

THE ACCEPTABLE TYPES OF MARKS AND MEANS OF REPRESENTATION

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| Country | North Macedonia |
| 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: | Law on Industrial Property Article 177(1) 2 A trademark shall not protect a sign: which cannot be represented graphically; |
| 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] | c) Not allowed? |
| 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? | Yes |
| One option only: | c) Other |
| Please, specify: | Specification will be required by the applicant as a part of the formal examination of the application |
| 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 | Yes |
| iii. Where applicable, does the Office require that words be transliterated following the phonetics of the language used by the Office | Yes |
| Please specify the font to be used to represent a standard character mark: | Article 5(3) of the Trademark Regulation: "The verbal sign in all written documents, electronic collections of data and in the Official Gazette of the SOIP, shall be inscribed in standard letters used by the Office". We do not store the font type in our database when storing a standard character mark. In our publications the standard font is "Arial". |
| b) Figurative marks (device marks) | Yes |
| Please, specify how they must be represented: | Article 7 of the Trademark Regulation: (1) In case the trade mark application, which contains a request for protection of a sign, including figurative elements (sign in color, or a special form of the letters and other elements), the appearance of the sign shall be stick on the marked area in the request Form or recorded by electronic way. (2) The three additional copies of the appearance of the sign in the Form shall be filed. (3) In case a protection of a sign in color is sought, the application shall include the colors |
| c) Hologram marks | No |

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| Please, specify how they must be represented: | |
| d) Three-dimensional marks (shape marks) | Yes |
| Please, specify how they must be represented | Article 8 of the Trademark Regulation: (1) In case the trade mark application, contains a request for protection of a three-dimensional sign, presentation of the appearance of the sign shall be presented on the designated space in the requested Form. The presentation of the sign shall clearly indicate its three-dimensional shape. (2) The three additional copies of the appearance of the sign in the Form shall be filed. (3) In case a protection of the three-dimensional sign in color is sought the application shall include the colors. |
| i. Product packaging | Yes |
| Please, specify how it must be represented: | The same provision as for 3-D marks applies |
| ii. Product shape | Yes |
| Please, specify how it must be represented: | The same provision as for 3-D marks applies |
| e) Color marks | Yes |
| Please, specify how they must be represented | Article 7(3) of the Trademark Regulation: In case a protection of a sign in color is sought, the application shall include the colors |
| i. A single color | No |
| Please, specify how it must be represented: | |
| ii. A combination of colors | Yes |
| Please, specify how it must be represented: | Article 7(3) of the Trademark Regulation: In case a protection of a sign in color is sought, the application shall include the colors |
| f) Sound marks | Yes |
| Please, specify how they must be represented | There are no provisions in the Trademark Regulations regarding graphical representation of the sound marks, but acceptable way of representation is representation by musical notes |
| i. A musical sound | Yes |
| Please, specify how it must be represented: | There are no provisions in the Trademark Regulations regarding graphical representation of the sound marks, but acceptable way of representation is representation by musical notes |
| ii. Any sound | No |
| 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) | No |
| Please, indicate what other types of marks are accepted: | |
| Please, specify how each of the other types of marks indicated above must be represented: | |
| 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) | No |
| c) Structured data (e.g., e-filing, XML files) | No |
| 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) | No |
| 9. Is the applicant either required or allowed to submit an electronic representation of the mark along | No |

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| with the application? | |
| 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? | No |
| Please select below the format accepted by the Office | |
| a) GIF | |
| b) JPEG | |
| c) PNG | |
| d) TIFF | |
| e) Other(s) | |
| Please, specify in which other format(s): | |
| When the representation consists of more than one digital still image: | |
| a) all images must be included in one file | |
| b) each image may be in a separate file | |
| 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 | |

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| when this consists of: | |
| a) one or more digital still images | The images are uploaded as JPEG and they are published as such. |
| b) a digital recording of sound only | N/A |
| c) a digital recording of moving images without sound | N/A |
| d) a digital recording of moving images and sound | N/A |