### GEOGRAPHICAL INDICATIONS FORM 2 – EX OFFICIO SEIZURE OF GOODS

NOTICE UNDER SECTION 67A(1) OF THE GEOGRAPHICAL INDICATIONS ACT 2014

*Please read the notes in italics before completing the notice*

*1. This notice may only be given by:*

1. *a producer or trader of goods identified by a registered geographical indication;*
2. *an agent for a producer or trader of goods identified by a registered geographical indication;*
3. *an association of such producers or traders, or of such producers and traders, of goods identified by a registered geographical indication; or*
4. *an agent for an association of such producers or traders, or of such producers and traders, of goods identified by a registered geographical indication.*

*2. Unless otherwise indicated, the notice must provide sufficient particulars of all matters specified therein to enable the Director-General of Customs to act on it. Please follow the instructions when filling up the notice.*

*3. The notice must be supported by the following documents and information:*

1. *a statutory declaration that the particulars in the notice are true;*
2. *a copy of the certificate of registration issued by the Registrar of Geographical Indications under section 48(3) of the Geographical Indications Act 2014 in relation to the registered geographical indication specified in the notice;*
3. *evidence that the registration of the registered geographical indication was duly renewed at all times; and*
4. *where the notice is given by a person as an agent for (i) a producer, (ii) a trader or (iii) an association of such producers or traders, or of such producers and traders, of goods identified by the registered geographical indication, evidence of the authority of the person giving the notice.*

*4. The notice must be accompanied by the fee prescribed in the Geographical Indications (Border Enforcement Measures Fees) Rules 2022.*

*5. You are required to provide the Director-General of Customs with a deposit of a sum of money that is sufficient or with security (whether by way of an instrument of guarantee or otherwise) that is satisfactory to the Director-General of Customs for the —*

*(a) reimbursement to the Government of any liability or reasonable expense it is likely to incur in relation to the seizure, storage and disposal of the goods; and*

*(b) payment of such compensation as may be ordered by the Court under section 67G or section 63(6) (as applied by section 67F) of the Geographical Indications Act 2014.*

*You are also required to provide the Director-General of Customs with a signed Letter of Undertaking to reimburse and indemnify the Government for all the liabilities, expenses and costs set out in the said Letter of Undertaking. Please note that you will remain responsible for any liability, costs or expenses which exceed the amount of money deposited or security given.*

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NOTICE

To the Director-General of Customs:

1. I refer to the written notice from the Director-General of Customs dated \_\_\_\_\_\_\_\_\_\_\_\_ under section 67(2) of the Geographical Indications Act 2014.

2. I am \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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(*State the name and address of the person giving the notice.)*

3. I am *(Choose one from (a) to (j) below)*:

1. a producer of goods identified by a geographical indication registered in Singapore;
2. an agent for a producer of goods identified by a geographical indication registered in Singapore;
3. a trader of goods identified by a geographical indication registered in Singapore;
4. an agent for a trader of goods identified by a geographical indication registered in Singapore;
5. an association of producers of goods identified by a geographical indication registered in Singapore;
6. an agent for an association of producers of goods identified by a geographical indication registered in Singapore;
7. an association of traders of goods identified by a geographical indication registered in Singapore;
8. an agent for an association of traders of goods identified by a geographical indication registered in Singapore;
9. an association of producers and traders of goods identified by a geographical indication registered in Singapore; or
10. an agent for an association of producers and traders of goods identified by a geographical indication registered in Singapore.

In this Notice, the “geographical indication registered in Singapore” is the geographical indication described in paragraph 4 below.

4. *(To be completed if (b), (d), (f), (h) or (j) is chosen in relation to paragraph 3 above, otherwise indicate “Not Applicable”.)* The name and address of the (i) producer, (ii) trader or (iii) association of producers or traders, or producers and traders, of goods identified by the geographical indication registered in Singapore on whose behalf this notice is given is as follows:

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5. The registration number of the geographical indication registered in Singapore is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and a representation of this geographical indication is set out in the box below.

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6. With regard to the seized goods identified in the written notice from the Director-General of Customs, the goods are suspected infringing goods because:

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*(State the grounds on which it is claimed that the goods are suspected infringing goods within the meaning set out in section 55 of the Geographical Indications Act 2014, read with section 4 and Part 3 of that Act.)*

7. I hereby give notice to the Director-General of Customs to continue to detain the seized goods so that the (i) producer, (ii) trader or (iii) association of producers or traders, or producers and traders, of goods identified by the geographical indication registered in Singapore may institute an infringement action in relation to them.

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| Date : |  |
| Signature : |  |
| Designation *(see notes below)*: |  |

*Notes:*

1. *State the designation of the person giving the notice, i.e. “producer of goods”, “trader of goods”, “association of producers of goods”, “association of traders of goods”, “association of producers and traders of goods”, “agent for producer of goods”, “agent for trader of goods”, “agent for association of producers of goods”, “agent for association of traders of goods” or “agent for association of producers and traders of goods”.*
2. *If the notice is given on behalf of an entity, insert the name of the entity and the designation within the entity of the person giving the notice.*