

Notification of Provisional Refusal of Protection based on an Opposition (to WIPO)
Pursuant to Rule 17(3) of the Common Regulations under the Madrid Agreement concerning the international registration of marks and the Protocol relating to that Agreement.

I. Name and address of the Office making the notification:

The Norwegian Industrial Property Office Telephone: + 47 22 38 73 00
P.O. Box 8160 Dep., N-0033 Oslo, NORWAY Telefax: + 47 22 38 73 01

II. The international registration which is subject to the opposition:



1406563 -

Date of Subsequent Designation (if any):

-

National trademark application number:

201807700

III. Holder(s) of the international registration which is subject to the opposition:

LANDTOURER AUTOMOBILE CO., LTD
No. 1 Yuanquan Road, Shangrao Economic & Technological
Development Zone
334100 JIANGXI PROVINCE
CN

IV. Opponent(s):

Ferrari SpA	FCA Group Marketing S.p.A.
Via Emilia Est 1163	Via Nizza, 250
41100 MODENA	10126 TORINO
IT	IT

V. Grounds for opposition:

- (i) ☐ Absolute grounds:
(ii) ☒ Relative grounds: §§ 4.1 b, 4.2, 16.1 a, 26, 71
☒ Likelihood of confusion with

National registration number(s):

120813 -



236803 -



236801 -

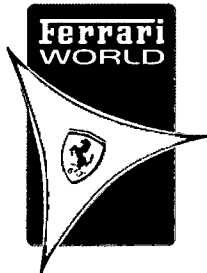


International registration number(s):

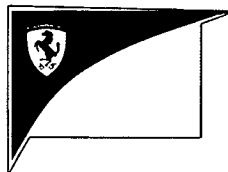
905359 -



1085878 -



1153747 -



937877 -



966870 -



916080 -



☐ Likelihood of confusion with trade name(s):

☒ Likelihood of confusion with mark(s) which is/are established by use:

See continuation sheet(s).

VI. The scope of the provisional refusal

(i) ☒ affects all the goods and/or services

See continuation sheet(s).

Continuation sheet no: 2

Int.reg.no.: 1406563

VII. The relevant provisions of the Norwegian Trademarks Act are enclosed.

VIII. The Norwegian Industrial Property Office must receive a response to the opposition no later than two months from the date of this notification. A response must contain an address of correspondence and must be filed in Norwegian, Swedish or Danish. The Norwegian Industrial Property Office will respond in Norwegian. A copy of the opposition will be transmitted to the holder or the holder's representative upon request. Please note that an opposition decision by the Norwegian Industrial Property Office can be appealed to the Board of Appeal by either party within two months from the date of the final decision.

IX. Date of provisional refusal:	2019.05.10
A response must be received within:	2019.07.10

X. Signature by the Office:
THE NORWEGIAN INDUSTRIAL PROPERTY OFFICE
Per Gunnar Linvik

Number of continuation sheets: 18

Prior marks on which the opposition is based:

Priority date (if any):	-
Date of subsequent designation (if any):	-
National registration date and number:	1985.05.02 - 120813
National application date and number:	1983.10.03 - 19833154
Name and address of the holder:	Ferrari SpA Via Emilia Est, 1163 41100 MODENA IT
Name and address of the Norwegian representative:	BRYN AARFLOT AS Stortingsgata 8 0161 OSLO NO

Reproduction of the mark:



List of goods and/or services:

- 12** Kjøretøyer; befordringsmidler til bruk på land, i luften eller på vannet, automobiler og deler av samme (ikke opptatt i andre klasser).

Prior marks on which the opposition is based:

Priority date (if any):	-
Date of subsequent designation (if any):	-
National registration date and number:	2006.12.11 - 236803
National application date and number:	2006.06.12 - 200605984
Name and address of the holder:	Ferrari SpA Via Emilia Est, 1163 41100 MODENA IT
Name and address of the Norwegian representative:	BRYN AARFLOT AS Stortingsgata 8 0161 OSLO NO

Reproduction of the mark:



List of goods and/or services:

12 Kjøretøyer; befordringsmidler til bruk på land, i luften eller i vannet.

Prior marks on which the opposition is based:

Priority date (if any):

-

Date of subsequent designation (if any):

-

National registration date and number:

2006.12.11 - 236801

National application date and number:

2006.06.12 - 200605983

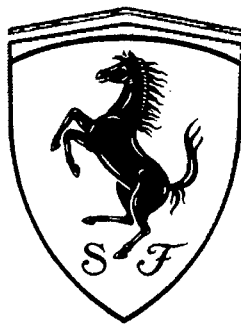
Name and address of the holder:

Ferrari SpA
Via Emilia Est, 1163
41100 MODENA
IT

Name and address of the Norwegian
representative:

BRYN AARFLOT AS
Stortingsgata 8
0161 OSLO
NO

Reproduction of the mark:



List of goods and/or services:

12 Kjøretøyer; befordringsmidler til bruk på land, i luften eller i vannet.

Prior marks on which the opposition is based:

Priority date (if any): 2005.07.20
Date of subsequent designation (if any): -
International registration date and number: 2006.01.04 - 905359
Name and address of the holder: Ferrari SpA
Via Emilia Est, 1163
41100 MODENA
IT
Name and address of the Norwegian representative: -

Reproduction of the mark:



List of goods and/or services:

- 9** Fire extinguisher for automobiles, control units for navigation system for automobiles, control units of central locking systems for automobiles, navigator system for automobiles; electronic keys for automobiles.
- 12** Automobiles and parts and fittings therefor, such as airbag, air-bag switch-off kit, safety roll-bar, anti-slipping devices for automobiles, anti-theft devices for automobiles, headrest and armrests for automobiles, covers for seats of automobiles, openable roofs, removable roofs, sliding roof, antiskid devices for tyres of wheels for automobiles, ABS antiblocking braking systems, spoiler, signalling devices for automobiles, plated rims, modular rims, 4-point safety belts, sun visors, ashtray, glass-holders, dashboard drawers, dashboard hatches, glove compartments, glove boxes, covers for baggage compartments, door sill covers, ornamental strips, decorative strips, gear lever coverings, carbon interior parts for automobiles, trimming details (interior), special upholstery, racing seats, hand-free telephone kit for automobiles, spare wheel kit, battery maintenance and battery charging, care kit for automobiles, car covers; motorbike and parts therefor.
- 37** Services rendered in the field of assistance, maintenance and repairing of cars.

Prior marks on which the opposition is based:

Priority date (if any):	2009.04.15
Date of subsequent designation (if any):	-
International registration date and number:	2009.09.01 - 1085878
Name and address of the holder:	Ferrari SpA Via Emilia Est, 1163 41100 MODENA
Name and address of the Norwegian representative:	IT BRYN AARFLOT AS Stortingsgata 8 0161 OSLO NO

Reproduction of the mark:



List of goods and/or services:

- 3** Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.
- 6** Metal building materials; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of common metal; pipes and tubes of metal; safes; ores.
- 8** Hand tools and implements (hand-operated); cutlery; side arms; razors.
- 9** Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; fire-extinguishing apparatus.
- 11** Apparatus for lighting, steam generating, cooking, refrigerating, water supply and sanitary purposes.
- 12** Vehicles; apparatus for locomotion by land, air or water.
- 14** Precious metals and their alloys and goods in precious metals or coated therewith, not included in other classes; jewellery, precious stones; horological and chronometric instruments.
- 16** Paper, cardboard and goods made from these materials, not included in other classes; printed matter; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' materials; paint brushes; typewriters and office requisites

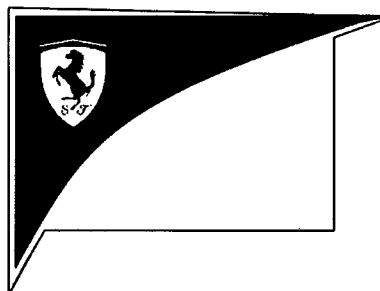
- (except furniture); instructional and teaching material (except apparatus); plastic materials for packaging (not included in other classes); printers' type; printing blocks; roaring fountain pens; roaring ballpoint pens; roaring rolling pens; roaring felt pens; roaring writing pens; roaring roller ball pens; glowing fountain pens; glowing ballpoint pens; glowing rolling pens; glowing felt pens; glowing writing pens; glowing roller ball pens; roaring felt-tip pens; glowing felt-tip pens; roaring pastels (crayons); glowing pastels (crayons); roaring pencils; glowing pencils; roaring photo albums; roaring souvenir cards; glowing paper flags; paper clips of precious metal or coated therewith; visiting card cases of precious metal, leather business card booklets; leather business card holders; leather pen cases; leather pen holders; leather photo albums; leather photo holders; leather address book covers; leather photo album covers Japanese food wrapping sheets of plastics; plastic leaves for wrapping.
- 18** Leather and imitations of leather, and goods made of these materials and not included in other classes; animal skins, hides; trunks and travelling bags; umbrellas, parasols and walking sticks; whips, harness and saddlery.
- 20** Furniture, mirrors, picture frames; goods (not included in other classes) of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics.
- 21** Household or kitchen utensils and containers; combs and sponges; brushes (except paint brushes); brush-making materials; articles for cleaning purposes; steelwool; unworked or semi-worked glass (except glass used in building); glassware, porcelain and earthenware not included in other classes.
- 22** Ropes, string, nets, tents, awnings, tarpaulins, sails, sacks and bags (not included in other classes); padding and stuffing materials (except of rubber or plastics); raw fibrous textile materials.
- 25** Clothing, footwear, headgear.
- 26** Lace and embroidery, ribbons and braid; buttons, hooks and eyes, pins and needles; artificial flowers.
- 28** Games and playthings; gymnastic and sporting articles not included in other classes; decorations for Christmas trees.
- 30** Coffee, tea, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.
- 34** Tobacco; smokers' articles; matches.
- 35** The bringing together, for the benefit of others, of a variety of goods (excluding the transport thereof), enabling customers to conveniently view and purchase those goods; advertising; business management; business administration; office functions (services on behalf of third parties).
- 36** Insurance; financial affairs; monetary affairs; real estate affairs (services on behalf of third parties).
- 37** Building construction; repair; installation services (services on behalf of third parties).
- 38** Telecommunications (services on behalf of third parties).
- 39** Transport; packaging and storage of goods; travel arrangement (services on behalf of third parties).
- 41** Education; providing of training; entertainment; sporting and cultural activities (services on behalf of third parties).
- 42** Scientific and technological services and research and design relating thereto; industrial analysis and research services; design and development of computer hardware and software (services on behalf of third parties).
- 43** Services for providing food; temporary accommodation (services on behalf of third parties).

- 44** Medical services; veterinary services; hygienic and beauty care for human beings or animals; agriculture, horticulture and forestry services (services on behalf of third parties).

Prior marks on which the opposition is based:

Priority date (if any):	2010.12.22
Date of subsequent designation (if any):	-
International registration date and number:	2011.05.26 - 1153747
Name and address of the holder:	Ferrari SpA Via Emilia Est, 1163 41100 MODENA IT
Name and address of the Norwegian representative:	-

Reproduction of the mark:



List of goods and/or services:

- 9** Eyeglasses, sunglasses, anti-glare glasses, goggles for sports, swimming goggles, eyeglass and sunglass cases, eyeglass and sunglass lenses, eyeglass and sunglass frames, eyeglass and sunglass chains, eyeglass and sunglass cords, pince-nez, pince-nez cases, pince-nez chains, pince-nez cords; pince-nez mountings, correcting lenses (optics); scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; fire-extinguishing apparatus.
- 12** Vehicles; apparatus for locomotion by land, air or water.
- 16** Paper, cardboard and goods made from these materials, not included in other classes; printed matter; bookbinding material; photographs, stationery; adhesives for stationery or household purposes; artists' materials; paint brushes; typewriters and office requisites (except furniture); instructional and teaching material (except apparatus); plastic materials for packaging (not included in other classes); printers' type; printing blocks.
- 18** Leather and imitations of leather, and goods made of these materials and not included in other classes; animal skins, hides; trunks and travelling bags; umbrellas, parasols and walking sticks; whips, harness and saddlery.
- 25** Clothing, footwear, headgear.
- 28** Games and playthings; gymnastic and sporting articles not included in other classes; decorations for Christmas trees.
- 35** Retail sale and wholesale services, also on-line, of: eyeglasses, sunglasses, anti-glare glasses, goggles for sports, swimming goggles, eyeglass and sunglass cases, eyeglass and sunglass lenses, eyeglass and sunglass frames, eyeglass and sunglass chains, eyeglass and sunglass cords, pince-nez, pince-nez cases, pince-nez chains, pince-nez cords, pince-nez mountings, correcting lenses (optics), scientific, nautical, surveying, photographic,

cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, apparatus for recording, transmission or reproduction of sound or images, magnetic data carriers, recording discs, automatic vending machines and mechanisms for coin-operated apparatus, cash registers, calculating machines, data processing equipment and computers, fire-extinguishing apparatus, vehicles, apparatus for locomotion by land, air or water, paper, cardboard and goods made from these materials, printed matter, bookbinding material, photographs, stationery, adhesives for stationery or household purposes, artists' materials, paint brushes, typewriters and office requisites (except furniture), instructional and teaching material (except apparatus), plastic materials for packaging, printers' type, printing blocks, leather and imitations of leather, goods made from these materials, animal skins, hides, trunks and travelling bags, umbrellas, parasols and walking sticks, whips, harness and saddlery, clothing, footwear, headgear, games and playthings, gymnastic and sporting articles, decorations for Christmas trees; advertising; business management; business administration; office functions.

41 Education; providing of training; entertainment; sporting and cultural activities.

Prior marks on which the opposition is based:

Priority date (if any):	2007.06.12
Date of subsequent designation (if any):	-
International registration date and number:	2007.07.13 - 937877
Name and address of the holder:	FCA GROUP MARKETING S.P.A. Via Nizza, 250 10126 TORINO IT
Name and address of the Norwegian representative:	-

Reproduction of the mark:



List of goods and/or services:

- 12** Vehicles; apparatus for locomotion by land, air or water.
- 35** Advertising; business management; business administration; office functions.

Prior marks on which the opposition is based:

Priority date (if any):	2008.02.25
Date of subsequent designation (if any):	-
International registration date and number:	2008.05.06 - 966870
Name and address of the holder:	FCA GROUP MARKETING S.P.A. Via Nizza, 250 10126 TORINO IT
Name and address of the Norwegian representative:	BRYN AARFLOT AS Stortingsgata 8 0161 OSLO NO

Reproduction of the mark:



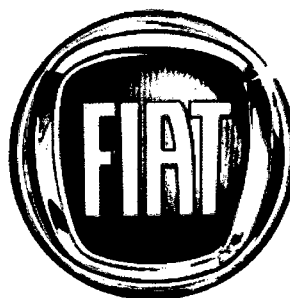
List of goods and/or services:

- 12** Motor vehicles and their parts.
- 38** Data collection and transmission services.

Prior marks on which the opposition is based:

Priority date (if any):	-
Date of subsequent designation (if any):	2017.03.21
International registration date and number:	2007.01.08 - 916080
Name and address of the holder:	FCA GROUP MARKETING S.P.A. Via Nizza, 250 10126 TORINO IT
Name and address of the Norwegian representative:	BRYN AARFLOT AS Stortingsgata 8 0161 OSLO NO

Reproduction of the mark:



List of goods and/or services:

- 6** Common metals and their alloys; metal building materials; transportable metal buildings; metal materials for railway tracks; non-electric cables and wires of common metal; ironmongery and small items of metal hardware; metal pipes and tubes; safes; goods of common metal not included in other classes, namely badges of metal for vehicles, basket, boxes, buckles, lock of metal for bags and for vehicles, identity plates of metal, padlocks; ores.
- 9** Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmitting and reproducing sound or images; magnetic data carriers, recording discs; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing and computer equipment; fire extinguishers; recorded computer programs.
- 12** Vehicles; apparatus for locomotion by land, air or water.
- 16** Paper, cardboard and goods made thereof, not included in other classes, namely, paper bags, envelopes and containers for packaging, figurines and works of art of paper or cardboard; printed matter; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' supplies; paintbrushes; typewriters and office requisites (except furniture); instructional and teaching material (except apparatus); plastic packaging materials (not included in other classes); printing type; printing blocks.
- 18** Leather and leather imitations, and goods made of these materials and not included in other classes, namely leather and imitation of leather, namely leather key cases, leather key rings, briefcases, handbags, travelling bags, all purpose sport bags, vanity cases, wallets, purses, greeting card holders and document cases; animal skins and hides; trunks and suitcases; umbrellas, parasols and walking sticks; whips, harness and saddlery.

- 25** Clothing, footwear, headgear.
- 28** Games, toys; gymnastic and sporting articles not included in other classes; decorations for Christmas trees.
- 37** Building construction; repair services within the field of motor vehicles; installation services within the field of motor vehicles.

Extracts from the Norwegian Trademarks Act

§ 3. Establishment of a trademark right

A trademark right may be acquired for the whole of Norway by registering the trademark in the Trademark Register according to the provisions in Chapter 2.

A trademark right may also be acquired for the whole of Norway by international registration according to the provisions in Chapter 10.

A trademark right is acquired without registration when the trademark is established by use. A trademark is considered to be established by use when and for as long as it is well known in the circle of trade in Norway for the relevant goods and services as someone's sign. If such use is established only in part of Norway, the exclusive right has effect only in this territory.

§ 4 Content of a trademark right

A trademark right has the effect that no one, without the consent of the proprietor of the trademark right (the trademark proprietor), may use in an industrial or commercial undertaking:

- a) any sign which is identical with the trademark for goods or services for which the trademark is protected
- b) any sign which is identical with or similar to the trademark for identical or similar goods or services if there exists a likelihood of confusion, such as if the use of the sign may give the impression that there is a link between the sign and the trademark.

For a trademark which is well known in Norway, the trademark right implies that no one, without the consent of the trademark proprietor, may use a sign that is identical with or similar to the trademark for similar or any other goods or services, if the use of that sign without due cause takes unfair advantage of, or is detrimental to, the distinctive character or repute (goodwill) of the well-known trademark.

Use is considered to include the following:

- a) affixing the trademark to goods or to the packaging thereof
- b) offering goods for sale or otherwise putting them on the market, stocking or delivering them under the sign, or offering or supplying services thereunder
- c) importing or exporting goods under the trademark
- d) using the sign on business documents and in advertising.

Verbal use of the sign is also considered as use.

§ 14. General conditions of registration

A trademark to be registered shall consist of a sign which is capable of being protected pursuant to Section 2 and capable of being represented graphically. It shall have distinctive character as a sign for the relevant goods or services. A trademark cannot be registered if it exclusively, or only with insignificant changes or additions, consists of signs or indications that:

- a) indicate the kind, quality, quantity, intended purpose, value or geographical origin of the goods or services, the time of production of the goods or of the rendering of the services or other characteristics of the goods or services, or
- b) constitute customary designations for the goods or services according to normal linguistic usage or to loyal, established business practice.

The conditions in paragraphs one and two shall be met on both the date of application and the date of registration. When assessing a proposed trademark pursuant to paragraph one, sentence two, and paragraph two, it is necessary to take into consideration all circumstances that prevailed on the date of application, in particular effects of use of the trademark prior to this time.

A sign that is used in an industrial or commercial undertaking to indicate the geographical origin of goods or services may, without impediment by the provisions in paragraph two, be registered as a collective mark.

15. Trademarks that conflict with public interests

A trademark cannot be registered if it:

- a) is contrary to law or public order or is liable to cause offence,
- b) is liable to deceive, for example in respect of the nature, quality or geographical origin of the goods or services, or
- c) contains, without authorization, escutcheons or another sign covered by Section 328, paragraph one, no. 4, or paragraph two of the Norwegian Penal Code, a national flag or anything that is liable to be understood as such a sign or flag.

For wine and spirits, it is not permissible to register a trademark that consists of or contains anything that is liable to be understood as a geographical indication of origin, unless the geographical origin of the goods is in accordance with the indication.

§ 16. Trademarks that conflict with the rights of others

A trademark cannot be registered without the consent of the relevant proprietor of rights if:

- a) use of the trademark would infringe the right of another in this country to a trademark or business name or another business sign,
- b) the trademark is liable to be confused with a trademark, business name or other business sign that someone else started to use as a the distinctive sign for goods or services before the applicant and is still using, and the applicant was aware of this use when the application for registration was filed, in such way that the filing shall be considered to have taken place in conflict with honest practices in industrial or commercial matters
- c) the trademark contains something that is liable to be perceived as another person's name, stage name or portrait, unless it obviously refers to a person who is long dead,
- d) the trademark contains something that is liable to be perceived as the distinctive title of another's protected creative or intellectual work or it infringes another's right in Norway to a creative or intellectual work or a photography or a design, or
- e) the trademark infringes another's right in Norway to a designation protected in regulations pursuant to Act no. 6 of 17 June 1932 on Quality Control of Agricultural Goods, etc. or Act no. 124 of 19 December 2003 on Food Production and Food Safety, etc.

§ 26. Opposition

When the registration of a trademark is published, any person may file an opposition to the registration. An opposition shall be filed in writing and shall be received by the Norwegian Industrial Property Office within three months of the date of publication.

The opposition shall include:

- a) the name and address of the person filing the opposition
- b) a specification of the registration to which the opposition applies
- c) the grounds on which the opposition is based
- d) necessary documentation of circumstances invoked in support of the opposition.

The opposition shall also meet the requirements set forth by the King in regulations. When an opposition has been received by the Norwegian Industrial Property Office, it shall be recorded in the Trademark Register and a notice thereof published.

§ 27. Processing of oppositions

If the opposition does not meet the conditions in Section 26, the Norwegian Industrial Property Office shall set a reasonable time limit to comment on it and, if possible, remedy the deficiencies. If the deficiencies are not remedied before the expiry of the time limit, the opposition shall be rejected, unless the Norwegian Industrial Property Office considers that a new time limit should be set for correction. The trademark proprietor shall be notified of the opposition as soon as possible and be given the opportunity to comment. If two or more oppositions have been filed to the same registration, the Norwegian Industrial Property Office may join the cases as one case if no reasoned objection to this is made. The Norwegian Industrial Property Office shall only consider factors that invoked in the opposition. If an opposition is withdrawn, the Norwegian Industrial Property Office may continue the processing of the opposition if there are special reasons for doing so.

§ 28. The right to the trademark

If an appellant requests that the registration of a trademark be transferred to him, the Norwegian Industrial Property Office shall transfer the registration if the right to the trademark is substantiated. In such case, the appellant shall pay a new application fee. Section 21, paragraphs two to five, shall apply correspondingly.

§ 70. Request for an international trademark registration to take effect in Norway

When the Norwegian Industrial Property Office receives notification from the International Bureau with a request from the proprietor for an international trademark registration to take effect in Norway, the Norwegian Industrial Property Office shall examine whether the requirements for registration set forth in Sections 14 to 16 are met.

If the requirements for registration are met, the Norwegian Industrial Property Office shall record the international trademark registration in the Trademark Register and publish a notification stating that it has taken effect in Norway.

If the requirements for registration have not been met, the Norwegian Industrial Property Office shall refuse, in full or in part, to grant the international registration effect in Norway. The International

Bureau shall be notified of such refusal within 18 months after the Norwegian Industrial Property Office received notification as stated in paragraph one.

In the event of refusal, the proprietor of the international registration may, subject to the requirements set forth in regulations, request that the Norwegian Industrial Property Office's first department reassess whether the international registration is to take effect in Norway.

Section 23 applies correspondingly to the Norwegian Industrial Property Office's processing of a request for an international trademark registration to take effect in Norway. Section 19 applies if the proprietor of the international registration has invoked priority.

§ 71. Opposition

Any person may, within three months after the publication date, file an opposition against an international trademark registration taking effect in Norway. Section 26 applies correspondingly to the filing and publication of oppositions. Sections 27 and 28 apply correspondingly to the processing of oppositions. If a condition for registration pursuant to Sections 14 to 16 has not been met, the Norwegian Industrial Property Office shall rule that the international registration will not take effect, in full or in part, in Norway if the time limit pursuant to Section 70, paragraph three, sentence two, has not expired, or the Norwegian Industrial Property Office has, within the prescribed period, given the International Bureau notification that an opposition may be filed after the expiry of the time limit and notification of the opposition has been sent within one month after the expiry of the time limit for opposition. If the conditions for registration have been met, the Norwegian Industrial Property Office shall reject the opposition. The proprietor of the international registration and the person making the opposition shall be notified of the Norwegian Industrial Property Office's decision in opposition cases. When a final decision has been made in the case, the outcome shall be recorded in the Trademark Register and published.

§ 77. Address for correspondence

Notifications from the Norwegian Industrial Property Office to an applicant, a registration proprietor, an opposing party or a party requesting an administrative review under Section 40 are always considered to have been submitted when they have been sent to the address that the person in question specified most recently to the Norwegian Industrial Property Office. The address is recorded in the Trademark Register. For applicants and trademark proprietors who have a representative, notification may be sent to the representative. If the registered address proves to be incorrect, the notification or a summary of it, including information that the document is available at the Norwegian Industrial Property Office, shall be included in Norsk Varemerketidende (the Norwegian Trademark Journal). If service or any other procedural notification cannot be submitted at the registered address or the representative, paragraph two applies correspondingly to a court. In such case, the document shall be considered to have been served or notification to have been given four weeks after publication in Norsk Varemerketidende (the Norwegian Trademark Journal).

If an applicant or registration proprietor has otherwise appointed a representative to represent him in matters concerning the application or registration, the name and address of the representative shall be recorded in the Trademark Register. The same applies if an opposition party or a party requesting an administrative review has appointed a representative to represent him in matters concerning the opposition or the review request.