

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

I.	Office making the notification: <b>National Center for Patents and Information of the Republic of Tajikistan Dushanbe 14a Ayni street.</b>
II.	Number of the international registration: <b>1 351 999</b>
III.	Name of the holder (or other indication enabling the identity of the international registration to be confirmed):  Otkrytoie aktsionernoie obshchestvo "Pushkinskii zavod" Yaroslavskoie shossie, 1, lit.A., h.Pushkino RU-141200 Moskovskaia obl. (RU)
IV.	<input checked="" type="checkbox"/> Provisional refusal based on an <i>ex officio</i> examination  <input type="checkbox"/> Provisional refusal based on an opposition  <input type="checkbox"/> Provisional refusal based on both an <i>ex officio</i> examination and an opposition <sup>1</sup>
V.	<input type="checkbox"/> Provisional refusal for all the goods and/or services  <input checked="" type="checkbox"/> Provisional refusal for some of the goods and/or services which are affected in classes 01, 03 and 04 of NCL
<p>01</p> <p>Anti-knock substances for internal combustion engines; antistatic preparations, other than for household purposes; antifreeze; acetone; distilled water; acidulated water for recharging accumulators; brake fluid; glycol; glycerine for industrial purposes; detergents for use in manufacturing processes; petroleum dispersants; detergent additives to gasoline; chemical additives to motor fuel; glycol ether; opacifiers for glass; dehydrating preparations for industrial purposes; degreasing preparations for use in manufacturing processes; scale removing preparations, other than for household purposes; cement for pneumatic tires (tyres); adhesives for industrial purposes; corrosive preparations; methyl alcohol; combusting preparations (chemical additives to motor fuel); coolants for vehicle engines; purification preparations; fuel-saving preparations; anti-incrustants; anti-frothing solutions for batteries; anti-boil preparations for engine coolants; liquids for removing sulfates from accumulators; power steering fluid; fluids for hydraulic circuits; transmission fluid; solvents for adhesives; solvents for varnishes; tire repairing compositions; ethyl alcohol; synthetic materials for absorbing oil; filtering materials (unprocessed plastics); oil-purifying chemicals; engine-decarbonising chemicals; chemical additives for oils; fillers for automobile bodies; oil cement (putty).</p> <p>03</p> <p>Abrasives; ammonia [volatile alkali] [detergent]; shining preparations (polish); cloths impregnated with a detergent for cleaning; disinfectant soap; laundry soaking preparations, preparations for soaking laundry; color-removing preparations; degreasers other than for use in manufacturing processes; scale removing preparations for household purposes; polishing wax; polishing creams; polishing preparations; polish for furniture and flooring; detergents other than for use in manufacturing operations and for medical purposes; washing preparations; soap; oils for cleaning purposes; oil of turpentine for degreasing; laundry paste; canned pressurized air for cleaning and dusting purposes; laundry glaze; laundry bleaching preparations; laundry preparations; dry-cleaning preparations; stain removers; paint stripping preparations; floor wax removers (scouring preparations); windscreen cleaning liquids; tissues impregnated with cosmetic lotions; turpentine, for degreasing; cleaning (polishing)</p>	

preparations; cleaning preparations; scouring solutions; shampoos.

04

Benzine; benzol; gasoline; kerosene; lubricating graphite; methylated spirit; charcoal (fuel); diesel oil; additives, non-chemical, to motor fuel; tallow; moistening oil; carnauba wax; xylol; mazut; firelighters; grease for arms (weapons); grease for belts; lubricating grease; lubricants; lubricating oil; cutting fluids; mineral fuel; motor fuel; motor oil; naphtha; petroleum, raw or refined; petroleum ether; oil-gas; fuel gas; vaporized fuel mixtures; fuel; fuel with an alcoholic base; alcohol (fuel); industrial oil.

VI. Grounds for refusal [(where applicable, see item VII)]:

The sign shall not be registered because it's confusingly similar to trademarks of another persons protected in the Republic of Tajikistan with an earlier priority.

VII. Information relating to an earlier mark :

(i) Filing date and number, and, if any, priority date: 29/09/2005

Registration date and number (if available): **24/03/2006 IR 906 994**

**Name and address of the owner:** Emil Lux GmbH & Co. KG Emil-Lux-Straße 1  
42929 Wermelskirchen (DE)



Reproduction of the mark:

List of all or relevant goods and/or services:

01

Metal tempering and soldering preparations, adhesives for industrial use, cartridges for glue guns.

03

Scouring preparations, abrasive paper.

04

Industrial oils and greases.

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.**

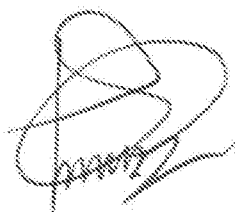
(iii) Indications concerning the appointment of a representative:

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

X. Date of the notification of provisional refusal: **20.08.2018**

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;**

[...]