

Madrid Agreement and Protocol Concerning the International Registration of Marks

Amendments to the Common Regulations under the Madrid Agreement and Protocol in force as from February 1, 2019

1. New Rules *27bis*, *27ter*, 40(6), consequential amendments to Rules 22 and 32, and the deletion of Rule 27(3) of the Common Regulations under the Madrid Agreement Concerning the International Registration of Marks and the Protocol Relating to that Agreement (the “Common Regulations”), as well as a new item 7.7 of the Schedule of Fees will enter into force on February 1, 2019.

Division of an international registration in respect of a designated Contracting Party (new Rule 27bis, new item 7.7)

2. New Rule *27bis* of the Common Regulations will provide holders of international registrations with the possibility to request the division of an international registration in respect of a designated Contracting Party.
3. A request for the division of an international registration must be filed with the Office of the designated Contracting Party in respect of which the international registration is to be divided. The request cannot be filed directly with the International Bureau of the World Intellectual Property Organization (WIPO).
4. The abovementioned request must be filed in the prescribed form (MM 22), reproduced in Annex I, and is subject to the payment of a fee of 177 Swiss francs to the International Bureau of WIPO, as specified in new item 7.7 of the Schedule of Fees.
5. The Office concerned may examine the request for division of an international registration to ensure that it meets the requirements in the applicable national or regional law, as the case may be, before presenting it to the International Bureau of WIPO. The Office may also require the payment of a fee, directly to this Office, different from the fee due to the International Bureau of WIPO.
6. The Office presenting a request under new Rule *27bis* of the Common Regulations may also include in or send with the request either a statement of interim status of the mark under Rule *18bis* or a statement of grant of protection under Rule *18ter* of the Common Regulations in respect of the goods and services listed in the request.

7. The International Bureau of WIPO will examine the request to determine whether it meets the requirements prescribed in new Rule 27*bis* and notify any irregularity to the Office which presented the request while informing the holder. The request will be considered abandoned if the Office concerned does not remedy the irregularity within three months from the date of its notification. In such case, the International Bureau of WIPO will reimburse any amount paid to the author of the payment, after deducting 50 per cent of the amount specified in new item 7.7 of the Schedule of Fees.

8. The International Bureau of WIPO will record the division of the international registration in respect of a designated Contracting Party when the request for division meets the requirements prescribed in new Rule 27*bis*. Division will be recorded with the date on which the International Bureau of WIPO received a regular request or on which an irregularity was remedied, as the case may be.

9. Following the recording of division, the International Bureau of WIPO will create a divisional international registration for the goods and services specified in the request and with the Contracting Party concerned as the sole designated Contracting Party, notify the Office that presented the request and inform the holder. The International Bureau of WIPO will record under the divisional registration any statement under Rule 18*bis* or 18*ter* of the Common Regulations included in or sent with the request for the recording of division.

Merger of international registrations (new Rule 27*ter*)

10. Rule 27(3) of the Common Regulations will be deleted and all provisions dealing with the merger of international registrations will be consolidated in new Rule 27*ter* of the Common Regulations.

- (a) Request for merger of international registrations resulting from the recording of a partial change in ownership

11. Paragraph (1) of new Rule 27*ter* deals with merger of international registrations resulting from the recording of a partial change in ownership.

12. A request under this paragraph must be presented by the holder, either directly to the International Bureau of WIPO or through the Office of the Contracting Party of the holder, in the relevant official form (MM 23), which is reproduced in Annex II, and does not require the payment of a fee to the International Bureau of WIPO.

- (b) Request for merger of international registrations resulting from the recording of division

13. Paragraph (2) of new Rule 27*ter* deals with the merger of international registrations resulting from the recording of division. A divisional international registration may be merged only with the international registration from which it was divided.

14. A request under this paragraph must be presented by the holder through the Office that presented the request for division, in the relevant official form (MM 24), which is reproduced in Annex III, and does not require the payment of a fee to the International Bureau of WIPO. A request under Rule 27*ter*(2) cannot be presented directly to the International Bureau of WIPO.

- (c) Recording and notification

15. When a request for merger meets the requirements prescribed in new Rule 27*ter*(1) or (2), as the case may be, the International Bureau of WIPO will record the merger of the international registrations concerned, notify the Offices of the Contracting Parties affected by the recording and inform the holder and, where applicable, the Office that presented the request.

Cancellation of an international registration resulting from division due to the ceasing of effect of the basic mark (Rule 22(2)(b))

16. Under a consequential amendment to Rule 22(2)(b) of the Common Regulations, the International Bureau of WIPO will be required to cancel, in whole or in part, as the case may be, an international registration resulting from the recording of division when the international registration from which it was divided is either totally or partially cancelled, at the request of the Office of origin, due to the ceasing of effect of the basic mark.

Possible notifications under New Rules 27bis, 27ter and 40(6) of the Common Regulations

- (a) Declaration that a Contracting Party will not present requests for the division of an international registration under new Rule 27bis(1)

17. Under paragraph (6) of new Rule 27bis of the Common Regulations, a Contracting Party, the law of which does not provide for the division of applications for the registration of a mark or of registrations of a mark, may notify the Director General of WIPO, before new Rule 27bis enters into force or before that Contracting Party becomes bound by the Madrid Protocol, that it will not present to the International Bureau of WIPO requests for division of international registrations.

18. Holders of international registrations will not be able to request the division of an international registration in respect of a Contracting Party that has notified a declaration under paragraph (6) of new Rule 27bis of the Common Regulations.

- (b) Declaration that a Contracting Party will not present requests for merger of international registrations resulting from division under new Rule 27ter(2)(a)

19. Under paragraph (2)(b) of new Rule 27ter of the Common Regulations, a Contracting Party, the law of which does not provide for merger of registrations of a mark, may notify the Director General of WIPO, before Rule 27ter enters into force or the Contracting Party becomes bound by the Madrid Protocol, that it will not present to the International Bureau of WIPO requests for the merger of an international registration resulting from the recording of division.

20. Holders of international registrations will not be able to request the merger of an international registration resulting from division in respect of a Contracting Party that has notified a declaration under paragraph (2)(b) of new Rule 27ter of the Common Regulations.

21. Declarations notified under Rules 27bis(6) and 27ter(2)(b) of the Common Regulations may be withdrawn at any time. In such case, holders of international registrations will be able to present requests under Rule 27bis(1) or 27ter(2)(a), as the case may be, in respect of the Contracting Party that has notified the Director General of WIPO the withdrawal of the corresponding declaration.

- (c) Notification of incompatibility of new Rules 27bis(1) and 27ter(2)(a) with the applicable national or regional laws of a Contracting Party

22. Under new paragraph (6) of Rule 40 of the Common Regulations, any Contracting Party may, before new Rules 27bis(1) and 27ter(2)(a) of the Common Regulations enter into force or before the Contracting Party becomes bound by the Madrid Protocol, notify the Director General of WIPO that either one or both of the new Rules 27bis(1) and 27ter(2)(a) of the Common Regulations are not compatible with the applicable national or regional laws, as the case may be.

23. The new Rule or Rules that are the subject of a notification under new paragraph (6) of Rule 40 of the Common Regulations will not apply to the Contracting Party that has sent such notification. As a result, holders of international registrations will not be able to present requests under new Rule 27bis(1) or new Rule 27ter(2)(a), or both, in respect of that Contracting Party unless the notification is withdrawn.

Publication in the WIPO Gazette of International Marks (Rule 32)

24. Under a consequential amendment to Rule 32 of the Common Regulations, the International Bureau of WIPO will publish in the WIPO Gazette of International Marks the recording of division under Rule 27*bis* and of merger under Rule 27*ter* of the Common Regulations.

25. In addition, the International Bureau of WIPO will publish in the WIPO Gazette of International Marks notifications made under Rules 27*bis*(6), 27*ter*(2)(b) or 40(6) of the Common Regulations.

26. The amended text of the Common Regulations and of the Schedule of Fees is reproduced in Annex IV.

November 7, 2018

MM22(E)

MADRID AGREEMENT AND PROTOCOL CONCERNING THE
INTERNATIONAL REGISTRATION OF MARKS

REQUEST FOR THE DIVISION OF AN INTERNATIONAL REGISTRATION

(Rule 27*bis* of the Common Regulations)

IMPORTANT

This request must be signed and presented to the International Bureau by the Office of the Contracting Party in respect of which the international registration is to be divided.

This cover page must not be sent to the International Bureau.

Madrid System – Contacts

Madrid Customer Service opening hours:
Monday – Friday, 9:00 a.m. to 6:00 p.m. (Geneva time)
Telephone: + 41 22 338 86 86

Inquiries / submitting forms:
<http://www.wipo.int/madrid/en/contact/>

Mailing address

Madrid Operations Division
Madrid Registry
Brands and Designs Sector
World Intellectual Property Organization
(WIPO)
34, Chemin des Colombettes
1211 Geneva 20
Switzerland

MM22(E)

REQUEST FOR THE DIVISION OF AN INTERNATIONAL REGISTRATION

<p style="text-align: center;"><u>For the holder</u></p> <p>This request contains the following number of continuation sheets: Holder's reference:</p>	<p style="text-align: center;"><u>For the Office</u></p> <p>Office's reference:</p>		
<p>1 CONTRACTING PARTY OF THE OFFICE PRESENTING THE REQUEST (name of the Contracting Party in respect of which the international registration is to be divided) </p>			
<p>2 NAME OF THE OFFICE PRESENTING THE REQUEST (must be the Office of the Contracting Party indicated in item 1) </p>			
<p>3 INTERNATIONAL REGISTRATION NUMBER (international registration to be divided in respect of the Contracting Party indicated in item 1) </p>			
<p>4 NAME OF THE HOLDER (as recorded in the International Register) </p>			
<p>5 GOODS AND SERVICES FOR WHICH DIVISION IS TO BE RECORDED (names of the goods and services to be set apart in the divisional international registration, grouped in the appropriate classes)</p> <p>..... </p> <p><input type="checkbox"/> If the space provided above is not sufficient, check the box and use a continuation sheet</p>			
<p>6 SIGNATURE BY THE HOLDER OR THE REPRESENTATIVE (only when the Office presenting the request requires the holder to do so)</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top; padding: 5px;"> <p><u>Holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p> </td> <td style="width: 50%; vertical-align: top; padding: 5px;"> <p><u>Representative of the holder</u> (before the Office presenting the request)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p> </td> </tr> </table>		<p><u>Holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p>	<p><u>Representative of the holder</u> (before the Office presenting the request)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p>
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7**STATEMENT**

(optional, to be filled only by the Office presenting the request)

After the recording of the division of the international registration, the statement indicated below shall be recorded under the divisional international registration for the goods and services listed in item 5 (please, check only one box)

- A statement of interim status of the mark in accordance with Rule 18bis(1) of the Common Regulations.
- A statement of grant of protection in accordance with Rule 18ter of the Common Regulations.

8**SIGNATURE BY THE OFFICE PRESENTING THE REQUEST**

(name and signature of the official signing on behalf of the Office)

By signing this form, I declare that I am entitled to sign it under the applicable law:

.....

.....

Name and e-mail address of the contact person in the Office:


.....

PAYMENT INFORMATION

(a) AMOUNT OF FEE	177 Swiss francs
<p>(b) INSTRUCTIONS TO DEBIT FROM A CURRENT ACCOUNT (If the holder wants to debit the required amount from a current account opened with the International Bureau, please, tick the box below and indicate the following)</p> <p><input type="checkbox"/> The International Bureau is hereby instructed to debit the required amount of fees from a current account opened with the International Bureau</p> <p>Holder of the account: Account number:</p> <p>Identity of the party giving the instructions:</p>	
<p>(c) METHOD OF PAYMENT (If the holder has already transferred the required amount to a WIPO bank or postal account, please, indicate the following)</p> <p>Identity of the party effecting the payment:</p> <p>Payment received and acknowledged by WIPO <input type="checkbox"/> <small>WIPO receipt number</small></p> <p>Payment made to WIPO bank account IBAN No. CH51 0483 5048 7080 8100 0 Crédit Suisse, CH-1211 Geneva 70 Swift/BIC: CRESCHZZ80A</p> <p style="margin-left: 300px;"><input type="checkbox"/> <small>Payment identification</small> <small>dd/mm/yyyy</small></p> <p>Payment made to WIPO postal account (within Europe only) IBAN No. CH03 0900 0000 1200 5000 8 Swift/BIC: POFICHBE</p> <p style="margin-left: 300px;"><input type="checkbox"/> <small>Payment identification</small> <small>dd/mm/yyyy</small></p>	

CONTINUATION SHEET

No: of



MM22(E) – February 2019

[Annex II follows]

MM23(E)

MADRID AGREEMENT AND PROTOCOL CONCERNING THE
INTERNATIONAL REGISTRATION OF MARKS

**REQUEST FOR THE MERGER OF INTERNATIONAL REGISTRATIONS
RESULTING FROM THE RECORDING OF A PARTIAL CHANGE IN OWNERSHIP**

(Rule 27ter(1) of the Common Regulations)

IMPORTANT

This form must be used to request the merger of international registrations resulting from the recording of a partial change in ownership.

This request may be presented directly to the International Bureau by the holder or through the Office of the Contracting Party of the holder.

This cover page must not be sent to the International Bureau.

Madrid System – Contacts

Madrid Customer Service opening hours:
Monday – Friday, 9:00 a.m. to 6:00 p.m. (Geneva time)
Telephone: **+ 41 22 338 86 86**

Inquiries / submitting forms:
<http://www.wipo.int/madrid/en/contact/>

Mailing address

Madrid Operations Division
Madrid Registry
Brands and Designs Sector
World Intellectual Property Organization
(WIPO)
34, Chemin des Colombettes
1211 Geneva 20
Switzerland

MM23(E)

REQUEST FOR THE MERGER OF INTERNATIONAL REGISTRATIONS RESULTING FROM THE RECORDING OF A PARTIAL CHANGE IN OWNERSHIP

<p style="text-align: center;"><u>For the holder</u></p> <p>This request contains the following number of continuation sheets: Holder's reference:</p>	<p style="text-align: center;"><u>For the Office</u></p> <p>Office's reference:</p>		
<p>1 NAME OF THE HOLDER (as recorded in the International Register; all international registrations to be merged must be in the name of the same person)</p>			
<p>2 INTERNATIONAL REGISTRATION NUMBERS (please indicate below the number of all the international registrations to be merged)</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p>			
<p>3 SIGNATURE BY THE HOLDER OR THE RECORDED REPRESENTATIVE</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top; padding: 5px;"> <p><u>Holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p> </td> <td style="width: 50%; vertical-align: top; padding: 5px;"> <p><u>Representative of the holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p> </td> </tr> </table>		<p><u>Holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p>	<p><u>Representative of the holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p>
<p><u>Holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p>	<p><u>Representative of the holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p>		
<p>4 OFFICE OF THE CONTRACTING PARTY OF THE HOLDER PRESENTING THE REQUEST (where this request is presented through that Office)</p> <p>Name of the Office:</p> <p>.....</p> <p>Name and signature of the official signing on behalf of the Office:</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>.....</p> <p>.....</p> <p>Name and e-mail address of the contact person in the Office:</p> <p>.....</p>			

MM24(E)

MADRID AGREEMENT AND PROTOCOL CONCERNING THE
INTERNATIONAL REGISTRATION OF MARKS

**REQUEST FOR THE MERGER OF AN INTERNATIONAL REGISTRATION
RESULTING FROM THE RECORDING OF DIVISION**

(Rule 27ter(2)(a) of the Common Regulations)

IMPORTANT

This form must be used to request the merger of an international registration resulting from the recording of division (divisional international registration) with the international registration from which it was divided (parent international registration).

This form must be signed and presented to the International Bureau by the Office of the Contracting Party in respect of which the international registration was divided.

This cover page must not be sent to the International Bureau.

Madrid System – Contacts

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Monday – Friday, 9:00 a.m. to 6:00 p.m. (Geneva time)
Telephone: **+ 41 22 338 86 86**

Inquiries / submitting forms:
<http://www.wipo.int/madrid/en/contact/>

Mailing address

Madrid Operations Division
Madrid Registry
Brands and Designs Sector
World Intellectual Property Organization
(WIPO)
34, Chemin des Colombettes
1211 Geneva 20
Switzerland

MM24(E)**REQUEST FOR THE MERGER OF AN INTERNATIONAL REGISTRATION
RESULTING FROM THE RECORDING OF DIVISION**

<p style="text-align: center;"><u>For the holder</u></p> <p>This request contains the following number of continuation sheets: Holder's reference:</p>	<p style="text-align: center;"><u>For the Office</u></p> <p>Office's reference:</p>		
<p>1 NAME OF THE HOLDER (as recorded in the International Register; the international registration resulting from the recording of division (divisional international registration) and the international registration from which it was divided (parent international registration) must both be in the name of the same person)</p>			
<p>2 INTERNATIONAL REGISTRATION NUMBER (please indicate below the number of the international registration resulting from the recording of division to be merged with the international registration from which it was divided)</p>			
<p>3 SIGNATURE BY THE HOLDER OR THE REPRESENTATIVE (where required or allowed by the Office presenting the request)</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top; padding: 5px;"> <p><u>Holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p> </td> <td style="width: 50%; vertical-align: top; padding: 5px;"> <p><u>Representative of the holder</u> (before the Office presenting the request)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p> </td> </tr> </table>		<p><u>Holder</u> (as recorded in the International Register)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p>	<p><u>Representative of the holder</u> (before the Office presenting the request)</p> <p><i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>Name:</p> <p>Signature:</p>
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<p>4 OFFICE PRESENTING THE REQUEST (Office of the Contracting Party in respect of which the international registration was divided)</p> <p>Name of the Office:</p> <p>.....</p> <p>Name and signature of the official signing on behalf of the Office: <i>By signing this form, I declare that I am entitled to sign it under the applicable law:</i></p> <p>.....</p> <p>.....</p> <p>Name and e-mail address of the contact person in the Office:</p> <p>.....</p>			

PROPOSED AMENDMENTS TO THE COMMON REGULATIONS UNDER THE MADRID AGREEMENT CONCERNING THE INTERNATIONAL REGISTRATION OF MARKS AND THE PROTOCOL RELATING TO THAT AGREEMENT

**Common Regulations under
the Madrid Agreement Concerning
the International Registration of Marks
and the Protocol Relating to that Agreement**

(as in force on [February 1, 2019](#))

[...]

**Chapter 4
Facts in Contracting Parties
Affecting International Registrations**

[...]

*Rule 22
Ceasing of Effect of the Basic Application,
of the Registration Resulting Therefrom,
or of the Basic Registration*

[...]

(2) *[Recording and Transmittal of the Notification; Cancellation of the International Registration]*

[...]

(b) Where any notification referred to in paragraph (1)(a) or (c) requests cancellation of the international registration and complies with the requirements of that paragraph, the International Bureau shall cancel, to the extent applicable, the international registration in the International Register. The International Bureau shall also cancel, to the extent applicable, international registrations resulting from partial change in ownership or division recorded under the international registration that has been cancelled, following the above-mentioned notification, and those resulting from their merger.

Chapter 5 Subsequent Designations; Changes

[...]

Rule 27

*Recording and Notification of a Change or of a Cancellation;
~~Merger of International Registrations; Declaration That a Change in
Ownership or a Limitation Has No Effect~~*

[...]

(3) ~~[Deleted] [Recording of Merger of International Registrations] Where the same natural person or legal entity has been recorded as the holder of two or more international registrations resulting from a partial change in ownership, the registrations shall be merged at the request of the said person or entity, made either direct or through the Office of the Contracting Party of the holder. The International Bureau shall notify accordingly the Offices of the designated Contracting Parties affected by the change and shall inform at the same time the holder and, if the request was presented by an Office, that Office.~~

[...]

Rule 27bis

Division of an International Registration

(1) [Request for the Division of an International Registration] (a) A request by the holder for the division of an international registration for some only of the goods and services in respect of a designated Contracting Party shall be presented to the International Bureau on the relevant official form by the Office of that designated Contracting Party, once the latter is satisfied that the division whose recording is requested meets the requirements of its applicable law, including the requirements concerning fees.

(b) The request shall indicate

(i) the Contracting Party of the Office presenting the request,

(ii) the name of the Office presenting the request,

(iii) the number of the international registration,

(iv) the name of the holder,

(v) the names of the goods and services to be set apart, grouped in the appropriate classes of the International Classification of Goods and Services,

(vi) the amount of the fee being paid and the method of payment, or instructions to debit the required amount to an account opened with the International Bureau, and the identification of the party effecting the payment or giving the instructions.

(c) The request shall be signed by the Office presenting the request and, where the Office so requires, also by the holder.

(d) Any request presented under this paragraph may include or be accompanied by a statement sent in accordance with either Rule 18bis or 18ter for the goods and services listed in the request.

(2) [Fee] The division of an international registration shall be subject to the payment of the fee specified in item 7.7 of the Schedule of Fees.

(3) [Irregular Request] (a) If the request does not comply with the applicable requirements, the International Bureau shall invite the Office that presented the request to remedy the irregularity and at the same time inform the holder.

(b) If the irregularity is not remedied by the Office within three months from the date of the invitation under subparagraph (a), the request shall be considered abandoned and the International Bureau shall notify accordingly the Office that presented the request, it shall inform at the same time the holder and refund any fee paid under paragraph (2), after the deduction of an amount corresponding to one-half of that fee.

(4) [Recording and Notification] (a) Where the request complies with the applicable requirements, the International Bureau shall record the division, create a divisional international registration in the International Register, notify accordingly the Office that presented the request and shall inform at the same time the holder.

(b) The division of an international registration shall be recorded with the date of receipt by the International Bureau of the request or, where applicable, the date where the irregularity referred to in paragraph (3) was remedied.

(5) [Request Not Considered as Such] A request for the division of an international registration in respect of a designated Contracting Party that is not or is no longer designated for the classes of the International Classification of Goods and Services mentioned in the request will not be considered as such.

(6) [Declaration That a Contracting Party Will Not Present Requests for Division] A Contracting Party, the law of which does not provide for division of applications for the registration of a mark or registrations of a mark, may notify the Director General, before the date this Rule comes into force or the date on which the said Contracting Party becomes bound by the Agreement or the Protocol, that it will not present to the International Bureau the request referred to in paragraph (1). This declaration may be withdrawn at any time.

Rule 27ter Merger of International Registrations

(1) [Merger of International Registrations Resulting from the Recording of a Partial Change in Ownership] Where the same natural person or legal entity has been recorded as the holder of two or more international registrations resulting from a partial change in ownership, the registrations shall be merged at the request of the said person or entity, made either direct or through the Office of the Contracting Party of the holder. The request shall be presented to the International Bureau on the relevant official form. The International Bureau shall record the merger, notify accordingly the Offices of the designated Contracting Party or Parties affected by the change and shall inform at the same time the holder and, if the request was presented by an Office, that Office.

(2) [Merger of International Registrations Resulting from the Recording of the Division of an International Registration] (a) An international registration resulting from division shall be merged into the international registration it was divided from at the request of the holder, presented through the Office that presented the request referred to in paragraph (1) of Rule 27bis, provided that the same natural person or legal entity is the recorded holder in both aforementioned international registrations and the Office concerned is satisfied that the request meets the requirements of its applicable law, including the requirements concerning fees. The request shall be presented to the International Bureau on the relevant official form. The International Bureau shall record the merger, notify accordingly the Office that presented the request and shall inform at the same time the holder.

(b) The Office of a Contracting Party, the law of which does not provide for the merger of registrations of a mark, may notify the Director General, before the date this Rule comes into force or the date on which the said Contracting Party becomes bound by the Agreement or the Protocol, that it will not present to the International Bureau the request referred to in subparagraph (a). This declaration may be withdrawn at any time.

Chapter 7 Gazette and Data Base

Rule 32 Gazette

(1) *[Information Concerning International Registrations]* (a) The International Bureau shall publish in the Gazette relevant data concerning

[...]

(viii**bis**) division recorded under Rule 27bis(4) and merger recorded under Rule 27ter,

[...]

(xi) information recorded under Rules 20, 20bis, 21, 21bis, 22(2)(a), 23, ~~27(3) and~~ (4) and 40(3);

[...]

[...]

(2) *[Information Concerning Particular Requirements and Certain Declarations of Contracting Parties]* The International Bureau shall publish in the Gazette

(i) any notification made under Rules 7, ~~or Rule 20bis(6), 27bis(6), 27ter(2)(b) or 40(6)~~ and any declaration made under Rule 17(5)(d) or (e);

[...]

Chapter 9 Miscellaneous

[...]

Rule 40

Entry into Force; Transitional Provisions

[...]

(6) *[Incompatibility with National Laws]* If, on the date this Rule comes into force or the date on which a Contracting Party becomes bound by the Agreement or the Protocol, paragraph (1) of Rule 27bis or paragraph (2)(a) of Rule 27ter are not compatible with the national law of that Contracting Party, the paragraph or paragraphs concerned, as the case may be, shall not apply in respect of this Contracting Party, for as long as it or they continue not to be compatible with that law, provided that the said Contracting Party notifies the International Bureau accordingly before the date this Rule comes into force or the date on which the said Contracting Party becomes bound by the Agreement or the Protocol. This notification may be withdrawn at any time.

[...]

PROPOSED AMENDMENTS TO THE SCHEDULE OF FEES

SCHEDULE OF FEES

(in force on [February 1, 2019](#))

Swiss francs

[...]

7. *Miscellaneous recordings*

[...]

[7.7 Division of an international registration](#)

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[...]

[End of Annex IV]