

Things to Know

- ✓ Ensure that your trade mark meets the legal requirements.
- ✓ Do a trade mark search at ipsearch.bruipo.gov.bn to make sure that it is not identical or confusingly similar to existing trade marks.
- ✓ Ensure that the trade mark is easy to read, recognise and remember

About Us

The Brunei Intellectual Property Office (BruIPO) oversees the legislation and registration of intellectual property in Brunei Darussalam.



TRADE MARKS

All information on this leaflet are for general information only and does not constitute legal advice For further information on Trade mark, please visit us at :

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Simpang 32-37, Anggerek Desa Technology Park
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Exclusive Rights to Your Ideas

TRADE MARKS

What is a Trade mark?

A trade mark is any perceptible sign capable of being represented graphically and which is capable of distinguishing goods or services of one undertaking from another. A trade mark may, for example, consist of words (including personal names), designs, letters, numbers, shape of goods, packaging, smells, or sound.



Why do we protect Trade mark?

A registered trade mark owners get exclusive legal rights to use, sell or license their trade mark and can stop others from using their marks if it is being used without permission.

How long does it take to register a Trade mark?

6 months depending on the complexity of the application.

When does protection begin?

On the date of the trade mark being registered.

Application Process

Step 1

Lodge TM1 + covering letter, A4 size representation of the proposed trade mark

Step 2

TM filing number and date will be issued

Step 3

Substantive Examination

Step 4

Issued TM27

Step 5

Published in TM Journal for 3 months

Step 6

Issue Certificate once no opposition



How long is a trade mark protected?

10 years and it may be renewed for another period of 10 years subsequently.



Is a trade mark protected worldwide?

No, trade mark protection is territorial and is only valid in the country where it is registered. However, as Brunei Darussalam is part of the Madrid Protocol, this means applicants can now apply to seek trade mark protection simultaneously in each of a large number of countries by filing an international trade mark application via the Madrid System.

Is company registration sufficient to secure trade mark protection?

Registering your business or company name at the Registry of Business Names or Companies will not secure trade mark protection. A business or company name identifies a business/company; whereas a trade mark distinguishes the products or services of one company from another.

Is it possible to check if a similar trade mark has been registered?

Yes, an applicant can conduct a search of the trade mark register at BruIPO. You can do this by going to BruIPO's IP Search Portal at ipsearch.bruipo.gov.bn