


NOTIFICATION ABOUT TOTAL PROVISIONAL REFUSAL OF PROTECTION

sent to International Bureau of World Intellectual Property Organization
(WIPO) according to Rule 17(1) of the Common Regulations

I.	Office making the notification: Intellectual Property Agency under the Ministry of Justice of the Republic of Uzbekistan, 33, Khadra district, Tashkent, 100011 (Uzbekistan) Telephone: (99871) 232-50-50 Fax: (99871) 232-50-05 E-mail: devon@ima.uz
II.	No of the International Registration: 1 479 352
III.	Name of the holder of the international registration: INDIVIDUAL ENTREPRENEUR TALAGAEVA ELENA VLADIMIROVNA
IV.	Information concerning the scope of the provisional refusal: Total provisional refusal affects all the goods and/or services.
V.	Grounds for refusal: The presented trademark “HENNACREAM fito cosmetic” cannot be registered as a trademark, since its verbal elements “HENNACREAM” and “fito cosmetic” are the designations which are false and likely to mislead the user as regards the goods of the class 03. The verbal elements “HENNACREAM”, “fito cosmetic” have no distinctiveness, since they are descriptive, used to characterize the presented goods of the class 03.
VI.	Corresponding essential provisions of the applicable law: Article 10.09, 10.08 of the Law of the Republic of Uzbekistan «on Trade Marks and Service Marks and Appellations of Origin»
VII.	Information relating to the possibility to request a review: a) time limit for requesting review: 6 months from the date of notification of the provisional refusal to the International Bureau; b) Authority to which such request for review should be made: the Agency on Intellectual Property of the Republic of Uzbekistan (at the address mentioned in item I); c) Whether the request for review has to be filed in a specific language and/or through the intermediary of a representative whose address is within the territory of the Contracting Party: the assistance of the national patent attorney is obligatory. d) Other requirements, if any: Registration is possible provided the disclamation of the designations “HENNACREAM”, “fito cosmetic” as regards the goods of the class 03.
VIII.	Signature or official seal of the Office making the notifications: Zufarova D.I. 
IX.	Date of the notification to the International Bureau: 15.01.2021