



DECISION No EX-07-6 OF THE PRESIDENT OF THE OFFICE

of 29 November 2007

to adopt Guidelines concerning proceedings before the Office

THE PRESIDENT OF THE OFFICE FOR HARMONIZATION IN THE
INTERNAL MARKET (TRADE MARKS AND DESIGNS),

Having regard to Council Regulation (EC) No 40/94 of 20 December 1993 on the
Community trade mark (“the Regulation”), in particular Article 119 (2) (a) thereof,

After consultation of the Administrative Board in accordance with Article 121 (5) of
the Regulation,

HAS ADOPTED THE FOLLOWING DECISION:

Article 1

(1) The following Guidelines concerning proceedings before the Office for
Harmonization in the Internal Market (Trade Marks and Designs) which are annexed
to this Decision are hereby adopted:

1. Amendments of Part C, Opposition Guidelines
 - Part 1: Procedural Matters
 - Part 2, Chapter 1: Identity
 - Part 2, Chapter 2: B. Similarity of Goods and Services
 - Part 2, Chapter 2: C. Similarity of Signs
 - Part 2, Chapter 2: D. Global Assessment
 - Part 6: Proof of use;
2. Part D, Section 2: Cancellation Proceedings, Substantive Provisions;
3. Part M, International Marks.

(2) The Guidelines referred to in (1) point 1 shall replace some parts of Part C,
Opposition Guidelines, published in OJ 2003, 1097.

(3) The Guidelines referred to in (1) point 2 are new.

(4) The Guidelines referred to in (1) point 3 shall replace Chapter 13 of Part B,
Examination, published in OJ 2005, 49.

Article 2

The Guidelines referred to in Article 1 (1) shall be published in the Official Journal of the Office.

Article 3

This Decision shall enter into force on the day following its adoption. It shall be published in the Official Journal of the Office.

Done at Alicante, 29 November 2007

Wubbo de Boer
President