

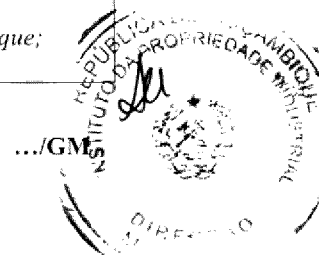


INSTITUTO DA PROPRIEDADE INDUSTRIAL

MADRID PROTOCOL AND AGREEMENT PROVISIONAL REFUSAL OF PROTECTION

Notification to the International Bureau of the World Intellectual Property Organization (WIPO) in accordance with Rule 17(1) of the Common Regulations under the Madrid Agreement and Protocol.

I. Office making the notification: INDUSTRIAL PROPERTY INSTITUTE OF MOZAMBIQUE Consiglieri Pedroso Street, 165, Maputo, Mozambique Tel: +258 21354900 Fax: +258 21354944 Email: ipi@ipi.gov.mz Web: www.ipi.gov.mz
II. International Registration Number: 1387991
III. Mark Reproduction LUX
IV. Name of the holder (or other indication enabling the identity of the international registration to be confirmed): GUANGZHOU DARING INTERNATIONAL FORWARDING CO., LTD. Rm. 719, No. 799, Sanyuanli Avenue, Baiyun Dist. Guangzhou, China Chinesa
V. <input checked="" type="checkbox"/> Provisional refusal based on an opposition.
VI. <input checked="" type="checkbox"/> Provisional Refusal for all the goods and/or services in all classes.
VII. Grounds for refusal [(where applicable, see item VII)] Identical or similar to a mark of high renown in Mozambique.
VIII. Information relating to an earlier mark Attached
IX. Corresponding essential provisions of the applicable law: Article 121 of the Industrial Property Code of Mozambique <i>1...The requirements for protection of a mark are:</i> ... <i>f) It shall not be identical or similar to a mark of high renown or one which is well-known in Mozambique;</i>



Article 134 Of the foresaid diploma (Grounds for refusal):

The following shall constitute grounds for refusal:

- a) "The lack of any of the elements in Articles 121, 122, 123 and 124 of this Code".

Article 137 Mark of high renown:

1. *The registration of a mark shall be refused or annulled if the mark wholly or essentially constitutes a reproduction imitation or translation of another mark that enjoys high renown in Mozambique or in the world, even though used on products or services that are not identical or similar, if the later mark intends to take undue advantage of, or be prejudicial to, the distinguish character or renown of the mark.*

IX. Information relating to subsequent procedure

- (i) Time limit for requesting review or appeal:
Review: 30 Days.
Appeal: 90 days.
- (ii) Authority to which such request for review or appeal should be made:
Review: Institute of Industrial Property.
Appeal: Administrative Court of Mozambique
- (ii) Indication concerning appointment of a representative:
Its required that the representative must be Mozambican

X. Date of notification of Provisional refusal:

October, 8, 2018

XI. Signature or official seal of the office making the notification

