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**GOVERNMENT GAZETTE**  
**ACTS SUPPLEMENT**

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The following Act was passed by Parliament on 12 January 2022 and assented to by the President on 8 February 2022:—

**REPUBLIC OF SINGAPORE**

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**No. 7 of 2022.**

I assent.

**HALIMAH YACOB,**  
*President.*  
*8 February 2022.*

(LS)

An Act to amend the Geographical Indications Act 2014, the Patents Act, the Plant Varieties Protection Act, the Registered Designs Act and the Trade Marks Act to facilitate certain changes to the processes for registration of intellectual property rights, standardise certain provisions across these Acts and make certain other amendments to these Acts, as well as to amend the Intellectual Property Office of Singapore Act for fines and composition sums to be paid into the Consolidated Fund.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

**Short title and commencement**

1. This Act is the Intellectual Property (Amendment) Act 2022 and comes into operation on a date that the Minister appoints by notification in the *Gazette*.

**PART 1****AMENDMENT OF GEOGRAPHICAL  
INDICATIONS ACT 2014****Amendment of section 22**

2. Section 22 of the Geographical Indications Act 2014 is amended —

(a) by inserting, immediately after subsection (3), the following subsection:

“(3A) An application to the Registrar for rectification is subject to the rules mentioned in section 84(2)(ea).”;

(b) by deleting the words “or correction” in the section heading.

**Amendment of section 47**

3. Section 47 of the Geographical Indications Act 2014 is amended —

(a) by deleting the word “correcting” in subsection (2) and substituting the word “amending”;

(b) by deleting the word “address” in subsection (2)(a) and substituting the words “other particular”;

(c) by deleting the word “correction” in subsection (2) and substituting the word “amendment”;

(d) by deleting subsection (3) and substituting the following subsection:

“(3) Subsection (2) is subject to the rules mentioned in section 84(2)(ea).”.

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**Amendment of section 51**

4. Section 51 of the Geographical Indications Act 2014 is amended —

- (a) by deleting the words “not later than 6 months after the date of expiry of the registration” in subsection (3) and substituting the words “not earlier than the prescribed period before the date of expiry of the registration and not later than another prescribed period after that date”; and
- (b) by inserting, immediately after subsection (3), the following subsection:

“(3A) Where the application for renewal is made within the second-mentioned prescribed period in subsection (3) after the date of expiry of the registration, the fees payable are the prescribed renewal fee and the prescribed post-expiration renewal fee.”.

**Amendment of section 54**

5. The Geographical Indications Act 2014 is amended by renumbering section 54 as subsection (1) of that section, and by inserting immediately thereafter the following subsection:

“(2) Subsection (1) is subject to the rules mentioned in section 84(2)(*ea*).”.

**Amendment of section 84**

6. Section 84(2) of the Geographical Indications Act 2014 is amended by inserting, immediately after paragraph (*e*), the following paragraph:

“(*ea*) to enable the Registrar to publish —

- (i) an application to rectify an error or omission in the register; and

- (ii) a request to amend an application, a notice or other document,
- and to provide for the making of objections to the rectification or amendment by a person claiming to be affected by it.”.

## PART 2

### AMENDMENT OF PATENTS ACT

#### **Amendment of section 25**

7. Section 25(1) of the Patents Act is amended by deleting the words “prescribed manner” in paragraph (a) and substituting the words “manner prescribed in the rules made under section 115 and specified in the practice directions issued by the Registrar”.

#### **Amendment of section 26**

8. Section 26 of the Patents Act is amended —

- (a) by inserting, immediately after subsection (7), the following subsection:

“(7A) Subsection (7)(c) does not apply in prescribed circumstances.”; and

- (b) by inserting, immediately before the words “files such other documents” in subsection (9)(b)(iv), the words “except in prescribed circumstances,”.

#### **Amendment of section 28**

9. Section 28 of the Patents Act is amended —

- (a) by inserting, immediately after the words “section 26(7)(a), (b) and (c)” in subsection (1)(e), the words “(where applicable)”; and

- (b) by inserting, immediately before the words “files such other documents” in subsection (9)(b)(iv), the words “except in prescribed circumstances,”.

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**Amendment of section 29**

**10.** Section 29 of the Patents Act is amended —

- (a) by inserting, immediately before the word “file” in subsection (1)(a), the words “except in prescribed circumstances,”;
- (b) by deleting the words “file the prescribed documents and a request in the prescribed form for an examination report,” in subsection (1)(c) and substituting the words “file a request in the prescribed form for an examination report and (except in prescribed circumstances) the prescribed documents,”;
- (c) by inserting, immediately after subsection (7), the following subsections:

“(7A) The Examiner in subsection (7) may, instead of giving the applicant a written opinion concerning a matter mentioned in that subsection, ask the Registrar to give a notice to the applicant inviting the applicant to amend the application (called in this section an invitation to amend), if the Examiner is of the opinion that the matter can be resolved by this means and without a written opinion and a formal response to it.

(7B) The Examiner may also ask the Registrar to give to the applicant an invitation to amend after reviewing a response by the applicant under subsection (9)(a) or an amendment by the applicant under subsection (9)(b) to the application.

(7C) An applicant may, within the prescribed period, respond to an invitation to amend by —

- (a) amending, in the prescribed manner (but subject to section 84), the specification of the application in accordance with the prescribed conditions; or

(b) rejecting the invitation to amend (with or without an explanation) in the prescribed manner.

(7D) The applicant need not respond to the invitation to amend if the applicant withdraws under subsection (10) the request under subsection (1)(c) or (3) for the examination report or the request under subsection (1)(b) for the search and examination report, and may not so respond after the examination report or search and examination report is issued under subsection (4) or (5).

(7E) The giving of an invitation to amend to the applicant does not affect the power of the Examiner under subsection (7) to give to the applicant a written opinion, or another written opinion, but the Examiner may not do so until after the applicant responds to the invitation to amend in accordance with subsection (7C) or after the expiry of the prescribed period mentioned in subsection (7C), whichever is earlier.”;

- (d) by inserting, immediately before the words “before the examination report” in subsection (9), the words “after receipt of a copy of a written opinion and”; and
- (e) by deleting the word “or” at the end of sub-paragraph (i) of subsection (10)(a), and by inserting immediately thereafter the following sub-paragraph:

“(ia) in any case where the Registrar has given an invitation to amend under subsection (7A) or (7B), and the applicant has not responded to the invitation to amend — at any time before the expiry of the prescribed period mentioned in subsection (7C); or”.

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**Amendment of section 29B**

**11.** Section 29B of the Patents Act is amended —

- (a) by deleting the word “The” in subsection (4) and substituting the words “Subject to subsection (4A), the”; and
- (b) by inserting, immediately after subsection (4), the following subsection:

“(4A) The examination review report need not specify whether the Examiner agrees or disagrees with the examination report, search and examination report or supplementary examination report (as the case may be) if the applicant had amended the specification of the application for the purpose of overcoming all unresolved objections in the report.”.

**Amendment of section 36**

**12.** Section 36 of the Patents Act is amended —

- (a) by deleting the words “during the period of 6 months immediately following the end of the prescribed period” in subsection (3) and substituting the words “, during the prescribed period immediately after the end of the period prescribed for the payment of any renewal fee under subsection (2),”; and
- (b) by inserting, immediately after the words “the prescribed period” in subsection (4), the words “for the payment of any renewal fee under subsection (2)”.

**Amendment of section 39**

**13.** Section 39(5) of the Patents Act is amended by deleting the words “the prescribed period, or to pay that fee and any prescribed additional fee within the 6 months immediately following the end of that period,” and substituting the words “the period prescribed under section 36(2), or to pay that fee and any prescribed additional fee within the period prescribed under section 36(3),”.

**Amendment of section 69**

14. Section 69(3) of the Patents Act is amended by deleting the words “any further period specified” and substituting the words “the period prescribed”.

**Amendment of section 86**

15. Section 86(7) (or section 86(6) as renumbered in the 2020 Revised Edition) of the Patents Act is amended by deleting the words “on payment of the prescribed fee”.

**Amendment of section 102**

16. Section 102 of the Patents Act is amended by deleting the word “corporations” in the section heading and substituting the words “bodies corporate”.

**Amendment of section 108**

17. Section 108 of the Patents Act is amended by inserting, immediately after subsection (1), the following subsection:

“(1A) Without affecting subsection (1), the Registrar may, on his or her own initiative, publish or communicate any information or documents relating to an application for a patent published in accordance with section 27 or relating to any patent granted pursuant to such application, subject to any prescribed restriction.”.

**Saving and transitional provisions**

18.—(1) Despite section 7, section 25(1) of the Patents Act as in force immediately before the date of commencement of section 7, continues to apply to an application for a patent which has a date of filing (as defined in section 2(1) of the Patents Act) before the date of commencement of section 7.

(2) Section 26 of the Patents Act as amended by section 8(a), also applies to an application for a patent in relation to which the prescribed period mentioned in section 26(7) of the Patents Act has not expired as of the date of commencement of section 8(a), if the



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documents mentioned in section 26(7)(c) of the Patents Act have yet to be filed by that date.

(3) Section 26 of the Patents Act as amended by section 8(b), also applies to an application for a patent in relation to which the prescribed period mentioned in section 26(9)(b) of the Patents Act has not expired as of the date of commencement of section 8(b), if the documents mentioned in section 26(9)(b)(iv) of the Patents Act have yet to be filed by that date.

(4) Section 28(9) of the Patents Act as amended by section 9 also applies to an application for a patent in relation to which the prescribed period mentioned in section 28(9)(b) of the Patents Act has not expired as of the date of commencement of section 9, if the documents mentioned in section 28(9)(b)(iv) of the Patents Act have yet to be filed by that date.

(5) Despite section 10(b), section 29(1)(c) of the Patents Act as in force immediately before the date of commencement of section 10(b), continues to apply to an application for a patent for which a request for an examination report is filed before that date.

(6) Despite section 11, section 29B of the Patents Act as in force immediately before the date of commencement of section 11, continues to apply to a request for a review of an examination report issued under section 29(4) of the Patents Act, a search and examination report issued under section 29(5) of the Patents Act, or a supplementary examination report issued under section 29(6) of the Patents Act, that is filed before that date.

(7) Despite section 15, section 86(7) (or section 86(6) as renumbered in the 2020 Revised Edition) of the Patents Act as in force immediately before the date of commencement of section 15, continues to apply to an application for a patent that is an international application for a patent (Singapore), that has entered the national phase in Singapore before that date under section 86(3) of the Patents Act.

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**PART 3**  
**AMENDMENT OF PLANT**  
**VARIETIES PROTECTION ACT**

**Amendment of section 2**

**19.** Section 2 of the Plant Varieties Protection Act is amended by deleting the definition of “Examiner” and substituting the following definition:

““Examiner” means any person, organisation or entity (including an international plant variety office or organisation, or a plant variety office or an organisation of a country or territory other than Singapore) appointed by the Registrar for the purpose of referring any question or matter relating to the examination of a plant variety for a grant of protection;”.

**Amendment of section 14**

**20.** Section 14(2) of the Plant Varieties Protection Act is amended by deleting the words “3 months of” and substituting the words “the prescribed period after”.

**Repeal and re-enactment of section 15**

**21.** Section 15 of the Plant Varieties Protection Act is repealed and the following section substituted therefor:

**“Publication**

**15.** The Registrar must publish applications for grant of protection, and information on other prescribed matters, in the prescribed manner at the time and frequency determined by the Registrar.”.

**Amendment of section 17**

**22.** Section 17 of the Plant Varieties Protection Act is amended —

(a) by inserting, immediately after the words “candidate variety” in subsection (1)(b), the words “, but only if the Registrar or the Examiner requests for it”;

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(b) by inserting, immediately after subsection (2), the following subsection:

“(2A) The Registrar or the Examiner may consider the information and materials lodged under section 18A by the applicant for the purpose of the examination.”; and

(c) by inserting, immediately after subsection (4), the following subsection:

“(5) The Registrar or the Examiner (as the case may be) may extend the period in subsection (4) in a particular case.”.

### **New section 18A**

**23.** The Plant Varieties Protection Act is amended by inserting, immediately after section 18, the following section:

#### **“Breeder’s test**

**18A.—**(1) The applicant may, for the purpose of an examination under section 17(2) of the plant variety that is the subject of the application, lodge with the Registrar, in the manner required by the Registrar and within the prescribed period, prescribed information and prescribed materials relating to any test on the plant variety —

(a) that was conducted by the breeder or another person, organisation or entity acceptable to the Registrar or the Examiner; and

(b) that satisfies the prescribed requirements.

(2) The applicant must, on the request of the Registrar or the Examiner, make arrangements for the Registrar or the Examiner to carry out a site inspection of the test mentioned in subsection (1), for the purpose of enabling the Registrar or the Examiner to determine the veracity or adequacy of the information and materials mentioned in that subsection.”.

**Amendment of section 24**

**24.** Section 24 of the Plant Varieties Protection Act is amended by inserting, immediately after subsection (3), the following subsection:

“(4) A late fee of a prescribed amount may be imposed by rules made under this Act for the payment of the annual fee within the prescribed period but after the anniversary of the date of grant of protection where the anniversary is the first day of the one year period for which the annual fee is payable, in prescribed circumstances.”.

**Amendment of section 26**

**25.** Section 26(2) of the Plant Varieties Protection Act is amended by inserting, immediately after the words “to be paid,” in paragraph (b), the words “or the late fee required under section 24(4) to be paid,”.

**Amendment of section 41**

**26.** Section 41 of the Plant Varieties Protection Act is amended by inserting, immediately after subsection (1), the following subsection:

“(1A) An application for rectification is subject to the rules mentioned in section 54(2)(ea).”.

**Amendment of section 49A**

**27.** Section 49A of the Plant Varieties Protection Act is amended by deleting the word “The” and substituting the words “Subject to the rules mentioned in section 54(2)(ea), the”.

**Amendment of section 54**

**28.** Section 54(2) of the Plant Varieties Protection Act is amended by inserting, immediately after paragraph (e), the following paragraph:

“(ea) to enable the Registrar to publish —

- (i) an application to rectify an error or omission in the register; and

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- (ii) a request to amend an application (including one for a grant of protection for a plant variety), a notice or other document filed for the purpose of this Act,

and to provide for the making of objections to the rectification or amendment by a person claiming to be affected by it;”.

### **Saving and transitional provision**

**29.** Despite section 22(a), section 17(1) of the Plant Varieties Protection Act as in force immediately before the commencement of section 22(a) continues to apply to an application for a grant of protection in respect of a plant variety made before that date.

## **PART 4**

### **AMENDMENT OF REGISTERED DESIGNS ACT**

#### **Amendment of section 12**

**30.** Section 12(1) of the Registered Designs Act is amended —

- (a) by deleting the word “and” at the end of paragraph (b); and
- (b) by deleting the comma at the end of paragraph (c) and substituting the word “; and”, and by inserting immediately thereafter the following paragraph:

“(d) that person or that person’s successor in title provides to the Registrar, upon request by the Registrar —

- (i) any prescribed information; and
- (ii) any supporting document,

in the manner and within the time specified by the Registrar.”.

**Amendment of section 15**

**31.** Section 15(1) of the Registered Designs Act is amended by deleting the word “The” and substituting the words “Subject to subsection (4) and the rules mentioned in section 74(2A), the”.

**Amendment of section 21**

**32.** Section 21 of the Registered Designs Act is amended —

- (a) by deleting the words “before the expiry of the current period of registration” in subsection (2) and substituting the words “not earlier than the prescribed period before the date of expiry of the current period of registration, and not later than the date of expiry of the current period of registration”; and
- (b) by deleting the words “period of 6 months immediately following the” in subsection (5) and substituting the words “prescribed period after the date of”.

**New section 30A**

**33.** The Registered Designs Act is amended by inserting, immediately after section 30, the following section:

**“Registration subject to disclaimer**

**30A.—(1)** An applicant for registration of a design, or the registered owner of a registered design, may disclaim any right in relation to a specified feature of the design.

(2) Where the registration of a design is subject to a disclaimer, the rights given by section 30 are restricted accordingly.

(3) The Minister may make rules under section 75 as to the publication and entry in the register of a disclaimer.”.

**Amendment of section 57**

**34.** Section 57(1) of the Registered Designs Act is amended by inserting, immediately after the word “section”, the words “and the rules mentioned in section 74(2A)”.

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**Amendment of section 66**

**35.** Section 66 of the Registered Designs Act is amended —

- (a) by deleting the words “or non-physical product” wherever they appear in subsection (1) and substituting in each case the words “, non-physical product or set of articles and non-physical products”;
- (b) by deleting the word “and” at the end of subsection (2)(a); and
- (c) by deleting the full-stop at the end of paragraph (b) of subsection (2) and substituting the word “; and”, and by inserting immediately thereafter the following paragraph:

“(c) a person is deemed to represent that a design applied to a set of articles and non-physical products is registered in respect of that set, if there is stamped, engraved or impressed on or otherwise applied to that set or any part of that set (including a device for projecting a non-physical product that is part of that set) anything expressing or implying that the design applied to the set has been registered in respect of that set.”.

**Amendment of section 72A**

**36.** Section 72A of the Registered Designs Act is amended by deleting the word “The” and substituting the words “Subject to the rules mentioned in section 74(2A), the”.

**Amendment of section 74**

**37.** Section 74 of the Registered Designs Act is amended by inserting, immediately after subsection (2), the following subsection:

“(2A) Without limiting subsection (1), rules made under this section may make provision to enable the Registrar to publish a request —

- (a) to correct an error in the Register; and

(b) to amend an application, a notice or other document, and to provide for the making of objections to the correction or amendment by a person claiming to be affected by it.”.

### **Miscellaneous amendments**

**38.** The Registered Designs Act is amended by deleting the words “or non-physical products” wherever they appear in the following provisions and substituting in each case the words “, non-physical products, or sets of articles and non-physical products”:

Section 12(1)

Section 13(1)

Section 26(1).

### **Saving and transitional provision**

**39.** Despite section 30, section 12 of the Registered Designs Act continues to apply to an application for the registration of a design filed before the date of commencement of section 30 as if it had not been amended by section 30.

## **PART 5**

### **AMENDMENT OF TRADE MARKS ACT**

#### **Amendment of section 2**

**40.** Section 2(9) of the Trade Marks Act is amended by deleting the word “companies” in paragraph (c) and substituting the words “bodies corporate”.

#### **Amendment of section 8**

**41.** Section 8 of the Trade Marks Act is amended by deleting subsection (11) and substituting the following subsections:

“(11) An earlier trade mark that is a registered trade mark whose registration has expired must continue to be taken into account in determining the registrability of the trade mark in question until the date mentioned in subsection (12), unless the



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Registrar is satisfied that there was no bona fide use of the firstmentioned trade mark during the 2 years immediately preceding that date.

(12) The date mentioned in subsection (11) is the last date specified in this Act or rules made under this Act on which the registration of the earlier trade mark may be restored or renewed.

(13) An earlier trade mark that is an international trade mark (Singapore), whose registration in the register of trade marks maintained by the International Bureau for the purposes of the Madrid Protocol is not renewed, must continue to be taken into account in determining the registrability of the trade mark in question until the date mentioned in subsection (14), unless the Registrar is satisfied that there was no bona fide use of the firstmentioned trade mark during the 2 years immediately preceding that date.

(14) The date mentioned in subsection (13) is the date the Registrar receives the prescribed notice of non-renewal from the International Bureau.”.

### **Amendment of section 10**

**42.** Section 10(1) of the Trade Marks Act is amended —

- (a) by deleting the word “and” at the end of paragraph (b); and
- (b) by deleting the comma at the end of paragraph (c) and substituting the word “; and”, and by inserting immediately thereafter the following paragraph:

“(d) that person or that person’s successor in title provides to the Registrar in the manner specified by the Registrar any prescribed information within a prescribed time, and provides to the Registrar any supporting document requested by the Registrar, within the time specified by the Registrar,”.

**Amendment of section 12**

**43.**—(1) Section 12 of the Trade Marks Act is amended —

(a) by deleting subsection (4) and substituting the following subsection:

“(4) If the applicant responds within the period mentioned in this subsection or subsection (3) but fails to satisfy the Registrar that those requirements are met, or to amend the application or provide the additional information or evidence so as to meet them, the Registrar may —

(a) refuse to accept the application;

(b) accept the application but only in relation to the goods or services for which —

(i) registration is sought; and

(ii) the requirements for registration have been met; or

(c) give the applicant another opportunity within a prescribed period to make representations, to amend the application or to provide the additional information or evidence.”;

(b) by deleting subsection (4A) (or subsection (5) as renumbered in the 2020 Revised Edition) and substituting the following subsection:

“(4A) If the applicant fails to respond within the period mentioned in subsection (3) or (4)(c), the application, or the application insofar as it relates to those goods or services for which registration is sought but the requirements for registration have not been met, is treated as withdrawn, but the Registrar must accept the application in relation to those goods and services for which registration is sought and the requirements for registration have been met.”; and

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(c) by inserting, immediately after the word “registration” in subsection (5) (or subsection (6) as renumbered in the 2020 Revised Edition), the words “in relation to all of the goods or services for which registration is sought”.

(2) Section 12 of the Trade Marks Act, as amended by subsection (1)(b), is further amended by renumbering subsection (4A) as subsection (5).

### **Amendment of section 13**

**44.**—(1) Section 13 of the Trade Marks Act is amended by inserting, immediately after subsection (4), the following subsection:

“(5) In this section and sections 15, 16 and 17, a reference to an application for the registration of a trade mark that has been accepted includes an application that is accepted under section 12(4) or (4A) in relation to only some of the goods or services for which the registration is sought.”.

(2) Section 13(5) of the Trade Marks Act, as inserted by subsection (1), is further amended by deleting “(4A)” and substituting “(5)”.

### **Amendment of section 14**

**45.** Section 14 of the Trade Marks Act is amended —

- (a) by deleting the word “correcting” in subsection (3) and substituting the word “amending”;
- (b) by deleting the word “address” in subsection (3)(a) and substituting the words “other particular”;
- (c) by deleting the word “correction” in subsection (3) and substituting the word “amendment”; and
- (d) by deleting subsection (4) and substituting the following subsection:

“(4) Subsection (3) is subject to the rules mentioned in section 108(2)(ea).”.

**Amendment of section 15**

**46.** Section 15(1) of the Trade Marks Act is amended by inserting, immediately after the words “register the trade mark”, the words “in relation to the goods or services for which the application has been accepted”.

**Amendment of section 17**

**47.** Section 17(3) of the Trade Marks Act is amended by deleting the words “application meets all the requirements under this Act” and substituting the words “Registrar is satisfied that the trade marks in question are a series of trade marks and accepts the application,”.

**Amendment of section 19**

**48.** Section 19 of the Trade Marks Act is amended —

- (a) by deleting the words “not later than 6 months after the date of expiry of the registration” in subsection (3) and substituting the words “not earlier than the prescribed period before the date of expiry of the registration, and not later than another prescribed period after that date”; and
- (b) by deleting the words “the period of 6 months” in subsection (5) and substituting the words “the second-mentioned prescribed period in subsection (3)”.

**Amendment of section 25**

**49.** The Trade Marks Act is amended by renumbering section 25 as subsection (1) of that section, and by inserting immediately thereafter the following subsection:

“(2) Subsection (1) is subject to the rules mentioned in section 108(2)(*ea*).”.

**Amendment of section 67**

**50.** Section 67 of the Trade Marks Act is amended —

- (a) by inserting, immediately after subsection (3), the following subsection:

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“(3A) An application to the Registrar for rectification is subject to the rules mentioned in section 108(2)(*ea*).”; and

- (*b*) by deleting the words “or correction” in the section heading.

### **Amendment of section 108**

**51.** Section 108(2) of the Trade Marks Act is amended —

- (*a*) by inserting, immediately after paragraph (*e*), the following paragraph:

“(*ea*) to enable the Registrar to publish —

- (i) an application to rectify an error or omission in the register; and
- (ii) a request to amend an application, a notice or other document,

and to provide for the making of objections to the rectification or amendment by a person claiming to be affected by it;”;

- (*b*) by deleting the word “and” at the end of paragraph (*i*), and by inserting immediately thereafter the following paragraph:

“(*ia*) for the continued processing of an application that is treated as withdrawn; and”;

- (*c*) by deleting sub-paragraph (*i*) of paragraph (*j*).

### **Amendment of First Schedule**

**52.—**(1) Paragraph 7 of the First Schedule to the Trade Marks Act is amended by deleting sub-paragraph (4) (or sub-paragraph (5) as renumbered in the 2020 Revised Edition) and substituting the following sub-paragraph:

“(4) If it appears to the Registrar that —

- (*a*) the requirements mentioned in paragraph 6(1) are met; and

- (b) the other requirements for registration in relation to all or some of the goods or services for which registration is sought are met,

the Registrar must accept the application in relation to the goods or services for which the requirements for registration are met and must proceed in accordance with section 13.”.

(2) Paragraph 7 of the First Schedule to the Trade Marks Act is further amended by renumbering sub-paragraph (4) (as substituted by subsection (1)) as sub-paragraph (5).

### **Amendment of Second Schedule**

**53.**—(1) Paragraph 8 of the Second Schedule to the Trade Marks Act is amended by deleting sub-paragraph (4) (or sub-paragraph (5) as renumbered in the 2020 Revised Edition) and substituting the following sub-paragraph:

“(4) If it appears to the Registrar that —

- (a) the requirements mentioned in paragraph 7(1) are met; and  
(b) the other requirements for registration in relation to all or some of the goods or services for which registration is sought are met,

the Registrar must accept the application in relation to the goods or services for which the requirements for registration are met and must proceed in accordance with section 13.”.

(2) Paragraph 8 of the Second Schedule to the Trade Marks Act is further amended by renumbering sub-paragraph (4) (as substituted by subsection (1)) as sub-paragraph (5).

### **Saving and transitional provisions**

**54.**—(1) Despite section 42, section 10 of the Trade Marks Act as in force immediately before the date of commencement of section 42 continues to apply to an application for registration of a trade mark filed before that date.

(2) Despite sections 43, 44, 46, 47, 52 and 53, sections 12, 13, 15 and 17 of, and the First and Second Schedules to, the Trade Marks Act as in force immediately before the date of commencement of sections 43, 44, 46, 47, 52 and 53, continue to apply in respect of an application for registration of a trade mark whose date of application under section 5(4) of that Act is before that date.

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PART 6

AMENDMENT OF INTELLECTUAL  
PROPERTY OFFICE OF SINGAPORE ACT

**Amendment of Intellectual Property Office of Singapore Act**

**55.** The Intellectual Property Office of Singapore Act is amended —

- (a) by deleting the words “, fines and composition fines” in section 13(b); and
- (b) by inserting, immediately after subsection (2) of section 33, the following subsection:

“(3) All sums collected under this section must be paid into the Consolidated Fund.”.

PART 7

MISCELLANEOUS

**Other saving and transitional provision**

**56.** For a period of 2 years after the date of commencement of any provision of this Act, the Minister may, by regulations, prescribe such additional provisions of a saving or transitional nature consequent on the enactment of that provision as the Minister may consider necessary or expedient.

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