

Sample how to fill-up this form

TM 5

INTELLECTUAL PROPERTY CORPORATION OF MALAYSIA
TRADE MARKS REGISTRY
TRADE MARKS ACT 1976
TRADE MARKS REGULATIONS 1997
APPLICATION FOR REGISTRATION OF A MARK
[Subregulation 18(1)]

Applicant's* or Agent's* file reference:

* Delete whichever not applicable

{For registered agent only}

1. Application is hereby made for the registration of a:

trade mark
{For new application}

defensive trade mark
{For wellknown mark}

certification trade mark
{example: halal, sirim, iso..}

Note: Please tick the box appropriate to the kind of mark which registration is desired. In the case of a trade mark, please attach a copy of the oath, sworn statement or statutory declaration evidencing that the applicant is the true owner. In the case of a certification trade mark, please attach a copy of the rules governing its use. In the case of a defensive trade mark, please attach a copy of the statement of case verified by a statutory declaration.

{Please enclose five (5) copies of the Form with the application}

2. Representation of mark:

{A mark includes words, logos, pictures, names, letters, numbers or a combination of these.}



Note: If the space provided is insufficient, the representation may be made on a separate sheet and firmly attached to this Form. Please ensure that the representation is clear and comply fully with regulation 34 and the size of the trade mark shall not exceed 10 x 10 cm.

If the mark is coloured and is to be limited according to the colour, please tick this box: {colour limitation}

If the application is for a series of trade marks under section 24, please specify the number of series in this box:

Note: Any application made for a series of trade marks exceeding two trade marks is subject to an additional fee of RM50.00 per trade mark.

3. Limitations, etc.:

{Insert below any conditions, disclaimers or other limitations to which the registration will be subjected to. If the mark contains or consists of a word or words in non-Roman characters or in a language other than English language or the national language, please provide a certified transliteration and translation as appropriate.}

{Translation for non - Roman characters (example: Chinese / Japanese / Arabic).....}

4. Class: **30** Number of class

5. List of goods or services:

(Goods or services falling within more than one international class are subject to separate applications. Please use a separate sheet if necessary.)

{Example: Cream Crackers, Mini Crackers, Sandwich Biscuits, Wafer, Oat Krunch and Cookies.

6. Full name and address of applicant:

Name : { Company Name / Personal Name}

Address : { Company Address / Personal Address}

{ For SDN. BHD. company, please state the fullname of all partners}

NRIC No./Company Registration No./Passport No.:

(as a personal reference number)

If the applicant is a partnership, please state the full names of all the partners.

If the applicant resides abroad, please provide an address for service in Malaysia (Column 7).

7. Full name and address of agent (if any):

Name :

{ For registered agent only}

Address :

Note: If this is the address for service, please file Form TM 1 together with this Form.

8. Agent's Registration No. (if known): { For registered agent only}

9. Agent's own reference: { For registered agent only}

10. International Convention priority claim: *If priority date is claimed under International Convention or a bilateral arrangement, please give details below and attach the relevant documents.*

Convention country in which the trade mark was first filed: { For foreign application }

Date: No. (if any):

11. Date of first use of the mark in Malaysia (if any): **2003** { The first year used this mark }

12. Declaration: I/We claim to be the bona fide proprietor of the mark whose registration is applied for and, where the mark has not been used in Malaysia, that the application is made in good faith and that I am/we are entitled to be registered as the proprietor of the mark.

An agent signing this Form on behalf of the applicant shall satisfy himself as to the truth of the declaration.

Signature: 

Name of signatory (in block letter): { Name of applicant }

Telephone No.: { applicant } E-mail: { applicant }

Date: { applicant }

Note: If the applicant is a partnership, please state the full names of all the partners.

IN THE MATTER of the *Trade Marks Act, 1976* and
the *Trade Marks Regulations, 1997*

and

IN THE MATTER of application for the Registration of
a Mark in Malaysia.

STATUTORY DECLARATION

I, _____ { applicant } _____ (a), [NRIC No. { applicant } (b)] of full age and care of
_____ { applicant address } _____ (c),

Malaysia, do solemnly and sincerely declare that:

1) I am _____ { title - owner/director/secretary } _____ (d)(Company Registration No.) of
_____ { Big Bunny Enterprise } {M-12345} _____ (e), Malaysia

(hereinafter referred to as the "Applicant") and I am duly authorized to make this Statutory Declaration on behalf of the Applicant. The facts deposed herein are true to the best of my knowledge, information and belief.

2) The Applicant is the bona fide proprietor of the mark; a representation of which appears below and the Applicant is entitled to be registered as the proprietor of the same in Class(s) _____.



3) The Applicant hereby appoints _____ { for registered agent only } _____ of _____ of _____ to be the Trade Mark Agents for the filing, prosecution and registration of the above mark and all other matters related thereto.

AND I make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory Declarations Act 1960.

Subscribed and solemnly declared by the
abovenamed, _____) { applicant signature }

this day of _____)

At _____)

Before me,
Commissioner for Oaths



- a. insert name of declarant
- b. I.C or passport number
- c. insert address of declarant
- d. insert designation of declarant
- e. insert name of company