

**Common Regulations under  
the Madrid Agreement Concerning  
the International Registration of Marks  
and the Protocol Relating to that Agreement**

(as in force on January 1, 2012)

LIST OF RULES

[...]

**Chapter 7  
Gazette and Data Base**

*Rule 32  
Gazette*

[...]

(3) The Gazette shall be published on the website of the World Intellectual Property Organization.

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(as in force on January 1, 2013)

LIST OF RULES

[...]

**Chapter 1  
General Provisions**

[...]

*Rule 7  
Notification of Certain Special Requirements*

[...]

(3) *[Notification]*

(a) [...]

(b) Any notification made under paragraph (2) may be withdrawn at any time. The notice of withdrawal shall be addressed to the Director General. The withdrawal shall have effect upon receipt of the notice of withdrawal by the Director General or at any later date indicated in the notice.

**Chapter 5  
Subsequent Designations; Changes**

*Rule 24  
Designation Subsequent to the International Registration*

[...]

(2) *[Presentation; Form and Signature]*

(a) A subsequent designation shall be presented to the International Bureau by the holder or by the Office of the Contracting Party of the holder; however,

(i) ~~[Deleted]~~

[...]

[...]

[...]

## **Chapter 9 Miscellaneous**

[...]

*Rule 40  
Entry into Force; Transitional Provisions*

[...]

(5) [Deleted]

**Common Regulations under  
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(as in force on January 1, 2015)

LIST OF RULES

**Chapter 1: General Provisions**

[...]

Rule 5bis: Continued Processing

[...]

**Chapter 1  
General Provisions**

[...]

*Rule 5bis  
Continued Processing*

(1) *[Request]* (a) Where an applicant or holder has failed to comply with any of the time limits specified or referred to in Rules 11(2) and (3), 20*bis*(2), 24(5)(b), 26(2), 34(3)(c)(iii) and 39(1), the International Bureau shall, nevertheless, continue the processing of the international application, subsequent designation, payment or request concerned, if:

(i) a request to that effect, signed by the applicant or holder, is presented to the International Bureau on the official form; and

(ii) the request is received, the fee specified in the Schedule of Fees is paid and, together with the request, all of the requirements in respect of which the time limit concerned applied are complied with, within two months from the date of expiry of that time limit.

(b) A request not complying with items (i) and (ii) of subparagraph (a) shall not be considered as such and the applicant or holder shall be notified to that effect.

(2) *[Recording and Notification]* The International Bureau shall record in the International Register any continued processing and notify the applicant or holder accordingly.

**Chapter 4  
Facts in Contracting Parties  
Affecting International Registrations**

[...]

*Rule 20bis  
Licenses*

[...]

(3) *[Recording and Notification]*

[...]

(c) Notwithstanding subparagraph (b), where continued processing has been recorded under Rule 5*bis*, the license shall be recorded in the International Register as of the date of expiry of the time limit specified in paragraph (2)(b).

[...]

## Chapter 5 Subsequent Designations; Changes

[...]

### Rule 27

*Recording and Notification of a Change or of a Cancellation;  
Merger of International Registrations; Declaration That a Change in  
Ownership or a Limitation Has No Effect*

(1) *[Recording and Notification of a Change or of a Cancellation]*

[...]

(c) Notwithstanding subparagraph (b), where continued processing has been recorded under Rule 5*bis*, the change or cancellation shall be recorded in the International Register as of the date of expiry of the time limit specified in Rule 26(2), except that, where a request has been made in accordance with Rule 25(2)(c), it may be recorded as of a later date.

## Chapter 6 Renewals

[...]

### Rule 30

*Details Concerning Renewal*

(1) *[Fees]* (a) The international registration shall be renewed upon payment, at the latest on the date on which the renewal of the international registration is due, of

[...]

(iii) the complementary fee or individual fee, as the case may be, for each designated Contracting Party for which no statement of refusal under Rule 18*ter* or invalidation, in respect of all the goods and services concerned, is recorded in the International Register, as specified or referred to in item 6 of the Schedule of Fees. However, such payment may be made within six months from the date on which the renewal of the international registration is due, provided that the surcharge specified in item 6.5 of the Schedule of Fees is paid at the same time.

[...]

(2) *[Further Details]* (a) Where the holder does not wish to renew the international registration in respect of a designated Contracting Party for which no statement of refusal under Rule 18*ter*, in respect of all the goods and services concerned, is recorded in the International Register, payment of the required fees shall be accompanied by a statement by the holder that the renewal of the international registration is not to be recorded in the International Register in respect of that Contracting Party.

(b) Where the holder wishes to renew the international registration in respect of a designated Contracting Party notwithstanding the fact that a statement of refusal under Rule 18*ter* is recorded in the International Register for that Contracting Party in respect of all the goods and services concerned, payment of the required fees, including the complementary fee or individual fee, as the case may be, for that Contracting Party, shall be accompanied by a statement by the holder that the renewal of the international registration is to be recorded in the International Register in respect of that Contracting Party.

(c) The international registration shall not be renewed in respect of any designated Contracting Party in respect of which an invalidation has been recorded for all goods and services under Rule 19(2) or in respect of which a renunciation has been recorded under Rule 27(1)(a). The international registration shall not be renewed in respect of any designated Contracting Party for those goods and services in respect of which an invalidation of the effects of the international registration in that Contracting Party has been recorded under Rule 19(2) or in respect of which a limitation has been recorded under Rule 27(1)(a).

(d) Where a statement under Rule 18ter(2)(ii) or (4) is recorded in the International Register, the international registration shall not be renewed in respect of the designated Contracting Party concerned for the goods and services that are not included in that statement, unless payment of the required fees is accompanied by a statement by the holder that the international registration is to be renewed also for those goods and services.

(e) The fact that the international registration is not renewed under subparagraph (d) in respect of all the goods and services concerned, shall not be considered to constitute a change for the purposes of Article 7(2) of the Agreement or Article 7(2) of the Protocol. The fact that the international registration is not renewed in respect of all of the designated Contracting Parties shall not be considered to constitute a change for the purposes of Article 7(2) of the Agreement or Article 7(2) of the Protocol.

[...]

#### *Rule 31*

#### *Recording of the Renewal; Notification and Certificate*

[...]

(4) *[Notification in Case of Non-Renewal]* (a) Where an international registration is not renewed, the International Bureau shall notify accordingly the holder, the representative, if any, and the Offices of all of the Contracting Parties designated in that international registration.

(b) Where an international registration is not renewed in respect of a designated Contracting Party, the International Bureau shall notify the holder, the representative, if any, and the Office of that Contracting Party accordingly.

**PROPOSED AMENDMENTS TO THE SCHEDULE OF FEES**

## SCHEDULE OF FEES

(in force on January 1, 2015)

*Swiss francs*

[...]

*7. Miscellaneous recordings*

[...]

7.6 Request for a continued processing under Rule *5bis*(1)

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