

13th October 1992

Circular No. 11 of 1992

Clerical errors in applications for registration

This circular makes changes in the practice of correcting clerical errors in applications for registration.

The Registrar's practice is to correct a clerical error in the name of the applicant for registration, on reliance on Form TM No. 33 alone, where the error is obvious and small, for example transposed letters or an added 's'.

Where an error in the name of the applicant for registration, or in the applicant's state of incorporation, is not obvious but can be shown to be an error of a clerical nature because the error was made by the agent, the Registrar will in future be prepared to correct it on the filing of Form TM No. 33 and a letter from the agent to confirm that the amendment is required as a result of such an error in the agent's office, supported by copies of the applicant's instructions to the agent prior to the date of application.

An amendment will be rejected if it would amount to a transfer of the application from one applicant to another, for example, if the error has been on the part of the clients who have applied in the name of the wrong company.

The Registrar reserves the right to call for other evidence including a statutory declaration if necessary.



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for Registrar of Trade Marks

F.187/TMR/84
165/TMR/88