

# **PROTOCOL RELATING TO THE MADRID AGREEMENT CONCERNING THE INTERNATIONAL REGISTRATION OF MARKS**

## **PROVISIONAL REFUSAL OF PROTECTION**

Notified to the International Bureau of the World Intellectual Property Organisation  
(WIPO) according to Article 5 of the Protocol Relating to the Madrid Agreement  
Concerning the International Registration of Marks

1. Office refusing protection : **Intellectual Property Office of Singapore**
2. International Registration Number : **1044639**
3. Name of holder of the International Registration :  
**Omega SA (Omega AG) (Omega Ltd.)**
4. The grounds for this refusal are indicated in the attached statement(s) of refusal.  
Where the refusal relates to more than one Singapore trade mark number, there is a separate statement of refusal for each Singapore trade mark number. Each statement of refusal contains a Singapore trade mark number for the class(es) and a Singapore reference number (stated as "Our Ref" in the statement of refusal). The International Registration number, Singapore trade mark number(s), corresponding class number(s) and Singapore reference number(s) must be quoted in all correspondence with the Intellectual Property Office of Singapore.
5. The relevant provisions of Singapore law are attached.
6. This refusal applies to the following services of the international registration:  
  
The services "Recording of sports data" in Class 35.
7. The holder of the international registration may request for a review of this refusal.  
The request for review must be received by the Intellectual Property Office of Singapore no later than four (4) months from the date of this refusal.

The request for review must quote the International Registration number, relevant Singapore trade mark number(s), corresponding class number(s) and Singapore reference number(s) and be accompanied by an address for service in Singapore filed on Form TM 1. The fee payable for Form TM 1 is SGD8.50 for each Singapore trade mark number.

The holder may request for an extension of time to respond to the refusal by filing Form TM 49. There is no fee for the filing of this form. However, one Form TM 49 must be filed for

each Singapore trade mark number in respect of which the request is made. The International Registration number, relevant Singapore trade mark number(s) and Singapore reference number(s) must be quoted on each Form TM 49.

Both Form TM 1 and Form TM 49 can be obtained from the web site of the Intellectual Property Office of Singapore at <http://www.ipos.gov.sg/topNav/form/Trade+Marks+Forms.htm>.

If the holder does not file a request for review together with the completed Form(s) TM 1 and the relevant fee or does not file the completed Form(s) TM 49 by 12 December 2010, this refusal will become final.

8 . Please note that a further refusal of protection may result from an opposition, which may be filed after the expiry of 18 months from the date on which the Intellectual Property Office of Singapore was notified of the international registration.

This applies to all the services in Class(es) 35 and 38 of the international registration.

9 . Date of refusal : **12 August 2010**

10. This refusal is issued by :



Chow Wei Sze (Ms)  
Senior Assistant Registrar  
for Registrar of Trade Marks  
Singapore

Examiner's direct line : (65) 63302768

## **PROVISIONS OF SINGAPORE LAW**

### **Rule 19(2)**

Every application form shall contain, for each class of goods or services to which the application relates

- (a) the class number as set out in the Third Schedule; and
- (b) a specification of those goods or services which
  - (i) is appropriate to that class;
  - (ii) is described in such a manner as to
    - (A) indicate clearly the nature of those goods or services; and
    - (B) allow those goods or services to be classified in accordance with the Third Schedule; and
  - (iii) complies with any other requirement of the Registrar.

## **STATEMENT OF REFUSAL**

Our Ref : EXS/D3187925/tmcws

M/S Omega SA (Omega AG) (Omega Ltd.)  
Jakob-Stampfli-Strasse 94, CH-2502  
Biel/Bienne, Switzerland.

Dear Sirs

**Singapore Trade Mark No T1010106H in Class No 35 and 38**  
**International Registration No 1044639**  
**Omega SA (Omega AG) (Omega Ltd.)**

We refer to the above.

2 The specification of goods/services is objectionable under rule 19(2)(b)(ii)(A) of the Trade Marks Rules as it does not indicate clearly the nature of the services. Please amend the item "recording of sports data" to "compilation of sports data" such that the specification will read as "compilation and processing of sports data".

Chow Wei Sze (Ms)  
Senior Assistant Registrar  
for Registrar of Trade Marks  
Singapore  
( Tel: 63302768 )

( This is a computer generated report/letter. No signature is required )