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**No. S 742**

**REGISTERED DESIGNS ACT  
(CHAPTER 266)**

**REGISTERED DESIGNS  
(AMENDMENT) RULES 2014**

In exercise of the powers conferred by section 74 of the Registered Designs Act, the Minister for Law, after consulting with the Intellectual Property Office of Singapore, hereby makes the following Rules:

**Citation and commencement**

1. These Rules may be cited as the Registered Designs (Amendment) Rules 2014 and shall come into operation on 13 November 2014.

**Amendment of rule 2**

2. Rule 2(1) of the Registered Designs Rules (R 1) (referred to in these Rules as the principal Rules) is amended by deleting the definitions of “account holder”, “authentication code” and “identification name”.

**Amendment of rule 3**

3. Rule 3 of the principal Rules is amended by deleting paragraph (2) and substituting the following paragraphs:

“(2) Unless otherwise provided for in these Rules, or the Registrar permits or directs otherwise —

- (a) where a fee is specified in the First Schedule in respect of any matter, the fee shall be paid at the same time as the filing of the form corresponding to the matter; and
- (b) if the fee is not paid, the form shall not be treated as filed.

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(3) Unless the Registrar permits or directs otherwise, the payment of a fee in connection with an act referred to in rule 58A(2)(a) shall be made using any mode of payment designated by the electronic online system, if the act is carried out using that system.”.

#### **Amendment of rule 4**

**4.** Rule 4 of the principal Rules is amended —

(a) by deleting paragraph (1) and substituting the following paragraph:

“(1) The Registrar shall publish on the Office’s Internet website at <http://www.ipos.gov.sg> the forms to be used for any purpose relating to the registration of a design or any other proceedings before the Registrar under the Act.”; and

(b) by deleting paragraph (3) and substituting the following paragraphs:

“(3) Any reference in these Rules to a numbered form shall be construed as a reference to the current version of the form which bears the corresponding number and is described in the Second Schedule.

(4) The matters referred to in the Act, including sections 11, 14(1), 15(1), 27(5), 28(1) and 35(2) of the Act, shall be filed with, made to or given to, the Registrar, or done in an effective and efficient manner by means which may be specified by the Registrar by the issuance of practice directions.”.

#### **New rule 4AA**

**5.** The principal Rules are amended by inserting, immediately after rule 4, the following rule:

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**“Practice directions**

**4AA.** All practice directions issued by the Registrar under the Act or these Rules shall be published by the Registrar on the Office’s Internet website at <http://www.ipos.gov.sg>.”.

**Amendment of rule 6**

**6.** Rule 6 of the principal Rules is amended —

(a) by deleting paragraph (1) and substituting the following paragraph:

“(1) Where the Act or these Rules authorise or require any document to be given or sent to, filed with or served on the Registrar or Registry, the giving, sending, filing or service may be effected on the Registrar or Registry —

(a) by sending the document by post;

(b) where there is no fee payable to the Registrar or Registry for the giving, sending, filing or service of the document, by sending the document by facsimile transmission;

(c) by sending an electronic communication of the document using the electronic online system; or

(d) by hand.”;

(b) by deleting the words “Act authorises or requires” in paragraph (2) and substituting the words “Act or these Rules authorise or require”;

(c) by deleting paragraph (3) and substituting the following paragraph:

“(3) Where the Act or these Rules authorise or require any notice or other document to be given or sent to or served on any party by the Registrar or Registry, the Registrar or Registry may effect the giving, sending or service on the party —

(a) by sending the notice or other document by post;

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- (b) by sending the notice or other document by facsimile transmission; or
  - (c) by sending an electronic communication of the notice or other document using the electronic online system.”;
  - (d) by deleting the words “the document would” in paragraph (4) and substituting the words “the notice or document would”;
  - (e) by inserting, immediately after the words “rule 7” in paragraph (5), the words “or 8”;
  - (f) by inserting the word “and” at the end of paragraph (6)(a);
  - (g) by deleting the semi-colon at the end of paragraph (6)(b) and substituting a full-stop;
  - (h) by deleting sub-paragraphs (c) and (d) of paragraph (6);
  - (i) by inserting, immediately after paragraph (6), the following paragraph:

“(6A) Notwithstanding the availability of an address for service filed in accordance with rule 7, where any notice or other document to be given, sent or served by the Registrar or Registry is sent to a person by electronic communication using the electronic online system under paragraph (3)(c), that notice or document shall be taken to have been duly given, sent to or served on the person.”; and
  - (j) by inserting, immediately after paragraph (7), the following paragraph:

“(8) This rule shall not apply to notices and documents to be served in proceedings in court.”.

### **Deletion and substitution of rule 7**

**7.** Rule 7 of the principal Rules is deleted and the following rule substituted therefor:

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**“Address for service**

7.—(1) For the purposes of any proceedings before the Registrar, an address for service in Singapore shall be filed in accordance with paragraph (2) or (5) by or on behalf of —

- (a) every applicant for the registration of a design;
- (b) every person applying to the Registrar under section 27 of the Act for the revocation of the registration of a design;
- (c) every person granted leave to intervene under rule 49C;
- (d) every owner of a registered design which is the subject of an application to the Registrar for the revocation of the registration of the design; and
- (e) every other party to any proceedings before the Registrar.

(2) Where the application for a matter requires an address for service in Singapore to be furnished, the address for service in Singapore shall be furnished on the form filed for the matter.

(3) The filing of an address for service in accordance with paragraph (2) shall be effective only for the matter for which the form is filed.

(4) Notwithstanding paragraph (3) —

- (a) where an applicant for the registration of a grant of a licence, the amendment of a licence or the termination of a licence furnishes an address for service in Form CM6 in relation to that licence, the address for service shall be effective for the purposes of all proceedings in respect of that licence;
- (b) where an applicant for the registration of a grant of any security interest, the amendment of any security interest or the termination of any security interest furnishes an address for service in Form CM7 in relation to that security interest, the address for service