
STATUTORY INSTRUMENTS

2018 No. 825

The Trade Marks Regulations 2018

PART 3

Amendments to the Rules

Application may relate to more than one class and shall specify the class (Form TM3A)

36.—(1) Rule 8 is amended as follows.

(2) In paragraph (2)(b) omit “in such a way as to indicate clearly the nature of those goods or services” and insert “with sufficient clarity and precision to enable the registrar and other competent authorities and economic operators, on that sole basis, to determine the extent of the protection sought”.

(3) After paragraph (2) insert—

“(2A) For the purposes of paragraph (2)(b) an application may specify the general indications included in the class headings of the Nice Classification or other general terms provided that they satisfy the requirement that the goods or services be described with sufficient clarity and precision referred to in paragraph (2)(b).

(2B) Where the specification contained in the application describes the goods or services using general terms, including the general indications included in the class headings of the Nice Classification, the application shall be treated as including only the goods or services clearly covered by the literal meaning of the term or indication.”.

(4) After paragraph (4) insert—

“(5) In this rule “economic operators” means any person or group of persons which, in the course of trade, manufactures, supplies, imports, exports or otherwise deals in goods or services.”.