

## THE ACCEPTABLE TYPES OF MARKS AND MEANS OF REPRESENTATION

<b>Country</b>	<b>Spain</b>
<b>Definition of Trademark</b>	
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	No
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?	No
Please, specify:	
<b>Acceptable Types of Marks and Means of Representation</b>	
<b>Types of marks</b>	
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:	Arial, Times New Roman, Courier en tamaño de 10 a16 pt
b) Figurative marks (device marks)	Yes
Please, specify how they must be represented:	Presentación de una reproducción del signo con todos sus elementos y, en su caso, sus colores.
c) Hologram marks	Yes
Please, specify how they must be represented:	Presentación de un archivo de vídeo o una reproducción gráfica o fotográfica que contengan las vistas necesarias para identificar suficientemente el efecto holográfico en su totalidad.
d) Three-dimensional marks (shape marks)	Yes
Please, specify how they must be represented	Presentación o bien de una reproducción gráfica de dicha forma, incluidas las imágenes generadas por ordenador, o bien de una reproducción fotográfica.
i. Product packaging	Yes
Please, specify how it must be represented:	Presentación o bien de una reproducción gráfica de dicha forma, incluidas las imágenes generadas por ordenador, o bien de una reproducción fotográfica.
ii. Product shape	Yes
Please, specify how it must be represented:	Presentación o bien de una reproducción gráfica de dicha forma, incluidas las imágenes generadas por ordenador, o bien de una reproducción fotográfica.
e) Color marks	Yes

Please, specify how they must be represented	Presentación de una reproducción del color y una indicación de dicho color por referencia a un código de color generalmente reconocido.
i. A single color	Yes
Please, specify how it must be represented:	Presentación de una reproducción del color y una indicación de dicho color por referencia a un código de color generalmente reconocido.
ii. A combination of colors	Yes
Please, specify how it must be represented:	Presentación de una reproducción que muestre la disposición sistemática de la combinación de los colores de manera uniforme y predeterminada y una indicación de esos colores por referencia a un código de color generalmente reconocido.
f) Sound marks	Yes
Please, specify how they must be represented	Presentación de un archivo de audio que reproduzca el sonido o por una representación exacta del sonido en notación musical.
i. A musical sound	Yes
Please, specify how it must be represented:	Presentación de un archivo de audio que reproduzca el sonido o por una representación exacta del sonido en notación musical.
ii. Any sound	Yes
Please, specify how it must be represented:	Presentación de un archivo de audio que reproduzca el sonido o por una representación exacta del sonido en notación musical.
g) Motion marks	Yes
Please, specify how they must be represented:	Presentación de un archivo de vídeo o una serie de imágenes que muestre el movimiento o cambio de posición o de una serie de imágenes secuenciales fijas que muestren el movimiento o el cambio de posición.
h) Multimedia marks (motion and sound)	Yes
Please, specify how they must be represented:	Presentación de un archivo audiovisual que contenga la combinación de la imagen y del sonido.
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:	Marcas de patrón y de posición.
Please, specify how each of the other types of marks indicated above must be represented:	Presentación de una reproducción que muestre el patrón de repetición y de una reproducción que identifique adecuadamente la posición de la marca y su tamaño o proporción en relación con los productos de que se trate; respectivamente.
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	Yes
b) JPEG	Yes
c) PNG	Yes
d) TIFF	Yes
e) Other(s)	Yes
Please, specify in which other format(s):	BMP
When the representation consists of more than one digital still image:	
a) all images must be included in one file	Yes
b) each image may be in a separate file	No
11. Depending on the type of mark,	
may the electronic representation consist of a digital recording of sound only (i.e., without moving images)?	Yes
Please, select below the format accepted by the Office	
a) MID	No
b) MP3	Yes
c) WAV	No
d) Other(s)	No
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?	Yes
Please, select below the format(s) accepted by the Office	
a) AVI	No
b) GIF	No
c) MOV	No
d) MP4	Yes
e) MPEG	No
f) WMV	No
g) Other(s)	No
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?	Yes
Please, select below the format(s) used by the Office	
a) AVI	No
b) MP4	Yes
c) MPEG	No
d) WMV	No
e) Other(s)	No
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
c) a digital recording of moving images without sound	MP4
d) a digital recording of moving images and sound	MP4