

IP IN EUROPE AFTER BREXIT

Trade Marks

It is expected that registered EU trade marks will (eventually) no-longer cover the UK. However, AIPEX members can continue to file and prosecute EU trade mark applications, and subsequently enforce EU trade mark registrations.

Consequently, all AIPEX firms will be pleased to represent clients in all EU trade mark proceedings, including EU trade mark opposition proceedings, as we have always done.

The uncertainty concerning EU trade marks relates to those EU registered trade marks which are presently in force. Unless the UK Government enacts suitable transitional legislation to recognize registered EU trade mark rights in the UK, it may be the case that existing registered EU trade marks will no longer provide trade mark protection in the UK. We think this is unlikely because it would result in a loss of rights to EU trade mark registrants, but will provide further information about this when it becomes available.