FOR BRAND OWNERS AND IP FIRMS

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Brazil Trademark Fact Sheet

Updated November 2026

01 Key facts

Trademark office	INPI, National Institute of Industrial Property
System	First-to-file; rights arise from registration (Law 9,279/96, art. 129)
Foreign applicants	Must act through a representative domiciled in Brazil (art. 217)
Language	Portuguese
Classification	Nice, 13th edition (NCL 13-2026), in force since January 1, 2026
Multi-class applications	Yes, official fees charged per class
Use requirement	No use needed to file or register; registration may be cancelled after 5 years of non-use
Term	10 years from grant, renewable indefinitely
Madrid Protocol	Member since October 2, 2019
Official gazette	Revista da Propriedade Industrial (RPI), weekly; deadlines run from publication
Average time to decision (2025)	18.3 months unopposed; 34.4 months opposed (INPI target for 2026: 10 months unopposed)

02 Official fees (INPI)

Service	Full fee	Reduced fee*
Application, pre-approved specification (per class)	R$ 880	R$ 440
Application, free-text specification (per class)	R$ 1,720	R$ 860
Response to office action	R$ 180	R$ 90
Opposition (per class)	R$ 520	R$ 260
Appeal against refusal (per class)	R$ 700	R$ 350
Administrative nullity (per class)	R$ 850	R$ 425
Non-use cancellation (per class)	R$ 590	R$ 295
Renewal, ordinary term (per class)	R$ 1,000	R$ 500
Renewal, 6-month grace period (per class)	R$ 2,000	R$ 1,000

Since September 20, 2025 the filing fee also covers grant, the first 10-year term and the certificate. *Reduced fees apply to Brazilian individuals, micro and small companies and certain other entities; foreign companies generally pay the full fee. Source: INPI fee schedule (Ordinances GM/MDIC 110/2025 and INPI/PR 10/2025).

03 How an application proceeds

1. **Clearance search**
   Identical and similar marks, including pending applications.
2. **Filing**
   Specification in Portuguese; Paris priority within 6 months of the first filing.
3. **Publication in the RPI**
   Opens a 60-day opposition period.
4. **Substantive examination**
   Office actions must be answered within 60 days.
5. **Decision**
   Allowance, or refusal with 60 days to appeal.
6. **Registration**
   Certificate issued automatically; 10-year term from grant.

04 Madrid designations of Brazil

- INPI has **18 months** from WIPO's notification to issue a provisional refusal.
- Designations are published in the RPI and open to opposition for **60 days**.
- **WIPO does not forward oppositions** to the holder; the RPI must be watched.
- INPI may object to terms in the specification through a provisional refusal.
- A Brazilian representative is required to respond before INPI; the power of attorney must be filed within 60 days of the act.

05 Deadlines at a glance

Action	Deadline	Legal basis
Paris Convention priority	6 months from the first filing abroad	Law 9,279/96, art. 127
Opposition by third parties	60 days from publication of the application	art. 158
Response to an opposition	60 days from publication of the opposition	art. 158, §1
Response to a substantive office action	60 days from publication	art. 159
Appeal against refusal	60 days from publication	art. 212
Administrative nullity	180 days from grant	art. 169
Court action for nullity	5 years from grant	art. 174
Non-use cancellation	After 5 years from grant without use in Brazil	art. 143
Renewal	Last year of the term, or within 6 months after with a higher fee	art. 133

06 What we need to file

- The mark, and the logo file for combined or figurative marks
- Goods and services, or the specification used abroad
- Applicant's full name and address
- Signed power of attorney (we prepare it)
- For priority: number, date and country of the first filing

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General information, not legal advice. Figures from INPI sources as of November 2026.