

Avoid receiving Notices of Irregularity by the International Bureau due to the list of Goods and Services:

Aiming at preventing international applications to be subject to notices of irregularities by the International Bureau (IB) of the World Intellectual Property Organization – WIPO, we emphasize the recommendation that applicants observe the terms related to goods and services included in the system Madrid Goods & Services Manager (MGS) and the instructions included in the Trademark Manual – 3rd Edition – Chapter 11.

Semi-Colon:

Please note that the goods and services must be separated by a semi-colon (;). Therefore, in order to individualize the goods and services in your list, always use a semi-colon rather than just a comma or connective terms such as “and/y”.

For example, if you wish to include in your list of goods shirts, T-shirts, and shorts, write in the specification “shirts; T-shirts; shorts”.

Vague or Inaccurate Terms:

The International Bureau shall send a notice of non-conformity whenever it considers that the terms included in the classification are vague or inaccurate.

In addition to observing the references in the MGS system, the applicant shall **not** use the expression “**included in this class**” or similar to “**in general**” (em geral/en general).

We present a few examples of terms deemed vague and terms accepted by the International Bureau below.

Terms <u>NOT ACCEPTED</u> by the IB (deemed vague)	Terms <u>ACCEPTED</u> by the IB
Commerce (by any means) of... (Class 35)	Retail sales services (by any means) of... (Class 35)
Franchising (Class 35)	Business management services within the framework of franchising, whereby a business holding a registered trademark, patented production process or similar rights grants licenses to other businesses to use these trademarks or processes under certain conditions. (Class 35)
Commercial representation (Class 35)	Commercial registered agent services. (Class 35)
Student exchanges (Class 41)	Developing student exchange programmes (Class 41)
Analysis of data processing (Class 42)	Technological analysis services in the field of data processing (Class 42)

Data and information processing (Class 42)	Creating programs for data and information processing (Class 42)
Providing search engines for obtaining, maintaining and distributing data via a database located in a global computer network (in case the service is software development/websites for others) (Class 42)	Providing search engines for obtaining, maintaining and distributing data via a database located in a global computer network, and related software development services and website development for others (Class 42)
Technical advice (Class 42)	Technological consultancy (Class 42)
Analysis	Technological analysis services (Class 42)
Project development	Technical project planning (Class 42)

Classes

The International Bureau (IB) of the WIPO shall send a notice of non-conformity whenever it considers that the goods and/or services are in classes other than the ones indicated in the international application.

Please note that in the events in which the reclassification of goods and services by the IB entails the addition of a class to the application, the notice of irregularity shall also include a reference to the need for payment of an additional amount.

We present a few examples of items reclassified by the International Bureau below.

Goods/Services	Class NOT ACCEPTED	Class ACCEPTED by the IB
Bags for sports shoes	Class 18	Class 25
Data processing	Class 42	Class 35

Incomprehensible Terms:

The International Bureau shall send a notice of whenever it considers that the terms included in the classification are incomprehensible.

Therefore, we recommend attention when translating goods and services.

We present a few examples of terms deemed incomprehensible by the International Bureau below.

Terms Deemed Incomprehensible by the IB	Terms Accepted by the IB
Purses of ordinary clothing (Class 18)	Purses of ordinary clothes (Class 18)