

## **Hearing Stage**

### **Opposition/revocation etc hearings**

**In the event of various interparty procedures before the Trademarks Registry (e.g. trademark opposition / revocation proceedings), once the evidence stage is completed, the matter is considered to be "ready" for hearing and would be entered on the "pending hearing" list. Under normal circumstances, the hearings will be entered in the order in which they are pending and to be heard. If the hearing is no longer required, it is an opportunity to advise the Registrar so that hearing time is not wasted. Trademarks Registrar will take the initiative to determine the date, and time of the hearing and send a notice to both parties.**

### **Notice of Intention to Attend**

**Any party who intends to appear before the hearing shall file the statutory form within the permitted time and accompanied by the specified fee. If the statutory form and specified fee are not received at the Registry within the permitted time, the party is deemed not to attend the hearing. While attendance of hearing is not mandatory. In particular, especially when the position of the other side is very weak, we believe that the other party will not be interested in attending the hearing, taking also into account the possible prior indifferent attitude of the other side in dealing with the matter.**

**However, if the other party suddenly showed up in the hearing, we believe that we must attend the hearing as well and to rebut the allegations / submissions**

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made by the other party and the examiner at the hearing. Therefore, as a good strategic tactic, always be minded to request a notice of attendance of hearing to preserve the right to be heard, regardless whether the other side would file a notice to attend. In this way, if the other party has not eventually submitted a statutory notice to attend the hearing, then we may decide whether to attend the hearing, or just to submit written submissions.

### **Preparation for hearing**

**Skeleton arguments and case authorities have to be submitted and served to the Registry and the other side prior to the hearing.**

### **Decision of Registrar**

**The Registrar shall make a decision on spot of the hearing or adjourn her decision and render it between 3 to 6 months thereafter.**

### **Appeal against Registrar' Decision**

**Appeal against Registrar's decisions shall be made to the High Court within 28 days after the date of the decision.**