



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:	1446304
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.	<input checked="" type="checkbox"/> Provisional refusal based on an ex officio examination <input type="checkbox"/> Provisional refusal based on an opposition ¹ <input type="checkbox"/> Provisional refusal based on both an ex officio examination and an opposition	
V.	<input checked="" type="checkbox"/> Provisional refusal for all the goods and/or services <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] ²	
VI.	Grounds for refusal [(where applicable, see item VII)]: its a descriptive mark The sought mark in class 9 "Cables; electrical cables; electrical cables namely, mineral cables, mineral insulating cables" is a descriptive mark based on the article 138 of the IP Law. It 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.

<p>VII. Information relating to an earlier mark³ :</p> <p>i) Filing date and number, and, if any, priority date: MD/M/0001/1446304 dated 31/01/2019</p> <p>ii) Registration date and number (if available):</p> <p>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 United Kingdom</p> <p>iv) Reproduction of the mark: MINERAL CABLE SIMPLEX UK</p> <p>v) List of all or relevant goods and/or services: class 9 "Cables; electrical cables; electrical cables namely, mineral cables, mineral insulating cables"</p>
<p>VIII. Corresponding essential provisions of the applicable Act [(see text under XII)]:</p>
<p>IX. Information relating to subsequent procedure:</p> <p>i) Time limit for requesting review or appeal: 3 months from Date of Notification by WIPO</p> <p>ii) Authority to which such request for review or appeal should be made: RDB Office of the Registrar General Kigali Rwanda</p> <p>iii) Indications concerning the appointment of a representative: All Foreign applicants need to engage the services of an agent domiciled in Rwanda</p>
<p>X. Date of the notification of provisional refusal: 19th day of December, 2019</p>
<p>XI. Signature or official seal of the Office communicating the information:</p> <div style="text-align: right;">   KAYIBANDA Richard Registrar General </div>

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: