

Leaflet Trademarks in Uruguay

Duration

The duration of registration is for a period of 10 years from the date of registration and always renewable for like periods.

Compulsory use

As of 1 January, 2014, the use of a trademark is compulsory. The use requirement is met when the trademark is used in any product or service for which the trademark is registered. From 1 January 2019 (5 years after approval of the relevant law), a cancellation action against a trademark can be filed by an interested party, when the trademark has not been used by its owner, a licensee, or any person authorized therefore, within 5 consecutive years following the date it was granted or the date authorizing its respective renewals, or such use was interrupted for more than five consecutive years. In case of a cancellation action based on non-use, the burden of proof shall be borne by the owner of the trademark.

Marking

Marking is not compulsory. Possible marking is 'Marca registrada', or 'M.R.'. Also the symbol '®' may be used. Marked products may have implications for awarding compensation in case of past infringement. Therefore, marking is advisable.

License

License agreements are to be recorded in the special Register of Licenses in order to be effective as against third parties. We recommend that you contact us in case you intend to grant a license under your trademark in Uruguay.