

Chapter IV New Application for Amended Design

1. Outline

An applicant may file a new application for design registration for an amended design within three months from the date on which the certified copy of the ruling dismissing an amendment was served. In this case, the new application for design registration is deemed to have been filed at the time when the written amendment of proceedings was submitted (Article 17-3, paragraph (1) of the Design Act). In addition, the original application for design registration is deemed to have been withdrawn (Article 17-3, paragraph (2)).

2. Requirements for a new application for design registration for an amended design for which a ruling dismissing an amendment has been made

In order for a new application for design registration for an amended design for which a ruling dismissing an amendment has been made to be deemed to have been filed at the time when the written amendment of proceedings for the said amendment was submitted, it must comply with all of the following requirements.

- (1) The subject matter of the new application for design registration is the amended design for which a ruling dismissing an amendment was made
- (2) The new application for design registration is filed within three months from the date on which a certified copy of the ruling dismissing an amendment was served
- (3) The new application for design registration is filed according to the Form No. 5 as provided in Article 2, paragraph (4) of the Ordinance for Enforcement of the Design Act