



Model Form 3

MADRID PROTOCOL

PROVISIONAL REFUSAL OF PROTECTION

Rule 17(1)

This form is to be used in the following situation: the Office considers that protection cannot be granted in the Contracting Party concerned (ex officio provisional refusal) or protection cannot be granted in the Contracting Party concerned because an opposition has been filed, or both. In due course, once all the procedures before the Office have been completed, the Office shall send to the International Bureau a statement regarding the final disposition on the status of the mark, using Model Forms 5 or 6, as the case may be.

I.	Office sending the statement:	RWANDA DEVELOPMENT BOARD OFFICE OF THE REGISTRAR GENERAL (RW)
II.	Number of the international registration:	1446305
III.	Name of the holder (or other information enabling the identity of the international registration to be confirmed):	Burn Cable Management Systems Limited C/O Cox Costello & Horne, Langwood House, 63-81 High Street, RICKMANSWORTH Hertfordshire WD3 1EQ, United Kingdom
IV.	☒ Provisional refusal based on an ex officio examination ☐ Provisional refusal based on an opposition ¹ ☐ Provisional refusal based on both an ex officio examination and an opposition	
V.	☒ Provisional refusal for all the goods and/or services ☐ 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] ²	
VI.	Grounds for refusal [(where applicable, see item VII)]: it's a descriptive mark The sought mark in class 9 "Cables; electrical cables; electrical cables namely, fire resistant cables." is descriptive based on the article 138 of the IP Law. Therefore the sought mark is not eligible for registration.	

¹ The name and address of the opponent should also be provided.

² Where all the goods or services included in a given class are to be mentioned, the indication should read "all goods (or all services) in class X". In all cases, a clear indication should be given as to whether those goods and/or services are affected, or are NOT affected.

VII. Information relating to an earlier mark³ :

- i) Filing date and number, and, if any, priority date: **MD/M/0001/1446305 dated 31/01/2019**
- ii) Registration date and number (if available):
- iii) Name and address of the owner: **Burn Cable Management Systems Limited**
C/O Cox Costello & Horne, Langwood House, 63-81 High Street,
RICKMANSWORTH Hertfordshire WD3 1EQ
- iv) Reproduction of the mark: **FIRE RESISTANT CABLE SIMPLEX UK**
- v) List of all or relevant goods and/or services: **Class 9 “Cables; electrical cables; electrical cables namely, fire resistant cables.**

VIII. Corresponding essential provisions of the applicable Act [(see text under XII)]:

IX. Information relating to subsequent procedure:

- i) Time limit for requesting review or appeal: **3 months from Date of Notification by WIPO**
- ii) Authority to which such request for review or appeal should be made:
RDB
Office of the Registrar General
Kigali
Rwanda
- iii) Indications concerning the appointment of a representative:
All Foreign applicants need to engage the services of an agent domiciled in Rwanda

X. Date of the notification of provisional refusal: **19th day of December, 2019**

XI. Signature or official seal of the Office communicating the information:



KAYIBANDA Richard
Registrar General

³ Where the grounds on which the provisional refusal is based relate to an earlier mark, as indicated under item VI. The indication required under this item may be given by annexing a printout from the register or database..

XII. Corresponding essential provisions of the applicable Act: