

**Intellectual Property Office of Singapore Act 2001
(No. 3 of 2001)**

Table of Contents

Long Title

Enacting Formula

Part I PRELIMINARY

1 Short title and commencement

2 Interpretation

**Part II ESTABLISHMENT, INCORPORATION AND CONSTITUTION OF
OFFICE**

3 Establishment and incorporation of Office

4 Common seal

5 Constitution of Office

Part III FUNCTIONS, DUTIES AND POWERS OF OFFICE

6 Functions and duties of Office

7 Powers of Office

8 Directions by Minister

9 Appointment of committees and delegation of powers

Part IV PROVISIONS RELATING TO STAFF

10 Appointment of Chief Executive and employees

11 Protection from liability

12 Public servants

Part V FINANCIAL PROVISIONS

13 Funds and property of Office

14 Application of moneys

15 Bank accounts and application of revenue

16 Annual estimates

17 Investments

18 Grants

19 Power to borrow

20 Other financial provisions

Part VI TRANSFER OF ASSETS, LIABILITIES AND EMPLOYEES

21 Transfer to Office of property, assets and liabilities

22 Transfer of employees

23 Service rights, etc., of transferred employees to be preserved

24 Existing contracts

25 Pending proceedings

26 Continuation and completion of disciplinary proceedings

27 Misconduct or neglect of duty by employee before transfer

Part VII MISCELLANEOUS

28 Annual report

29 Office's symbol

30 Powers of enforcement

31 Offences committed by bodies corporate, etc.

32 Jurisdiction of Courts

33 Composition of offences

34 Proceedings conducted by officers of Office

35 Power of Minister to amend Third Schedule

36 Preservation of secrecy

37 Rules

38 Consequential amendments to other written laws

FIRST SCHEDULE Constitution and Proceedings of Office

SECOND SCHEDULE Financial Provisions

THIRD SCHEDULE Offences under Written Law

FOURTH SCHEDULE Consequential Amendments

**REPUBLIC OF SINGAPORE
GOVERNMENT GAZETTE
ACTS SUPPLEMENT**

The following Act was passed by Parliament on 22nd February 2001 and assented to by the President on 12th March 2001:—

INTELLECTUAL PROPERTY OFFICE OF SINGAPORE ACT 2001

(No. 3 of 2001)

I assent.

S R NATHAN,
President.
12th March 2001.

Date of Commencement: 1st April 2001

An Act to establish and incorporate the Intellectual Property Office of Singapore, to provide for its functions and powers, and for matters connected therewith; and to make consequential amendments to certain other written laws.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

PART I

PRELIMINARY

Short title and commencement

1. This Act may be cited as the Intellectual Property Office of Singapore Act 2001 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Interpretation

2. In this Act, unless the context otherwise requires —

“appointed day” means the date of commencement of this Act;

“Chairman” means the Chairman of the Office and includes any temporary Chairman of the Office;

“Chief Executive” means the Chief Executive of the Office appointed under section 10 and includes any person acting in that capacity;

“Copyright Tribunal” means the Copyright Tribunal established under Part VII of the Copyright Act (Cap. 63);

“debenture” includes debenture stock;

“Deputy Chairman” means the Deputy Chairman of the Office and includes any temporary Deputy Chairman of the Office;

“intellectual property adviser” means any person who in the course of his profession or business provides legal or other advice relating to any intellectual property, including advice given in relation to an application for protection of an intellectual property whether in Singapore or elsewhere;

“intellectual property agent” means a person acting on behalf of another —

- (a) in connection with the application for or obtaining of a patent or any procedure relating to a patent under the Patents Act (Cap. 221);
- (b) in connection with the registration of a trade mark or any procedure relating to a registered trade mark under the Trade Marks Act (Cap. 332); or
- (c) in connection with the registration of a design or any procedure relating to a registered design under the Registered Designs Act 2000 (Act 25 of 2000);

“member” means a member of the Office;

“Office” means the Intellectual Property Office of Singapore established under section 3;

“securities”, in relation to a company, includes shares, debentures, bonds and other securities of the company, whether or not constituting a charge on the assets of the company;

“shares” includes stocks.

PART II