NOTE FOR FILING FORM MM8: REQUEST FOR THE RECORDING OF A CANCELLATION OF THE INTERNATIONAL REGISTRATION

Form MM8 (Mandatory): Request for the recording of a cancellation of the international registration (Rule 25 of the Regulations under the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks).

Please refer to our Guide to the International Registration of Marks for further detailed information concerning the application, registration and management of international marks.

IMPORTANT INFORMATION

PURPOSE OF THE FORM

Use this form to request the cancellation of an international registration (total cancellation) or to remove some of the goods or services permanently from the international registration (partial cancellation).

A single form may be used to request a total cancellation for multiple international registrations provided that they are all in the name of the same holder. If the request concerns a partial cancellation, a separate MM8 form must be submitted for each international registration.

Please note that WIPO will record the information received in the International Register, provided it meets the requirements of Rule 25 of the Regulations. Therefore, it is important that you provide accurate and complete information.

IS THIS THE RIGHT FORM?

Do not use this form unless you wish to either remove the international registration permanently from the International Register or remove some goods and services permanently from an international registration.

To reduce the list of goods and services with respect to all or some of the designated Contracting Parties in an international registration, without removing those goods and services permanently from the international registration, use form MM6 (limitation).

To abandon the effects of an international registration with respect to some (but not all) of the designated Contracting Parties from the International Register, use form MM7 (renunciation).

THE EFFECT OF RECORDING THE CANCELLATION

Total cancellation

When a total cancellation is recorded, the international registration concerned is removed from the International Register and will no longer be in force. Therefore, the international registration will no longer have effect in the designated Contracting Parties.
Partial cancellation

When a partial cancellation is recorded, the goods and services concerned are permanently removed from the international registration and will no longer be covered in the designated Contracting Parties.

A request for partial cancellation may be appropriate, for example, where specific goods and services are no longer of interest, or if the holder wishes to avoid a potential conflict with third parties in the Contracting Parties.

As the goods and services are permanently removed from the international registration, they will not be taken into account at the time of renewal when calculating the supplementary fees and, where applicable, the individual fees (for more information please see the Notes for Filing MM11). Furthermore, the goods and services concerned cannot later be the subject of a subsequent designation.

Once the cancellation of the international registration has been recorded in the International Register, WIPO will inform the Offices of the designated Contracting Parties concerned.

Please note that it is not possible to transform the international registration (or the cancelled goods and services) into national or regional rights following this request for cancellation. Transformation is only possible where the Office of origin has requested the cancellation following the ceasing of effect of the basic mark (under Article 6(4) of the Protocol).

HOW TO SUBMIT THIS FORM

You may submit this request directly to WIPO by using Contact Madrid (under “My request concerns”, select the topic “a form submission”). Alternatively, you may submit this form through the Office of the Contracting Party of the holder. However, before doing so, you will need to check with the Office on how to submit the form – on paper or by electronic means, and whether any handling fee is charged for the transmission to WIPO.

FEE INFORMATION

There is no fee payable to WIPO for the recording of a cancellation.

E-MAIL ADDRESS OF THE HOLDER AND WIPO’S ONLINE SERVICES

Where you have not already done so, for example, in the international application, you must provide (or update) your e-mail address using Contact Madrid (under “My request concerns” select the topic “a change in contact details of the holder”). Holders cannot indicate the e-mail address of their representative as their own. Therefore, the e-mail address of the holder and of the representative must be different.

Please note, WIPO will not include the e-mail address of applicants, holders or representatives on the Madrid System online information services (e.g., Madrid Monitor, Madrid Real-time Status) nor publish such information in the WIPO Gazette of International Marks.
Where a representative is appointed, WIPO will send all communications **only** to the e-mail address of the representative.

Where a representative is not appointed, WIPO will send all communications to the e-mail address provided for the holder or to the alternative e-mail address for correspondence where one has been provided.

E-mail is the fastest, most efficient and secure means for WIPO to transmit information effectively to its users. You will receive time-sensitive electronic communications from Offices of designated Contracting Parties without delay. If you have already provided an e-mail address, please ensure it is up to date.

WIPO has developed a number of useful online tools and services. To have access to these tools and services you will need a WIPO Account. The WIPO Account will give you access to WIPO’s online tools and services that have been designed to help you manage in one place your entire portfolio of internationally registered trademarks that are recorded with the same e-mail address.

**Monitoring your request**

**Madrid Monitor** provides real-time monitoring of requests as they are being processed by WIPO. To monitor the status of your request, click the “Real-time Status” tab when viewing a specific record, or enter your international registration number in the “Real-time Search” tab in Madrid Monitor.

**HOW TO FILL IN FORM MM8**

The form must be typed. WIPO cannot accept handwritten forms.

**NUMBER OF CONTINUATION SHEETS**

If the space available in any part of the form is not sufficient, please use the last page of the form “Continuation Sheet” and indicate the number of Continuation Sheets attached here.

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1 Where a representative has been appointed, WIPO will not send communications directly to the applicant or holder. There are a few exceptions to this rule:
   – where the appointment of a representative is irregular, WIPO will inform both the applicant or holder and the purported representative;
   – six months before the expiry of the term of protection, WIPO will send an unofficial notice to both the holder and the representative;
   – where insufficient fees are paid for the purpose of renewal, WIPO will notify both the holder and the representative;
   – where an international registration is not renewed or is not renewed in respect of a designated Contracting Party, WIPO will send a notification to the holder and the representative;
   – where cancellation of the appointment is requested by the representative, WIPO will, until such time as the cancellation becomes effective, send communications to both the applicant or holder and the representative.
REFERENCE NUMBERS

The holder and the Office (if the form is submitted through an Office) may indicate their own internal file reference. WIPO will include this reference in any further communication concerning this form.

ITEM 1: INTERNATIONAL REGISTRATION NUMBER(S)

Indicate the international registration number(s), for example 123456 or 123456A.

When the request concerns several international registrations, the name of the recorded holder of each registration must be identical. If not, a separate request must be presented for each holder.

If you want to record a partial cancellation for several international registrations, you must present a separate request for each international registration.

ITEM 2: NAME OF THE HOLDER

Indicate the holder’s name exactly as recorded in the International Register. Where the international registration is jointly owned, indicate the names of each joint holder as recorded.

ITEM 3: GOODS AND SERVICES

Indicate whether you wish to request a total or partial cancellation by checking either box 3(a) or box 3(b). Please, be careful when selecting a total cancellation. If box 3(a) is checked WIPO will inscribe the total cancellation regardless of whether any further information is provided in item 3(b), 3(b)(i) or 3(b)(ii).

Box 3(a): Total cancellation

Check this box if you want to cancel (remove) the international registration(s) from the International Register.

Please note that in the case of a total cancellation, the international registration will cease to exist.

Box 3(b): Partial cancellation

Check this box if you wish to cancel only some of the goods and services covered by the international registration.

If you have checked box 3(b) you must indicate the scope of the partial cancellation in items 3(b)(i) and 3(b)(ii):

Item 3(b)(i): Entire classes

Indicate only the class number of the class concerned if the entire class is to be cancelled – i.e., all the goods and services in a particular class to be permanently removed from the international registration.
Item 3(b)(ii): If the cancellation affects only some of the goods and services

Indicate the specific goods and services that are to remain in the international registration following the cancellation. Do not only list the goods and services to be cancelled.

Example

Your international registration covers goods and services in classes 14, 25 and 38, and you want to cancel the entire class 14 and exclude “footwear” from class 25:

Indicate in item 3(b)(i) only the class number to be cancelled:

Class 14*

Indicate in item 3(b)(ii) the full list of goods and services that is to remain protected:

Class 25 now reads: “Clothing, headgear”. This new list will replace the existing list in the International Register, which was “clothing, headgear and footwear”.

* Any class covered by the international registration that is not listed will not be cancelled and will remain as recorded in the International Register – in this example, class 38 remains protected as it is recorded in the International Register.

The recording of the partial cancellation will appear in the [WIPO Gazette of International Marks](https://www.wipo.int/wipo_da/en/publications/00152020.html). The recording will reflect that:

Class 14 is cancelled.

Goods and services not cancelled:

25 Clothing; headgear.

Class 38 remains unchanged.

Box for continuation sheet

Check this box, if you need to use a continuation sheet.

**ITEM 4: SIGNATURE OF THE HOLDER AND/OR THEIR REPRESENTATIVE**

The holder or the holder’s representative must sign the form before presenting this directly to WIPO. If the form is not signed, the cancellation will not be recorded.

If the request is presented through, and signed by, an Office, the signature of the holder or the holder’s representative is not required and this item may be left blank. However, the Office may require or allow the holder (or representative) to sign this item.

The person signing the form declares that they are entitled to do so under the applicable law.
Holder

Indicate the name of the holder (including joint holders) **exactly** as recorded in the International Register.

Representative of the holder

Where the representative signs the form, indicate the name of the representative exactly as recorded in the International Register. If the recorded holder signs the form, there is no need for the representative to sign it as well.

Where the holder or representative is a legal entity, indicate the name as recorded in the International Register (**not** the name of the person signing the form on behalf of that legal entity).

Signature (holder/representative)

The signature should be handwritten, printed, typed or stamped. Alternatively, a seal may be affixed to the form.

**ITEM 5: SIGNATURE OF THE OFFICE PRESENTING THE REQUEST**

This item should only be filled out by the Office presenting the form.

[End of Note for Filing Form MM8]