Guidance on Trademark Application in Cambodia

I. Overview

Cambodia	Administration	Department of lndustrial Property Ministry of Industry, Science, Technology andInnovation (MISTI)
	Official language	Khmer
	Application rule	first-to-file rule
	Classification	Nice Classification
	Application submission	1. Single-country registration 2. Madrid System
	Duration of examination procedure	9-12 months on average
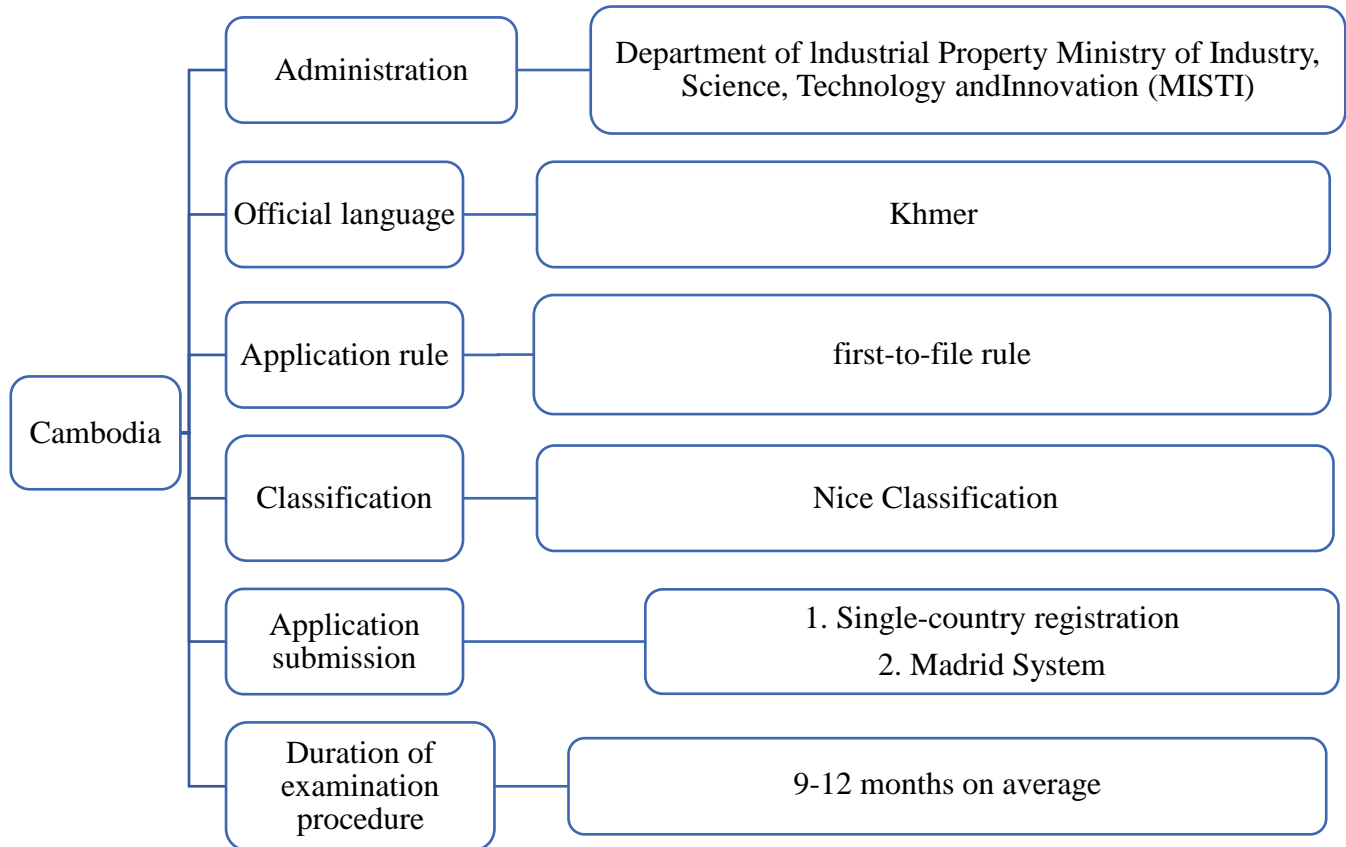
II. Application Documents Requested

a request to register a trademark;
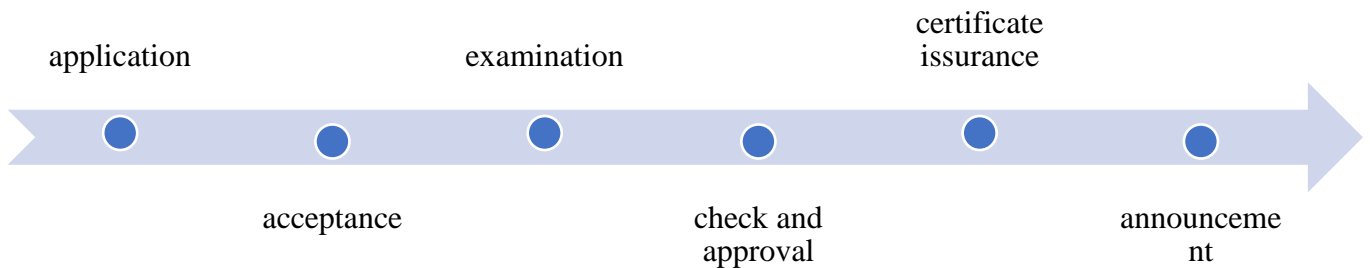
applicant details

representation of a trademark;

the list of goods and services

a certified copy of the **Priority Document**

a copy of a notarized **Power of Attorney**

III. Application Process

application		examination		certificate issurance	
●	●	●	●	●	●
	acceptance		check and approval		announcement

IV. Validity Term

➢ A trademark in Cambodia is **valid for ten years** from the date of filing and **may be renewed** for **successive ten-year** periods upon payment of the prescribed fee.

V. Note

➢ A trademark in Cambodia may be cancelled on the basis of non-use within a continuous period of **5 years** if the corresponding request is filed to the court by an interested party；

➢ Once a trademark is **registered** in Cambodia, the owner must file an **Affidavit of Use or Non-Use** within one year following the fifth anniversary of the date of registration of the mark.

➢ When a mark has been **renewed**, the registered trademark owner has to submit an Affidavit of Use or Non-Use within one year following the 5th anniversary of the date of renewal registration.

➢ Failure to submit the affidavit will lead to the **automatic cancellation** of your trademark registration.

➢ Cambodia approves the trademark registration first and then open for opposition, which is quite different from that in China. After obtaining the registration certificate, one must closely monitor the developments during the announcement; if the trademark is opposed during the announcement, it will not take effect even if the registration certificate has been obtained.