



**INTELLECTUAL PROPERTY CORPORATION
OF MALAYSIA (MyIPO)**

TRADEMARKS ACT 2019

PRACTICE DIRECTIONS NO. 2/2024

**TRADEMARKS ACT 2019
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Effective Date Upon Issuance:	24 April 2024
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TRADEMARKS ACT 2019
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THIS PRACTICE DIRECTIONS is issued in the exercise of the power conferred upon the Registrar of Trademarks by section 160 of the Trademarks Act 2019 [Act 815] and in view of the issuance of the Trademarks (Waiver of Fee) Regulations 2024 which comes into force on 22 April 2024.

PART I

Preliminary

Citation, effective date and scope

1. (1) This practice directions may be cited as the Practice Directions No. 2/2024.

(2) This Practice Directions No. 2/2024 shall be effective on 24 April 2024 until further notice by the Registrar of Trademarks (“the Registrar”).

(3) This Practice Directions No. 2/2024 sets out the requirements to be complied with by any individual, partnership, association, body corporate or institution who is interested to file an application for preliminary advice and search according to the manner as specified by the Registrar in this Practice Direction.

(4) In order to assist with the interpretation of the requirements under this Practice Directions No. 2/2024 and its application, notes and illustrations have been inserted. Any action or conduct which departs from the notes or illustrations may be taken into account by the Registrar in determining the compliance with this Practice Direction as well as the Trademarks Act 2019, Trademarks Regulations 2019, Trademarks (Waiver of Fee) Regulations 2024 and Guidelines of Trademarks 2019.

(5) By complying to this Practice Directions No. 2/2024, the individual, partnership, association, body corporate or institution fulfils the

requirements stated under section 13 of the Trademarks Act 2019, regulation 2 of the Trademarks (Waiver of Fee) Regulations 2024 and read together with paragraph 4, 30(1) and 31(1)(d) of the Guidelines of Trademarks 2019.

Interpretation

2. (1) Unless otherwise defined, all words or terms used in this Practice Directions No. 2/2024 shall have the meaning as defined in the Trademarks Act 2019, Trademarks Regulations 2019, Guidelines of Trademarks 2019 and Trademarks (Waiver of Fee) Regulations 2024.
- (2) In this Practice Directions No. 2/2024, unless the context otherwise requires—
 - (a) “Practice Directions” means the Practice Direction No. 2/2024 including the variations made to it;
 - (b) “TMRWF 2024” means the Trademarks (Waiver of Fee) Regulations 2024;
 - (c) “the Counter” means the counter of the Trademarks Office or other branch offices.

PART II

Requirements to be complied

Requirements to be complied by the applicant for preliminary advice and search

3. (1) Subject to paragraph (2), waiver of fee shall apply to any individual, partnership, association, body corporate or institution who files an application for preliminary advice and search on Hari Harta Intelekt Negara or Hari Bertemu/Bersama Pelanggan according to the dates as specified in the **First Schedule**.
- (2) The application for preliminary advice and search which fulfils the requirements under paragraph 4(1) to 4(5) of the Guidelines of Trademarks 2019 shall be filed with the Registrar at the Counter.

- (3) Upon receiving the application for preliminary advice and search under paragraph (1) and (2), the Registrar shall take action according to paragraph 4(6) to 4(7) of the Guidelines of Trademarks 2019.
- (4) Subsequently, if the applicant receives an affirmative result, the applicant may file an application for registration of a trademark according to section 17 of the Trademarks Act 2019.

FIRST SCHEDULE

REGISTRAR OF TRADEMARKS

23 APRIL 2024

FIRST SCHEDULE

DATES OF HARI HARTA INTELEK NEGARA AND HARI BERTEMU/BERSAMA
PELANGGAN

MATTER	DATES
HARI HARTA INTELEK NEGARA	24 APRIL 2024 TO 23 MAY 2024