



4 February 2026

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International Bureau, WIPO
34, chemin des Colombettes
P.O. Box 18
1211 Geneva 20,
SWITZERLAND

International registration number: 1895703
Australian Trade mark Number: 2617457
Trade mark: CENTURY
Holder's name: TOYOTA JIDOSHA KABUSHIKI
KAISHA (also trading as TOYOTA
MOTOR CORPORATION)

**NOTIFICATION OF PARTIAL PROVISIONAL REFUSAL OF AN INTERNATIONAL
REGISTRATION DESIGNATING AUSTRALIA (IRDA)
THIS REFUSAL IS ISSUED IN ACCORDANCE WITH RULE 17(1) TO 17(3)**

The Australian Designation of the International Registration does not meet the requirements of *Trade Marks Act 1995*. The issues currently preventing acceptance of the International Registration are explained in the attached Adverse Examination Report number 1 and where possible, the ways in which the holder may be able to resolve the issues.

The holder has 15 months starting from 4 February 2026 and ending on 4 May 2027 to overcome all the issues otherwise this refusal will take effect.

The holder may respond in writing to this refusal. Please allow time for me to consider any responses by ensuring they are received by this office no later than 20 business days prior to 4 May 2027. For assistance with our online lodgement services please contact **1300 65 10 10**.

This provisional refusal will be reviewed if the holder:

- makes written submissions in support of the claim to protection of the trade mark in Australia; and/or
- submits evidence in support of the claim to protection of the trade mark in Australia; and/or
- applies for a hearing

If you wish to respond in any of these ways, you must do so in writing and supply an address for service in Australia or New Zealand.

The trade mark examiner who produced this report is **Keir Dickson** and their direct line is **+61 2 6283 2873**. If you have been unable to reach your examiner directly, another examiner who may be able to assist you can be reached on +61 2 6283 2211.

Details of the trade mark can be viewed using our [Australian trade mark search](#) on our website.

Sincerely,
IP Australia

Adverse Examination Report

The following issues have been raised under the Trade Marks Act 1995 and will need to be addressed before your IRDA can be accepted.

- Issues raised under Section 41 of the Trade Marks Act 1995.
- Issues raised under Section 43 of the Trade Marks Act 1995.
- Issues raised under Section 44 of the Trade Marks Act 1995.

Issues raised under Section 41 of the Trade Marks Act 1995.

To be protected in Australia, your trade mark must be capable of distinguishing your goods/services from the similar goods/services of other traders in the market place. (For more details, see Section 41 of the Trade Marks Act 1995.)

Your IRDA is refused because your trade mark is not capable of distinguishing the specified goods/services. This is because your trade mark is CENTURY.

This indicates that your printing goods and services below feature the CENTURY group of serif typefaces, or are for printing equipment which does feature or provide this group of typefaces. Individual typefaces have their own names, but the group is collectively referred to as CENTURY.

It also indicates your construction and architectural/design services outlined below are in relation to 'century homes', which is a term used to refer to homes constructed around 100 years ago.

Other traders should be able to use CENTURY in connection with goods or services similar to yours.

The refusal applies to the following goods/services:

Class 7: *Printing machines; printing plates.*

Class 9: *Printers for use with computers.*

Class 16: *Printing type.*

Class 37: *Construction of buildings, roads, bridges and dams; construction of residential buildings; construction and repair of houses; custom construction of homes; construction consultation; repair or maintenance of printing or bookbinding machines and apparatus.*

Class 40: *Printing; offset printing; silkscreen printing; lithographic printing; digital printing; letterpress printing; rental of printing machines and apparatus.*

Class 42: *Architectural design; design services.*

What you can do now

Grounds for rejecting this International Registration Designating Australia (IRDA) exist under subsection 41(3) of the Trade Marks Act 1995.

You may respond to this refusal by:

- Making submissions and/or

- Providing evidence of use showing that, because of the extent to which you have used your trade mark in Australia before the date Australia was designated, the trade mark distinguished the specified goods/services in Australia at that date and/or

- Requesting a hearing.

Before deciding whether to provide evidence you should consider the following:

- Evidence must be supplied as a declaration and should be accompanied by supporting evidence and information regarding the extent of the use of your trade mark in Australia.

- Gathering and compiling this evidence may be time-consuming and expensive

- The evidence you provide may be insufficient to overcome the refusal

If you wish to respond in any of these ways, you must do so in writing and supply an address for service in Australia or New Zealand. If you do not respond by the date mentioned on the first page of this report, this IRDA will be refused for the above goods/services.

A trade mark is used to distinguish the goods or services sold by one trader from those sold by other traders. A trade mark may be difficult to protect if the main feature of the trade mark is the name of a particular plant, as other traders will need to use it to identify that plant. Such a trade mark will not be able to distinguish the plant sold by one trader from the same type of plant sold by other traders. (For more details, see Section 41 of the Trade Marks Act 1995.)

To be protected in Australia, your trade mark must be capable of distinguishing your goods from the similar goods of other traders in the market place.

Your IRDA is refused because your trade mark is not capable of distinguishing the specified goods. This is because your trade mark is CENTURY.

This is the name of a particular plant in the following genera: *Capsicum*, *Soybean*, *Hordeum* (barley), *Triticum* (wheat), *Zea* (maize), *Agrostis*, *Trifolium*, *Cichorium*, *Brassica* (cabbage), *Solanum* (tomato), *Cucumis* and *Polystichum*. In addition, the genus *Agave* contains a large number of plants collectively referred to as 'century plants' because of their lifespan.

Other traders should be able to use CENTURY in connection with goods similar to yours.

The refusal applies to the following goods:

Class 31: *All claims.*

What you can do now

You may respond to this refusal by:

- Making written submissions and/or

- Requesting a hearing in this matter.

If you wish to respond in any of the above ways, you must do so in writing and supply an address for service in Australia or New Zealand. If you do not respond by the date mentioned on the first page of this report, this IRDA will be refused for the above goods/services.

What you can do now

Grounds for rejecting this International Registration Designating Australia (IRDA) exist under subsection 41(3) of the Trade Marks Act 1995.

You may respond to this refusal by:

- Making submissions and/or
- Providing evidence of use showing that, because of the extent to which you have used your trade mark in Australia before the date Australia was designated, the trade mark distinguished the specified goods/services in Australia at that date and/or
- Requesting a hearing.

Before deciding whether to provide evidence you should consider the following:

- Evidence must be supplied as a declaration and should be accompanied by supporting evidence and information regarding the extent of the use of your trade mark in Australia.
- Gathering and compiling this evidence may be time-consuming and expensive
- The evidence you provide may be insufficient to overcome the refusal

If you wish to respond in any of these ways, you must do so in writing and supply an address for service in Australia or New Zealand. If you do not respond by the date mentioned on the first page of this report, this IRDA will be refused for the above goods.

Issues raised under Section 43 of the Trade Marks Act 1995.

A trade mark will be difficult to protect if its use would be likely to deceive or cause confusion. This would usually be because of some meaning or implication the trade mark has in relation to the plant or plant related material being claimed. For example, if the name of a plant is used on a different but similar variety of plant, this would be likely to cause confusion. (For more details, see Section 43 of the Trade Marks Act 1995.)

Your IRDA is refused because your trade mark is CENTURY. This is the name of a particular plant in the following genera: *Capsicum*, *Soybean*, *Hordeum* (barley), *Triticum* (wheat), *Zea* (maize), *Agrostis*, *Trifolium*, *Cichorium*, *Brassica* (cabbage), *Solanum* (tomato), *Cucumis* and *Polystichum*. In addition, the genus *Agave* contains a large number of plants collectively referred to as 'century plants' because of their lifespan.

If this was used on plants or plant material of other members of these genera it would be misleading to buyers of your goods and would cause confusion in the marketplace.

The refusal applies to the following goods:

Class 31: *All claims.*

What you can do now

You may respond to this refusal by:

- Making written submissions and/or
- Requesting a hearing in this matter.

If you wish to respond in any of the above ways, you must do so in writing and supply an address for service in Australia or New Zealand. If you do not respond by the date mentioned on the first page of this report, this IRDA will be refused for the above goods.

Issues raised under Section 44 of the Trade Marks Act 1995.

Cited Trade Mark Number(s): [57758](#), [67006](#), [290255](#), [326586](#), [358087](#), [386226](#), [394449](#), [426937](#), [487154](#), [491233](#), [491234](#), [508650](#), [574604](#), [670604](#), [670605](#), [755955](#), [949040](#), [1013971](#), [1070241](#), [1100695](#), [1258109](#), [1471411](#), [1601832](#), [1619143](#), [1765370](#), [1811224](#), [1835204](#), [1889153](#), [1957750](#), [1969180](#), [2061236](#), [2102398](#), [2136919](#), [2180044](#), [2238998](#), [2245655](#), [2263615](#), [2475209](#), [2496191](#), [2520966](#), [2526578](#)

What are the issues with your trade mark?

Trade Mark Number(s): 57758, 67006, 290255, 326586, 358087, 386226, 394449, 426937, 487154, 491233, 491234, 508650, 574604, 670604, 670605, 755955, 949040, 1013971, 1070241, 1100695, 1258109, 1471411, 1601832, 1619143, 1765370, 1811224, 1835204, 1889153, 1957750, 1969180, 2061236, 2102398, 2136919, 2180044, 2238998, 2245655, 2263615, 2475209, 2496191, 2520966, 2526578

Your trade mark is substantially identical with, or deceptively similar to, the following trade marks, and is for similar or closely related goods and/or services:

The refusal applies to the following goods/services:

Class 1: *All claims.*

Class 6: *Iron and steel; alloys of common metal; common metals, unwrought or semi-wrought; ingots of common metal; metals in powder form; pre-fabricated metal buildings; springs (metal hardware).*

Class 7: *Metalworking machines; hand-held tools, other than hand-operated; woodworking machines; hand-held tools, other than hand-operated; internal combustion engines for power generation, other than for land vehicles; starters for motors and engines; starter motors; electric motors and parts thereof, other than for land vehicles; alternators; direct current generators; alternators for land vehicles.*

Class 8: *All claims.*

Class 9: Protective helmets; game programs for arcade video game machines; simulators for the steering and control of vehicles; sports training simulators; chemistry apparatus and instruments; photographic, cinematographic and optical apparatus and instruments; measuring apparatus; measuring instruments; testing apparatus not for medical purposes; battery chargers; regulating apparatus, electric; control panels (electricity); converters, electric; electrical adapters; fuses; inverters (electricity); electrical plugs and sockets; relays, electric; resistances, electric; switches, electric; transformers (electricity); voltage regulators for vehicles; solar batteries; electric batteries; photovoltaic cells; batteries, electric, for vehicles; ammeters; electric loss indicators; frequency meters; galvanometers; ohmmeters; oscillographs; voltmeters; wavemeters; electric wires; electric cables; telecommunication devices and apparatus; loudspeakers; cabinets for loudspeakers; headphones; earphones; telephone apparatus; intercoms; mobile phones; antennas; audio-and video-receivers; camcorders; capacitors; compact disc players; digital cameras; digital photo frames; DVD players; electro-dynamic apparatus for the remote control of signals; electronic notice boards; facsimile machines; global positioning system (GPS) apparatus; intercommunication apparatus; musical juke boxes; microphones; navigation apparatus for vehicles [on-board computers]; optical data media; personal stereos; portable media players; radar apparatus; radio pagers; radios; record players; remote control apparatus; satellite navigational apparatus; smartphones; sound recording apparatus; sound recording carriers; sound reproduction apparatus; sound transmitting apparatus; television apparatus; transmitters of electronic signals; vehicle radios; video recorders; personal computers; personal computers for vehicles; tablet computers; computers for use in remote monitoring of fuel cell power generators using communication networks; computer programs for mobile phones, downloadable; computer programs for fuel saving drive diagnosis devices, downloadable; blank USB flash drives; computer keyboards; apparatus and installations for the production of X-rays, not for medical purposes; bar code readers; central processing units (processors); chips (integrated circuits); computer memory devices; computer operating programs, recorded; computer peripheral devices; computer programs, recorded; computer programs (downloadable software); computer software applications, downloadable; computer software, recorded; data processing apparatus; disks, magnetic; electronic agendas; electronic book readers; electronic pocket translators; electronic tags for goods; integrated circuit cards (smart cards); integrated circuits; interfaces for computers; magnetic data media; microprocessors; mouse pads; mouse (computer peripheral); optical character readers; printed circuit boards; printed circuits; printers for use with computers; sonars; electronic components; electronic memory devices; goggles for sports; game programs for home video game machines; electronic circuits and CD-ROMs recorded with programs for hand-held games with liquid crystal displays; protective helmets for sports; electronic circuits and CD-ROMs recorded with automatic performance programs for electronic musical instruments; electric and electronic effects units for musical instruments; phonograph records; downloadable music files; downloadable image files; pre-recorded video discs; pre-recorded videos; exposed cinematographic films; exposed slide films; slide film mounts; downloadable electronic publications; virtual reality headsets; downloadable application software for virtual environments; virtual private network [VPN] hardware; downloadable virtual clothing; downloadable virtual cars; virtual reality game software; 3D scanners; biometric scanners; downloadable digital image files authenticated by non-fungible tokens [NFTs]; downloadable digital music files authenticated by non-fungible tokens [NFTs]; downloadable computer software applications for minting non-fungible tokens [NFTs]; downloadable computer software for managing cryptocurrency transactions using blockchain technology; encoding and decoding apparatus and instruments; cryptocurrency hardware wallets; scanners [apparatus] for performing automotive diagnostics; navigation computers for cars.

Class 10: Medical apparatus and instruments.

Class 11: Milk sterilizers; electric cooking stoves for household purposes; barbecues.

Class 12: Automobiles and structural parts thereof; trucks; structural parts for trucks; trailers [vehicles].

Class 14: Clocks; watches; horological and chronometric instruments and parts thereof.

Class 16: Paper gift bags for wine; bags of paper for packaging; boxes of cardboard or paper; garbage bags of paper for household use; printed patterns; banners of paper; flags of paper; hygienic hand towels of paper; towels of paper; table napkins of paper; hand towels of paper; handkerchiefs of paper; baggage claim check tags of paper; paper; cardboard; stationery; drawing pads; memo blocks; paper notebooks; stationery-type portfolios; file folders; paper bows, other than haberdashery or hair decorations; printed matter; magazines (periodicals); newsletters; paintings and calligraphic works; photographs (printed); photograph mounts;

tablecloths of paper.

Class 19: *Ceramic bricks for use in refractory furnaces; ceramic drain pipes; ceramic roofing tiles; ceramic tiles; clay pipes and conduits; clay roofing tiles; clay slabs; earthenware tiles; fired bricks; fireplace bricks; fireproof tiles; refractory blocks, not of metal; refractory bricks, not of metal; refractory mortars; semi-refractory bricks, not of metal; unfired bricks; plastic floorboards; plastic tiles; flooring or wall claddings of synthetic materials; rubber floor tiles; rubber flooring; buildings, transportable, not of metal; cement; concrete; concrete building elements; mortar for building; penstock pipes, not of metal; building stone; liquid storage tanks of masonry for industrial purposes; water tanks of masonry for household purposes; letter boxes of masonry; non-metal transportable greenhouses for household use; gravestones; tombstone plaques, not of metal; stone sculptures; sculptures of concrete; sculptures of marble; mooring bollards, not of metal; diving boards, not of metal; flagpoles [structures] of metal.*

Class 20: *Furniture; stools; chairs (seats); beds; chests, not of metal; screens (furniture); freestanding partitions (furniture).*

Class 21: *Kitchen utensils; tableware, other than knives, forks and spoons; whisks, non-electric, for household purposes; corkscrews, non-electric; bottle openers, non-electric; chopsticks; chopstick cases; sifters (household utensils); sugar tongs; nutcrackers.*

Class 24: *Wall hangings of textile.*

Class 25: *All claims.*

Class 27: *All claims.*

Class 28: *All claims.*

Class 29: *Meat; crustaceans, not live; fish, not live; processed meat products; processed seafood; foods made from fish.*

Class 33: *All claims.*

Class 34: *All claims.*

Class 35: *Business management analysis or business consultancy; auctioneering; retail services or wholesale services for a variety of goods in each field of clothing, foods and beverages, and livingware, carrying all goods together; retail services or wholesale services for woven fabrics and beddings; retail services or wholesale services for clothing; retail services or wholesale services for footwear; retail services or wholesale services for bags and pouches; retail services or wholesale services for handkerchiefs of textile, household linen, lockets (jewelry), decorative articles for the hair, cosmetic utensils, charms for key rings and key cases; retail services or wholesale services for foods and beverages; retail services or wholesale services for liquor; retail services or wholesale services for furniture; retail services or wholesale services for tatami mats; retail services or wholesale services for ritual equipment; retail services or wholesale services for electrical machinery and apparatuses; retail services or wholesale services for bladed or pointed hand tools, hand tools and metal hardware; retail services or wholesale services for kitchen equipment, cleaning tools and washing utensils; retail services or wholesale services for pharmaceutical, veterinary and sanitary preparations and medical supplies; retail services or wholesale services for cosmetics, toiletries, dentifrices, soaps and detergents; retail services or wholesale services for printed matter; retail services or wholesale services for paper and stationery; retail services or wholesale services for sports goods; retail services or wholesale services for toys, dolls, game machines and apparatus; retail services or wholesale services for musical instruments and records; retail services or wholesale services for photographic machines and apparatus and photographic supplies; retail services or wholesale services for clocks, watches and spectacles (eyeglasses and goggles); retail services or wholesale services for tobaccos and smokers' articles; retail services or wholesale services for building materials; retail services or wholesale services for semi-wrought precious stones and their imitations; retail services or wholesale services for automobiles.*

Class 36: All claims.

Class 37: Construction of buildings, roads, bridges and dams; construction and maintenance services relating to civil engineering; construction of residential buildings; construction and repair of houses; custom construction of homes; construction consultation; shipbuilding; repair or maintenance of vessels; aircraft maintenance or repair; repair of bicycles; repair or maintenance of automobiles; repair or maintenance of railway rolling stocks; repair or maintenance of two-wheeled motor vehicles; repair or maintenance of cinematographic machines and apparatus; repair or maintenance of optical machines and instruments; repair or maintenance of photographic machines and apparatus; repair or maintenance of loading-unloading machines and apparatus; repair or maintenance of elevators (lifts); repair or maintenance of fire alarms; repair or maintenance of office machines and apparatus; installation and repair of air-conditioning apparatus; repair or maintenance of burners; repair or maintenance of boilers; pump repair or maintenance; repair or maintenance of freezing machines and apparatus; repair or maintenance of computers; repair or maintenance of electronic machines and apparatus; repair or maintenance of telecommunication machines and apparatus; repair or maintenance of construction machines and apparatus; repair or maintenance of consumer electric appliances; repair or maintenance of electric lighting apparatus; repair or maintenance of power distribution or control machines and apparatus; repair or maintenance of power generators; repair or maintenance of electric motors; repair or maintenance of laboratory apparatus and instruments; repair or maintenance of measuring and testing machines and instruments; repair or maintenance of medical machines and apparatus; repair or maintenance of firearms; repair or maintenance of printing or bookbinding machines and apparatus; repair or maintenance of chemical processing machines and apparatus; repair or maintenance of glassware manufacturing machines and apparatus; repair or maintenance of fishing machines and instruments; repair or maintenance of metalworking machines and tools; repair or maintenance of machines and instruments for making shoes; repair or maintenance of industrial furnaces; repair or maintenance of mining machines and apparatus; repair or maintenance of machines and apparatus for manufacturing rubber goods; repair or maintenance of machines and systems for manufacturing integrated circuits; repair or maintenance of semiconductor manufacturing machines and systems; repair or maintenance of machines and apparatus for processing food or beverages; repair or maintenance of machines and apparatus for lumbering, woodworking, or veneer or plywood making; repair or maintenance of textile machines and apparatus; repair or maintenance of tobacco processing machines; repair or maintenance of painting machines and apparatus; repair or maintenance of cultivating machines and implements; repair or maintenance of harvesting machines and implements; repair or maintenance of plant fiber processing machines and implements; repair or maintenance of fodder presses; repair or maintenance of fodder cutters; repair or maintenance of fodder mixers; repair or maintenance of fodder mills; repair or maintenance of milking machines; repair or maintenance of chick brooders; repair or maintenance of egg incubators; repair or maintenance of sericultural machines and implements; repair or maintenance of machines and apparatus for pulp-making, papermaking or paperworking; repair or maintenance of plastic processing machines and apparatus; repair or maintenance of packing or wrapping machines and apparatus; repair or maintenance of sewing machines; repair or maintenance of storage tanks; repair or maintenance of gasoline station equipment; repair or maintenance of mechanical parking systems; repair or maintenance of bicycle parking apparatus; repair or maintenance of industrial dishwashing machines; repair or maintenance of cooking apparatus for industrial purposes; repair or maintenance of industrial washing machines; repair or maintenance of vehicle washing installations; repair or maintenance of vending machines; repair or maintenance of power-driven floor cleaning machines; repair or maintenance of amusement machines and apparatus; repair or maintenance of machines and apparatus for use in beauty salons or barbers' shops; repair or maintenance of water pollution control equipment; repair or maintenance of water purifying apparatus; repair or maintenance of waste compacting machines and apparatus; repair or maintenance of waste crushing machines; repair or maintenance of diving machines and apparatus; repair or maintenance of nuclear power plants; repair or maintenance of chemical plants; repair of furniture; umbrella repair; repair or maintenance of musical instruments; safe maintenance and repair; shoe repair; repair or maintenance of clocks and watches; setup or repair of locks; repair or maintenance of gas water heaters; repair or maintenance of cooking pots and pans; repair or maintenance of signboards; repair of bags or pouches; repair of personal ornaments; repair of toys or dolls; repair of sports equipment; repair of billiard equipment; repair of game machines and apparatus; repair or maintenance of bathtubs; repair of toilet stool units with a washing water squirts; repair of fishing tackle; repair of spectacles; fur care and repair; clothing repair; repair of tatami mats; charging of electric vehicles.

Class 40: Metal treating; electroplating; millworking; annealing; metal tempering; hot dipping.

Class 41: *Educational and instruction services; educational and instruction services relating to sport; organization of professional golf tournaments or competitions; organization, arranging and conducting of soccer games; organization, arranging and conducting of sumo wrestling competitions; organization, arranging and conducting of boxing matches; organization, arranging and conducting of baseball games;; organization of competitions and award ceremonies; organization of horse races; organization of bicycle races; organization, arranging and conducting of boat races; organization of automobile races; providing sports facilities; rental of sports equipment; virtual physical fitness training services.*

Class 42: *Architectural design; design services; computer programming; providing computer programs designed to the specifications of others; providing virtual computer systems through cloud computing; providing online non-downloadable computer software for minting non-fungible tokens [NFTs].*

Class 43: *Providing temporary accommodation; agency services for the reservation of temporary accommodation; providing food and drink; bar services; cafeteria and restaurant services; boarding for animals; providing conference rooms; providing facilities for exhibitions.*

I have enclosed details of the trade marks mentioned above.

What you can do now

You may respond to this refusal by:

- Making submissions and/or
- Providing evidence of use of the trade mark in Australia and/or
- Requesting a hearing.

Before deciding whether to provide evidence you should consider the following:

- Evidence must be supplied as a declaration and should be accompanied by supporting evidence and information regarding the extent of the use of your trade mark in Australia.
- Gathering and compiling this evidence may be time-consuming and expensive
- The evidence you provide may be insufficient to overcome the refusal

If you wish to respond in any of these ways, you must do so in writing and supply an address for service in Australia or New Zealand. If you do not respond by the date mentioned on the first page of this report, this IRDA will be refused for the above goods/services.

Trade mark: 57758

Trade mark details:

Trade mark:	CENTURY
Class(es):	9
Status:	Registered
Filed on:	20 March 1931
Property type:	Word
Registered from:	20 March 1931

Owner Details

Owner name:	Century Yuasa Batteries Pty Ltd
ACN/ARBN:	009685232
Owner address:	49-65 Cobalt Street CAROLE PARK QLD 4300 Australia

Representative details:

Representative name:	Griffith Hack
Representative address:	GPO Box 3125 QLD 4001 Australia

Goods and services:

Class: 9	Batteries,
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Trade mark: 67006

Trade mark details:

Trade mark:	CENTURY
Class(es):	6
Status:	Registered
Filed on:	2 November 1935
Property type:	Word
Registered from:	2 November 1935

Owner Details

Owner name:	Century Yuasa Batteries Pty Ltd
ACN/ARBN:	009685232
Owner address:	49-65 Cobalt Street CAROLE PARK QLD 4300 Australia

Representative details:

Representative name:	Griffith Hack
Representative address:	GPO Box 3125 QLD 4001 Australia

Goods and services:

Class: 6	Zinc, copper, zinc in sheets and strips or ribbons, and copper in sheets and strips or ribbons,
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Trade mark: 290255

Trade mark details:

Trade mark:	CENTURY
Class(es):	1
Status:	Registered
Filed on:	3 September 1975
Property type:	Word
Registered from:	3 September 1975

Owner Details

Owner name:	FUCHS PETROLUB AG
Owner address:	Friesenheimer Strasse 17 68169 Mannheim Germany

Representative details:

Representative name:	PAVIS e.G.
Representative address:	c/- Trade Mark & Search Services 26 Ellingworth Parade VIC 3128 Australia

Goods and services:

Class: 1	Chemical products for use in industry and science, oil additives being goods included in Class 1, hydraulic fluids, water repellent preparations also having lubricating and anti-corrosive properties, anti-freeze preparations and engine coolants all being goods included in Class 1
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Trade mark: 326586

Trade mark details:

Trade mark:	CENTURY 21
Class(es):	36
Status:	Registered
Filed on:	1 February 1979
Property type:	Word
Registered from:	1 February 1979

Owner Details

Owner name:	Century 21 Real Estate LLC
Owner address:	175 Park Avenue Madison New Jersey 07940 United States of America

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 36	All services in this class related to real estate management, including brokerage, sales, leasing, financing and valuation of real estate properties
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Trade mark: 358087

Trade mark details:

Trade mark:	CENTURY
Class(es):	14
Status:	Registered
Filed on:	23 March 1981
Property type:	Word
Registered from:	23 March 1981

Owner Details

Owner name:	Century Time Gems Ltd
Owner address:	Zihlstrasse 50 2560 Nidau Switzerland

Representative details:

Representative name:	PHILLIPS ORMONDE FITZPATRICK
Representative address:	PO Box 24171 VIC 3001 Australia

Goods and services:

Class: 14	Chronometers and other timepieces
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Trade mark: 386226

Trade mark details:

Trade mark:	CENTURY
Class(es):	28
Status:	Registered
Filed on:	17 January 1983
Property type:	Word
Registered from:	17 January 1983

Owner Details

Owner name:	Hunter Leisure Pty. Ltd.
ACN/ARBN:	063843863
Owner address:	94 Keilor Park Drive TULLAMARINE VIC 3043 Australia

Representative details:

Representative name:	Hunter Leisure Pty Ltd
Representative address:	Locked Bag 24 VIC 3043 Australia

Goods and services:

Class: 28	Games and playthings; gymnastic and sporting articles; cricket sets, gloves, bats, balls, bails, stumps and pads, and parts and accessories in this class therefor; toy golf sets; but excluding cradles and swings for babies and toddlers, and golf clubs and golf club shafts.
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Trade mark: 394449

Trade mark details:

Trade mark:	CENTURY
Class(es):	6
Status:	Registered
Filed on:	20 July 1983
Property type:	Word
Entered on register:	12 June 1986
Registered from:	20 July 1983

Owner Details

Owner name:	Century Spring Corp. a Delaware corporation
Owner address:	222 East 16th Street Los Angeles CALIFORNIA 90015 United States of America

Representative details:

Representative name:	PHILLIPS ORMONDE FITZPATRICK
Representative address:	PO Box 24171 VIC 3001 Australia

Goods and services:

Class: 6	Hardware being metal springs
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Trade mark: 426937

Trade mark details:

Class(es):	20
Status:	Registered
Filed on:	15 May 1985
Property type:	Figurative
Entered on register:	11 August 1988
Registered from:	15 May 1985

Owner Details

Owner name:	Century Furniture, LLC
Owner address:	401 Eleventh Street Northwest HICKORY NC 28601 United States of America

Representative details:

Representative name:	Griffith Hack
Representative address:	Level 15 376-390 Collins St VIC 3000 Australia

Goods and services:

Class: 20	Upholstered furniture including chairs, sofas, and ottomans; dining room furniture including tables, chairs and credenzas; bedroom furniture including beds, dressers, night stands, mirrors and chests; living room furniture including coffee tables, end tables, commodes, bookcases, desks and cabinets, none of the aforesaid goods to include walkers for infants, change tables, booster seats, play pens and high chairs
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Trade mark image:



Trade mark: 487154

Trade mark details:

Trade mark:	CENTURY
Class(es):	9
Status:	Registered
Filed on:	16 May 1988
Property type:	Word
Entered on register:	08 March 1991
Registered from:	16 May 1988

Owner Details

Owner name:	Century Yuasa Batteries Pty Ltd
ACN/ARBN:	009685232
Owner address:	49-65 Cobalt Street CAROLE PARK QLD 4300 Australia

Representative details:

Representative name:	Griffith Hack
Representative address:	GPO Box 3125 QLD 4001 Australia

Goods and services:

Class: 9	Batteries
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Trade mark: 491233

Trade mark details:

Trade mark:	CENTURY 21
Class(es):	35
Status:	Registered
Filed on:	15 July 1988
Property type:	Word
Entered on register:	23 March 1993
Registered from:	15 July 1988

Owner Details

Owner name:	Century 21 Real Estate LLC
Owner address:	175 Park Avenue Madison New Jersey 07940 United States of America

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 35	Rendering technical and business assistance in the establishment and operation of businesses specialising in real estate
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Other trade mark information:

Other trade mark information:	The preceding endorsement(s) were recorded prior to commencement of the Trade Marks Act 1995.; Registration gives no right to the exclusive use of the numeral 21
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Trade mark: 491234

Trade mark details:

Trade mark:	CENTURY 21
Class(es):	36
Status:	Registered
Filed on:	15 July 1988
Property type:	Word
Entered on register:	23 March 1993
Registered from:	15 July 1988

Owner Details

Owner name:	Century 21 Real Estate LLC
Owner address:	175 Park Avenue Madison New Jersey 07940 United States of America

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 36	Providing services in this class in relation to real estate, including management, leasing, sales, brokerage, valuation, financing and insurance
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Other trade mark information:

Other trade mark information:	Registration gives no right to the exclusive use of the numeral 21; The preceding endorsement(s) were recorded prior to commencement of the Trade Marks Act 1995.
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Trade mark: 508650

Trade mark details:

Class(es):	9
Status:	Registered
Filed on:	14 April 1989
Property type:	Figurative
Entered on register:	29 October 1991
Registered from:	14 April 1989

Owner Details

Owner name:	Century Yuasa Batteries Pty Ltd
ACN/ARBN:	009685232
Owner address:	49-65 Cobalt Street CAROLE PARK QLD 4300 Australia

Representative details:

Representative name:	Griffith Hack
Representative address:	GPO Box 3125 QLD 4001 Australia

Goods and services:

Class: 9	Batteries, battery terminals, battery cables, hydrometers
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Other trade mark information:

Other trade mark information: The preceding endorsement(s) were recorded prior to commencement of the Trade Marks Act 1995.; Registration of this trade mark shall give no right to the exclusive use of the word BATTERIES and the letter C

Trade mark image:



Trade mark: 574604

Trade mark details:

Trade mark:	CENTURY
Class(es):	27
Status:	Registered
Filed on:	18 March 1992
Property type:	Word
Entered on register:	03 April 1995
Registered from:	18 March 1992

Owner Details

Owner name:	Tarkett France
Owner address:	2 rue de l'Egalite 92748 Nanterre France

Representative details:

Representative name:	Tarkett France
Representative address:	Level 28 500 Bourke Street VIC 3000 Australia

Goods and services:

Class: 27	Carpets, rugs, mats and mattings, linoleum and other materials for covering existing floors; wall-hangings (non textile)
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Convention details

Convention date:	23 September 1991
Country:	France

Other trade mark information:

Other trade mark information:	Date claimed under section 109, 23 September 1991 France, in respect of, CARPETS, DOOR MATS, MATTING, LINOLEUM AND OTHER FLOOR COVERINGS; WALL HANGINGS NOT MADE OF TEXTILES; The preceding endorsement(s) were recorded prior to commencement of the Trade Marks Act 1995.
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Trade mark: 670604

Trade mark details:

Class(es):	42
Status:	Registered
Filed on:	25 August 1995
Property type:	Figurative
Entered on register:	12 March 1997
Registered from:	25 August 1995

Owner Details

Owner name:	AAPC Singapore Pte Ltd
Owner address:	250 North Bridge Road #31-02/03/04 Raffles City Tower SINGAPORE 179101 Singapore

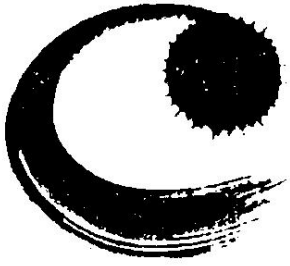
Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 42	Hotel, restaurant and bar services; providing of food and drink, temporary accommodation and providing of meeting and banquet facilities
------------------	--

Trade mark image:



CENTURY
HOTEL

Trade mark: 670605

Trade mark details:

Class(es):	42
Status:	Registered
Filed on:	25 August 1995
Property type:	Figurative
Entered on register:	12 March 1997
Registered from:	25 August 1995

Owner Details

Owner name:	AAPC Singapore Pte Ltd
Owner address:	250 North Bridge Road #31-02/03/04 Raffles City Tower SINGAPORE 179101 Singapore

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 42	Hotel, restaurant and bar services; providing of food and drink, temporary accommodation and providing of meeting and banquet facilities
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Trade mark image:



Trade mark: 755955

Trade mark details:

Trade mark:	CENTURY
Class(es):	16
Status:	Registered
Filed on:	26 February 1998
Property type:	Word
Entered on register:	13 August 2001
Registered from:	26 February 1998

Owner Details

Owner name:	Fedrigoni S.p.A.
Owner address:	Viale Piave 3 Verona Italy

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 16	Paper and paper articles, cardboard and cardboard articles, printed matters, newspapers and periodicals, books, binding articles, photographs but not including any such goods relating to real estate
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Trade mark: 949040

Trade mark details:

Class(es):	9, 37
Status:	Registered
Filed on:	2 April 2003
Property type:	Figurative
Entered on register:	17 November 2003
Registered from:	2 April 2003

Owner Details

Owner name:	Century Yuasa Batteries Pty Ltd
ACN/ARBN:	009685232
Owner address:	49-65 Cobalt Street CAROLE PARK QLD 4300 Australia

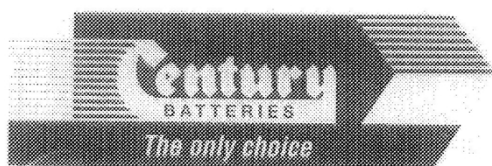
Representative details:

Representative name:	Griffith Hack
Representative address:	GPO Box 3125 QLD 4001 Australia

Goods and services:

Class: 9	Electric storage cells including electric accumulators, lead-acid batteries and alkaline batteries and electric storage cells, accumulators and battery chargers
Class: 37	Battery services including servicing, installing, rebuilding, reconditioning, repairing, cleaning, tests and charging batteries

Trade mark image:



Trade mark: 1013971

Trade mark details:

International registration number:	828256
Trade mark:	CENTURY
Class(es):	10, 11
Status:	Protected
Filed on:	26 March 2004
Property type:	Word
Entered on register:	20 December 2004
Registered from:	26 March 2004

Owner Details

Owner name:	American Sterilizer Company
Owner address:	5960 Heisley Road Mentor, Ohio 44060 United States of America

Representative details:

Representative name:	RUSSELL WHEATLEY
Representative address:	

Goods and services:

Class: 10	Sterilizers and autoclaves for medical use
Class: 11	Sterilizers and autoclaves not for medical use

Trade mark: 1070241

Trade mark details:

International registration number:	854427
Class(es):	19
Status:	Protected
Filed on:	29 April 2005
Property type:	Fancy
Entered on register:	24 October 2007
Registered from:	29 April 2005

Owner Details

Owner name:	FINCIBEC S.p.a.
Owner address:	Via Valle D'Aosta, 47 I-41049 Sassuolo (Modena) Italy

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 19	Ceramic tiles for flooring and coverings
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Other trade mark information:

Other trade mark information: Provisions of paragraph s44(3)(a) applied.

Trade mark image:



Trade mark: 1100695

Trade mark details:

International registration number:	900771
Class(es):	9, 37
Status:	Registered
Filed on:	24 February 2006
Property type:	Figurative
Entered on register:	09 October 2006
Registered from:	24 February 2006

Owner Details

Owner name:	Century Yuasa Batteries Pty Ltd
ACN/ARBN:	009685232
Owner address:	49-65 Cobalt Street CAROLE PARK QLD 4300 Australia

Representative details:

Representative name:	Griffith Hack
Representative address:	GPO Box 3125 QLD 4001 Australia

Goods and services:

Class: 9	Apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; batteries including industrial automotive and marine batteries, standby batteries; motive power batteries, lead-acid batteries, chlorine batteries and alkaline batteries; electric storage cells including electric accumulators, battery chargers, hydrometers, jumper leads, cable, testing clips and terminals
Class: 37	Repair, maintenance, installation, reconditioning, cleaning, testing and charging services relating to all types of batteries, battery packs and parts and accessories therefor

Trade mark image:



Trade mark: 1258109

Trade mark details:

Trade mark:	CENTURY
Class(es):	12
Status:	Registered
Filed on:	19 August 2008
Property type:	Word
Entered on register:	26 March 2009
Registered from:	19 August 2008

Owner Details

Owner name:	Miller Industries Towing Equipment Inc. incorporated in the State of Delaware
Owner address:	8503 Hilltop Drive, Ooltewah, Tennessee, 37363, United States of America

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 12	One-level and multi-level flat beds for installation on a cab and chassis used to transport or tow disabled and/or damaged vehicles; wreckers and wrecker bodies for land vehicles; wrecker bodies and beds, and truck mounted components sold therewith, including, power-operated hoists, booms, lifts, and winches used in recovery and towing of disabled land vehicles
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Trade mark: 1471411

Trade mark details:

Trade mark:	CENTURY
Class(es):	8
Status:	Registered
Filed on:	27 January 2012
Property type:	Word
Entered on register:	27 August 2012
Registered from:	27 January 2012

Owner Details

Owner name:	Tramontina S/A Cutelaria
Owner address:	Av. 25 de Setembro, 1020, Bairro Triangulo 95185-000, Carlos Barbosa Brazil

Representative details:

Representative name:	PriceWaterhouseCoopers Legal
Representative address:	GPO BOX 2650 NSW 2001 Australia

Goods and services:

Class: 8	Kitchen cutlery, knives including kitchen and hunting knives; side arms; sharpening instruments; domestic hand tools including hammers; hand operated agricultural equipment
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Trade mark: 1601832

Trade mark details:

Trade mark:	CENTURY
Class(es):	7, 9
Status:	Registered
Filed on:	21 January 2014
Property type:	Word
Entered on register:	25 September 2014
Registered from:	21 January 2014

Owner Details

Owner name:	Regal Beloit America, Inc.
Owner address:	200 State Street Beloit Wisconsin 53511 United States of America

Representative details:

Representative name:	Griffith Hack
Representative address:	Level 15 376-390 Collins St VIC 3000 Australia

Goods and services:

Class: 7	Electric motors for machines
Class: 9	Electrical controls for electric motors and parts therefor

Trade mark: 1619143

Trade mark details:

Class(es):	43
Status:	Registered
Filed on:	30 April 2014
Property type:	Figurative
Entered on register:	03 December 2014
Registered from:	30 April 2014

Owner Details

Owner name:	LEBA PTY LTD
ACN/ARBN:	143448293
Owner address:	SE 484 311-315 Castlereagh St SYDNEY NSW 2000 Australia

Representative details:

Representative name:	Tinnie Mak RAYMOND LEE & CO.
Representative address:	PO BOX 962 NSW 1240 Australia

Goods and services:

Class: 43	Booking of restaurant places; Booking of restaurant seats; Inn keeping (bar, restaurant and accommodation); Provision of information relating to restaurants; Provision of restaurant booking or reservations from customer loyalty and frequent buyer schemes; Rental of cooking equipment for restaurants; Restaurant booking or reservation services provided in relation to a customer loyalty or frequent buyer scheme; Restaurant booking or reservation services provided in relation to a frequent flyer scheme; Restaurant booking or reservation services provided in relation to frequent flyer schemes; Restaurant reservation services; Restaurant services; Restaurant services for the provision of fast food; Restaurants; Salad bar restaurant services; Self-service restaurants; Theatre restaurants (Provision of food and drink)
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Translation and transliteration details:

Transliteration details:	The applicant has advised that the CHINESE characters KAM TONG WUI appearing in the trade mark may be transliterated as THE CENTURY. which may be translated into English as
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Trade mark image:

金唐管
THE CENTURY

Trade mark: 1765370

Trade mark details:

Trade mark:	century ugg
Class(es):	25
Status:	Registered
Filed on:	18 April 2016
Property type:	Word
Entered on register:	11 January 2017
Registered from:	18 April 2016

Owner Details

Owner name:	Chengde JingRui Fur Industry Co., Ltd
Owner address:	The 4 Floor, East of NO.3 Zhilu Economic Development District Longhua Country Chengde Hebei 067000 China

Representative details:

Representative name:	J&C IP Agency
Representative address:	Suite 6871 17B Farnham Street Auckland 1052 New Zealand

Goods and services:

Class: 25	Boots; Shoes
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Trade mark: 1811224

Trade mark details:

International registration number:	1320198
Trade mark:	CENTURY45
Class(es):	7
Status:	Protected
Filed on:	23 September 2016
Property type:	Word
Entered on register:	25 July 2018
Registered from:	23 September 2016

Owner Details

Owner name:	Saint-Gobain Abrasives, Inc.
Owner address:	One New Bond Street Worcester MA 01615-0008 United States of America

Representative details:

Representative name:	Griffith Hack
Representative address:	Level 15 376-390 Collins St VIC 3000 Australia

Goods and services:

Class: 7	Power operated resin bonded grinding wheel for industrial purposes, excluding sharpening instruments
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Convention details

Convention date:	4 April 2016
Trade mark number:	86963187
Country:	United States Of America

Other trade mark information:

Other trade mark information: Provisions of paragraph 44(3)(b) and/or Reg 4.15A(3)(b) applied.

Trade mark: 1835204

Trade mark details:

International registration number:	1337168
Trade mark:	CENTURY 21
Class(es):	35
Status:	Protected
Filed on:	20 December 2016
Property type:	Word
Entered on register:	19 July 2017
Registered from:	20 December 2016

Owner Details

Owner name:	Gindi C21 IP LLC
Owner address:	175 Broadway, 2nd Floor New York NY 10007 United States of America

Representative details:

Representative name:	Cami Boyd, Esq., Musgrove Law Firm, P.C.
Representative address:	

Goods and services:

Class: 35	Online retail department store services featuring men's, ladies' and children's clothing and footwear, lingerie, linens, cosmetics, accessories, handbags, luggage, housewares, giftware, consumer electronics products, furniture and home furnishings, lamps and framed art
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Trade mark: 1889153

Trade mark details:

International registration number:	1376293
Class(es):	40
Status:	Protected
Filed on:	28 September 2017
Property type:	Figurative
Entered on register:	06 June 2018
Registered from:	28 September 2017

Owner Details

Owner name:	Century, Inc.
Owner address:	2410 West Aero Park Ct. Traverse City MI 49686 United States of America

Representative details:

Representative name:	Jennifer M. Hetu
Representative address:	

Goods and services:

Class: 40	Precision metal manufacturing for others, namely, machining, turning, and grinding; mill working; heat treatment of metals to impart hardness and corrosion resistance; welding
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Convention details

Convention date:	18 April 2017
Trade mark number:	87415770
Country:	United States Of America

Other trade mark information:

Other trade mark information: Mark Description: The mark consists of the wording "CENTURY, INC" appearing in a stylized form, all within an oblong shaped design.

Trade mark image:



Trade mark: 1957750

Trade mark details:

Class(es):	36
Status:	Registered
Filed on:	26 September 2018
Property type:	Figurative
Entered on register:	18 June 2019
Registered from:	26 September 2018

Owner Details

Owner name:	Century 21 Real Estate LLC a Delaware limited liability company
Owner address:	175 Park Avenue, Madison New Jersey 07940 United States of America

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 36	Real estate affairs; real estate brokerage services; franchising services, namely, providing financial information and advice regarding the establishment and/or operation of real estate brokerage business; property management services; real estate agency services; real estate appraisal and valuation; providing information in the field of real estate via the Internet; real estate investment services; providing real estate listings and real estate information via the Internet; real estate consultancy services
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Trade mark image:

CENTURY 21
FINE HOMES
& ESTATES

Trade mark: 1969180

Trade mark details:

Trade mark:	CENTURY 21 COMMERCIAL
Class(es):	36
Status:	Registered
Filed on:	16 November 2018
Property type:	Word
Entered on register:	16 July 2019
Registered from:	16 November 2018

Owner Details

Owner name:	Century 21 Real Estate LLC a Delaware limited liability company
Owner address:	175 Park Avenue, Madison New Jersey 07940 United States of America

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 36	Real estate affairs; real estate brokerage services; franchising services, namely, providing financial information and advice regarding the establishment and/or operation of real estate brokerage business; property management services; real estate agency services; real estate appraisal and valuation; providing information in the field of real estate via the Internet; real estate investment services; providing real estate listings and real estate information via the Internet; real estate consultancy services.
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Trade mark: 2061236

Trade mark details:

Class(es):	33, 35
Status:	Registered
Filed on:	6 January 2020
Property type:	Figurative
Entered on register:	14 August 2020
Registered from:	6 January 2020

Owner Details

Owner name:	Connective Trading Pty Ltd
Owner address:	601G/4 Devlin St Ryde NSW 2112 Australia

Representative details:

Representative name:	SSA Tax Services Pty Ltd
Representative address:	Suite 1204, 227 Elizabeth Street NSW 2000 Australia

Goods and services:

Class: 33	Alcoholic beverages containing wine; Beverages containing wine (wine predominating); Blended wine; Dry fortified wine; Dry red wine; Dry sparkling wines; Dry white wine; Dry wine; Fortified wines; Non-sparkling wines; Red wine; Sparkling fruit wines; Sparkling wines; Still wines; Sweet fortified wine; Sweet red wine; Sweet sparkling wine; Sweet white wine; Sweet wine; Vintage wines; White wine; Wine; Wine hampers
Class: 35	Cellar door sales of wine; Distribution of goods (not being transport services) and wholesale of goods

Trade mark image:



CENTURY

Trade mark: 2102398

Trade mark details:

Class(es):	9, 37
Status:	Registered
Filed on:	9 July 2020
Property type:	Figurative
Entered on register:	17 February 2021
Registered from:	9 July 2020

Owner Details

Owner name:	Century Yuasa Batteries Pty Ltd
Owner address:	37-65 Cobalt Street Carole Park QLD 4300 Australia

Representative details:

Representative name:	Griffith Hack
Representative address:	GPO BOX 3125 QLD 4001 Australia

Goods and services:

Class: 9	Batteries, including industrial automotive and marine batteries, standby batteries; motive power batteries, lead-acid batteries, chlorine batteries and alkaline batteries; battery terminals; battery cables; hydrometers; Apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; electric storage cells including electric accumulators, battery chargers, hydrometers, jumper leads, cable, testing clips and terminals
Class: 37	Repair, maintenance, installation, reconditioning, cleaning, testing and charging services relating to all types of batteries, battery packs and parts and accessories

Trade mark image:



Trade mark: 2136919

Trade mark details:

International registration number:	1560379
Class(es):	29
Status:	Protected
Filed on:	14 July 2020
Property type:	Fancy
Customer description:	Red and yellow.;Red for the word century, red and yellow for the u-shape and black for the word TUNA.
Entered on register:	30 April 2021
Registered from:	14 July 2020

Owner Details

Owner name:	CENTURY PACIFIC SEACREST, INC.
Owner address:	7/F Centerpoint Building, Julia Vargas Avenue, Ortigas Center Pasig City Philippines

Representative details:

Representative name:	SAPALO VELEZ BUNDANG AND BULILAN LAW OFFICES
Representative address:	

Goods and services:

Class: 29	Processed fish.
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Other trade mark information:

Other trade mark information:	TUNA; Red and yellow.; Red for the word century, red and yellow for the u-shape and black for the word TUNA.
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Trade mark image:



Trade mark: 2180044

Trade mark details:

International registration number:	1591782
Trade mark:	CENTURY
Class(es):	11
Status:	Protected
Filed on:	30 March 2021
Property type:	Word
Entered on register:	08 November 2021
Registered from:	30 March 2021

Owner Details

Owner name:	Traeger Pellet Grills, LLC
Owner address:	#200, 1215 E. Wilmington Ave. Salt Lake City UT 84106 United States of America

Representative details:

Representative name:	Christopher M. Dolan Barnes & Thornburg LLP
Representative address:	

Goods and services:

Class: 11	Barbecue grills; grill accessories, namely, cooking racks specially adapted for barbecue grills; barbecue smokers, namely, outdoor cooking apparatus that implement wood fired smoke for cooking; outdoor barbecue smokers, namely, outdoor wood pellet-fed barbecue smokers that cook food with smoke implemented by the controlled burning of wood pellets over extended time intervals; remote-controlled, outdoor wood pellet-fed barbecue smokers that cook food with smoke implemented by the controlled burning of wood pellets over extended time intervals via digital cooking instructions provided remotely over a network connection.
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Trade mark: 2238998

Trade mark details:

Trade mark:	Centurystone
Class(es):	19
Status:	Registered
Filed on:	23 December 2021
Property type:	Word
Entered on register:	01 August 2022
Registered from:	23 December 2021

Owner Details

Owner name:	National Masonry Pty Ltd
Owner address:	c/- Kanji Group Pty Ltd Level 33 Aurora Place, 88 Phillip Street Sydney NSW 2000 Australia

Representative details:

Representative name:	KANJI GROUP PTY. LIMITED
Representative address:	Level 33, 88 Phillip Street Aurora Place NSW 2000 Australia

Goods and services:

Class: 19	Masonry blocks; Architectural concrete products; Architectural concrete products for building purposes; Building elements of concrete; Building elements made of concrete; Concrete blocks; Concrete building elements; Concrete paving blocks; Concrete paving elements; Concrete paving stones; Concrete products for use in building; Concrete products for use in roadways; Concrete products for use in walkways; Concrete provided with coloured surface finishes; Concrete provided with decorative surface finishes; Concrete wall stone; bricks, blocks, pavers and paving stones made of concrete masonry for use on walling and flooring; all the aforementioned items being blocks or bricks that are not made of ceramic tiles
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Trade mark: 2245655

Trade mark details:

Class(es):	19, 35, 37
Status:	Registered
Filed on:	31 January 2022
Property type:	Figurative
Entered on register:	08 September 2022
Registered from:	31 January 2022

Owner Details

Owner name:	Dean Matthew Oliver
Owner address:	3775 Pacific Highway Loganholme BC QLD 4129 Australia

Representative details:

Representative name:	IP Partnership
Representative address:	PO Box 10857 QLD 4215 Australia

Goods and services:

Class: 19	Swimming pools (structures, not of metal); Non-metallic materials for use in the construction of swimming pools; Plastic liners for non-portable swimming pools; Plastic materials for use in the construction of swimming pools; Paddling pools (structure) made of non-metallic materials; Spa pools; Liners for building ponds; Ornaments made of concrete for ponds; Ornaments made of marble for ponds; Ornaments made of stone for ponds; Ponds (non-metallic structures); Shaped non-metallic elements for building ponds
Class: 35	Advertising; Marketing; Online retail services; Retail services; Retailing of goods (by any means); Business project management services for construction projects; Office functions; Providing information, including online, about advertising, business management and administration and office functions; Consumer profiling for commercial or marketing purposes; Direct marketing; Direct mail advertising; Direct-mail advertising; Marketing information; Planning of marketing strategies; Preparation of marketing plans; Product marketing; Arranging and conducting promotional and marketing events; Promotional marketing; Social media marketing; Presentation of goods on communication media, for retail purposes
Class: 37	Swimming pool maintenance; Beneath ground construction work; Civil construction services; Construction; Building and construction services;

Underground construction; Underground civil engineering services (construction and maintenance consultancy or supervision); Advisory services relating to the construction of civil engineering structures; Advisory services relating to construction

Trade mark image:



Trade mark: 2263615

Trade mark details:

Trade mark:	Century Pools
Class(es):	19, 35, 37
Status:	Registered
Filed on:	14 April 2022
Property type:	Word
Entered on register:	22 November 2022
Registered from:	14 April 2022

Owner Details

Owner name:	Dean Matthew Oliver
Owner address:	3775 Pacific Highway Loganholme BC QLD 4129 Australia

Representative details:

Representative name:	IP Partnership
Representative address:	PO Box 10857 QLD 4215 Australia

Goods and services:

Class: 19	Swimming pools (structures, not of metal); Non-metallic materials for use in the construction of swimming pools; Plastic liners for non-portable swimming pools; Plastic materials for use in the construction of swimming pools; Paddling pools (structure) made of non-metallic materials; Spa pools; Liners for building ponds; Ornaments made of concrete for ponds; Ornaments made of marble for ponds; Ornaments made of stone for ponds; Ponds (non-metallic structures); Shaped non-metallic elements for building ponds
Class: 35	Advertising; Marketing; Online retail services; Retail services; Retail services for goods (by any means); Business project management services for construction projects; Office functions; Providing information, including online, about advertising, business management and administration and office functions; Consumer profiling for commercial or marketing purposes; Direct marketing; Direct mail advertising; Direct-mail advertising; Marketing information; Planning of marketing strategies; Preparation of marketing plans; Product marketing; Arranging and conducting promotional and marketing events; Promotional marketing; Social media marketing; Presentation of goods on communication media, for retail purposes

Class: 37

Swimming pool maintenance; Beneath ground construction work; Civil construction services; Construction; Building and construction services; Underground construction; Underground civil engineering services (construction and maintenance consultancy or supervision); Advisory services relating to the construction of civil engineering structures; Advisory services relating to construction; Cleaning services; Cleaning of structures

Trade mark: 2475209

Trade mark details:

Trade mark:	CENTURY
Class(es):	34
Status:	Registered
Filed on:	19 August 2024
Property type:	Word
Entered on register:	21 July 2025
Registered from:	19 August 2024

Owner Details

Owner name:	Van Nelle Tabak Nederland BV
Owner address:	Slachtedyk 28a Joure ZA 8501 Netherlands

Representative details:

Representative name:	PHILLIPS ORMONDE FITZPATRICK
Representative address:	PO Box 24171 VIC 3001 Australia

Goods and services:

Class: 34	Tobacco, whether manufactured or unmanufactured; hand rolling tobacco; tobacco products; tobacco substitutes, none being for medicinal or curative purposes; cigarettes; cigarillos; cigars; hand-held machines for making cigarettes; cigarette tubes; cigarette filters; cigarette papers; electronic cigarettes; liquids for electronic cigarettes; matches and smokers' articles
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Trade mark: 2496191

Trade mark details:

Trade mark:	CENTURY 21 FINE HOMES & ESTATES
Class(es):	36
Status:	Registered
Filed on:	5 November 2024
Property type:	Word
Entered on register:	16 June 2025
Registered from:	5 November 2024

Owner Details

Owner name:	Century 21 Real Estate LLC
Owner address:	175 Park Avenue Madison NJ 07940 United States of America

Representative details:

Representative name:	Spruson & Ferguson
Representative address:	GPO Box 3898 NSW 2001 Australia

Goods and services:

Class: 36	Insurance; financial affairs; monetary affairs; real estate affairs; real estate brokerage services; franchising services, namely, providing financial information and advice regarding the establishment and operation of real estate brokerage business; property management services; real estate agency services; leasing of real estate; real estate appraisal and valuation; real estate rental services; real estate investment services; real estate consultancy services; mortgage advisory services.
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Trade mark: 2520966

Trade mark details:

Class(es):	9, 41, 42
Status:	Registered
Filed on:	11 February 2025
Property type:	Figurative
Entered on register:	19 September 2025
Registered from:	11 February 2025

Owner Details

Owner name:	Century Cricket US HoldCo, LLC
Owner address:	C/- Corporation Trust Centre 1209 Orange Street New Castle County Wilmington Delaware 19801 United States of America

Representative details:

Representative name:	McCullough Robertson Lawyers
Representative address:	GPO Box 1855 QLD 4001 Australia

Goods and services:

Class: 9	Application software for sports performance analysis; computer software; computer programs; application software; software applications; website applications (downloadable software); downloadable software for modifying and enabling transmission of images, audio-visual and video content; apparatus for recording, transmission or reproduction of images, audio-visual content and/or video content; data processing apparatus and equipment; video analysis software; motion tracking software; electronic GPS apparatus; wearable activity trackers for use during sport activities; sound, video and data recordings; physical performance monitoring and measuring apparatus and instruments; performance testing apparatus (other than for medical use); sports training simulators; simulation software for training purposes; parts, fittings and accessories, for all of the aforementioned goods, in this class
Class: 41	Sporting events services; training; physical and sports training; providing sports training facilities; sports and fitness services; sports information services; sports education, coaching, teaching and instruction services; provision of sporting competitions; providing information, advisory and consultancy services, including online, in relation to all the

Class: 42

aforementioned services

Development of software applications in relation to sports performance analysis; scientific research in the field of sports; analysis of technical and statistical data; planning and design of sports facilities; providing information, advisory and consultancy services, including online, in relation to all the aforementioned services

Trade mark image:



Trade mark: 2526578

Trade mark details:

Trade mark:	Century Homes
Class(es):	37, 42
Status:	Published
Filed on:	28 February 2025
Property type:	Word

Applicant Details

Applicant name:	Mel Pty Ltd atf Ducaj Trust No. 2
ACN/ARBN:	612292752
Applicant address:	1194 Old Port Road Royal Park SA 5014 Australia

Representative details:

Representative name:	Lynch Meyer
Representative address:	190 Flinders St SA 5000 Australia

Goods and services:

Class: 37	advisory services relating to the construction of buildings; advisory services relating to the maintenance, repair and renovation of buildings and other structures; building; building project management [construction supervision]; civil construction services; construction; building consultancy; construction engineering services [construction consultancy]; building of houses; construction of houses; building construction supervision; construction supervision; construction consultancy; consultancy and information services relating to construction; custom building construction; kitchen construction; kitchen installation; on site project management relating to building construction; providing building construction information via a website; providing information relating to the construction of buildings, and repair and installation services; building and construction services; real estate development [building and construction services]; renovation of buildings; repair and maintenance of buildings
Class: 42	advisory services relating to the design of premises; advisory services relating to the planning of premises; architectural services for the design of buildings; building design services; building project management [construction drafting, design and planning]; construction planning; construction project management [construction drafting, design and

planning]; construction drafting and consultancy relating thereto; consultancy in the field of construction drafting; design of building interiors and exteriors; design of houses; design planning; interior design; planning design of bathrooms; design of buildings; planning design of buildings; planning and design of kitchens

REQUIREMENTS FOR EVIDENCE OF USE

Subsection 41(3) *Trade Marks Act 1995*

Evidence of use must be in declaratory form. This may be made by the holder, a principal officer of the holder company or by a person authorised to make it on behalf of the holder. **If the declaration is not in English, it must be accompanied by a certified translation into English.** The evidence must incorporate any exhibits or appendices. If they are not incorporated, they do not form part of the declaration.

Where possible evidence should be submitted in electronic form, through IP Australia's online services. In particular, providing clear digital images of objects bearing the trade mark will be as effective as providing the objects themselves.

Under subsection 41(3) use **must be in Australia and must be before the date on which Australia was designated in the international application or registration.** The evidence may include use by a predecessor in title of the holder, use by an authorised user, and use on goods and/or services for export.

EVIDENCE REQUIRED

The declaration must contain:

- the international registration number;
- our reference;
- a representation of the trade mark;
- the holder's name;
- the name and address of the person making the declaration;
- the position and length of service in that position of the person making the declaration (if the holder is a company);

The declaration must also contain the following information relating to the *specific goods or services in the IRDA*:

- a history of the trade mark, including:
- the specific goods and/or services for which the trade mark has been used in Australia;
- when the trade mark was first used in Australia in connection with the specific goods and/or services claimed in your IRDA (please give the year and, if possible, the month), and whether this use has been continuous since then;
- where the trade mark has been used in Australia (please give States or regions);
- examples of how the trade mark has been used in Australia in connection with the goods and/or services claimed in your IRDA (please attach copies of advertising, promotional material and/or packaging and outline how each of these have been used);
- annual expenditure (in Australian Dollars) on advertising and promoting the trade mark in Australia in connection with the goods and/or services claimed in your IRDA;
- annual turnover figures (in Australian Dollars) for the specific goods and/or services claimed in your IRDA sold or provided in Australia using the trade mark; and
- any other information or materials which will help show how the trade mark has been used (please attach copies of these materials).

Please note:

- The evidence you provide must relate to your trade mark as it is shown in your IRDA, without any major changes.
- The evidence you provide must clearly demonstrate that your IRDA is used and promoted as a trade mark in Australia, and that it is recognised by consumers in Australia as a trade mark.

If you can only show use of your trade mark in Australia on some of the goods or services in your IRDA, you must agree to limit your IRDA to cover only those goods or services.

EVIDENCE OF HONEST CONCURRENT USE, PRIOR USE or OTHER CIRCUMSTANCES

Subsections 44(3) and 44(4) *Trade Marks Act 1995*

Introduction

Your International Registration Designating Australia (IRDA) cannot be accepted for protection because it conflicts with another trade mark, or trade marks.

The refusal of your IRDA under section 44 may be overcome if you can show **one** of the following:

- **honest concurrent use**; or
- **prior use**; or
- **other circumstances**

Evidence of use must be in declaratory form. This may be made by the holder, a principal officer of the holder company or by a person authorised to make it on behalf of the holder. **If the declaration is not in English, it must be accompanied by a certified translation into English.** The evidence must incorporate any exhibits or appendices. If they are not incorporated, they do not form part of the declaration.

Where possible evidence should be submitted in electronic form, through IP Australia's online services. In particular, providing clear digital images of objects bearing the trade mark will be as effective as providing the objects themselves.

The **declaration** provides the information I need to determine whether the use of your trade mark in Australia is sufficient to accept your trade mark for protection. The declaration should clearly set out the following:

- the number of your IRDA;
- the name of the holder;
- any submissions and evidence in support of your IRDA

The **declaration** should be made out by:

- you; or
- if the holder is a company, a principal officer or other authorised employee of the company (for example a director); or
- someone else who is authorised by you to make the declaration (for example, a lawyer)

Honest Concurrent Use

Evidence required – The following information should be included in the **declaration**:

- the name and address of the person making the declaration;
- the position and length of service in that position of the person making the declaration (if the holder is a company);
- when the trade mark was chosen (this must be **before your filing date**);

- why the trade mark was chosen;
- who has used the trade mark:
 - you or your company;
 - someone you or your company has authorised or allowed to use the trade mark; or
 - a predecessor in title (the person from whom you acquired the trade mark);
- whether you knew of the earlier filed trade mark;
- the goods and/or services for which the trade mark has been used in Australia;
- when the trade mark was first used in Australia in connection with the goods and/or services claimed in your IRDA (please give the year and, if possible, the month);
- whether this use has been continuous since then (or, if it has not been used continuously, when and for how long it has been used);
- where the trade mark has been used in Australia (please give States or regions);
- examples of how the trade mark has been used in Australia in connection with the goods and/or services claimed in your IRDA (please attach copies of advertising, promotional material and/or packaging and outline how each of these have been used);
- annual expenditure (in Australian Dollars) on advertising and promoting the trade mark in Australia in connection with the goods and/or services claimed in your IRDA;
- annual turnover figures (in Australian Dollars) for the goods and/or services claimed in your IRDA sold or provided in Australia using the trade mark; and
- any other information or materials which will help show how the trade mark has been used (please attach copies of these materials).

Prior Use

Evidence required – The following information should be included in the **declaration**:

- the name and address of the person making the declaration;
- the position and length of service in that position of the person making the declaration (if the holder is a company);
- when the trade mark was first used in Australia in connection with the goods and/or services claimed in your IRDA (please give the year and, if possible, the month), and whether this use has been continuous since then;
- how the trade mark was first used. You should provide examples of how the trade mark was applied and advertised or, where these are no longer available, explain exactly what actions you claim amount to “use”. An unsupported statement such as “I first used this trade mark in 1990” is not sufficient, and you should go on to explain just what actions you rely on as being use.
- whether the trade mark has been used continuously in Australia since its first use. The declaration should provide factual information, e.g. sales value by year, that will allow an examiner to be satisfied that use has been continuous;
- whether the trade mark was still being used when you lodged your IRDA;
- the goods and/or services for which the trade mark has been used in Australia.

Other Circumstances

There may be other circumstances that are relevant. A common example would be if you were using your trade mark with the permission of the owner of the earlier filed trade mark and/or that owner is prepared to consent to the protection of your trade mark.

You should be aware

If your own IRDA is accepted under one of the above provisions, the trade mark owner of any earlier registration or application may oppose protection of your trade mark. You will then be required to defend the opposition. This will involve serving evidence. If you are not successful, costs may be awarded against you.

You should also be aware that if you are infringing a registered trade mark you run a serious risk of legal action being taken against you by the owner of that registration.

Confidential Information

IP Australia will accept your declaration in confidence. IP Australia will not accept an accompanying letter in confidence.

Please do not put any information which you consider to be confidential into an accompanying letter.

Release of Information

Other people may request access to information you have provided to the Trade Marks Office. Please take into account that **letters** will become available for public inspection (API). **Declarations** may be API. Copies of declarations may also be requested under the *Freedom of Information Act 1982* (FOI Act). If this occurs, IP Australia may seek your comments prior to release of declarations.

Legal Advice

A trade mark attorney may be able to assist you with advice and outline the likely costs, risks and benefits of the trade mark options available for your business.

Grounds for rejecting IRDA

Regulation 17A.28

- 1) The grounds for rejecting an IRDA are the grounds set out in sections 39 to 44 of the Act, as affected by subregulation (2).
- 2) Sections 39 to 44 apply in relation to an IRDA as if:
 - a) a reference in those sections:
 - i) to an application for the registration of a trade mark were a reference to the IRDA; and
 - ii) to an applicant were a reference to the holder of the IRDA; and
 - b) the reference in paragraph 41 (3) (b) to the filing date in respect of an application were a reference to the date of international registration or the date of recording, as applicable, in respect of the IRDA; and
 - c) each reference in subparagraphs 44 (1) (a) (i) and (2) (a) (i) to a trade mark registered by another person included a protected international trade mark held by another person; and
 - d) each reference in subparagraphs 44 (1) (a) (ii) and (2) (a) (ii) to a trade mark whose registration is being sought by another person included a trade mark in respect of which the extension of protection to Australia is being sought by another person.

Section 39 Trade mark containing etc. certain signs

- 1) An application for the registration of a trade mark must be rejected if the trade mark contains or consists of a sign that, under regulations made for the purposes of section 18, is not to be used as a trade mark.
- 2) An application for the registration of a trade mark may be rejected if the trade mark contains or consists of:
 - a) a sign that is prescribed for the purposes of this subsection; or
 - b) a sign so nearly resembling:
 - i) a sign referred to in paragraph (a); or
 - ii) a sign referred to in subsection (1);as to be likely to be taken for it.

Section 40 Trade mark that cannot be represented graphically

- 1) An application for the registration of a trade mark must be rejected if the trade mark cannot be represented graphically.

Section 41 Trade mark not distinguishing applicant's goods or services

- 1) An application for the registration of a trade mark must be rejected if the trade mark is not capable of distinguishing the applicant's goods or services in respect of which the trade mark is sought to be registered (the designated goods or services) from the goods or services of other persons.

Note: For goods of a person and services of a person see section 6.

- 2) A trade mark is taken not to be capable of distinguishing the designated goods or services from the goods or services of other persons only if either subsection (3) or (4) applies to the trade mark.
- 3) This subsection applies to a trade mark if:
 - a) the trade mark is not to any extent inherently adapted to distinguish the designated goods or services from the goods or services of other persons; and
 - b) the applicant has not used the trade mark before the filing date in respect of the application to such an extent that the trade mark does in fact distinguish the designated goods or services as being those of the applicant.
- 4) This subsection applies to a trade mark if:
 - a) the trade mark is, to some extent, but not sufficiently, inherently adapted to distinguish the designated goods or services from the goods or services of other persons; and
 - b) the trade mark does not and will not distinguish the designated goods or services as being those of the applicant having regard to the combined effect of the following:
 - i) the extent to which the trade mark is inherently adapted to distinguish the goods or services from the goods or services of other persons;
 - ii) the use, or intended use, of the trade mark by the applicant;
 - iii) any other circumstances.

Note 1: Trade Marks that are not inherently adapted to distinguish goods or services are mostly trade marks that consist wholly of a sign that is ordinarily used to indicate:

- a) the kind, quality, quantity, intended purpose, value, geographical origin, or some other characteristic, of goods or services; or
- b) the time of production of goods or of the rendering of services.

Note 2: For goods of a person and services of a person see section 6.

Note 3: Use of a trade mark by a predecessor in title of an applicant and an authorised use of a trade mark by another person are each taken to be use of the trade mark by the applicant (see subsections (5) and 7(3) and section 8).

- 5) For the purposes of this section, the use of a trade mark by a predecessor in title of an applicant for the registration of the trade mark is taken to be use of the trade mark by the applicant.

Note 1: For applicant and predecessor in title see section 6.

Note 2: If a predecessor in title had authorised another person to use the trade mark, any authorised use of the trade mark by the other person is taken to be use of the trade mark by the predecessor in title (see subsection 7(3) and section 8).

Section 42 Trade mark scandalous or its use contrary to law

An application for the registration of a trade mark must be rejected if:

- a) the trade mark contains or consists of scandalous matter; or
- b) its use would be contrary to law.

Section 43 Trade mark likely to deceive or cause confusion

An application for the registration of a trade mark in respect of particular goods or services must be rejected if, because of some connotation that the trade mark or a sign contained in the trade mark has, the use of the trade mark in relation to those goods or services would be likely to deceive or cause confusion.

Section 44 Identical etc. trade marks

- 1) Subject to subsections (3) and (4), an application for the registration of a trade mark (applicant's trade mark) in respect of goods (applicant's goods) must be rejected if:
 - a) the applicant's trade mark is substantially identical with, or deceptively similar to:
 - i) a trade mark registered by another person in respect of similar goods or closely related services; or
 - ii) a trade mark whose registration in respect of similar goods or closely related services is being sought by another person; and
 - b) the priority date for the registration of the applicant's trade mark in respect of the applicant's goods is not earlier than the priority date for the registration of the other trade mark in respect of the similar goods or closely related services.

Note 1: For deceptively similar see section 10.

Note 2: For similar goods see subsection 14(1).

Note 3: For priority date see section 12.

Note 4: The regulations may provide that an application must also be rejected if the trade mark is substantially identical with, or deceptively similar to, a protected international trade mark or a trade mark for which there is a request to extend international registration to Australia: see Part 17A.

- 2) Subject to subsections (3) and (4), an application for the registration of a trade mark (applicant's trade mark) in respect of services (applicant's services) must be rejected if:
 - a) it is substantially identical with, or deceptively similar to:
 - i) a trade mark registered by another person in respect of similar services or closely related goods; or
 - ii) a trade mark whose registration in respect of similar services or closely related goods is being sought by another person; and
 - b) the priority date for the registration of the applicant's trade mark in respect of the applicant's services is not earlier than the priority date for the registration of the other trade mark in respect of the similar services or closely related goods.
 - c) *Note 1:* For deceptively similar see section 10.
 - d) *Note 2:* For similar services see subsection 14(2).
 - e) *Note 3:* For priority date see section 12.
 - f) *Note 4:* The regulations may provide that an application must also be rejected if the trade mark is substantially identical with, or deceptively similar to, a protected international trade mark or a trade mark for which there is a request to extend international registration to Australia: see Part 17A.

- 3) If the Registrar in either case is satisfied:
 - a) that there has been honest concurrent use of the 2 trade marks; or
 - b) that, because of other circumstances, it is proper to do so;the Registrar may accept the application for the registration of the applicant's trade mark subject to any conditions or limitations that the Registrar thinks fit to impose. If the applicant's trade mark has been used only in a particular area, the limitations may include that the use of the trade mark is to be restricted to that particular area.

Note: For limitations see section 6.

- 4) If the Registrar in either case is satisfied that the applicant, or the applicant and the predecessor in title of the applicant, have continuously used the applicant's trade mark for a period:

- a) beginning before the priority date for the registration of the other trade mark in respect of:
 - i) the similar goods or closely related services; or
 - ii) the similar services or closely related goods; and
 - b) ending on the priority date for the registration of the applicant's trade mark;
- the Registrar may not reject the application because of the existence of the other trade mark.

Note 1: An authorised use of the trade mark by a person is taken to be a use of the trade mark by the owner of the trade mark (see subsection 7(3)).

Note 2: For predecessor in title see section 6.

Note 3: For priority date see section 12.

Regulation 17A.13 Use of trade mark

- 1) The holder of an IRDA:
 - a) must be using, or must intend to use, the trade mark that is the subject of the IRDA in relation to the goods, services or goods and services listed in the IRDA; or
 - b) must have authorised, or intend to authorise, another person to use the trade mark in relation to those goods, services or goods and services; or
 - c) must intend to assign the trade mark to a body corporate that is about to be constituted with a view to the use by the body corporate of the trade mark in relation to the goods, services or goods and services.
- 2) If there is reason to suspect that the holder does not meet a requirement of subregulation (1) in relation to any of the goods or services mentioned in the IRDA, the Registrar may require the holder to make a declaration to the Registrar that those provisions apply to all of those goods and services.

Subregulation 17A.28(2) Sanctions & Charter of the United Nations

- (2A) A ground for rejecting an IRDA is that, if the trade mark that is the subject of the IRDA were to become a protected international trade mark, this would result in:
 - a) an asset (within the meaning of the *Autonomous Sanctions Act 2011*) being made directly or indirectly available to, or for the benefit of, a designated person or entity (within the meaning of the *Autonomous Sanctions Regulations 2011*) other than in accordance with a permit under those regulations; or
 - b) an asset (within the meaning of the *Charter of the United Nations Act 1945*) being made directly or indirectly available to, or for the benefit of, a person or entity prescribed by regulations made for the purposes of Part 3 of that Act other than in accordance with a permit under those regulations; or
 - c) an asset (within the meaning of the *Charter of the United Nations Act 1945*) being made directly or indirectly available to a proscribed person or entity (within the meaning of Part 4 of that Act) other than in accordance with a notice under section 22 of that Act.

Regulation 4.15 Trade marks containing etc certain signs

For the purposes of paragraph 39 (2) (a) of the Act (which deals with signs), the following signs are prescribed:

- a) the words "Patent", "Patented", "By Royal Letters Patent", "Registered", "Registered Design", "Copyright", "Plant Breeder's Rights", "EL rights", or words or symbols to the same effect (including the symbols © and ®);
- b) the words "To counterfeit this is a forgery", or words to the same effect;
- c) a representation of the Arms, or of a flag or seal, of the Commonwealth or of a State or Territory;
- d) a representation of the Arms or emblem of a city or town in Australia or of a public authority or public institution in Australia;
- e) a representation of a mark notified by the International Union for the Protection of Industrial Property as not entitled to registration under international arrangements;
- f) a sign specified in Schedule 2.

Note 1: For the meaning of EL rights, see section 5 of the Circuit Layouts Act 1989.

Note 2: A list of the marks mentioned in paragraph 4.15 (e) is available at the Trade Marks Office and sub-offices.