

MADRID SYSTEM TRADEMARKS IN MEXICO

A Trademark International Registration can get protection in Mexico as designated country. When designation is notified to Mexican Trademark Office, one national application is assigned for each protected class and is processed and granted independent registrations for each class.

Opposition system

All applications are published for opposition within 10 days after arriving date in Mexico and a 30 days period is opened to receive opposition motions from third parties. Applicant is able to submit an argument within a new period of 30 days counted from a second publication in case of an opposition arise.

Provisional Refusals

Provisional refusals are issued by the Mexican Trademark Office and notified to the owners through the International Bureau. A regular term of 2 (two) months is provided to reply a provisional refusal which can be extended for 2 (two) additional months, if necessary. Failure of response generates the abandonment of application automatically.

Renewal and Compulsory Declarations of Use

National registrations granted under the Madrid system, must file a declaration of use within a three-month period, counted after the WIPO informs to Mexican Trademark Office that the base International Registration has been renewed. Failure of filing the declaration of use generates an automatic lapsing of registration.