

EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999

INDUSTRIAL DESIGNS RULES, 2000

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EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999

INDUSTRIAL DESIGNS RULES, 2000

In exercise of the power conferred by subsection (1) of section 77 of the Emergency (Industrial Designs) Order, 1999, the Attorney General, with the approval of His Majesty the Sultan and Yang Di-Pertuan, hereby makes the following Rules —

PRELIMINARY

1. These Rules may be cited as the Industrial Designs Rules, 2000 and shall commence on the same day as the Emergency (Industrial Designs) Order, 1999. Citation and commencement.

2. (1) In these Rules — Interpretation.
 - "Locarno Agreement" means the Locarno Agreement Establishing an International Classification for Industrial Designs, signed at Locarno on the 8th. October, 1968, as amended;
 - "statement of novelty" means a statement in accordance with rule 8;
 - "textile article" means textile and plastics piece goods, handkerchiefs, shawls and such other classes of articles of a similar character as the Registrar may decide, for which the protection under the Order is limited to features of pattern and ornament only.

- (2) Any reference in these Rules —
 - (a) to a prescribed form shall be construed as a reference to the relevant form set out in the First Schedule; First Schedule
 - (b) to a prescribed fee shall be construed as a reference to the fee applicable in accordance with rule 70 and the Second Schedule; Second Schedule
 - (c) to the filing of a document shall be construed as a reference to the filing of the document with the Registrar.

REGISTRABLE INDUSTRIAL DESIGNS

Prescribed case under section 9(3).

3. The Registrar may exercise his powers under subsection (3) of section 9 in any case where a request for amendment of an application for registration of an industrial design has been granted under section 23 and in the opinion of the Registrar the amendment has the effect of significantly altering the industrial design for which the application was initially filed or if, as a result of the amendment, the initial design was or, if there is more than one, any of the initial designs were altered.

Industrial designs excluded from registration.

4. There shall be excluded from registration under the Order industrial designs intended to be applied to any of the following articles —

(a) works of sculpture (other than casts or models used or intended to be used as models or patterns to be multiplied by any industrial process);

(b) wall plaques, medals and medallions;

(c) printed matter primarily of a literary or artistic character, including book jackets, calendars, certificates, coupons, dress-making patterns, greeting cards, labels, leaflets, maps, plans, playing cards, postcards, stamps, trade advertisements, trade forms and cards, transfers and similar articles.

Industrial application of industrial designs.

5. An industrial design is to be regarded for the purposes of section 13 as "applied industrially" if it has been applied —

(a) to more than fifty articles which do not all together constitute a single set of articles; or

(b) to articles manufactured in lengths or pieces, not being hand-made articles.

APPLICATIONS FOR REGISTRATION

Form and contents of applications. Designs Form D1.

6. (1) An application for registration of an industrial design shall be made on the prescribed form.

(2) The application shall include the information and documents referred to in subsection (2) of section 14, that is —

(a) a request for registration of the industrial design;

(b) a representation of the industrial design suitable for reproduction, in accordance with rules 7 and 8;

(c) the name and address of the applicant;

(d) where the applicant is not the industrial designer, a statement explaining the applicant's rights in relation to the industrial design; and

(e) an address in Brunei Darussalam for the service of documents.

(3) In addition, the application shall include —

(a) a statement identifying the article or articles to which the industrial design is intended to be applied;

(b) a statement identifying the classification of the article or articles to which the industrial design is intended to be applied, according to the class and sub-class of the classifications established by the Locarno Agreement;

(c) six additional representations of the industrial design, in accordance with sub-rule (3) of rule 7;

(d) many statements or evidence required by rules 9, 10, 11, 12, 13 and 14, whichever are applicable;

(e) a transliteration of the name of the applicant, if it is not in Roman letters;

(f) the signature of the applicant; and

(g) any other information required by the prescribed application form.

7. (1) The representation of the industrial design included with the application may be either a drawing or a photograph and shall be of a size of not more than 160 millimetres by 160 millimetres, and one side of the representation shall be not less than 30 millimetres.

Representations.

(2) Where the application is made for the registration of an industrial design intended to be applied to a set of articles, the representation shall show the industrial design as applied to each different article included in the set.

(3) The application shall be accompanied by six additional representations of the industrial design corresponding exactly to the original.

Statement of novelty.

8. (1) A statement describing the features of the industrial design which the applicant considers to be new shall appear on each representation of the industrial design filed under rules 6 and 7.

(2) The statement shall appear on the front of each representation except where the Registrar is satisfied that its appearance on the front is impracticable, in which case it shall appear in a place approved by the Registrar.

(3) The statement shall appear separately from any other statement appearing on the representation.

Statement relating to confidential disclosure.

9. (1) Where an applicant wishes to claim that section 12 applies in relation to the application, the application shall include a statement to that effect in accordance with this rule.

(2) Except in the case referred to in sub-rule (3), the statement shall —

(a) identify the provisions of section 12 on which the applicant relies; and

(b) describe the circumstances of the disclosure of the industrial design, including any relevant dates.

(3) Where the disclosure of the industrial design relates to an official international exhibition, as defined in subsection (3) of section 12, the statement shall specify —

(a) the name of the exhibition and the place where it was held;

(b) the opening date of the exhibition; and

(c) if the first disclosure of the industrial design did not take place on the opening date of the exhibition, the date of such first disclosure.

(4) The applicant may file additional information or documents in support of the claim.

Statement of
priority, etc.

10. Where an applicant wishes to claim the priority of a previous application under section 18, the application shall include the statement of priority.

11. In addition to the statement of priority and copy of the previous application, the applicant shall, if requested by the Registrar, file with the application, or within three months of the filing date of the application, a certificate issued by a competent authority of the relevant Paris Convention country or WTO member verifying to the Registrar's satisfaction —

Registrar may
request
certificate.

(a) the country, territory or area of filing of the previous application;

(b) the filing date of the previous application and its filing number; and

(c) the representation of the industrial design and the articles covered by the previous application.

12. Where a reproduction of the armorial bearings, insignia, orders of chivalry, decorations, emblems or flags of any country, city, town, place, society, body corporate, institution or person appears on an industrial design, the application shall include evidence satisfactory to the Registrar that such official or other person as is entitled to give consent to the registration of the industrial design and to the use of the reproduction has given such consent.

Evidence
relating to
armorial
bearings, etc.

13. Where the name or portrait of a living person appears on an industrial design, the application shall include evidence satisfactory to the Registrar that such person has consented to the registration of the industrial design and to the use of his name or portrait.

Evidence
relating to
name or
portrait of
living person.

14. Where the name or portrait of a person who has recently died appears on an industrial design, the application shall include evidence satisfactory to the Registrar that the personal representative of such person has consented to the registration of the industrial design and to the use of the name or portrait.

Evidence
relating to
name or
portrait of
person
recently dead.

15. Except where the Registrar requires, no specimens shall be filed.

Specimens.

16. Two or more industrial designs may be the subject of the same application for registration if the industrial designs relate to the same class of articles as classified in accordance with the classifications established by the Locarno Agreement or to the same set of articles.

Multiple
applications.

17. A notice of withdrawal under section 20 shall be made on the prescribed form.

Withdrawal of
applications.
Designs Form
D3.

Applications for extension of time.
Designs Form D11.

18. An application for an extension of time under the Order shall be made on the prescribed form.

Amendment of applications.
Designs Form D2.

19. A request for amendment of an application for registration of an industrial design under section 23 shall be made on the prescribed form.

Transactions affecting rights in applications.
Designs Form D7.

20. (1) Subject to subsection (3) of section 64, notice may be given to the Registrar on the prescribed form of particulars concerning any transaction, instrument or event affecting an application for registration of an industrial design and to which sections 24 and 34 apply.

(2) Subsections (2) to (4) of section 33 apply, with necessary modification, in relation to a notice filed under sub-rule (1) as they apply in relation to an application filed under section 33.

(3) Subject to subsection (3) of section 64, notice may be given to the Registrar on the prescribed form of particulars concerning any transaction, instrument or event by virtue of which the ownership of, or any interest in, an application for registration of an industrial design is purportedly affected.

(4) A notice under sub-rules (1) or (3) shall contain full particulars of the transaction, instrument or event.

EXAMINATION AND REGISTRATION

Formal requirements.

21. The following are specified as the "formal requirements" for the purposes of the Order —

(a) all of the requirements of section 15; and

(b) all of the requirements of rules 6 to 13.

Deficiencies.

22. (1) Where the Registrar determines that there are deficiencies as regards the formal requirements, he shall give written notice of the deficiencies to the applicant.

(2) Deficiencies as regards the formal requirements may be corrected within three months after the date of the notice.

(3) Subject to section 27, if the deficiencies are corrected within the period referred to in sub-rule (2), the Registrar shall proceed to register the industrial design in accordance with section 26.

23. For the purpose of any appeal under section 58 against the Registrar's decision under section 27 to refuse an application for registration of an industrial design, the date of the decision shall be the date when notice of the decision was given to the applicant under that section.

Appeal against refusal of application.

24. For the purpose of the registration of industrial designs, articles shall be classified in accordance with the classifications established by the Locarno Agreement. Classification of articles.
25. (1) The Registrar shall register an industrial design under section 26 by entering the following particulars in the Register — Registration.
- (a) the date of registration;
 - (b) the date of entry in the Register;
 - (c) if applicable, the priority date and the name of the relevant Paris Convention country or WTO member;
 - (d) the registration number;
 - (e) the name and address of the owner of the industrial design;
 - (f) any address for service;
 - (g) the number of the class and sub-class of the classifications established by the Locarno Agreement of the article or articles in respect of which the industrial design is registered.
- (2) In addition, the Registrar shall enter the following in the Register —
- (a) a reproduction of the representation of the industrial design included with the application;
 - (b) any statement of novelty relating to the industrial design;
 - (c) particulars as to the article or articles in respect of which the industrial design is registered;
 - (d) particulars concerning any relevant transaction, instrument or event to which section 34 applies.
- (3) The Registrar may at any time enter in the Register such other particulars in relation to the industrial design as he may think fit.
- Certificate of registration. 26. On registration of an industrial design, the Registrar shall issue a certificate of registration to the registered owner.
- Advertisement of registration. 27. The advertisement of the registration of an industrial design published in the *Gazette* under paragraph (d) of subsection (1) of section 26 shall contain —
- (a) the date of registration;

(b) if applicable, the priority date and the name of the relevant Paris Convention country or WTO member;

(c) the registration number;

(d) the name and address of the registered owner;

(e) any address for service;

(f) a reproduction of the representation of the industrial design included with the application;

(g) particulars as to the article or articles in respect of which the industrial design is registered; and

(h) the number of the class and sub-class of the classifications established by the Locarno Agreement of the article or articles in respect of which the industrial design is registered.

DURATION OF REGISTRATION

Renewal of
registration.
Designs Form
D6.

28. (1) If the owner of an industrial design wishes to renew the period of registration of an industrial design under subsection (2) of section 29, an application shall be made on the prescribed form before the end of the current period of registration.

(2) If the owner of an industrial design wishes to renew the period of registration of an industrial design under subsection (5) of section 29, an application shall be made on the prescribed form during the period of six months immediately following the end of the period specified in subsection (4) of that section.

(3) An application under sub-rules (1) or (2) shall be accompanied by the prescribed fees.

(4) If an application is filed and the prescribed fees have been paid in accordance with sub-rules (1) or (2), the Registrar shall renew the registration of the industrial design by making the appropriate entry in the Register.

29. (1) The registered owner of an industrial design may surrender the registration of the industrial design under section 30 by filing a notice of surrender in the prescribed form.

Surrender of
registration.
Designs Form
D14.

(2) A notice filed under this rule shall not be valid unless the registered owner in the notice —

(a) states that the registration is to be surrendered in respect of either —

(i) all of the articles for which the industrial design is registered; or

(ii) such articles as are specified in the notice;

(b) gives the name and address of every other person having a registered interest in the industrial design; and

(c) certifies, in respect of every such person, that the person —

(i) has been sent not less than three months' notice of his intention to surrender the registration; or

(ii) is not affected by the surrender or, if affected, has consented to the surrender.

(3) The surrender takes effect upon receipt by the Registrar of a notice which complies with sub-rule (2).

(4) A surrender of the registration of an industrial design has the same effect in respect of the articles for which the industrial design is surrendered as the registration of the industrial design ceasing to have effect in respect of those articles.

(5) The Registrar shall, upon the surrender taking effect, make an appropriate entry in the Register and publish notice of the surrender in the *Gazette*.

RIGHTS IN INDUSTRIAL DESIGNS

Transactions affecting rights in industrial designs. Designs Form D7.

30. (1) Subject to subsection (3) of section 64, application may be made on the prescribed form for the registration of particulars concerning any transaction, instrument or event to which section 34 applies and by virtue of which a person claims to have acquired a right in or under an industrial design.

(2) The application shall contain the name and address of the person claiming or stated to have acquired the right, together with full particulars of the transaction, instrument or event.

(3) The application shall be signed by or on behalf of —

(a) the assignee and the assignor, where it relates to an assignment referred to in paragraph (a) of subsection (3) of section 34;

(b) the mortgagor, where it relates to a mortgage referred to in paragraph (b) of that subsection;

(c) the grantor or mortgagor, where it relates to the grant, assignment or mortgage of a licence or sub-licence referred to in paragraph (c) of that subsection,

or it shall be accompanied by such evidence as suffices to establish such assignment, mortgage or grant.

(4) In any case not covered by sub-rule (3), the application shall be accompanied by such evidence as suffices to establish the transaction, instrument or event.

Registration
of other
transactions.
Designs Form
D7.

31. (1) Subject to subsection (3) of section 64, application may be made on the prescribed form for the registration of particulars concerning any transaction, instrument or event (other than one referred to in rule 30) by virtue of which the ownership of, or any right in or under, an industrial design is purportedly affected.

(2) The application shall contain full particulars of the transaction, instrument or event.

Cancellation of
claim to be
mortgagee or
licensee.
Designs Form
D7.

32. Where the name of a person is entered in the Register as a mortgagee or licensee in respect of an industrial design, such person may on making an application on the prescribed form have a notice entered in the Register that he no longer claims to be such mortgagee or licensee.

33. The Registrar may require any person who makes an application under rules 30, 31 or 32 to furnish him with such evidence as he may require in connection with the application within such period as he may specify.

Furnishing of
evidence.

LEGAL PROCEEDINGS

34. A reference to the court under section 44 of the question whether, having regard to section 11, an industrial design is a registrable industrial design shall be made by filing a statement setting out fully the reference sought and the facts on which the applicant relies.

Reference.

35. (1) If any person (including the registered owner) wishes to oppose an application under rule 34, he shall, within two months from the date of the advertisement in the *Gazette*, file in duplicate a notice of opposition in the prescribed form setting out fully the grounds on which he objects to the application and the facts on which he relies.

Notice of
opposition.

Designs Form
D8.

(2) If a person files a notice of opposition under sub-rule (1), the Registrar shall forthwith forward the duplicate copy to the applicant.

(3) This rule and rules 36 to 41 do not apply in any case where the Registrar refers the question to the court for determination.

36. (1) Within three months from the date of the forwarding of the duplicate copy of the notice of opposition under rule 35, the applicant shall file a counter-statement in the prescribed form setting out the grounds on which he relies as supporting his application and the facts, if any, alleged in the notice of opposition which he admits.

Counter-
statement.

Design Form
D8.

(2) The counter-statement shall be filed together with a duplicate copy which the Registrar shall forward to the opponent.

37. (1) Within three months from the date of the forwarding of the duplicate of the applicant's counter-statement under rule 36, the opponent shall file such evidence as he may desire to adduce in support of his opposition and shall forward to the applicant a copy of that evidence.

Evidence in
support of
opposition.

(2) If the opponent fails to file evidence in accordance with sub-rule (1), he shall, unless the Registrar otherwise directs, be deemed to have abandoned the opposition.

38. If the opponent files evidence in accordance with rule 37, the applicant shall, within three months from the date of the forwarding of the copy of the opponent's evidence, file such evidence as he may desire to adduce in support of his application and shall forward to the opponent a copy of that evidence.

Evidence in support of application.

Evidence in reply.

39. (1) The opponent may file further evidence, confined to matters strictly in reply, within three months from the date of the forwarding of the copy of an applicant's evidence under rule 38, and if the opponent files such further evidence he shall send a copy to the applicant.

(2) The applicant may file further evidence, confined to matters strictly in reply, within three months from the date of the forwarding of the copy of the opponent's evidence, and if the applicant files such further evidence he shall forward a copy to the opponent.

(3) No further evidence shall be filed by any party except by leave or direction of the Registrar.

Directions on subsequent procedure.

40. The Registrar may give such directions as he may think fit with regard to the subsequent procedure on an application under rule 34.

Notice of decision.

41. (1) After hearing the party or parties wishing to be heard on an application under rule 34 or, if no party so wishes, without a hearing, the Registrar shall decide the matter and shall notify all parties of his decision and, if any party so requests, shall give his reasons for the decision in writing.

(2) For the purpose of any appeal against the Registrar's decision under section 58, the date of the decision shall be the date when notice of the decision is forwarded under this rule.

Costs in unopposed cases.

42. In the event that an application under rule 34 is not opposed by the registered owner, the Registrar in deciding whether costs should be awarded to the applicant shall consider whether the proceedings might have been avoided if reasonable notice had been given by the applicant to the registered owner before the application was filed.

Reference to court.

43. (1) Where the Registrar receives an application under rule 34 and decides to refer the question to the court for determination, he shall forthwith serve a certified copy of the reference on the applicant and on the registered owner of the industrial design.

(2) The Registrar shall enter a notice of the reference to the court in the Register and advertise the fact of the reference in the *Gazette*.

44. (1) Where application to the court is made under sections 45 or 46 for the registration of an industrial design to be revoked, the applicant shall forthwith serve a certified copy of the application on the Registrar.

Service on Registrar of applications to court.

(2) The Registrar shall enter a notice of the application in the Register.

45. (1) Where any order or declaration is made or any certificate is granted by the court under the Order, the person in whose favour such order, declaration or certificate has been made or granted or, if there is more than one, such one of them as the Registrar may direct, shall file a certified copy of such order, declaration or certificate with the Registrar and, if rectification of the Register is required, the prescribed form.

Filing of court orders, declarations and certificates.

(2) Where appropriate, the Register shall be rectified by the Registrar accordingly.

46. (1) If a party in any proceedings before the Registrar neither resides nor carries on business in Brunei Darussalam, the Registrar may require him to give security for costs in such form and in such amount as the Registrar considers sufficient.

Security for costs.

(2) If the Registrar requires security to be given by any party in respect of an application, request or notice of opposition filed by him and such party fails to give such security as required, the Registrar may treat the application, request or notice of opposition as abandoned or withdrawn.

ADMINISTRATIVE AND MISCELLANEOUS PROVISIONS

47. (1) Where application to the court is made under section 66 for the rectification of the Register, the applicant shall forthwith serve a certified copy of the application on the Registrar.

Service on Registrar of applications under section 66.

(2) The Registrar shall enter a notice of the application in the Register.

48. (1) A request for the rectification of an error in the Register under section 66 shall be made on the prescribed form and shall clearly identify the proposed correction.

Rectification of errors in Register. Designs Form D2.

(2) The Registrar may give such directions as he may think fit with regard to the subsequent procedure.

49. Subject to sections 67 and 75 and to rule 50, any person shall have the right to inspect the Register during the business hours of the

Inspection of Register.

Designs Form D10.

Registry upon application made on the prescribed form and on payment of the prescribed fee.

Industrial designs relevant for defence purposes.

50. Where the Registrar has given a direction under subsection (1) of section 75, the representation of the industrial design and any such evidence as is mentioned in paragraph (b) of subsection (2) of that section shall not be open to public inspection in the Registry during the continuance in force of that direction.

Certificates and copies. 51. (1) Subject to sections 69 and 75, an application for a certified or uncertified copy of an entry in the Register, or for a certified or uncertified extract from the Register, shall be made on the prescribed form and be accompanied by the prescribed fee.

Designs Forms D4 and D5.

Designs Forms D4 and D5. (2) Subject to sections 69 and 75, upon application made on the prescribed form and on payment of the prescribed fee, the Registrar may supply the person making the application with —

(a) a certified copy of any representation or other document kept in the Registry or a certified extract from any such document;

(b) a certificate for the purpose of subsection (2) of section 65; or

(c) an uncertified copy of any representation or other document kept in the Registry or an uncertified extract from any such document.

Information and inspection of documents.

Designs Form D9.

52. (1) A request under section 69 for information, or for permission to inspect a document, relating to an application for registration of an industrial design or to an industrial design shall be made on the prescribed form.

(2) Subject to sections 69 and 75 and to sub-rules (4), (5) and (6), the Registrar shall permit the inspection of such document relating to an industrial design as is specified in the request.

(3) Subject to sections 69 and 75 and to sub-rules (4), (5) and (6), the Registrar shall permit the inspection of such document relating to an application for registration of an industrial design as is specified in the request if the person making the request files such evidence as proves to the satisfaction of the Registrar —

(a) that the owner or applicant (as the case may be) has consented to the inspection; or

(b) that subsection (4) of section 69 applies in respect of the request.

(4) The Registrar shall not be obliged to permit the inspection of any document under this rule before payment of the prescribed fee or before he has completed every procedure, or every stage in the procedure which is relevant to the document in question, which he is required or permitted to carry out under the Order or these Rules.

(5) The right of inspection under this rule does not apply to —

(a) any document prepared in the Registry solely for use therein;

(b) any document sent to the Registry, whether at the request of the Registrar or otherwise, for inspection and subsequent return to the sender;

(c) any request for information under sub-rule (1); or

(d) any document issued by the Registry which the Registrar considers should be treated as confidential.

(6) Nothing in this section shall be construed as imposing on the Registrar the duty of making available for public inspection —

(a) any document or part of a document which in his opinion is prejudicial to the honour or reputation of any person; or

(b) any document filed with or sent to the Registry before the day appointed for the commencement of the Order.

53. Any regulations made under section 70 shall be posted by the Registrar in a conspicuous place in the Registry.

Regulations re
business
hours, etc., of
Registry to be
posted.

54. The Registrar may arrange for the publication and sale of documents and information by the Registry.

Publication
and sale of
documents.

55. (1) A document signed on behalf of a partnership shall be signed by all its partners, by any partner stating that he has signed on behalf of the partnership or by any other person who satisfies the Registrar that he was authorised by the partnership to sign the document.

Signature of
documents by
partnerships,
etc.

(2) A document signed on behalf of a body corporate shall be signed by a director or the secretary or other principal officer of the body corporate or by any other person who satisfies the Registrar that he was authorised by the body corporate to sign the document.

(3) A document signed on behalf of an unincorporated body or association of persons, other than a partnership, may be signed by any person who satisfies the Registrar that he was authorised by that body or association to sign the document.

Translation of
documents.

56. (1) Except as provided in these Rules, where any document or part of a document which is not in the English language is filed at the Registry or sent to the Registry in pursuance of the Order or these Rules, it shall be accompanied by a translation into the English language and such translation shall be verified to the satisfaction of the Registrar as corresponding to the original text.

(2) For the purpose of paragraph (e) of subsection (2) of section 15, if any document supporting the statement under that section is not in the English language, it shall be accompanied by a translation into that language.

(3) The Registrar may, in respect of any document to be used for the purposes of evidence in proceedings before him and which is in a language other than the English language, give directions as to —

(a) the filing of the document in that other language;

(b) the filing of a translation of the document into the English language.

Service of documents on Registrar.

57. (1) Subject to sub-rule (3), any document required or authorised to be filed with the Registrar under the Order or these Rules shall be filed by hand or by post.

(2) Filing by post shall be effected by properly addressing, preparing and posting a letter containing the document and, unless the contrary is proved, shall be deemed to have been effected at the time at which the letter would be delivered in the ordinary course of post.

(3) The Registrar may permit, as an alternative to filing by hand or by post, the filing of a document by electronic means subject to such terms as he may specify, either generally by notice published in the *Gazette*, or in any particular case by written notice to the person wishing to file the document by such means.

58. (1) Any document required or permitted by the Order or these Rules to be forwarded to any person or place shall be forwarded by hand or by post.

Service of documents on other persons.

(2) A document forwarded by post shall be sent by properly addressing, preparing and posting a letter containing the document and, unless the contrary is proved, shall be deemed to have been received at the time at which the letter would be delivered in the ordinary course of post.

59. (1) A request for the correction of any error of translation or transcription, or of any clerical error or mistake, in any document referred to in subsection (1) of section 74 (other than an address or an address for service) shall be made on the prescribed form and shall clearly identify the proposed correction.

Correction of errors in filed documents.

Designs Form D2.

(2) The Registrar may, if he thinks fit, require that the correction be shown on a copy of the document of which correction is sought.

(3) The Registrar may give such directions as he may think fit with regard to the subsequent procedure.

60. (1) Subject to section 23, any document filed in any proceedings before the Registrar and any drawing or other representation of an industrial design may, if the Registrar thinks fit, be amended, and any irregularity in procedure in or before the Registry may be rectified, on such terms as he may direct.

Amendment of documents and rectification of irregularities.

(2) In the case of an irregularity or prospective irregularity —

(a) which consists of a failure to comply with any limitation as to any period of time specified in the Order or these Rules which has occurred, or appears to the Registrar is likely to occur, in the absence of a direction under this section;

(b) which is attributable wholly or in part to an error, default or omission on the part of the Registry; and

(c) which it appears to the Registrar should be rectified,

the Registrar may direct that the period of time in question shall be altered on such terms as he may direct.

61. (1) A request by any person upon the alteration of his name for that alteration to be entered in the Register or on any document filed at the Registry shall be made on the prescribed form.

Alteration of
name.

Designs
Form D13.

(2) Before acting on such a request, the Registrar may require such proof of the alteration as he thinks fit.

(3) If the Registrar is satisfied that the request should be allowed, he shall cause the Register or document to be altered accordingly.

Address for
service.

62. (1) Every person concerned in any proceeding to which any of these Rules relate shall file with the Registrar an address in Brunei Darussalam for the service of documents.

(2) In any case in which an address for service is filed at the same time as a form is filed under these Rules which requires the filing of an address for service, the address for service shall be filed on that form and in any other case it shall be filed on the prescribed form.

(3) Any address for service filed under this rule shall, until another address in Brunei Darussalam has been filed in place thereof, be treated for the purposes of the proceeding as the address of the person concerned.

(4) Upon the registration of an industrial design, the applicant's address for service shall be treated as the address for service of the registered owner of the industrial design until another address in Brunei Darussalam has been filed in its place.

(5) Any person may cancel his address for service by giving written notice to the Registrar and, upon such notification and until such time as another address in Brunei Darussalam has been filed in place thereof, the Registrar may treat any previously filed address for service, or the address shown in the Register, as the address for service of that person.

(6) The Registrar may, where no address for service has been filed by any person, treat as his address for service his business address in Brunei Darussalam, if he has one.

Alteration or
correction of
address.
Designs Form
D13.

63. (1) A request by any person for the alteration or correction of his address or address for service entered in the Register or on any document filed in the Registry, shall be made on the prescribed form and shall identify the entry in the Register or the document to which the request relates.

(2) If the Registrar is satisfied that the request should be allowed, he shall cause the Register or document to be altered or corrected accordingly.

Recognition of
agents.

64. (1) The Registrar may by notice in writing require an agent to produce evidence of his authority.

(2) In any particular case, the Registrar may require the personal signature or presence of any person.

(3) Where, after a person has become a party to proceedings before the Registrar, he appoints an agent for the first time or appoints an agent in substitution of another, such newly-appointed agent shall file the prescribed form on or before the first occasion on which he acts as agent.

Designs Form
D12.

(4) The Registrar shall not be bound to recognise as an agent any person who has been convicted of a criminal offence or struck off the roll of advocates and solicitors kept under section 10 of the Legal Profession Act or to recognise as an agent, during the term of his suspension, any advocate and solicitor who has been suspended from practice.

Cap. 132.

65. Before exercising adversely to any party in a proceeding before him any discretion vested in him by the Order or these Rules, the Registrar shall give that party at least ten days notice of the time when he may be heard, unless the party consents to a shorter notice.

Exercise of
Registrar's
discretionary
powers.

66. (1) Any hearing before the Registrar shall be in public unless he otherwise directs.

Hearing in
public, etc.

(2) In *inter partes* proceedings —

(a) any party who wishes to be heard shall give written notice to the Registrar;

(b) any party who intends to refer at the hearing to any document (other than the report of a decision of any court or of the Registrar) not already mentioned in the proceedings shall, unless the Registrar consents and the other parties agree, give at least fourteen days written notice of his intention to do so and shall include with the notice details of, or a copy of, the document concerned.

(3) The Registrar may refuse to hear any party who has not given notice under paragraph (a) of sub-rule (2) before the day appointed for the hearing.

(4) After hearing the party or parties wishing to be heard or, if no party so wishes, without a hearing, the Registrar shall decide the matter and shall notify all parties of his decision and, if any party so requests, shall give his reasons for the decision in writing.

(5) For the purpose of any appeal against the Registrar's decision under section 58, the date of the decision shall be the date when notice of the decision was forwarded under this rule.

Language of hearing.

67. (1) Any party in a hearing before the Registrar, or any witness called to give evidence by such party, may use a language other than the English language provided that, at least one month before the date fixed for the hearing, that party has given to the Registrar and to the other parties notice of his intention to use, or to call a witness who intends to use, a language other than the English language.

(2) The Registrar —

(a) may require a party who has given notice under sub-rule (1) to make provision for interpretation into the English language;

(b) may authorise interpretation into the English language and give directions as to who should bear the expenses thereof; and

(c) may, subject to the consent of the parties, give directions relating to such a change of language on such terms as he may direct.

Evidence.

68. (1) Subject to sub-rule (2), where under the Order or these Rules evidence may be filed, it shall be filed by statutory declaration or affidavit.

(2) The Registrar may if he thinks fit in any particular case take oral evidence in lieu of or in addition to such evidence and shall allow any witness to be cross-examined on his affidavit or declaration, unless he directs otherwise.

Extension of time.
Designs Form D11.

69. (1) The Registrar may, upon application made on the prescribed form by any person or party and upon such notice to any other person or party affected as he may direct, extend or further extend any period of time for doing any act or taking any proceeding under these Rules, other than the periods referred to in rule 29, on such terms as he may direct.

(2) An extension may be granted under this rule notwithstanding that the period of time in question has already expired.

Fees.
Second Schedule.

70. (1) The fees to be paid in relation to any matter or proceeding under the Order are prescribed in the Second Schedule.

(2) The fee to be paid in respect of the matter or proceeding shall be paid at the time specified in the Second Schedule in respect of that matter or proceeding.

FIRST SCHEDULE

FORMS

(rule 2(2))

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D1

For Official Use	
Date of receipt :	Amount : \$ * Cash/Cheque/Money Order No. : <i>(*delete whichever is inapplicable)</i>
Filing date :	Application No. :

Application for Registration of Designs
section 15, rule 6

(see the notes on the last page of this form)

01 Your reference	
02 Locarno Classification	Class Sub-Class
03 Applicant's Details Full name(s) <i>(underline surname)</i> Address Telephone Fax Kind of Incorporation (State/Country) <i>(if applicable)</i>	

Designs Form D1-1

04 Number of designs included in this application <i>(see note 4)</i>	
05 Number of articles in the set	
06 State the article(s) or set of articles to which the design applies <i>(see note 6)</i>	
07 If the design has been previously disclosed and you claim that section 12 of the Emergency (Industrial Designs) Order, 1999 applies, give details of the disclosure	<p>Identify the provisions of section 12(1) of the Emergency (Industrial Designs) Order, 1999 on which you rely : <i>(tick the appropriate box)</i></p> <p><input type="checkbox"/> section 12(1)(a)</p> <p><input type="checkbox"/> section 12(1)(b)</p> <p><input type="checkbox"/> section 12(1)(c)</p> <p><input type="checkbox"/> section 12(1)(d)</p>
	Describe the circumstances of the disclosure including any relevant dates :
	<p>Disclosure at an official international exhibition under section 12(2) of the Emergency (Industrial Designs) Order, 1999 :</p> <p>Name and place of exhibition :</p> <p>Opening date of exhibition : / / <i>(day/month/year)</i></p> <p>Date of first disclosure : / / <i>(day/month/year)</i> <i>(if not at the opening date of the exhibition)</i></p>

08 Representation *(include here a representation of the designs suitable for reproduction)*
(see notes 2 and 3)

09 If the applicant is not the designer, explain the applicant's rights in relation to the design	
10 State the Paris Convention country or WTO member and the filing date of any previous application from which priority is claimed under section 18 of the Emergency (Industrial Designs) Order, 1999 <i>(see note 8)</i>	Country : Date of filing : / / <i>(day/month/year)</i>
11 If Part 10 above applies, and the previous application was not made in the name(s) given at Part 03, give details of the instrument (for example deed of assignment) which gives the applicant the right to apply for registration. Include appropriate name(s) and date(s). <i>(If this information is not given at the time this application is filed, you must supply it within 3 months).</i>	
12 State the application/registration number(s) of any earlier design application(s) or registration(s) for association under section 14 of the Emergency (Industrial Designs) Order, 1999	
13 State the number and filing date of any relevant earlier application(s) whose filing date is claimed under section 23(3) of the Emergency (Industrial Designs) Order, 1999 (division of applications)	Application No : Date of filing : / / <i>(day/month/year)</i>
14 Name of agent <i>(if you have one)</i> Address for service <i>(see note 10)</i> Telephone Fax	

15 Declaration *(see note 12)*

I/We apply to register the design(s) shown in the representation. I/We declare that the applicant(s) claim(s) to be the owner(s) of the design in relation to the article or set of articles specified above.

Name of signatory :

Official capacity of signatory :

Date : / /
(Day/month/year)

Signature : _____

Notes :

1. *Please complete this form in black ink or by typing.*
2. *This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee and 6 additional representations (for example, drawings or photographs) of the design.*
3. *Each representation, for either a drawing or a photograph, shall be of a size of not more than 160mm by 160mm and one side of the representation shall be not less than 30mm in length.*
4. *You may use this form for more than one design in the same class of articles or for the same set.*
5. *For multiple applications relating to two or more designs, please number the representations M01, M02, M03 respectively.*
6. *If the design relates to a set of articles, the representations should show the design as applied to each article in the set.*
7. *A statement of the features of the design for which novelty is claimed ("statement of novelty") should appear on the front of each representation. A statement of novelty is not required for textile articles or wallpaper.*
8. *Where priority is claimed, you are required to file, within 3 months from the date of filing of this application, a certificate issued by the competent authority of the relevant Paris Convention country or WTO member verifying :*
 - *the date and country, territory and area of filing ;*
 - *the representation of the design ; and*
 - *the articles covered by the previous application and its filing or registration number.*

If any certificate or other documents relating to the convention application is in a language other than English, a verified translation into English should be filed.

9. *Different fees are payable according to whether the application relates to :
 - a design for a single article
 - a design for a set of articles
 - multiple designs for articles of the same class
 - multiple designs for set of articles*
10. *The address for service must be an address in Brunei Darussalam.*
11. *If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.*
12. *This form must be signed and dated by the applicant or his agent.*

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D2

For Official Use	
Date of receipt :	Amount : \$ * Cash/Cheque/Money Order No. : <i>(*delete whichever is inapplicable)</i>

Request for Amendment of Application
section 23 and rule 19

Correction of Error in the Register or in Filed Documents
sections 66 and 74
rules 48 and 59

(see the notes on the last page of this form)

01 Your reference	
02 Application/Multiple Application/ Registration No. <i>(delete as appropriate) (see note 3)</i>	
03 Locarno Classification	Class Sub-Class
04 Details of applicant(s)/registered owner(s) as currently appear(s) in the application or on the Register <i>(delete as appropriate)</i> Full name(s) <i>(underline surname)</i> Address Telephone Fax	

05 Details to be amended or corrected (<i>delete as appropriate</i>)	
06 Name of agent (<i>if you have one</i>) Address for service Telephone Fax Tick the box if the above address is to replace the address for service on record (<i>see note 4</i>)	<input type="checkbox"/>
07 Name of signatory Official capacity of signatory Date (<i>day/month/year</i>) : / /	<hr style="width: 20%; margin: auto;"/> Signature

Notes :

1. Please complete this form in black ink or by typing.
2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.
3. You may use this form for more than one application or registration if the same authorisation is being given.
4. This form is required where after a person has become a part to proceedings, he appoints an agent for the first time or appoints an agent in substitution for another.
5. If you have ticked the box, you do not need to file Designs Form D13. The address for service must be an address in Brunei Darussalam.
6. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.
7. This form must be signed and dated by the applicant or his agent.

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D3

For Official Use	
Date of receipt :	Amount : \$
	* Cash/Cheque/Money Order No. :
	(*delete whichever is inapplicable)

Notice of Withdrawal of Application
section 20, rule 17

(see the notes on the last page of this form)

<p>01 Your reference</p>	<p>For Official Use</p> <p>To : Applicant/Agent</p> <p>CONFIRMATION OF WITHDRAWAL OF APPLICATION</p> <p>The application has been withdrawn as requested</p> <p>_____</p> <p>for Registrar of Designs</p> <p>Date : / / <i>(day/month/year)</i></p>
<p>02 Application/Multiple Application No. <i>(delete as appropriate) (see note 3)</i></p>	
<p>03 Details of the person(s) making this request</p> <p>Name <i>(underline surname)</i></p> <p>Address</p>	
<p>04 Name of agent <i>(if you have one)</i></p> <p>Address for service <i>(see note 4)</i></p> <p>Telephone</p> <p>Fax</p>	

Designs Form D3-1

<p>05 Name of signatory</p> <p>Official capacity of signatory</p> <p>Date : / / (day/month/year)</p>	<p>_____</p> <p>Signature</p>
--	-------------------------------

Notes :

1. Please complete this form in black ink or by typing.
2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.
3. A separate form should be used for each design.
4. The address for service must be an address in Brunei Darussalam.
5. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.
6. This form must be signed and dated by the applicant or his agent.

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D4

For Official Use	
Date of receipt :	Amount : \$
	* Cash/Cheque/Money Order No. :
	(*delete whichever is inapplicable)

(tick the appropriate box)

Application for a Certificate of the Registrar
section 65(2), rule 51

Application for a Certified Copies/Extracts
section 68, rule 51

(see the notes on the last page of this form)

Application/ Multiple Application No.	Registration No.	Details of the document requested	For Official Use	
			No. of pages	Total No. of pages
				Fee payable : \$
				Prepared by :
			Remarks	Copies ready on :
				Collected by/on :

Designs Form D4-1

Details of the person(s) making the request :		
_____ Name in BLOCK LETTERS	_____ Official capacity of signatory	
_____ Date (day/month/year)	_____ Reference No. (if any)	_____ Signature

Notes :

- 1. Please complete this form in black ink or by typing.*
- 2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.*
- 3. A separate form should be used for more than 4 documents.*
- 4. The address for service must be an address in Brunei Darussalam.*
- 5. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.*
- 6. This form must be signed and dated by the applicant or his agent.*

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D5

For Official Use	
Date of receipt :	Amount : \$ * Cash/Cheque/Money Order No. : <i>(*delete whichever is inapplicable)</i>

(tick the appropriate box)

- Application for an Uncertified Copy of an Entry in or Extract from the Register
- Application for an Uncertified Copy of Representation
- Application for an Uncertified Copy of Document
- Application for an Uncertified Copy of an Extract from Document
all applications are made under section 68 and rule 51

(see the notes on the last page of this form)

Application/ Multiple Application No.	Registration No.	Details of the document requested	For Official Use	
			No. of pages	Total No. of pages
				Fee payable : \$
				Prepared by :
			Remarks	Copies ready on :
				Collected by/on :

Designs Form D5-1

Details of the person(s) making the request :		
<hr/> Name in BLOCK LETTERS	<hr/> Official capacity of signatory	
<hr/> Date (day/month/year)	<hr/> Reference No. (if any)	<hr/> Signature

Notes :

- 1. Please complete this form in black ink or by typing.*
- 2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.*
- 3. A separate form should be used for more than 4 documents.*
- 4. The address for service must be an address in Brunei Darussalam.*
- 5. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.*
- 6. This form must be signed and dated by the applicant or his agent.*

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D6

For Official Use	
Date of receipt :	Amount : \$
	* Cash/Cheque/Money Order No. :
<i>(*delete whichever is inapplicable)</i>	

Application for Renewal of Registration
section 29, rule 28

(see the notes on the last page of this form)

01 Your reference	
02 Registration No. <i>(see note 3)</i>	
03 Name(s) of registered owner(s) as currently appear(s) on the Register	
04 Expiry date of the current period of registration	
05 If paying an additional fee tick this box <i>(see note 4)</i>	<input type="checkbox"/>

Designs Form D6-1

<p>06 Name of agent <i>(if you have one)</i></p> <p>Address for service</p> <p>Telephone</p> <p>Fax</p> <p>Tick the box if the address above is to replace the address for service on record <i>(see note 5)</i></p>	<input type="checkbox"/>
<p>07 Name of signatory</p> <p>Official capacity of signatory</p> <p>Date : / / <i>(day/month/year)</i> :</p>	<p>_____</p> <p>Signature</p>

Notes :

- 1. Please complete this form in black ink or by typing.*
- 2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.*
- 3. A separate form should be used for registration.*
- 4. If the renewal fee is paid after the expiry of the current period of registration, but within 6 months following the expiry, an additional fee will be payable.*
- 5. If you have ticked the box, you do not need to file Designs Form 13. The address for service must be an address in Brunei Darussalam.*
- 6. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.*
- 7. This form must be signed and dated by the applicant or his agent.*

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D7

For Official Use	
Date of receipt :	Amount : \$
	* Cash/Cheque/Money Order No. :
	(*delete whichever is inapplicable)

Application to Register Particulars of Transaction
Affecting Rights in Industrial Designs
section 34, rules 30, 31 & 32

Notice of Transaction Affecting Rights in Applications
section 24, rule 20

(see the notes on the last page of this form)

01 Your reference	
02 Application/Multiple Application/ Registration No. <i>(see note 3)</i>	
03 Full name of the applicant(s) or registered owner(s) as currently appear(s) in the application or on the Register	
04 Detail(s) of the person making this application <i>(leave blank if made by the registered owner or applicant)</i>	
05 Give full particulars of the transaction, instrument or event under which rights are acquired or affecting the rights in the industrial design(s) or application(s) for registration, including the date and the name of the parties	

Designs Form D7-1

<p>06 Name of agent <i>(if you have one)</i></p> <p>Address for service</p> <p>Telephone</p> <p>Fax</p> <p>Tick this box if the address above is to replace the address for service on record <i>(see note 5)</i></p>	<input data-bbox="831 696 906 770" type="checkbox"/>
<p>07 Name of signatory <i>(see note 4)</i></p> <p>Official capacity of signatory</p> <p>Date : / / <i>(day/month/year)</i></p>	<p style="text-align: center;">_____</p> <p style="text-align: center;">Signature</p>

Notes :

1. Please complete this form in black ink or by typing.
2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.
3. This form may be used for more than one design or registration if the transaction, instrument or event is the same.
4. This application shall,
 - where it relates to an assignment, be signed by or on behalf of the assignor and the assignee;
 - where it relates to a mortgage, be signed by or on behalf of the mortgagor; and
 - where it relates to the grant of a licence or sub-licence, be signed by or on behalf of the grantor.

In any other case, the application shall be accompanied by such documentary evidence as suffices to establish the transaction, instrument or event.
5. If you have ticked the box, you do not need to file Designs Form D13. The address for service must be an address in Brunei Darussalam.
6. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.
7. This form must be signed and dated by the applicant or his agent.

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D8

For Official Use	
Date of receipt :	Amount : \$
	* Cash/Cheque/Money Order No. :
	(*delete whichever is inapplicable)

Notice of Opposition or Counter-Statement
rules 35 or 36

(see the notes on the last page of this form)

01 Your reference	
02 Application/Multiple Application/ Registration No. to which the opposition/Counter-statement relates <i>(delete as appropriate) (see note 4)</i>	
03 Specify if the filing is a notice of opposition or counter-statement	
(a) notice of opposition	<input type="checkbox"/>
(b) counter-statement	<input type="checkbox"/>
04 Full name of applicant(s)/registered owner(s) of the design to which this opposition or counter-statement relates <i>(delete as appropriate)</i>	
Name(s) <i>(underline surname)</i>	

Designs Form D8-1

BRUNEI DARUSSALAM GOVERNMENT GAZETTE

<p>05 The opposition/counter-statement is filed by :</p> <p>(a) applicant <input type="checkbox"/></p> <p>(b) registered owner <input type="checkbox"/></p> <p>(c) other <input type="checkbox"/></p> <p>If "other" is ticked, give the following details :</p> <p>Full name(s) (<i>underline surname</i>)</p> <p>Address</p> <p>Telephone</p> <p>Fax</p> <p>Kind of Incorporation (Country/State) (<i>if applicable</i>)</p>	
<p>Relevant sections or rules under which the notice of opposition/counter-statement is filed (<i>delete as appropriate</i>)</p>	<p>section(s) _____</p> <p>rule(s) _____</p>

<p>06 The following information has been provided on a separate sheet of paper : <i>(tick the appropriate box)</i></p>	
<p>OPPOSITION Under rules 33/37/38/39 <i>(delete as appropriate)</i></p>	<p>COUNTER-STATEMENT Under rules 36/37 <i>(delete as appropriate)</i></p>
<p><input type="checkbox"/> Details of grounds on which the opponent objects</p> <p><input type="checkbox"/> Details of facts, if any, on which the opponent relies</p>	<p><input type="checkbox"/> Details of grounds on which person filing this counter-statement relies to support his request</p> <p><input type="checkbox"/> Details of the facts, if any, alleged in the notice of opposition which the person filing this counter-statement relies</p>
<p>07 Name of agent <i>(if you have one)</i></p> <p>Address for service</p> <p>Telephone</p> <p>Fax</p> <p>Tick this box if the address above is to replace the address for service on record <i>(see note 5)</i></p>	<p><input type="checkbox"/></p>
<p>08 Name of signatory</p> <p>Official capacity of signatory</p> <p>Date : / / <i>(day/month/year)</i></p>	<p>_____ Signature</p>

Notes :

- 1. Please complete this form in black ink or by typing.*
- 2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.*
- 3. A separate form should be used for each application or design.*
- 4. The statement and the application should be filed in duplicate.*
- 5. If you have ticked the box, you do not need to file Designs Form D13. The address for service must be an address in Brunei Darussalam.*
- 6. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.*
- 7. This form must be signed and dated by the applicant or his agent.*

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D9

For Official Use	
Date of receipt :	Amount : \$
	* Cash/Cheque/Money Order No. :
	(*delete whichever is inapplicable)

(tick the appropriate box)

Request for Information

Request for Inspection of Document

All requests are made under section 69 and rule 52

(see the notes on the last page of this form)

Application/ Multiple Application No.	Registration No.	Details of information document requested	For Official Use			
			Information Sent on	Inspection Start Time	Inspection End Time	Document Returned

Name and address to which the information should be sent :

Detail(s) of the person making the request :		
_____	_____	
Name in BLOCK LETTERS	Official capacity of signatory	
Date: / /	_____	_____
(day/month/year)	Reference No. (if any)	Signature

Notes :

1. Please complete this form in black ink or by typing.
2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.
3. A separate form should be used for more than 4 documents.
4. If there is not enough space for all the relevant detail on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.
5. This form must be signed and dated by the applicant or his agent.

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D10

For Official Use	
Date of receipt :	Amount : \$ * Cash/Cheque/Money Order No. : <i>(*delete whichever is inapplicable)</i>

Application for Inspection of the Register
section 67, rule 49

Specify search of Register in respect of Articles in Locarno Classification <i>{Separate form should be used for search in more than 3 classes}</i>		For Official Use			
		Register(s) available	Start Time	End Time	Register(s) returned
Class No.		<input type="checkbox"/>			<input type="checkbox"/>
Class No.		<input type="checkbox"/>			<input type="checkbox"/>
Class No.		<input type="checkbox"/>			<input type="checkbox"/>
Details of person(s) making the request : Name : Address : Telephone : Date : / / _____ <i>(day/month/year) Reference No. (if any)</i>		Counter Initial : Other Remarks : _____ Signature			

WARNING :

The Registrar will make every effort to ensure that the Register is regularly updated. There may be occasions where updating of the Register is delayed, and the results of a particular search may not reflect the opposition at the date which the search is made.

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D11

For Official Use	
Date of receipt :	Amount : \$ -
	* Cash/Cheque/Money Order No. :
	(*delete whichever is inapplicable)

Application for Extension of Time
rule 69

(To be filed in duplicate/triplicate, see note 4)

(see the notes on the last page of this form)

01 Your reference	
02 Application/Multiple Application Registration No. (delete as appropriate) (see note 3)	For Official Use To : Applicant/Agent
03 I request an extension of time to file the following documents/to take the following action :	<u>CONFIRMATION OF GRANT OF EXTENSION</u> Extension of time granted up to :
Rule No.	Document to be filed/ action to be taken
	for Registrar of Designs Date : / / (day/month/year) Encl. : Receipt attached <input type="checkbox"/> c.c. :

Designs Form D11-1

<p>04 Reasons for the delay</p>	
<p>05 Details of the person(s) making the request</p> <p>Full name(s) (<i>underline surname</i>)</p> <p>Address</p>	
<p>06 Name of agent (<i>if you have one</i>)</p> <p>Address for service</p> <p>Telephone</p> <p>Fax</p> <p>Tick the box if the address above is to replace the address for service on record (<i>see note 5</i>)</p>	<p><input type="checkbox"/></p>
<p>07 Declaration (<i>tick if applicable</i>)</p> <p><input type="checkbox"/> I/We declare that I/we have given notice of this request to every other person who is a party to these proceedings (this declaration is to be made in inter-partes proceedings)</p>	
<p>08 Name of signatory</p> <p>Official capacity of signatory</p> <p>Date : / / (<i>day/month/year</i>)</p>	<p>_____</p> <p>Signature</p>

Notes :

- 1. Please complete this form in black ink or by typing.*
- 2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.*
- 3. A separate form should be used for each application.*
- 4. In the case of extension of time for inter-partes proceedings, this form should be filed in triplicate.*
- 5. If you have ticked the box, you do not need to file Designs Form D13. The address for service must be an address in Brunei Darussalam.*
- 6. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.*
- 7. This form must be signed and dated by the applicant or his agent.*

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D12

For Official Use	
Date of receipt :	Amount : \$ * Cash/Cheque/Money Order No. : <i>(*delete whichever is inapplicable)</i>

Appointment or Change of Agent
section 73, rule 64

(see the notes on the last page of this form)

01 Your reference	
02 Application/Multiple Application/ Registration No. <i>(delete as appropriate) (see notes 3 and 4)</i>	
03 Details of the person(s) making this reference Full name(s) <i>(underline surname)</i> Address Telephone Fax Kind of Incorporation (State/Country) <i>(if applicable)</i>	

Designs Form D12-1

<p>04 Name of agent <i>(if you have one)</i></p> <p>Address for service</p> <p>Telephone</p> <p>Fax</p> <p>Tick the box if the address above is to replace the address for service on record <i>(see note 5)</i></p>	<input data-bbox="874 824 949 896" type="checkbox"/>
<p>05 Are you authorised to act in all matters relating to the application(s) or registration(s)? <i>(tick the appropriate box)</i></p> <p><input data-bbox="518 1131 603 1205" type="checkbox"/> YES <input data-bbox="790 1131 874 1205" type="checkbox"/> NO</p> <p>If "NO", state the extent of your appointment :</p>	
<p>06 Declaration</p> <p>I/We declare that I/We have been appointed by the person(s) named in Part 03 above to act as agent as stated in Part 05 above.</p> <p>Name of signatory</p> <p>Official capacity of signatory</p> <p>Date : / / <i>(day/month/year)</i></p> <p>_____ Signature</p>	

Notes :

- 1. Please complete this form in black ink or by typing.*
- 2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.*
- 3. You may use this form for more than one application or registration if the same authorisation is being given.*
- 4. This form is required where after a person has become a part to proceedings, he appoints an agent for the first time or appoints an agent in substitution for another.*
- 5. If you have ticked the box, you do not need to file Designs Form D13. The address for service must be an address in Brunei Darussalam.*
- 6. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.*
- 7. This form must be signed and dated by the applicant or his agent.*

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D13

For Official Use	
Date of receipt :	Amount : \$
	* Cash/Cheque/Money Order No. :
	(*delete whichever is inapplicable)

Request for Alteration of Name/Address/Address for Service
rules 61 and 63

(see the notes on the last page of this form)

01 Your reference	
02 Application/Multiple Application/ Registration No. <i>(delete as appropriate) (see note 3)</i>	
03 Details of the person(s) making this reference Full name(s) <i>(underline surname)</i> Address Telephone Fax Kind of Incorporation (State/Country) <i>(if applicable)</i>	

Designs Form D13-1

<p>04 Name(s)/address/address(es) for service to be altered <i>(delete as appropriate)</i></p> <p>Full name(s) <i>(underline surname)</i></p> <p>Address/address(es) for service <i>(delete as appropriate)</i></p>	
<p>05 New name(s)/address/address(es) for service <i>(delete as appropriate)</i></p> <p>Full name(s) <i>(underline surname)</i></p> <p>Address/address(es) for service <i>(delete as appropriate) (see note 4)</i></p>	
<p>06 Name of agent <i>(if you have one)</i></p> <p>Address for service <i>(see note 4)</i></p> <p>Telephone</p> <p>Fax</p>	
<p>07 Name of signatory</p> <p>Official capacity of signatory</p> <p>Date : / / <i>(day/month/year)</i></p>	<p>_____</p> <p>Signature</p>

Notes :

- 1. Please complete this form in black ink or by typing.*
- 2. This form when completed, should be brought or sent to the Registry of Industrial Designs together with the prescribed fee.*
- 3. You may use this form for more than one application or registration if the alteration is the same.*
- 4. The address for service must be an address in Brunei Darussalam.*
- 5. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write "see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.*
- 6. This form must be signed and dated by the applicant or his agent.*

FIRST SCHEDULE

BRUNEI DARUSSALAM
EMERGENCY (INDUSTRIAL DESIGNS) ORDER, 1999
INDUSTRIAL DESIGNS RULES, 2000

The Registrar of Industrial Designs
Registry of Industrial Designs

Designs Form D14

For Official Use	
Date of receipt :	Amount : \$ * Cash/Cheque/Money Order No. : <i>(*delete whichever is inapplicable)</i>

Notice to Surrender Registration
section 30, rule 29

(see the notes on the last page of this form)

01 Your reference	
02 Registration No.	
03 Full name(s) of registered owner(s) as currently appear(s) on the Register <i>(see note 3)</i>	
04 State the articles in respect of which the design is surrendered <i>(see note 4)</i> <i>(write "all" if all articles in the registration are surrendered)</i>	
05 Give the name and address of each person having a registered interest in the design	

Designs Form D14-1

<p>06. Name of agent <i>(if you have one)</i></p> <p>Address for service <i>(see note 5)</i></p> <p>Telephone</p> <p>Fax</p>	
<p>07. I certify that the person(s) named in Part 05 <i>(tick the appropriate box)</i></p> <p><input type="checkbox"/> has been sent not less than 3 months' notice of my intention to surrender the registration</p> <p><input type="checkbox"/> is not affected by the surrender</p> <p><input type="checkbox"/> consents to the surrender</p>	
<p>08. Name of signatory</p> <p>Official capacity of signatory</p> <p>Date : / / <i>(day/month/year)</i></p>	<p>_____ Signature</p>

Notes :

1. Please complete this form in baack ink or by typing.
2. This form when completed, should be brought or sent to the Registry of Industial Designs to gether with the prescribed fee.
3. Only the registered owner of a design may surrender the registration.
4. The registration may be surre3ndered in respect of :
 - all of the articles for which the design is registered ; or
 - articles stated in Part 04 above
5. The address for service must be an address in Brunei Darussalam.
6. If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet and write " see continuation sheet" in the relevant part. Any continuation sheet should be attached to this form.
7. This form must be signed and dated by the applicant or his agent.

SECOND SCHEDULE

(rules 2(2) and 70)

FEES

Matter or proceeding	Amount	When payable
Application for registration of industrial design under section 15 and rule 6, one industrial design for articles not forming a set of articles	\$300.00 for each article to which the industrial design is to be applied	On filing application
Application for registration of industrial design under section 15 and rule 6, one industrial design for one set of articles	\$500.00	On filing application
Application for registration of industrial design under section 15 and rules 6 and 16, two or more industrial designs for articles not forming a set of articles	\$300.00 for first article to which first industrial design is to be applied and \$200.00 for each other article to which any of the industrial designs is to be applied	On filing application
Application for registration of industrial design under section 15 and rules 6 and 16, two or more industrial designs for articles forming a set of articles	\$500.00 for the first industrial design and \$300.00 for each other industrial design	On filing application
Notice of withdrawal of application under section 20 and rule 17	\$100.00	On filing notice
Request to amend application for registration of industrial design under section 23 and rule 19	\$100.00	On filing request

Matter or proceeding	Amount	When payable
Request for rectification of error in Register under section 66 and rule 48	\$100.00	On filing request
Request to correct error of translation or transcription or of any clerical error or mistake in any document under section 74 and rule 59	\$100.00	On filing request
For advertisement in <i>Gazette</i> of registration of industrial design	\$500.00	On filing application under section 15 and rule 6
For certified copy of entry in Register or certified extract from Register under section 68 and rule 51	\$50.00	On filing application for copy
For certified copy of document kept by Registry, not otherwise charged	\$50.00	On filing application for copy
For uncertified copy of entry in Register or uncertified extract from Register under section 68 and rule 51	\$1.00 per page	On filing application for copy
For uncertified copy of document kept by Registry, not otherwise charged	\$1.00 per page	On filing application for copy
For renewal of period of registration under sections 29(3) or (5) and rule 28, first 5 years extension	\$500.00	On filing application for renewal
For renewal of period of registration under sections 29(3) or (5) and rule 28, second 5 years extension	\$700.00	On filing application for renewal

Matter or proceeding	Amount	When payable
Additional fee for renewal of period of registration under section 29(5) and rule 28	\$200.00	On filing application for renewal
Notice of particulars concerning any transaction, instrument or event under rule 20	\$200.00	On filing notice
Application to register particulars of any transaction, instrument or event under rules 30 or 31	\$200.00	On filing application
Counter-statement or notice of opposition under rules 35 or 36	\$200.00	On filing counter-statement or notice of opposition
For certificate of Registrar under section 65(2) and rule 51	\$50.00	On filing application for certificate
Request for information or permission to inspect documents under section 67 and rule 52	\$20.00	On filing request
For inspecting or making search of Register under section 67 and rule 52	\$20.00 for each half-hour or part thereof	Before inspection or search
For extending period of time under rule 69	\$150.00	On filing application or extension.

Made this 9th. day of Zulhijah, 1420 Hijriah corresponding to the 16th. day of March, 2000.

DATO PADUKA AWANG KIFRAWI BIN
DATO PADUKA HAJI KIFLI
ATTORNEY GENERAL,
BRUNEI DARUSSALAM.
