
STATUTORY INSTRUMENTS

2008 No. 1797

The Trade Marks Rules 2008

Application for registration

Deficiencies in application; section 32

13.—(1) Where an application for registration of a trade mark does not satisfy the requirements of section 32(2), (3) or (4) or rule 5(1), the registrar shall send notice to the applicant to remedy the deficiencies or, in the case of section 32(4), the default of payment.

(2) A notice sent under paragraph (1) shall specify a period, of not less than [^{F1}14 days], within which the applicant must remedy the deficiencies or the default of payment.

(3) Where, before the expiry of the period specified under paragraph (2), the applicant—

- (a) fails to remedy any deficiency notified to the applicant in respect of section 32(2), the application shall be deemed never to have been made; or
- (b) fails to remedy any deficiency notified to the applicant in respect of section 32(3) or rule 5(1) or fails to make payment as required by section 32(4), the application shall be treated as abandoned.

Textual Amendments

- F1** Words in [rule 13\(2\)](#) substituted (1.10.2009) by [The Trade Marks and Trade Marks and Patents \(Fees\) \(Amendment\) Rules 2009 \(S.I. 2009/2089\)](#), rules 2, [9](#)

Commencement Information

- II** [Rule 13](#) in force at 1.10.2008, see [rule 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Trade Marks Rules 2008, Section 13.