



Frequently Asked Questions

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Ques51. What is the meaning of goods under the definition of trademark act 1999?

Ans. Goods means anything which is the subject of trade or manufacture.

Q52. What is the meaning of services under the definition of trademark act 1999?

Services means service of any description which is made available to potential users and includes the provision of services in connection with business of any industrial or commercial matters such as banking, communication, education, financing, insurance, chit funds, real estate, transport, storage, material treatment, processing, supply of electrical or other energy, boarding, lodging, entertainment, amusement, construction, repair, conveying of news or information and advertising.

Ques53. Who is registered proprietor?

Registered Proprietor means a person whose name has been entered in the register as proprietor of the trade mark.

Ques54. How to find out under which class any goods or services falls?

Go to [TM CLASS SEARCH](#), classification of goods and services are listed from Class 1 to Class 45. Once you reached the site, click on the Classification Resources tab, and select “Nice Class Heading”, a list of terms along with Class will be displayed. You can find it from the link given herewith. <https://euipo.europa.eu/ec2/>

Ques55. What happen when a trademark application is published?

After the acceptance of the mark, trademark is published in TM Journal. If no opposition is filed within four months from the date of publication of the trademark, the published trademark becomes eligible for registration. The issuance of registration certificate is done through automated TM system.

Ques56. What is Form 48 in trademark?

When a trademark application is filed by a trademark attorney or a trademark agent or a constituted attorney, then a power of attorney (Form TM 48) must be executed by the applicant in favour of the trademark filing agent.

Form TM-48 must be printed on Rs. 100 Non-Judicial Stamp Paper.

Ques57. How does Trademark Registration benefit your MSME?

Trademark registration fees for MSME and Start-ups have been reduced to 50% as compared to other entities. MSME stands for micro, small and medium enterprises. These businesses have recently gained popularity due to their marginal investment needs, shorter gestation period, and supportive government initiatives. For getting the benefit under the trademark registration.

Ques58. What are the documents required for trademark registration of MSME's?

Following are the documents required for Trademark Registration of MSME's:

1. Name of owner of trademark;
2. Address of owner of trademark;
3. Nature of business – name of products or services specifically;
4. Trademark/ Logo;
5. Using date of trademark;
6. Mail ID;
7. Mobile Number;
8. MSME/ Start-up registration certificate .

Ques59. What is the purpose of Form TM M?

Form TM-M is used when the trademark application is pending for registration. It is used for the correction of any error in or in connection with his application or any amendment of his application. You can select any of the following suitable heads:

- AMENDMENT OF REGULATION OF A COLLECTIVE MARK;
- CERTIFIED COPY OF ENTRY IN THE REGISTER (U/S 137) / COPY OF A DOCUMENT;
- CORRECTION OF CLERICAL ERROR OR FOR AMENDMENT U/R 37;
- DETAIL OF ADVERTISEMENT OF MARK;
- DIVISION OF APPLICATION;
- EXTENSION OF TIME;
- EXPEDITED LEGAL CERTIFICATE;
- PRELIMINARY ADVICE;
- REGULATION FOR GOVERNING THE USE OF A COLLECTIVE TRADEMARK OR A CERTIFICATION TRADEMARKS;
- REQUEST FOR ADVERTISE A NOTE OF CERTIFICATE OF VALIDITY;
- REQUEST FOR INCLUSION AS WELLKNOWN MARK;
- REQUEST FOR PAYMENT OF MISC. FEE FOR OTHER PURPOSE;
- REQUEST FOR THE INSPECTION OF THE DOCUMENT UNDER RULE 121;
- REQUEST SUBMITTING AUTHORISATION OF AGENT.

Ques60. What is trademark Class 35 ?

Trademark Class 35 covers a variety of business services. It includes services involving business management, operation, organization and administration of a commercial or industrial enterprise, as well as advertising, marketing and promotional services.

Thank You!

We will guide you to get all the documents and Trademark Registration in India online seamlessly. Please click on the following link to connect with our consultants.

<https://bkacs.com/>

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