



# Application for a Hearing

## Privacy Notice

The personal information collected on this form is collected for the purposes of the Trade Marks Act 1995 ([www.ipaustralia.gov.au/about-us/publications/ip-legislation/](http://www.ipaustralia.gov.au/about-us/publications/ip-legislation/)) and is protected by the *Privacy Act 1988* ([www.comlaw.gov.au/series/c2004a03712](http://www.comlaw.gov.au/series/c2004a03712)).

All personal information you provide on this form is handled in accordance with IP Australia's Privacy Policy ([www.ipaustralia.gov.au/about-us/corporate/privacy-policy/](http://www.ipaustralia.gov.au/about-us/corporate/privacy-policy/)).

The Privacy Policy contains relevant information, including:

- how you may seek access to and correction of the personal information we hold;
- how you may make a complaint about a breach of the Privacy Act and how we will deal with your complaint; and
- IP Australia's Privacy Contact Officer details.

Any personal information you provide will be used for the purposes of processing this form and may be used and disclosed for the purposes of oppositions proceedings (if applicable). In the case of opposition proceedings, IP Australia will disclose relevant personal information collected on this form to the other party.

IP Australia may also contact you, using the contact details you have provided, to request your feedback on our products and services.

IP Australia will publish your:

- name;
- address;
- address for service;
- address for correspondence (if applicable); and
- Trade Mark details and history

in the Official Journal of Trade Marks, the Register of Trade Marks and on Australian Trade Mark Search. Once information is available on the internet, IP Australia has no control over its subsequent use and disclosure. You should be aware that the information (including personal information) held in IP Australia's online IP Rights databases is also available on request, subject to our terms and conditions.

As far as your personal information is concerned:

- you may provide a post office box address if you do not want your residential address to be published; and
- if you do not provide the personal information required on the form, IP Australia may not be able to process this form.

IP Australia will not otherwise use or disclose your personal information without your consent, unless authorised or required by or under law.



# Application for a Hearing

## Personal Details of Requesting/Party Attending

(\* denotes mandatory fields)

*Name	ACN/ARBN/ABN			
*Address (can be a PO Box)				
	Country (if not Australia)	State	Postcode	
Telephone		Fax number	Mobile number	
Email Address				
2nd Name (if required)	ACN/ARBN/ABN			
Address (can be a PO Box)				
	Country (if not Australia)	State	Postcode	
Telephone		Fax number	Mobile number	
Email Address				
	<input type="checkbox"/> Additional customer details attached			

## \*Address for Service

Address for Service of documents in Australia or New Zealand (can be a PO Box)

Address				
	Country	State	Postcode	
Telephone		Fax number	Mobile number	
Email Address				Your reference

By completing this form you consent to your personal information being handled in accordance with the Privacy Notice on page 1 of this form and the IP Australia Privacy Policy.

IP Australia publishes address details in our online databases and bulk data products. Please provide a post office box if you do not want your residential address to be published.



# Application for a Hearing

## Part 1 Formality Details

(Enter in numeric order and use block letters)

Trade Mark No.	International Registration No. (s) (if applicable)	In the name of	ACN (if applicable)	Fee paid
Total fees paid:				

Provide the name of the other party if this is an Opposition matter:

## Part 2 Type of Hearing (Please tick the appropriate box)

- Oral hearing       Hearing by way of written submissions only

## Part 3 Type of Proceeding for which Hearing is Required (Please tick the appropriate box)

- Application to register the above trade mark / extend protection to the above International Registration Designating Australia (IRDA)
- Opposition to registration of the above trade mark / protection of the above International Registration Designating Australia (IRDA)
- Opposition to removal of the above trade mark / cessation of protection of the above international trade mark for non-use
- Opposition to an extension of time for more than 3 months (s224)
- Opposition to an amendment after particulars of application published (s65A)
- Any other extension of time matter
- Other hearing (please explain in space provided below)

## Part 4 Details of Attendance (Please tick the appropriate box)

(Complete this section if you have indicated an oral hearing in Part 2.)

Attendance at the hearing, by the party applying, is intended to be one of the following:

- in person       by telephone       by video conference

## Part 5 Important Information for Filing an Application for a Hearing

1. A hearing is not a form of mediation but a forum in which to present your case to the Hearing Officer.
2. A fee applies to the filing of this form - see Schedule 9 of the *Trade Mark Regulations 1995*. A list of the relevant fees is available on IP Australia's website. A request for a hearing will only be acted upon if the prescribed fee is paid.
3. If you, or your representative, attend the hearing by telephone or video conference you will be required to pay for the connection and cost of the call / link.
4. IP Australia will formally advise you of the hearing date.
5. The *Trade Marks Office Manual of Practice and Procedure* contains more information about hearings. The Manual can be accessed via IP Australia's website at [www.ipaustralia.gov.au](http://www.ipaustralia.gov.au).