

BOIP
P.O. Box 90404
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NOTES ON THE REQUEST FORM FOR MODIFICATION OF A REGISTRATION IN THE CARIBBEAN NETHERLANDS TRADEMARKS REGISTER

General notes:

If the space provided on the form is not sufficient, you may supply the information in an attachment. In this case, answer the question by referring to the relevant attachment.

A modification may only be lodged in the trademarks register if accompanied by supporting documentation. This documentation must be included with your request to lodge the modification. The relevant notes will tell you which documentation you need to include for each modification type.

The documents you send are public; anybody may request copies of these documents from the Office.

Notes

The notes on the application form are numbered in the same order as the points listed on the form.

1 Your references

Specify your reference or file number here. The Office will use these reference details in all correspondence addressed to you.

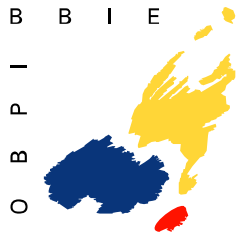
The designated contact person is the person within your organisation charged with the request for modification. He/she can provide additional details if necessary.

2 Your banking data

We need your bank account number in order to identify your payment in our financial administration system.

3 Applicant

Here, state the name and address of the person requesting the modification.



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4 Representative

State the name of the representative or lawyer specialised in intellectual property here.

A representative may be an external agency, or an independent professional. They can provide advice on trademark protection, and handle all formalities on behalf of the applicant.

If you use the services of a lawyer specialised in intellectual property, he/she must have a residential or business address in the Kingdom of the Netherlands (i.e. in the Netherlands, Caribbean Netherlands, Curaçao, St. Maarten or Aruba).

If you do not plan to enlist the services of a representative, you may skip this item.

5 Trademark(s) to which the modification applies

Here, enter the registration number(s) of the trademark(s) to which the modification applies.

6 Modifications

Check the relevant box to indicate which modifications you wish to lodge. It is possible to lodge the following modifications:

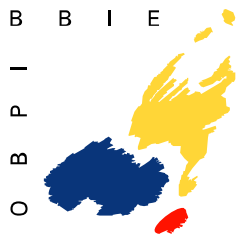
A Transfer or transition

For example, if you have purchased or sold a trademark. Indicate whether the transfer is full or partial.

Provide the name and address information of the transferee(s) of the trademark(s).

If the transfer is partial, also list the goods and/or services that are to be transferred.

A deed showing evidence of the transfer of the trademark(s) and signed by both the transferor and transferee must be included with the request form. An extract of the original deed signed by both parties is sufficient.



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B Change of name and/or address of the trademark proprietor/licensee

Check the appropriate box(es) to indicate the type of modification (name or address) you wish to lodge. Also state whose details have changed (trademark proprietor or licensee).

Please note: You can modify both a name and an address using the same form. In this case, check both options.

Now provide the relevant information.

For trademark proprietor/licensee name changes, you must indicate both the new name and the legal form.

You must submit supporting documentation (e.g. an extract from the trade register showing the name change).

For address changes, you must provide the new full address. Always give the street address.

C Licence, pledge, attachment

Check the relevant box(es) to indicate the type of right that has been established to the trademark(s). Then provide the name and address information of the person who has served a writ of attachment to, or has acquired right of pledge/licensing rights to the trademark(s).

Please note: If this is a natural person, write the person's surname and then the first given name in full; if it is a company or organisation, also state the legal form.

Supporting documentation showing the right established to the trademark(s) must be included with the request form. An extract of the original deed is sufficient, which must also be signed by both parties.

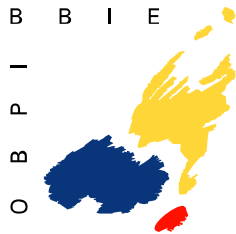
If the request is for the cancellation of a licence, right of pledge or attachment, the details of the holder of the rights to be cancelled (as listed in the register) must also be provided.

Please note:

Cancellation of a licence can only be requested jointly by the trademark proprietor and licensee.

Lifting of an attachment can only be requested by the attaching party.

Lifting of a pledge requires at least the request of the pledgee.



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D Limitations to the list of goods and/or services

List the goods and/or services to be deleted.

Power of attorney must be provided if a representative is submitting the request.

Please note: if a writ of attachment, right of pledge or license has been lodged on the trademark(s), you must also submit a declaration showing that the attaching party, pledgee or licensee has granted permission.

E Appointment / change of representative

If you wish to be registered as the representative of the trademarks in question, check the appropriate box.

Becoming a representative means that your offices will be included in the register, and all correspondence regarding the trademark will be sent to you.

A change to the representative must be lodged if a different office was previously listed in the register.

F Changes to the name and/or address of representative

Check the appropriate box(es) to indicate which information (name, address or both) of the representative has changed.

Then provide the relevant information.

When lodging a name change, both the new name and the legal form must be provided. You must submit documentation supporting the modification (e.g. an extract from the trade register showing the name change).

For address changes, you must provide the new full address.

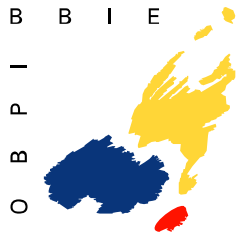
G Cancellation of registration(s)

Check the appropriate box to indicate the type of cancellation.

Power of attorney must be provided if a representative is submitting the request.

Judicial cancellations must be accompanied by a bailiff's notification and a copy of the pronouncement of the court's decision.

Please note: If the trademark(s) is (are) subject to an attachment/right of pledge/licensing rights, the cancellation may only be processed if the attaching party/pledgee/licensee has (have) granted permission.



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H Changes to regulations governing the use and supervision of a collective trademark

This item only applies to collective trademarks. If usage and supervision regulations change, the new regulations must be listed in the register. Attach the new regulations.

7 Fees

Our list of fees can be found on www.caribie.nl. No VAT will be imposed. The BOIP does not send invoices.

8 Payment

You can make your payment by transferring the total sum to the following bank account:

402.880.05 Maduro & Curriel's Bank (Bonaire) NV in the name of BOIP
SWIFT (BIC) Code MCBKBQBN

Direct debit from a bank account is not possible. You cannot pay by cheque or credit card.

If you have a current account with BOIP, you may request the fees due to be debited from the balance of this account. If this is the case, check the box and fill in the (four digit) number of your current account.

If you do not have a current account but would like to apply for one, please contact us via trademarks@caribie.nl.

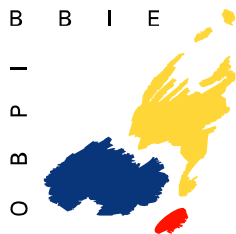
9 Signature

Do not forget to fill in your name and sign the form.

NB: If the form is submitted in digital format, a signature is not required.

10 Enclosures

Specify the number and type of enclosures you will be attaching to the application form.



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Submitting the form

You may submit the form and accompanying documentation – preferably via e-mail – to:

trademarks@caribie.nl

Benelux Office for Intellectual Property

P.O. Box 90404

NL-2509 LK The Hague

Netherlands

Tel.: +31-70-349 12 22 (between 8:30 and 17:00 Dutch time)

Fax: +31-70-347 57 08

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In opdracht van:



Rijksdienst Caribisch Nederland