

FORM FOR

INSTRUCTIONS FOR A SEARCH IN THE EUROPEAN UNION



PLEASE FILL IN AND RETURN TO :

	in Diegem :	Holidaystraat 5	B-1831 Diegem	Fax : 02 715 37 00
GEVERS & PARTNERS	in Brussels :	Rue de Livourne 7	B-1060 Bruxelles	Fax : 02 720 50 70
	in Liège :	Rue Sainte-Croix 4	B-4000 Liège	Fax : 04 252 56 90
GEVERS & ASSOCIATES	in Ghent :	Kouter 1, b.3	B-9000 Gent	Fax : 09 234 24 75
GEVERS ANTWERPEN	in Antwerp :	Frankrijklei 53-55, b.5	B-2000 Antwerpen	Fax : 03 206 99 50

Before sending your instructions, we advise you to carefully read the explanations on the back of this page

Please perform a search according to the following instructions :

NAME TO BE SEARCHED

DEADLINE	Non urgent	2 to 3 weeks
	Standard	5 to 7 working days
	Express	2 to 3 working days
	Priority	only for the "Identical On Line" search 24 hours – result by fax

Products and/or services concerned	
Class(es)	

- COMPLETE** TRADEMARK SEARCH - EU
- IDENTICAL** TRADEMARK SEARCH - EU
- IDENTICAL ON LINE – 22 REGISTERS** TRADEMARK SEARCH
- SCREENING** TRADEMARK SEARCH - EU

	Correspondence to be sent to :	If different from the correspondence address, Debit notes to be sent to :
Firm	.....	.....
Attn of	.....	.....
Full address	.....	.....
Tel nr	.....	.....
Fax nr	.....	.....
VAT nr	.....	.....

We have noted from the annexed information sheet the costs which are to be anticipated and the limits of the search.

Date :

Signature :

We would advise you to use this form : it enables you to give us the most complete information. If, for some reason, you would choose not to use this form, please let us have exactly the same information.

1) COMPLETE SEARCH – EU

It is the most exhaustive search possible. It will point out the marks which are identical as well as similar to yours as well as indicating possible obstacles you could encounter whilst using or filing your mark. The other proposed searches are more limited but less expensive.

2) IDENTICAL SEARCH – EU

This search is only carried out for marks which are identical to yours. For this reason, it is insufficient to allow you to correctly evaluate the eventual risks linked to the adoption of your mark.

3) IDENTICAL ON LINE SEARCH – 22 REGISTERS

This search is only carried out for marks which are identical to yours. It is limited to 22 registers of the European Union, which are : Austria, Benelux, Community Trade Marks, Denmark, Estonia, Finland, France, Germany, Hungary, International register, Ireland, Italy, Lithuania, Poland, Slovak Republic, Slovenia, Spain, Sweden and United Kingdom, Portugal, Latvia.

The following countries are not covered: Greece, Cyprus and Malta.

The report contains the details of maximum 20 identical marks; above this number, you will be charged EUR 7.50 per trademark. The details do not contain eventual figurative elements. On the other hand, the cost of this search is limited and it constitutes an interesting alternative to the identical Search -EU.

4) SCREENING SEARCH - EU

We recommend that you at least carry-out a screening search among the identical marks published for the first time since 1976. This search is very limited: it contains neither the marks recorded and published before 1976 nor the recent non-published applications. It is however a useful instrument which allows you to be quickly enlightened on quite a few countries.

[Other type of searches exist. Do not hesitate to consult us for further information.](#)

THE RESTRICTIVE NATURE OF THE SEARCH

- ❑ In almost all countries, anteriority searches are carried-out on computer. Sophisticated algorithms allow us to find not only identical marks, but also those which are phonetically similar. The question of identity and the similarity of goods and services is based on the "International Classification" (45 classes).
- ❑ The interpretation of the search results is a matter for specialists : we can give you advise on this subject. For all the trademarks which are older than five years, it is necessary to verify if and for what goods and services it has been used.
- ❑ Even though the greatest care is taken, it is impossible to guarantee the results of an anteriority search : this depends on the outcome of all documentary research and on the subjective character and appreciation of similarity. It is also important to emphasize the importance of the following :
 - the search normally covers all the marks which are in force. However, it takes a while to insert newly filed trademarks. Watch out for the Unionist Priority (see "How to protect your marks ?", § 16);
 - in certain conditions, new legislations allow a mark to be protected against encroachment of a third party's mark, whether it be identical or similar, even in the case where goods are totally different : it is very difficult to detect such trademarks;
 - the goal of the search is to determinate the availability of a mark : are there any pre-existent rights ? In the largest majority of cases, these rights are formed by the filed trademarks, but other type of marks can equally be pre-existent, notably commercial names (company names) and, in some countries, marks for use. It is possible but difficult, to carry-out searches amongst these signs.

**All anteriority searches are executed under the above mentioned terms.
We therefore decline all responsibility for eventual mistakes or omissions.**