

Chapter IX: Article 10  
(Division of application for trademark registration)

Article 10

(1) An applicant for trademark registration may file one or more new applications with regard to part of an application which designates two or more goods or services as its designated goods or designated services, provided that the application for trademark registration is pending in examination, trial examination or retrial examination, or that a suit against a trial decision to refuse the application is pending in court.

(2) In the case of the preceding paragraph, the new application for trademark registration shall be deemed to have been filed at the time of filing of the original application for trademark registration; provided, however, that this shall not apply for the purpose of Article 9 (2) of this Act and Article 43 (1) and 43 (2) of the Patent Act (Act No.121 of 1959) as applied mutatis mutandis pursuant to Article 13 (1) of this Act (including cases where it is applied mutatis mutandis pursuant to Article 43-2 (3) of the Patent Act as applied mutatis mutandis pursuant to Article 13 (1) of this Act ).

1. An application indicating its designated goods or designated services in a comprehensive manner of indication can be divided into applications each designating goods or services among the designated goods or designated services included in the comprehensive manner of indication.

2. According to the provisions of Article 68-12, the provisions of this Article will not be applied to the application for international trademark registration.