

**FORM TM 1**

**BRUNEI DARUSSALAM  
TRADE MARKS ACT**

**APPLICATION TO REGISTER A TRADE MARK**

**Under Sections 33 to 35 and rules 13 and 17**

Please refer to Notes for guidance on completing this Form.

Please type in CAPITAL or BLOCK LETTERS.

1. Full name and address of the applicant	This should be the full name and address of the owner of the mark.
2. If the applicant is a corporate body, give Country or State of incorporation	E.g. "Corporate body in Brunei Darussalam".  Please state "N/A" if irrelevant.
3. Representation of mark    An image of the mark may be inserted here. If no image, the applicant can type in the words that the applicant wishes to apply to register as a trade mark, e.g. "INTELLECTUAL PROPERTY OFFICE BRUNEI DARSSALAM" in clear font.  Alternatively, the applicant can state "Refer as attached" to refer to the A4-sized representation of the mark which will be attached to this Form.  The A4-sized printed copy of the mark is a requirement.	

<p>4. If the mark is not a word mark or a picture, indicate here (for example, 3-Dimensional)</p>	<p>This is mainly for non-conventional marks which is accepted in Brunei, such as smell, sound, taste and 3-D marks.</p> <p>If irrelevant, please state “N/A”.</p>
<p>5. If the application is for a series of marks, indicate how many marks in the series</p>	<p>Series of marks refer to the same mark and design, but are usually different in colours and have no substantial difference.</p> <p>There is no limit to the number of series. If no series, please state “N/A”.</p>
<p>6. If the application claims priority, indicate the priority date(s) claimed, the country and the number</p> <p style="text-align: right;">Date</p> <p style="text-align: right;">Country</p> <p style="text-align: right;">Number</p>	<p>Priority date usually refers to the first application for the protection of the current mark. If irrelevant, please state “N/A” or leave blank.</p>

<p>7. If colour is claimed, please indicate here and state the colour(s)</p>	<p>Claiming colours is important for those whose marks are highly dependent on colour for identification and recognition by its consumer/clients.</p> <p>E.g. “Yellow circle and blue words and letters inside the circle”</p>
<p>8. Indicate any limitations or disclaimers</p> <p>Disclaimers apply to parts of the mark where it is a word that is generic and relative to the classification of the goods and/or services claimed.</p> <p>Disclaimers exist to prevent registered mark owners from exclusively using a word that is related to the types of goods and/or services claimed.</p>	<p>E.g. Disclaiming “Intellectual Property” and “Office” in “Intellectual Property Office”; or if your company is a pet shop called “Pets R Us”, you will need to disclaim “PETS” because it relates to the goods and services offered and is a generic word.</p>
<p>9. If the mark contains or consists of word(s) provide the derivation of the word(s) and state whether it is invented</p>	<p>E.g of invented words: “McDonald’s”, “iPod”, “Samsung”.</p> <p>E.g. of words requiring derivation: “Junjung Brunei” – applicant will need to state that the word “Junjung” is derived from the Brunei Malay language, meaning “visit”.</p>
<p>10. If the mark contains or consists of non-English word(s) and/or foreign character(s), provide the following details –</p> <p>(a) The <b>MALAY</b> (specify language) word(s) appearing on the mark is/are <b>JUNJUNG</b> (specify the non-English word(s)) meaning <b>VISIT</b>;</p> <p>(b) The transliteration of the <b>MALAY</b> (specify language) characters appearing in the mark/of which the mark consist is <b>JUNJUNG</b> meaning <b>VISIT</b>.</p> <p>Attach a certified translation and/or transliteration.</p>	
<p>11. Name of agent (if appropriate)</p>	<p>This applies to where an agent is appointed. This will require the additional submission of Form TM22 for the Appointment of Agent + prescribed fee of B\$6.00.</p>

<p>12. 'Address for service' in Brunei Darussalam to which all the correspondence should be sent [See note (d)]</p>	<p>If an agent is appointed, the Address for Service will be to the Agent's address. If same as Applicant, then leave blank.</p> <p>For Foreign Applicants, it is mandatory to have a local address for service in Brunei Darussalam.</p>
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13. Specification of goods or services

If the space provided for the specification of goods or services is insufficient then please continue the list on preprinted continuation sheets. List the classes in consecutive numerical order and list alongside each class the goods or services appropriate to that class.

The list of goods and services can be obtained from BruIPO's website ([www.bruipo.gov.bn](http://www.bruipo.gov.bn)) under IP > Trade Marks > Class Heading. The applicant will need to specify exactly the goods and services in relation to the types of goods and services offered by the applicant, where relevant.

The applicant may search for the further breakdown and specific goods and services using the Madrid Goods and Services Manager (<https://webaccess.wipo.int/mgs>) to determine the appropriate specification and in relation to the corresponding Class Number.

There is no limit to the list as long as it is relevant to your mark!

CLASS NUMBER	LIST OF GOODS OR SERVICES
1	Chemicals for photograph processing; unexposed films
30	Herbs, spices, rosemary, dill, salt, sugar, coffee, chamomile tea, tea, earl grey tea
43	Restaurant services; catering; outside catering; takeaway food services; serving food and drink in retail establishments
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## DECLARATION

**THE TRADE MARK IS BEING USED BY THE APPLICANT OR WITH HIS CONSENT, IN RELATION TO THE GOODS OR SERVICES STATED OR THERE IS A *BONA FIDE* INTENTION THAT IT WILL BE SO USED.**

SIGNATURE:

NAME (BLOCK CAPITALS): [Click here to enter text.](#)

DATE: [Click here to enter a date.](#)

STATE NUMBER OF ANY SHEETS ATTACHED TO THIS FORM: [Click here to enter text.](#)

**The number of sheets attached to this form includes any loose attachment that is not part of this application form.**