



WORLD INTELLECTUAL PROPERTY ORGANISATION
34, CHEMIN DES COLOMBETTES
PO BOX 18
1211 GENEVA 20
SWITZERLAND

Date of Notification: **23 March 2020**

International Registration No: 1516084

Mark: Artro-Patch

Holder: Derkach Nataliia Mykolaivna of Ukraine

Notification of the Intellectual Property Office of Ireland of Partial Provisional Refusal

Dear Sir/Madam,

This notification is issued pursuant to Article 5 of the Protocol relating to the Madrid Agreement concerning the International Registration of Marks and Rule 17(2) of the Common Regulations under the Agreement and Protocol, and is to inform you that protection for this mark is refused for the reasons set out below. Any references to Sections are to Sections of the Trade Marks Act, 1996 and to Rules are to Rules of the Trade Marks Rules, 1996.

1.

Section 39(2)

The Office considers the term 'nursing appliances' in class 10 is vague and imprecise. Please clarify this term.

2. This refusal is in respect of the following goods for which protection is sought: 'nursing appliances' in class 10.
3. The holder may make representations in writing, or may request an extension of time for doing so, not later than **22 June 2020**. A request for an extension of time received after that date may be granted at the discretion of the Controller of Intellectual Property.
4. If representations or a request for an extension of time are not received by the specified date, protection of the mark will be refused in respect of the goods listed in paragraph 2.
5. Representations to the Controller or a request for a hearing in relation to this notification of refusal must be accompanied by an address for service within the European Economic Area as required by Rule 10(1)(a) as amended by Statutory Instrument 410 of 2010; failure to furnish such address will result in the holder being deemed to have abandoned his request for protection.

6. If, following the receipt of representations, it is considered that the requirements for protection are met, the mark will be published in the Official Journal and protection of it will be subject to opposition and observations by third parties. A refusal based on opposition or observations received may subsequently be issued.
7. In the absence of any representations, the mark will be published in the Official Journal in respect of the remaining goods, i.e. other than those listed in paragraph 2, and protection of it will be subject to opposition and observations by third parties. A refusal based on opposition or observations received may subsequently be issued.
8. Date of refusal: **23 March 2020**

Yours faithfully

Elsie Buggy

Elsie Buggy
Trade Mark and Design Examination Division
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*As of 2nd December 2019, the Patents Office changed its name to the **Intellectual Property Office of Ireland (IPOI)**.*

Our email addresses have changed to name.surname@ipoi.gov.ie and our email address for general enquiries has also changed to ipinfo@ipoi.gov.ie