

**TRADEMARK FILING REQUIREMENTS IN ASEAN MEMBER COUNTRIES**  
(Information Updated as of 7 March 2007)

		BRUNEI	CAMBODIA	INDONESIA	LAO PDR	MALAYSIA	MYANMAR*	PHILIPPINES	SINGAPORE	THAILAND	VIETNAM
1	<b>Particulars of Applicant</b>	Application form (TM1) Name and address of applicant Address for Service/Agent (TM22)	Full name, address, and nationality of applicant	Full name, address and nationality of applicant	Full name and address of applicant	Full name, address and nationality of applicant	Full name and address of applicant	Full name, and address of applicant	Full name, address, and nationality of applicant	Full name, address, and nationality of applicant	Full name and address of applicant
2	<b>Address for service</b>	[Local address for service in Brunei Darussalam (TM 22)]	Local address for service (accredited agent necessary for foreign applicant if no local presence)	Local address for service (accredited agent necessary for foreign applicant)	Local address for service (accredited agent necessary for foreign applicant if no local presence)	Local address for service (accredited agent necessary for foreign applicant if no local presence)		Local address for service (agent authorized by the right holders, if no local presence)	Local address for service	Local address for service (agent authorized by the right holders, if no local presence)	Local address for service (accredited agent necessary for foreign applicant if no local presence)
3	<b>Power of Attorney requirement</b>	Not required	Power of Attorney - notarised	Power of Attorney - no notarisation	Power of Attorney - notarised	Power of Attorney - no notarisation	Power of Attorney - notarised	not required upon filing	Not required	Power of Attorney - notarised	Power of Attorney - no notarisation
4	<b>Representation of mark</b>	1 representation	15 representations	20 representations	10 representations	1 representation	5 representations  NB. No TM Law. Rights estab'd under common law - 1 <sup>st</sup> to use. Practice to register Dec of O/ship and publish cautionary notices'	1 representation	1 representation	13 representations	9 representations
5	<b>Class and Specification of goods/ services</b>	Class number	Class number	Class number	Class number	Class number		Class number	Class number	Class number	Class number
		Specification	Specification	Specification	Specification	Specification		Specification	Specification	Specification	Specification

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6	<b>Statutory Declaration</b>	Not required but there is a declaration of use at the end of Form TM1.	Not required	Declaration of Ownership (not required upon filing)	Not required	Declaration of Ownership (not required upon filing)	Notarised Declaration of Ownership	Not required	Not required	Not required	Not required
7	<b>Description of device mark (if not a word mark)</b>	Not required	Not required	Not required	Not required	Not required		Not required upon filing	Not required	Not required	Not required
8	<b>Colour marks</b> <b>a. Can colours be protected as trademark ?</b> <b>b. Description of claim if colour or a combination of colours is claimed as Trademark</b>	a. Yes if combination with other distinctive element b. Yes	a. Yes if combination with other distinctive element b. Not applicable	a. Yes Yes	a. Yes if combination with other distinctive element b. Not applicable	a. Yes if combination with other distinctive element b. Yes		a. Yes if combination with other distinctive element b. Yes	a. Yes b. Yes	a. Yes b. Yes	a. Yes if combination with other distinctive element b. Yes
9	<b>Priority documents necessary if priority claim made</b>	Yes	Yes	Yes	Yes	Yes		Not required upon filing	No, accuracy is assured through declaration on the application form	Yes	Yes
10	<b>Filing Fee-Basis of calculation</b>	Per class	Per class	Per class	Per class	Per class		Per class	Per class	Per product/service (In the process of amendment)	Per class of 6 products/services

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	<b>Filing Fee**</b>	Filing Fee: US\$89 per class (B\$150) Address For Service/Agent : US\$3	Filing Fee US\$25 per class (including priority claim)	Filing Fee (IDR 450,000) US\$55 per class (including priority claim)	Filing Fee US\$112 per class	Filing Fee US\$192.11 per class (including priority claim)	Filing Fee US\$	Filing Fee US\$74 per class (including priority claim, claim of colour)	Filing Fee Manual: US\$200.52 per class Electronic: US\$182.62 per class (including priority claim)	Filing Fee US\$14 per product/service (including priority claim)	- Filing fee (for each class of 6 products/service s: US\$ 9.38 (additional fee for each product/ service in excess of six: US\$ 1.56; - Fee for priority claim, per claim: US\$ 31.25

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	<b>Cost from Filing to Certificate</b>	Filing: US\$89 plus US\$3 per class/B\$150 plus B\$6 per class Publication (including certificate): US\$62 (B\$125)	Filing: US\$25; Publication: US\$50 per class; Certificate: (1 per class) US\$50	Filing: US\$55; Publication: included in filing fee				Filing: US\$74 per class; Publication: US\$32 per application (regardless of the number of classes); Certificate: US\$10 per application (regardless of the number of classes)	Filing: Manual: US\$200.52, Electronic: US\$182.62; Publication: included in filing fee; Certificate: included in filing fee	Filing: US\$14 per product/service ; Publication: free; Registration: US\$8 per product/service ; Certificate: included in registration fee	- Filing fee (for each class of 6 products/services): US\$9.38; Publication fee : US\$6.25; - Charge for search information for substantive examination (for each class of six products/services): US\$3.13 (Additional charge for each product/services in excess of six: US\$1.25) - Charge for substantive examination (for each class of six products/services): US\$ 15.63 (additional charge for each product/ service in excess of six: US\$3.13); - Fee for granting Certificate: US\$6.25

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	<b>Total Fee (from Filing to Registration)</b>	US\$154 per class	US\$125 per class	US\$62 per class	US\$112 per class	US\$192.11 per class		US\$116 per class plus US\$ 74 for each additional class	Manual: US\$200.52 per class, Electronic: US\$182.62 per class (including priority claim)	US\$14 per product/service	- Fee for Register of the Certificate: US\$ 6.25 - Fee for publication of decision on granting certificate: US\$53.14 per class of 6 products/ services

\* Information regarding Myanmar from INTA.

\*\* Subject to revisions of fees in the respective IP Offices