

Leaflet Trademarks in Brazil

Duration

The duration of the registration of the trademark is 10 years from the date of registration, and is indefinitely renewable for 10-year periods upon payment of renewal fees.

Compulsory use

A registered mark must be used in Brazil within 5 years from grant of the registration for the goods or services for which it is registered. Such use may not be discontinued for 5 years or more. If a mark is not so used its registration shall be forfeited, except if the owner of the mark can prove that there are legitimate reasons for the non-use. Forfeiture may be requested by a party having a legitimate interest, if the use requirement is not complied with.

License

In Brazil, a license agreement must be recorded with the National Industrial Property Institute (INPI), and the recordal must be published in order to be effective as against third parties. We suggest that you contact us if you intend to grant a license under your trademark in Brazil.