



## NOTE TO INDUSTRY (NTI)

TOPIC <b>THE USE OF SHENA LOGO</b>				Reference Number <b>2024/NTI/04</b>
Approved by: <b>Acting Director of Compliance &amp; International Division</b>	Endorsed by: <b>Acting Interim CEO</b>	Issue date: <b>25<sup>th</sup> March 2024</b>	Expiry date: <b>None</b>	Revision No: <b>0</b>

**Purpose:** This Note to Industry (NTI) serves as a notice to inform all stakeholders of the prohibition of using the SHENA Logo.

The Safety, Health and Environment National Authority (SHENA) wishes to notify all stakeholders that the SHENA logo is a registered trademark owned by SHENA. Any use of the SHENA logo, express or implied, without prior written permission from SHENA is strictly prohibited.

The **Trade Marks Act, CAP 98** provides legal provisions concerning unauthorised use of trademarks such as:

- **UNAUTHORISED USE OF TRADE MARK ETC. IN RELATION TO GOODS**  
94. (6) Any person guilty of an offence under this section is liable on conviction to a fine, imprisonment for a term not exceeding 10 years or both.
- **COUNTERFEITING TRADEMARK USED BY ANOTHER**  
98. (1) Any person who counterfeits any trademark used by any other person is guilty of an offence and liable on conviction to **imprisonment for a term not exceeding 5 years, a fine not exceeding \$100,000, or both.**
- **FALSELY APPLYING REGISTERED TRADE MARK TO SERVICES**  
101. Any person who falsely applies a registered trade mark to services, unless he proves that he had acted innocently, is guilty of an offence and liable on conviction to a fine not exceeding \$100,000, imprisonment for a term not exceeding 5 years or both.
- **UNAUTHORISED USE OF ROYAL ARMS ETC.**  
102. (5) Any person who imports, sells or exposes, or has in his possession for sale or for any purpose of business or manufacture any goods or thing to which a trademark bearing any matter prohibited by subsections (1) or (2) has been applied is guilty of an offence and liable on conviction to **imprisonment for a term not exceeding 5 years, a fine not exceeding \$50,000, or both**, and shall forfeit any goods to which the trademark bearing that matter has been applied.

For any clarifications on this matter, please submit through the **General Enquiries** button on the SHENA website ([www.shena.gov.bn](http://www.shena.gov.bn)).

**END**