	□ RW Rwanda □ SD Sudan
□ AM Armenia	□ ES Spain	□ LI Liechtenstein □ LR Liberia	☐ SE Sweden
□ AT Austria □ AU Australia	☐ FI Finland ☐ FR France	LS Lesotho	☐ SG Singapore ☐ SI Slovenia
□ AZ Azerbaijan□ BA Bosnia and Herzegovina	☐ GB United Kingdom ☐ GE Georgia	LV Latvia MA Morocco	☐ SK Slovakia ☐ SL Sierra Leone
☐ BG Bulgaria ☐ BH Bahrain	☐ GH Ghana ☐ GM Gambia	☐ MC Monaco ☐ MD Republic of Moldova	☐ ST Sao Tome and Principe
☐ BQ Bonaire, Sint Eustatius and Saba	☐ GR Greece ☐ HR Croatia ☐ HU Hungary	☐ ME Montenegro ☐ MG Madagascar	□ SX Sint Maarten (Dutch part) □ SY Syrian Arab Republic
□ BT Bhutan □ BW Botswana	☐ IE Ireland	☐ MK The former Yugoslav Republic of Macedonia	□ sz Swaziland □ tJ Tajikistan
□ BX Benelux □ BY Belarus □ CH Switzerland	☐ IN India ☐ IR Islamic Republic of Iran	☐ MN Mongolia ☐ MX Mexico ☐ MZ Mozambique	☐ TM Turkmenistan ☐ TN Tunisia
□ CN China □ CO Colombia	□ IS Iceland	■ NA Namibia ■ NO Norway	☐ TR Turkey ☐ UA Ukraine
□ CU Cuba □ CW Curação	☐ JP Japan ☐ KE Kenya	□ NZ New Zealand □ OM Oman	☐ US United States of America ☐ UZ Uzbekistan
☐ CY Cyprus ☐ CZ Czech Republic	☐ KG Kyrgyzstan ☐ KH Cambodia	□ PH Philippines □ PL Poland	□ VN Viet Nam □ ZM Zambia
□ DE Germany □ DK Denmark □ DZ Algeria □ EE Estonia	 □ KP Democratic People's Republic of Korea □ KR Republic of Korea □ KZ Kazakhstan 	□ PT Portugal □ RO Romania □ RS Serbia □ RU Russian Federation	□ ZW Zimbabwe
L LL LStoriia		- No Nussian i cucianon	

Please select the countries in which you wish to protect your mark and click "Calculate". The total amount of fees payable to WIPO will be shown:

□ DZ Algeria □ EE Estonia	☐ KZ Kazakhstan	RO Romania	
☐ Colour	☐ Collective mark, certifi	cation mark, or guarantee mark	
Select All	Clear All	Calculate	
A designation of t A designation of t Bonaire, Saint Eu		28 Member states anization (OA) covers its 17 Member states) and Sint Maarten (Dutch part) (SX) are aut	onomous territories of the
Basic fee where no re	production of the mark is in color :		653
Australia			
ndividual fee (interna	tional application):		320
	tional application):		320
European Union			320 912
European Union			
European Union Individual fee (international fee) New Zealand Individual fee (international fee)	tional application):		

In the example above, the total amount of fees to be paid to WIPO is CHF 1978. This is the number that should be keyed in Part 13 of the online form MM2(E) e.g.

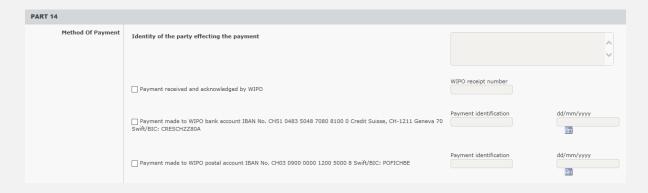


You may wish to note that some countries require the fees to be paid in two instalments (e.g. Japan). The first instalment is paid at the time of filing the international application, and the second instalment is paid at a later date when the office of that country is satisfied that the mark qualifies for protection.

If you are designating countries with such requirements, please note that your application will be cancelled by the International Bureau if the second instalment is not paid within the given deadline.

To find out the Contracting Parties which require the individual fees to be paid in instalments, please refer to the "<u>Individual Fees under the Madrid Protocol</u>" on WIPO's website.

Part 14: Method of Payment



Please enter the identity of the party who has made or will be making the payment to WIPO and check one of the boxes:

- If you have received a receipt for your payment from WIPO, please tick the first box and enter the WIPO receipt number.
- If you have transmitted the fees to WIPO's bank account, please tick the second box and enter the reference code on the official bank remittance advice under payment identification. If you have not transmitted the fee to WIPO at the point of filing of Form MM2(E), you can tick the second box and enter "To be advised" under payment identification.
- If you have made the payment to WIPO's postal account, please tick the third box and enter the payment identification and date.

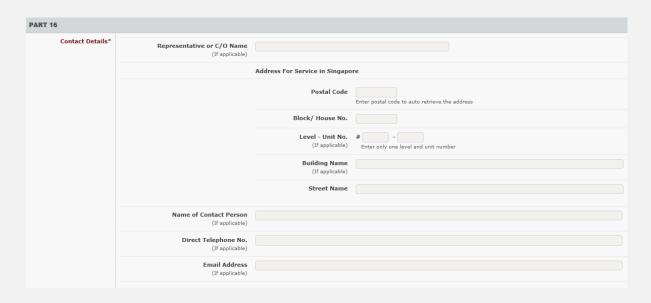
Part 15: Upload Supporting Document



You are required to upload the following documents:

- Official transaction advice from the bank. When uploading attachment, select "Transaction advice" under "DocType"). If you do not have transaction advice at the point of filing, you can let us have it at a later date.
- Form MM18 if you have selected "United States of America" under Part 11. When uploading attachment, select "Declaration of intention to use the mark (United States of America)" under "DocType".

Part 16: Contact Details



Please fill this part with your contact details. We will contact you if we need your clarification on the information given in the above fields.

After filing the form...

We will process your form and contact you if there are any missing fields or incorrect information. Generally, we will send your international application to the International Bureau within two months from the filing date of the international application.