

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

PROVISIONAL REFUSAL OF PROTECTION

Notified to the International Bureau of the World Intellectual Property Organization (WIPO) in accordance with Rule 17(1) of the Common Regulations under the Madrid Agreement and Protocol

1- Office making the notification: Registrar General of Intellectual Property Department-Sudan Ministry of Justice- Sudan Phone: 00249 183 760 580 Fax : 00249 183 779 841 E-mail: <u>ipsudan@ipsudan.gov.sd</u> Web : <u>www.ipsudan.gov.sd</u>
II . Number of the international registration : 1 033 667
III Name of the holder (or other indication enabling of the international to be confirmed): Calidris 28 AG (SA) 30, ESPlanade de la Moselle L-6637 Luxembourg (Luxembourg)
IV . ☒ Provisional refusal based on an ex - officio examination
V. ☒ Provisional refusal for part of the goods.
VI. Grounds for refusal : Refusal of the mark in class (33) because it is comprehensive in relation to goods, according to the TM National Act.

1 The name and address of the opponent should also be provided

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The trade marke was refused because it is similar to the registerd national trade markeNO 28450 acoding to the national trade marke act 1969

2 Where all the goods or services included in a given class are to be mentioned, the indication should read "all goods (or all services) in class X". In all cases clear indication should be given as to whether those goods and/or services or are affected, or are NOT affected.

VIII. Corresponding essential provisions of the applicable law[(((see text under XII))]:
Article (5) section (1).

IX. Information relating to subsequent procedure

- (i) Time limit for requesting review or appeal:**
One month from the date of the notification of the applicant by the International Bureau.
- (ii) Authority which such request for review or appeal should be made:**
Division of International Registration of Marks.
IPO-Sudan
- (iii) Indications concerning the appointment of a representative:**
Appeal should be submitted through an authorized Agent on behalf of the owner.

X. Date of the notification of provisional refusal :
30 January 2011

XI. Signature or official seal of the Office making the notification:



Hurria Ismail A/Mohsin
Head of the international Registration Division of Trademark

XI. Corresponding essential provisions of the applicable law :

Article (5)
Trademark Shall Be Registered For Particular Goods

1. A trademark shall be registered for the particular goods for which the mark will be used, with an indication of the appropriate class, as set out in the classification of goods in the schedule to the Trademark Rules made under this Act, provided that one and the same registration cannot validly cover all the goods in one class.

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