

THE ACCEPTABLE TYPES OF MARKS AND MEANS OF REPRESENTATION

Country	Georgia
Definition of Trademark	
1. According to the applicable legislation or to the practices of the Office, marks are defined as	
a) Visually perceptible signs	No
b) Signs capable of being represented graphically	Yes
c) Any sign capable of distinguishing the goods and services of one undertaking from those of another	Yes
2. Signs excluded from registration	
Are any signs excluded from registration as a mark?	Yes
Please, specify:	<p>1. A sign or combination of signs shall not be registered as a trademark where it: a) does not comply with the requirements of Trademark; b) represents a single non-stylized (standard) letter or figure, or a single colour taken separately; c) is not capable of distinguishing the relevant goods; d) is descriptive in respect of the goods for which its registration is requested, consists exclusively of the kind, quality, quantity, feature, value, intended purpose, geographical origin, place or time of sale or other characteristics of the goods or is regarded as such; e) is widely used as a generic term for goods of a particular type; f) represents a widely established trade term or sign, characteristic of goods, for which the registration is sought; g) insults or is contrary to the national dignity, religious sentiment and traditions, and moral standards; h) is likely to deceive the public as to the feature, quality, geographical origin or other characteristics of the goods; i) completely or in any of its constituent elements coincides with the armorial bearings, flag or emblem, full or abbreviated name of a foreign country; the emblem, full or abbreviated name of an international or intergovernmental organization; an official control, warranty and test hallmark, sign (including certification mark of goods), seal, order or medal; the current or historical name, armorial bearings, flag, emblem or banknote of Georgia or its territorial unit or an imitation of any sign provided for under this Subparagraph. Such a sign shall be included in a trademark, as a feature not qualifying for protection, if the permission of the Ministry of Culture and Sport of Georgia or the holder has been obtained. 2. A three-dimensional sign shall not be registered as a trademark, where its shape: a) is determined exclusively by the features of the goods; b) is necessary to achieve the technical result.</p>
Acceptable Types of Marks and Means of Representation	
Types of marks	
3. Is the applicant required to specify in the application the type of mark for which registration is requested?	Yes
4. Is a description of the mark [one option only]	b) Optional?
5. When an indication of the type of mark is neither specified nor included in the description, would the Office accept and process the application?	No
One option only:	
Please, specify:	

6. Please, indicate below the types of marks accepted by the Office and, where applicable, the way in which they must be represented:	
a) Word marks	Yes
i. Does the Office require the use of a standard character for the representation of word marks?	Yes
ii. Where applicable, does the Office require that words be translated into the language used by the Office	No
iii. Where applicable, does the Office require that words be transliterated following the phonetics of the language used by the Office	No
Please specify the font to be used to represent a standard character mark:	Any non-stylized font. (e.g Sylfaen)
b) Figurative marks (device marks)	Yes
Please, specify how they must be represented:	Represented graphically
c) Hologram marks	No
Please, specify how they must be represented:	
d) Three-dimensional marks (shape marks)	Yes
Please, specify how they must be represented	Represented graphically
i. Product packaging	Yes
Please, specify how it must be represented:	Represented graphically
ii. Product shape	Yes
Please, specify how it must be represented:	Represented graphically
e) Color marks	No
Please, specify how they must be represented	
i. A single color	
Please, specify how it must be represented:	
ii. A combination of colors	
Please, specify how it must be represented:	
f) Sound marks	Yes
Please, specify how they must be represented	If the sign submitted for registration is a sound symbol, audio recording and the electronic version of its graphical representation (musical notation), or three copies shall be submitted or uploaded.
i. A musical sound	Yes
Please, specify how it must be represented:	
ii. Any sound	Yes
Please, specify how it must be represented:	
g) Motion marks	No
Please, specify how they must be represented:	
h) Multimedia marks (motion and sound)	No
Please, specify how they must be represented:	
i) Other(s) (e.g., gesture marks, olfactory marks, pattern marks, position marks, taste marks, texture marks, trade-dress)	Yes
Please, indicate what other types of marks are accepted:	Position marks, patterns.
Please, specify how each of the other types of marks indicated above must be represented:	Represented graphically
Format and Means to File an Application with the Office	
7. Which of the following are acceptable formats to file an application with the Office?	
a) A paper form	Yes
b) The image of a paper form (e.g., PDF, JPG)	Yes
c) Structured data (e.g., e-filing, XML files)	Yes
8. How does the applicant submit the application?	
a) On a physical support (e.g., paper, CD-ROM or USB device)	Yes
b) By fax	No
c) Electronically, other than fax (e.g., by e-mail, by e-filing)	Yes
9. Is the applicant either required or allowed to submit an electronic representation of the mark along with the application?	Yes

Format(s) in which the Office accepts the electronic representation of the mark	
10. Depending on the type of mark,	
may the electronic representation consist of one or more digital still images?	Yes
Please select below the format accepted by the Office	
a) GIF	No
b) JPEG	Yes
c) PNG	Yes
d) TIFF	No
e) Other(s)	Yes
Please, specify in which other format(s):	PDF, JPG
When the representation consists of more than one digital still image:	
a) all images must be included in one file	No
b) each image may be in a separate file	Yes
11. Depending on the type of mark,	
may the electronic representation consist of a digital recording of sound only (i.e., without moving images)?	No
Please, select below the format accepted by the Office	
a) MID	
b) MP3	
c) WAV	
d) Other(s)	
Please, specify in which other format(s):	
12. Depending on the type of mark,	
may the representation consist of a digital recording of moving images without sound?	No
Please, select below the format(s) accepted by the Office	
a) AVI	
b) GIF	
c) MOV	
d) MP4	
e) MPEG	
f) WMV	
g) Other(s)	
Please, specify in which other format(s):	
13. Depending on the type of mark,	
may the representation consist of a digital recording of moving images and sound?	No
Please, select below the format(s) used by the Office	
a) AVI	
b) MP4	
c) MPEG	
d) WMV	
e) Other(s)	
Please, specify in which other format(s):	
Formats and standards used by the Office to store, manage and publish electronic representation of marks	
SCRx3421	
14. Does the Office store and manage an electronic representation of the mark (whether provided by the applicant or produced by the Office) in a database?	Yes
15. Is the electronic representation of the mark available to the public?	Yes
How can the public access the electronic representation of the mark?	
a) At the Office only (e.g., a dedicated computer terminal)	No
b) Online (e.g., online database)	Yes
16. In which format does the Office store, manage and publish the electronic representation of the mark when this consists of:	

a) one or more digital still images	JPEG
b) a digital recording of sound only	MP3, Musical Notes
c) a digital recording of moving images without sound	N/A
d) a digital recording of moving images and sound	N/A