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Your Reference: IR 5114/HA
International Registration No:
WO0000000706285
Examiner: Claire Woodman
Direct Telephone: +44(0)1633814566
Date: 17 December 2021

Intl Reg No: WO0000000706285
Mark: IQ (Figurative)
Holder: Friedrich Knapp
Class(es): 14, 18

Notification of a Partial Invalidation Of Effects Of International Registration
- Article 5 (6) - Rule 19

I am writing to inform you that the Registrar's decision dated 11 November 2021 in respect of the above mentioned International Registration has now been implemented.

The decision is no longer subject to appeal and the international registration is therefore **declared revoked** in the United Kingdom in respect of the specification in class 18.

The international registration is therefore only valid in the United Kingdom in respect of the following goods/services:

Class 14 Watches, jewellery, particularly buttons, lapel pins and badges.

Yours faithfully,

Claire Woodman

Trade Marks Registry

TRADE MARKS ACT 1994

IN THE MATTER OF the application

(Revocation No 502932 by MS Trademarks Sp. z.o.o.)

For revocation of Registration

No. WO0000000706285

The following International Registrations has been registered under number WO0000000706285 since 09 June 2000:



The mark, which stands in the name of Friedrich Knapp was registered in respect of the following goods:-

Class 14: Watches, jewellery, particularly buttons, lapel pins and badges.

Class: 18 Shopping bags, cases not adapted to the goods to be contained, coin holders and keyring cases.

By an application filed on 02 December 2019, MS Trademarks Sp. z.o.o. applied for partial revocation of this registration under the provisions of Sections 46(1)(a) and 46(1)(b) of the Trade Marks Act 1994.

A copy of this application was sent to the Registered Proprietor at his address for service via Signed For delivery and via email on 04 December 2019 advising him to file a TM8(N) and counterstatement by 04 February 2020.

The registered proprietor did not file a counter-statement within the two months specified. However, on 02 October 2020 the Registry determined that there was an error in the revocation dates previously pleaded. It was therefore deemed appropriate to recommence proceedings.

On 08 October 2020, MS Trademarks Sp. z.o.o filed an amended Tm26(N) which applied for the partial revocation of this registration under the provisions of Sections 46(1)(a) and 46(1)(b) of the Trade Marks Act 1994. The relevant periods alleged by the applicant are between 10 June 2000 and 09 June 2005 under Section 46(1)(a), and between 7 October 2014 and 6 October 2019 under Section 46(1)(b).

A copy of this application was sent to the Registered Proprietor at his address for service via Signed For delivery and via email on 02 November 2020 advising him to

file a TM8(N) and counterstatement by 04 January 2020.

The registered proprietor did not file a counter-statement within the two months specified by Rule 38(3) of the Trade Mark Rules 2008 and did not file a witness statement as advised in the official letter of 09 March 2021. Such circumstances are covered by Rule 38(6) which states

“.....the registration of the mark shall, unless the registrar directs otherwise, be revoked.”

Under the provisions of the rule, the Registrar is required to exercise discretion. In this case no reasons have been advanced as to why revocation should not take place and no reasons have been given why I should exercise this discretion in favour of the Registered Proprietor. I therefore decline to do so.

The applicant for revocation, under the provisions of Section 46(1)(a) has set out the five year period during which it is alleged that the International Registration was not in use and therefore, has requested revocation from a date earlier than the date of the application for revocation.

As the registered proprietor has not responded to allegations made, I am prepared to infer from this that they are admitted. Therefore, in accordance with Section 46(6)(b) I am satisfied that the grounds for revocation existed at an earlier date than that of the application for revocation

Accordingly, the mark is revoked with effect from 10 June 2005 and I direct that the following goods be removed from the Register:

Class: 18 Shopping bags, cases not adapted to the goods to be contained, coin holders and keyring cases.

Dated this 11th Day of May 2021

Raoul Colombo

**Raoul Colombo
For the Registrar
the Comptroller General**