

# Madrid and STLT accession journey: experience sharing of the Intellectual Property Office of Trinidad and Tobago



**Steffi Mohammed**  
**Trademark Systems**  
**Specialist (Madrid)**

# Overview



- Madrid System – Declarations by Trinidad and Tobago
- TTIPO as an Office of Origin
- TTIPO as a Designated Contracting Party
- Statistics
- Training initiatives at the TTIPO
- Public Education Initiatives
- Madrid Protocol Processing Unit Staff Structure
- Madrid Protocol Online Tools
- Singapore Treaty on the Law of Trademarks (STLT)
- Trade marks Resources

# Madrid Protocol – The International Trademark System



# Contracting Parties to the Madrid Protocol



- **October 12, 2020-** instrument of accession deposited with WIPO's Director General.
- **January 12, 2021-** T&T became the 123<sup>rd</sup> country to join the Madrid Protocol ([https://www.wipo.int/madrid/en/news/2020/news\\_0020.html](https://www.wipo.int/madrid/en/news/2020/news_0020.html)).



[https://www.wipo.int/madrid/en/news/2020/news\\_0020.html](https://www.wipo.int/madrid/en/news/2020/news_0020.html)

# Declarations made by Trinidad and Tobago



**Extension of the refusal period  
to 18 months (Article 5(2)(b) of  
the Protocol).**

**Individual Fee  
(Article 8(7)(a) of the Protocol)**

**Merger of divided international  
registrations not provided (Rule  
27ter(2) of the Regulations)**

**Intent to use the mark  
(Rule 7(2) of the Regulations  
under the Protocol)**

# TTIPO as an Office of Origin



- Certifies the IA  
([Regulation 29\(3\) of the TM \(International Registration\) Regulations, 2020](#))
- No handling fee
- Filing language – English ([Regulation 4\(2\)\(a\) of the TM Regulations, 2020](#))
- The Office uses the current version of Nice Classification  
([Section 3 of the Trade Marks Act, No. 8 of 2015](#))
- Translation and/or transliteration of the mark may be required ([Regulation 13\(3\) of the TM \(International Registration\) Regulations, 2020](#))

# TTIPO as a Designated Contracting Party



- **Search & Examination before the Office:**

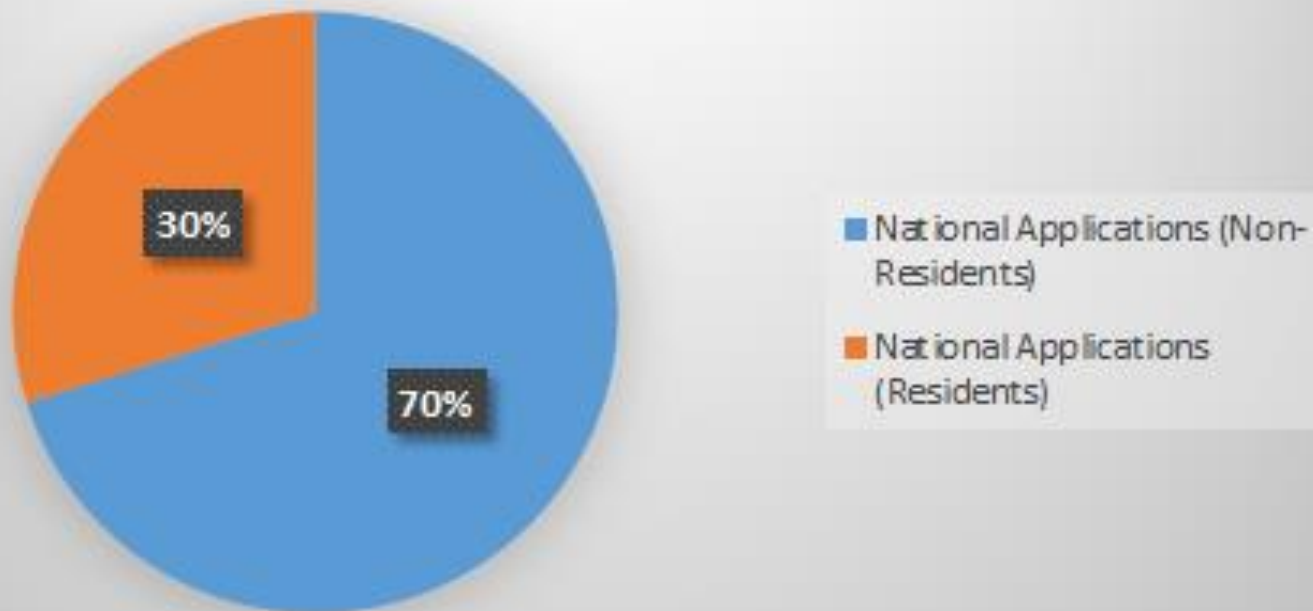
- The Office conducts searches for the rights of other rights holders ([Regulation 13\(2\) of the Trade Marks \(International Registration\) Regulations, 2020](#))
- The Office examines on absolute and relative grounds ([Sections 8 and 9 of the Trade Marks Act No. 8 of 2015](#))
- Subsequent to the publication of the mark on the Online TM Journal (<http://ipo.gov.tt/journals/>) , Oppositions can be filed at the TTIPO prior to registration (3 month period) ([Regulation 15\(1\) of the Trade Marks \(International Registration\) Regulations, 2020](#)).



# Trade Mark Application Statistics 2020



Applications filed at the TTIPO for the  
period Jan 12, 2020 - June 24, 2020

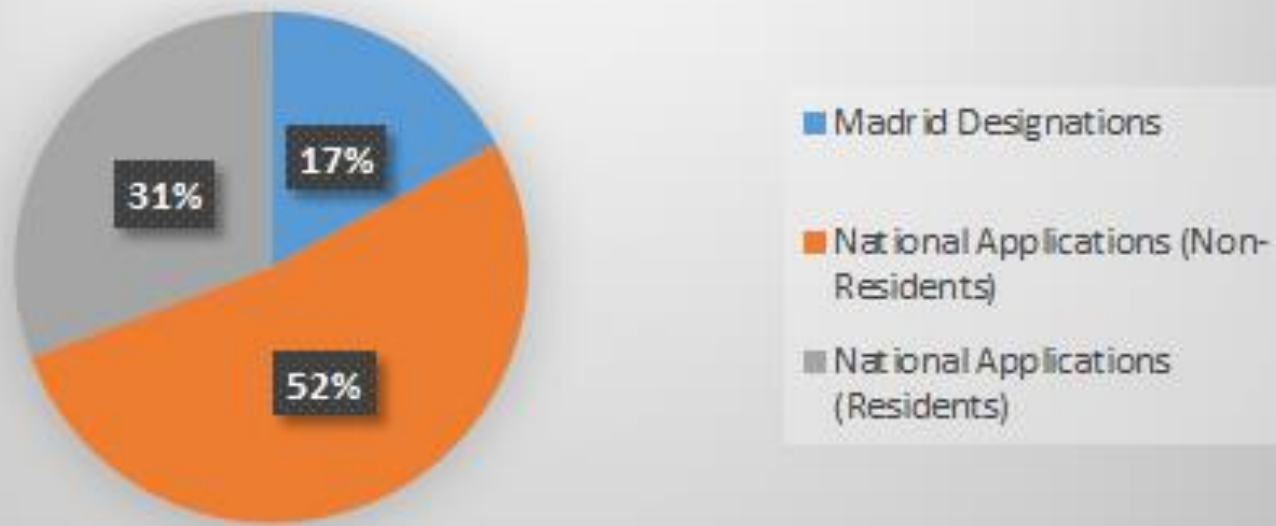




# Trade Mark Application Statistics 2021



## Madrid Applications filed at the TTIPO for the period Jan 12, 2021 - June 24, 2021



**1st IA filed through the TTIPO**



# TTIPO Training Initiatives



- Study Visit to the Madrid Registry, Brands and Designs Sector, WIPO
- Workshop for National Offices on the Operations of the Madrid System
- Mission on Madrid Protocol Concerning the International Registration of Marks
- Mission with Mr. Adel Baccouche, Project Manager, Industrial Property Office Business Solutions Division, WIPO
- WIPO Technical Training Workshop for Industrial Property Automation System (IPAS) Administrators
- Nov 2020, the first virtual desk audit was conducted in preparation for implementation of the Madrid Protocol in Trinidad and Tobago in January 2021.

# Public Education Initiatives



## EXPORTT

- January 29, 2021 – Workshop with WIPO and EXPORTT on Madrid Protocol
  - ExportTT provides "**Financing Facilities**" to companies
  - For further information please visit their website <https://exportt.co.tt/financing-facilities/>

## SPORTT

- September 3 and September 4, 2019 – National Workshop on the Optimization of Intellectual Property Rights
- March 25, 2021- TTIPO-SporTT Knowledge Building Session for NGBs
- April 13, 2021- TTIPO / Rugby Knowledge Building Session

## IP CLINICS

- NEDCO, NIHERST, CARIRI, PLANTING SEEDS, UNIVERSITY OF THE WEST INDIES



# Madrid Protocol Processing Unit Staff Structure

## Cabinet Minute No. 1638 of June 12, 2014

Cabinet agreed to the establishment of a Madrid Protocol Processing Unit in the Intellectual Property Office to administer Trinidad and Tobago's treaty obligations upon accession to the Madrid Protocol.

Trademark Systems Specialists

Trademark Operations Administrator

Trademark Operations Officer

# Access Madrid Online Tools



← → ↻ ⚠ Not secure | ipo.gov.tt/related-links-tm/madrid-protocol/

 [Home](#) [Types of IP](#) [How to...](#) [IP Library](#) [About Us](#) [News](#) [Online Services](#)

## MADRID PROTOCOL



- > Tutorials for e-Services >
- > WIPO File
- > Online Payments
- Common Terms for Nice
  - > Classes
- > Journals
- > Forms >
- > WIPO Services >
- > Trademark Search
  - Practice Direction for Online
  - > Filing and Payments

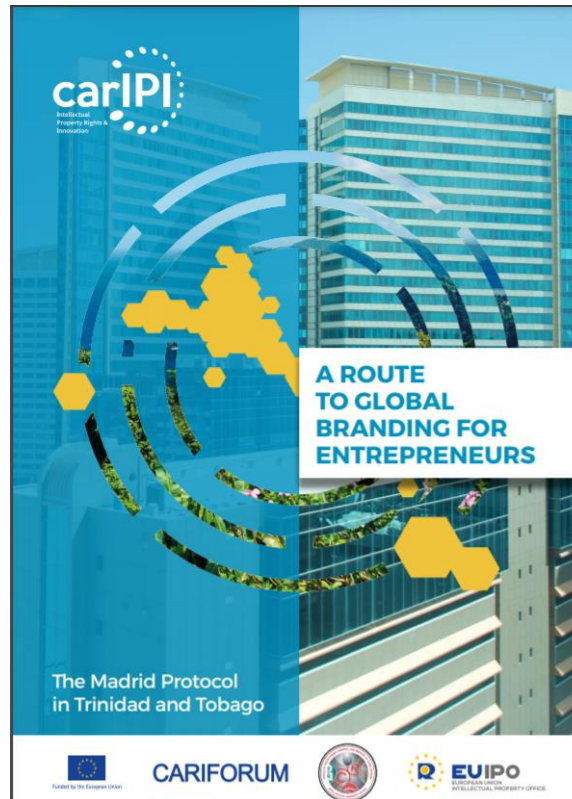
- > Madrid Protocol
  - WIPO Alternative Dispute
  - > Resolution
  - > WIPO Proof

ipo.gov.tt/related-links-tm/madrid-protocol/

<http://ipo.gov.tt/related-links-tm/madrid-protocol/>

# Access to Booklet "The Madrid Protocol in Trinidad and Tobago: A ROUTE TO GLOBAL BRANDING FOR ENTREPRENEURS"

[http://ipo.gov.tt/downloads/Madrid\\_Protocol/ttipu\\_euipo\\_mpb.pdf](http://ipo.gov.tt/downloads/Madrid_Protocol/ttipu_euipo_mpb.pdf)





# Singapore Treaty on the Law of Trademarks (STLT)



# Singapore Treaty on the Law of Trademarks (STLT)



- October 4, 2019, Trinidad and Tobago deposited the instrument of accession to the STLT.
- The Trade Marks Act No. 8 of 2015 with accompanying Regulations was proclaimed on June 25, 2020. This Act contains provisions to facilitate the implementation of this Treaty through the electronic filing of trade mark applications.
- Trinidad and Tobago is 50<sup>th</sup> member of the STLT. The objective of the Singapore Treaty is to create a modern and dynamic international framework for the harmonization of administrative trademark registration procedures.

# Singapore Treaty on the Law of Trademarks (STLT)

- Most significantly, it is the first international instrument dealing with trademark law to explicitly recognize non-traditional marks. The Treaty is applicable to all types of marks, including non-traditional visible marks, such as holograms, three-dimensional marks, color, position and movement marks, as well as non-visible marks such as sound, olfactory or taste and feel marks.
- The Singapore Treaty was concluded in 2006 and entered into force in 2009.

WIPO Director General Francis Gurry received the instruments of accession for the three treaties from Ambassador Makeda Antoine-Cambridge, Permanent Representative of Trinidad and Tobago to the UN Office and other International Organizations in Geneva.



[https://www.wipo.int/portal/en/news/2019/article\\_0043.html](https://www.wipo.int/portal/en/news/2019/article_0043.html)

# Electronic Advancements for Singapore Treaty on the Law of Trademarks (STLT)



- Electronic Online System  
(Regulations 76 to 83 of the Trade Mark Regulations, 2020.)
- Electronic Filing of industrial property applications
  - WIPO File
- IPAS 4
- Online payments
- WIPO Publish- available in Office and soon online
- Receiving and sending correspondence electronically
- Electronic Journal
- Electronic Registers



# Trade Marks Resources

- Trade Mark Act No 8 of 2015  
(<http://www.ttparliament.org/legislations/a2015-08.pdf>)
- Legal Notice No. 137 - Trade Marks Regulations, 2020  
([http://ipo.gov.tt/downloads/Trademark/trade\\_marks\\_regulations.pdf](http://ipo.gov.tt/downloads/Trademark/trade_marks_regulations.pdf))
- Legal Notice No.138 - The Trade Marks (Border Enforcement Measures) Regulations, 2020  
([http://ipo.gov.tt/downloads/Trademark/border\\_enforcement\\_measures.pdf](http://ipo.gov.tt/downloads/Trademark/border_enforcement_measures.pdf))
- Legal Notice No. 290 - Trade Marks (International Registration) Regulations, 2020  
([http://ipo.gov.tt/downloads/Trademark/inter\\_reg\\_marks.pdf](http://ipo.gov.tt/downloads/Trademark/inter_reg_marks.pdf))
- Information on Trade Marks: <http://ipo.gov.tt/types-of-ip/trade-marks/>





# IpoTrinbago

Address: 3<sup>rd</sup> Floor, Capital Plaza, 11-13 Frederick Street, Port of Spain.

Email: [info@ipo.gov.tt](mailto:info@ipo.gov.tt)

Phone: 226-4476

[www.ipo.gov.tt](http://www.ipo.gov.tt)

