

**SKILLS FRAMEWORK FOR INTELLECTUAL PROPERTY
TECHNICAL SKILLS AND COMPETENCIES (TSC) REFERENCE DOCUMENT**

TSC Category	Intellectual Property Management					
TSC Title	Trade Mark Application					
TSC Description	Prepare and review trade mark applications					
TSC Proficiency Description	Level 1	Level 2	Level 3	Level 4	Level 5	Level 6
			INP-IPR-3020-1.1	INP-IPR-4020-1.1	INP-IPR-5020-1.1	INP-IPR-6020-1.1
			Conduct trade mark searches, monitor trade mark application timelines, and complete and submit trade mark applications	Review trade mark searches and validate classifications, and completed applications and fees payable	Evaluate the organisation's trade mark strategy and assess potential infringements	Assess global trade marks issues regionally and internationally and determine next steps for resolving identified issues
Knowledge			<ul style="list-style-type: none"> Types of intellectual property (IP) and trade marks IP-related legislation and guidelines Importance and scope of protection of trade marks Databases for IP searches Methods to conduct IP and trade mark searches Organisation's IP and trade mark policies and procedures Importance of priority claims for trade mark applications Nice Classification Local and international trade mark application processes Trade mark registration criteria 	<ul style="list-style-type: none"> Nice Classification Types of un-registrable marks Benefits of registering trade marks Relevant stakeholders in the trade mark application process Requirements for recovery of rights that have been terminated 	<ul style="list-style-type: none"> Business environment and its impact on the organisation and the organisation's intellectual property (IP) and trade mark strategies Importance of trade marks to the organisation IP-related legislation and guidelines Types of trade mark infringement and dilution activities Defences against allegations of infringement and dilution Types of remedies awarded if trade mark infringements are proven 	<ul style="list-style-type: none"> Types of intellectual property (IP), objectives of IP management and stages in the IP lifecycle Domestic trade mark issues and its impact to the organisation Global trade marks issues and potential implications of cross-border issues IP-related legislation and guidelines Organisation's strategies and objectives Importance of trade marks to the organisation International treaties and Free Trade Agreements (FTAs) Considerations when assessing cross-border IP and trade mark issues

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<p>Abilities</p>			<ul style="list-style-type: none"> • Perform trade mark searches and compile results • Identify and classify the organisation's goods and services in accordance with Nice classification • Monitor trade mark submission timelines in accordance with IP-related legislation and guidelines • Consolidate trade mark searches, information and documents for trade mark applications • Submit trade mark applications to relevant regulatory authorities 	<ul style="list-style-type: none"> • Assess and review the classification of the organisation's goods and services • Analyse trade mark searches and review search reports to assess the nature of the organisation's goods and services • Determine registrability and freedom-to-use of trade marks • Validate completed applications and fees payable for accuracy in accordance with IP-related legislation and guidelines 	<ul style="list-style-type: none"> • Evaluate the organisation's IP assets and/or potential assets to determine scope and limitations of protection for the organisation • Review and refine the organisation's IP strategies and portfolio management • Conduct IP due diligence to determine trade mark infringements • Evaluate impact of trade mark infringements on the organisation's business • Assess potential courses of action against infringements and identify relevant enforcement methods • Initiate enforcement actions on trade mark infringements 	<ul style="list-style-type: none"> • Evaluate the current or potential business implications of global trade marks issues • Review the organisation's current and future growth strategies • Analyse potential global trade marks issues which may be relevant to the organisation • Identify current and potential initiatives which may involve cross-border interactions • Analyse how global trade marks topics relate to the organisation's trade marks • Examine considerations of relevant cross-border trade marks issues • Evaluate potential business implications with relevant stakeholders • Quantify costs and benefits of potential initiatives which may involve cross-border interactions • Identify next steps to address identified trade mark issues
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