

**MADRID AGREEMENT AND PROTOCOL
PROVISIONAL REFUSAL OF PROTECTION
Rule 17(1)**

<p>I. Office making the notification:</p> <p style="text-align: center;">National Center for Patents and Information of the Republic of Tajikistan</p> <p style="text-align: center;">Dushanbe 14a Ayni street.</p>
<p>II. Number of the international registration: 1 291 862</p>
<p>III. Name of the holder (or other indication enabling the identity of the international registration to be confirmed):</p> <p style="text-align: center;">ABC DETERJAN SANAYI VE TICARET ANONIM SIRKETI Rüzgarlıbaçe Mahallesi, Cumhuriyet Caddesi, Gülşan Plaza No: 22 Kat: 4 Kavacık ISTANBUL (TR)</p>
<p>IV. <input checked="" type="checkbox"/> Provisional refusal based on an <i>ex officio</i> examination</p> <p><input type="checkbox"/> Provisional refusal based on an opposition</p> <p><input type="checkbox"/> Provisional refusal based on both an <i>ex officio</i> examination and an opposition¹</p>
<p>V. <input checked="" type="checkbox"/> Provisional refusal for all the goods and/or services</p> <p><input type="checkbox"/> Provisional refusal for some of the goods and/or services: [followed by an indication of the goods and/or services which are affected or are not affected]</p>
<p>VI. Grounds for refusal [(where applicable, see item VII)]:</p> <p>The sign shall not be registered because its confusingly similar to trademarks of another persons protected in the Republic of Tajikistan with an earlier priority.</p>
<p>VII. Information relating to an earlier mark :</p> <p>(i) Filing date and number, and, if any, priority date: 16/09/2011</p> <p>(ii) Registration date and number (if available): 03/01/2012 TJ 9903</p> <p>Name and address of the owner: Private Entrepreneur Nazarov Haidar Izatulloevich. Republic of Tajikistan, Tursunzoda, Pahtaboy site.</p> <p>Reproduction of the mark: ABC</p> <p style="text-align: center;">List of all or relevant goods and/or services:</p> <p>03 Bleaching preparations and other substances for laundry use; preparations for cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.</p>
<p>VII (i). Information relating to an earlier mark :</p> <p>(iii) Filing date and number, and, if any, priority date:</p> <p>(iv) Registration date and number (if available): 07.12.2011 IR 1 102 158</p>

Name and address of the owner: FOSHAN NANHAI DANZAO XINNONG ZHONGXING LEATHER PRODUCTS FACTORY Hengjiang Development Zone, Danzao, Nanhai, Foshan Guangdong (CN)

Reproduction of the mark: 

List of all or relevant goods and/or services:

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Sanitary napkins; sanitary pads; sanitary panties.

VIII. Corresponding essential provisions of the applicable law [(see text under XII)]:
Article 9.1 of the Law of the Republic of Tajikistan on Trademarks and service marks.

IX. Information relating to subsequent procedure:

(i) Time limit for requesting review or appeal:

In the event of disagreement of the applicant with the examiner's decision, he shall have the right, within two month of the date of receipt of the decision from International Bureau, to file with the Patent Office a request for reexamination.

(ii) Authority to which such request for review or appeal should be made:

National Center for Patents and Information of the Republic of Tajikistan.

(iii) Indications concerning the appointment of a representative:

<http://www.ncpi.tj/index2.php?show=patentnie-poverennie&lang=ru&mId=34>

X. Date of the notification of provisional refusal: **01.03.2017**

XI. Signature or official seal of the Office making the notification:

**Head of Division of
international registration
of trademarks**

Mr. P. Miraliev



XII. Corresponding essential provisions of the applicable law:

Article 9. Other grounds for denial of registration.

The following designations shall not be registered as trademarks if they are identical with or confusingly similar to:

- **trademarks of other persons, applied for registration (provided applications for them have not been withdrawn) or protected in the Republic of Tajikistan by virtue of an international treaty recognized by the Republic of Tajikistan, in respect of similar goods and with an earlier priority;**

[...]