



GL201017554BH

NOTIFICATION OF EX OFFICIO REFUSAL

Notified to the International Bureau of World Intellectual Property Organization (WIPO)
under Rule 17 (2) and Rule 17 (5) (e) of the Common Regulations

I .Administration which pronounces the refusal:

Trademark Office

State Administration for Industry and Commerce

8,Sanlihe Donglu,Xichengqu,

Beijing 100820

People's Republic of China

Tel: (10)68027567

Fax: (10)68027567

II .Date of the refusal pronounced: 17-5-2011

III.Our Ref No.:201017554

IV.International registration No. :1043683

V .Basic national registration No. :

Basic national application No. :



VI.Refusal for the following goods and/or services:

3: All The Goods;

4: All The Goods;

5: Pharmaceutical and veterinary preparations; sanitary preparations for medical purposes; dietetic substances adapted for medical use, food for babies; plasters, materials for dressings; disinfectants; fungicides; sunburn preparations for pharmaceutical purposes; sunburn ointments; vitamin preparations; compresses;

6: Metal building materials; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of common metal; ironmongery, small items of metal hardware; pipes and tubes of metal; goods of common metal included in this class; box fasteners of metal; ironwork for windows and fittings of metal for windows; insect screens of metal; jalousies of metal; bolts, in particular lock bolts and door bolts; door stops of metal; door bells, non-electric; door knockers; safety chains of metal; spring locks; padlocks; runners of metal for sliding doors; screws of metal; nuts of metal; rings of common metal for keys; hooks of metal for clothes rails; clothes hooks of metal; junctions of metal for pipes; collars of metal for fastening pipes; pipe mufflers of metal; pipe work of metal; ducts of metal for ventilating and air conditioning installations; water-pipes of metal; water-pipe valves of metal; spark guard devices for fireplaces and furnaces of metal;

7: Machines for wood processing, plastics processing, machines for mine working, machines for beverages industry, construction equipment, packing machines and machine tools; compressed air machines; electric hand drills; hand-held tools, other than hand-operated; mixers (machines); tin openers, electric; blenders, electric, for household purposes; beaters, electric; agitators; bread cutting machines; food processors, electric; grinders/crushers, electric, for household purposes; whisks, electric, for household purposes; aerated beverages making machines; high pressure washers; cleaning appliances utilizing steam; dishwashers; machines and apparatus for carpet shampooing, electric; vacuum cleaners; vacuum cleaner bags; vacuum cleaner hoses; vacuum cleaner attachments for disseminating perfumes and disinfectants; parts of the aforementioned goods, included in this class;

8: Hand tools and implements (hand-operated); razors; can openers, non-electric; vegetable slicers; razor blades; razors, electric or non-electric; scissors, as far as included in this class; shears (metal shears, pruning shears and pruning scissors); border shears, lawn clippers (hand instruments), pruning knives; abrading instruments (hand instruments);

9: Scientific, photographic, cinematographic and weighing apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; calculating machines, data processing equipment and computers; accumulators, electric; chargers for electric batteries; battery jars; batteries, electric; solar collectors for electricity generation; solar batteries; acoustic couplers; cabinets for loudspeakers; compact disc players; cassette players; microphones; alarms; anti-theft warning apparatus; alarm bells, electric; whistle alarms; bells (warning devices); theft prevention installations, electric; fire, smoke, gas and water alarms; smoke and heat detectors; monitoring apparatus; monitoring apparatus for babies; navigation apparatus for vehicles (onboard computers); navigational instruments; satellite navigational apparatus; junction boxes (electricity); switchboards; couplings, electric; connections for electric lines; branch boxes and adapters (electricity); fuse wire; apparatus for interference suppression (electricity); fibre optic cables; electricity conduits; wire connectors (electricity); sheaths for electric cables; contacts, electric; ducts (electricity); relays, electric; light dimmers (regulators), electric; commutators, electric; sockets, plugs and other contacts (electric connections), covers for electric outlets; resistances, electric; distribution boxes and distribution boards (electricity); electronic transistors and transformers; aerials; electronic pens (visual display units); exposure meters (light meters); flashlights (photography); cinematographic cameras; film cutting apparatus; filters (photography); stands for photographic apparatus and tripods for cameras; cameras (photography); slide projectors; projection screens; projection apparatus; spectacles (optics), spectacle cases; goggles and protective helmets for sports; sunglasses; adding machines; chips (integrated circuits); magnetic encoders; compact discs (read-only memory); computers; computer game programs; computer peripheral devices; computer programs, recorded; computer keyboards; computer memories; data processing apparatus; optical data media; magnetic data media; floppy disks; disk drives for computers; printers for use with computers; modems; monitors (computer hardware); mouse pads; encoded cards, magnetic; integrated circuit cards (smart cards); amusement apparatus adapted for use with an external display screen or monitor; apparatus for games adapted for use with an external display screen or monitor; sound locating instruments; meteorological sensors, namely air, dampness and temperature sensors; scales; precision balances; bathroom scales; television apparatus; electro-dynamic apparatus for the remote control of signals; push buttons for bells; electric door bells; peepholes (magnifying lenses) for doors; portable telephones; telephone apparatus; facsimile machines; apparatus for commutation; carry cases and ever ready cases (adapted for photographic apparatus, portable telephones and other electronic and technical apparatus), included in this class; fitted camera carrying elements (straps, chains, cords); parts of the aforementioned goods included in this class; electric and electronic light regulating devices and installations (electric controls); games, namely apparatus for games adapted for use with an external monitor or display screen, included in this class;

10: Elastic and orthopedic bandages; heating cushions (pads), electric, for medical purposes; blankets, electric, for medical purposes;

11: Apparatus for lighting, heating, cooking, refrigerating, drying, ventilating and sanitary purposes; lights and lamps as well as parts thereof included in this class, in particular lights, electric, for Christmas trees, party lighting, light sets, disco lighting, interior and exterior lighting, ceiling lights, safety lamps, work place lights, aquarium lights; sockets for electric lights; light diffusers; luminous house numbers; barbecues; lava rocks for use in barbecue grills; ornamental fountains; bread toasters; coffee machines, electric; refrigerating cabinets; refrigerating display cabinets (display cases); filters for drinking water; waffle irons, electric; heaters, electric, for feeding bottles; water heaters; kettles, electric; air deodorising apparatus; refrigerating containers; disinfectant apparatus; bath linings; whirlpool-jet apparatus; blankets, electric, not for medical purposes; hot water bottles; hair

dryers; bed warmers; foot warmers, electric or non-electric; foot spa; laundry dryers, electric; electric candles; pipes (parts of sanitary installations); water conduits installations; water purifying apparatus and machines; regulating and safety accessories for water or gas apparatus as well as pipes; mixer taps for water pipes; anti-splash tap nozzles; water filtering apparatus and filters for drinking water; water softening apparatus and installations; heating installations (water); flow rate regulator and flow limiter for apparatus for water supply; humidifiers for central heating radiators; air conditioning apparatus and air conditioning installations composed thereof, in particular for air conditioning of rooms; fans (air-conditioning); ventilation (air-conditioning) installations and apparatus; filters for air conditioning; air purifying apparatus and machines; air cooling apparatus; refrigerating apparatus and machines; solar collectors (heating); solar furnaces; parts of the aforementioned goods included in this class;

16: Paper, cardboard and goods made from these materials, included in this class; printed matter; bookbinding material; stationery; adhesives for stationery or household purposes; paint brushes; office requisites (except furniture); bags, envelopes, pouches of paper or plastics, for packaging; films and sachets of paper or plastics for wrapping to keep foodstuffs fresh; cardboard articles; bottle envelopes of cardboard or paper; paper coffee filters; filter paper; tablecloths of paper; garbage bags of paper or of plastics; bags for microwave cooking; rubbish bags made of paper or plastic material; baking paper; albums, in particular photo albums; almanacs; announcement cards (stationery); stickers (stationery); greeting cards; writing or drawing books; calendars; note books; musical greeting cards; postcards; moisteners (office requisites); elastic bands for offices; adhesive tapes for stationery and household purposes; glue for stationery and household purposes; self-adhesive tapes for stationery or household purposes; adhesive tape dispensers (office requisites); folders for papers; document files (stationery); address stamps; cabinets for stationery (office requisites); paperweights; pads (stationery); drawing pins; correcting fluids (office requisites); office perforators; writing instruments; paper shredders for office use; napkins of paper for removing make-up; face towels of paper; towels of paper; handkerchiefs of paper;

18: Leather and imitations of leather, and goods made of these materials included in this class; bags and other containers not specifically designed for the goods being carried, and small goods of leather (included in this class), in particular purses, key wallets; trunks and travelling bags, not fitted, in particular for electronic and technical apparatus, sports equipment, clothing, office equipment and office materials; briefcases; beach bags; pocket wallets; attaché cases; handbags; game bags (hunting accessories); card cases; bags for use by children; garment bags for travel; vanity cases, not fitted; cases, of leather or leather board; boxes of vulcanised fibre; music cases; travelling sets (leather ware); travelling bags; rucksacks; school bags; school rucksacks; wheeled shopping bags; haversacks; tool bags of leather; animal skins, hides; trunks and travelling bags; umbrellas, parasols and walking sticks; whips, harness and saddlery;

20: Furniture, mirrors, picture frames; goods, as far as included in this class, of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics; office furniture; massage tables; cases of wood or plastic; packaging containers of plastic; closures, not of metal, for containers; child resistant security closures for lockers and doors (not of metal, non-electric); door latches and handles, not of metal; door fittings, not of metal; figurines (statuettes) of wood, wax, plaster or plastic; mobiles (decoration); wind chimes (decoration); coat hangers; clothes hooks, not of metal; plugs (dowels), not of metal; coat stands; accessories for fireplaces, namely log baskets, spark guard devices for fireplaces and furnaces of glass and/or fire resistant plastic;

21: Household or kitchen utensils and containers; sponges; brushes (except paint brushes); articles for cleaning purposes; steel wool; glassware, porcelain and earthenware included in this class; vessels of metal for making ices and iced drinks, garlic presses, grills (cooking utensils), beaters (non-electric), whisks (non-electric), corkscrews; coffeepots (non-electric), deep fryers (non-electric); cooking pot sets; tableware, other than knives, forks and spoons; fitted picnic baskets, including dishes; camping dishes; plastic tableware, in particular tableware for microwave ovens; cooking pots; closures for pot lids; hot pots, not electrically heated; dishes, in particular salad

bowls; goblets; drinking glasses; beer mugs; paper plates; disposable table plates; cups of paper or plastic; containers for household and kitchen use; containers and dishes for freezing food and beverages; bottles; egg cups; sugar bowls, tea caddies, soap boxes, powder compacts, cookie jars and butter dishes; boxes for food conservation; jugs; teapots; decanters; boxes of glass; painted glassware; bread baskets, domestic; bread bins; bread boards; cutting boards for the kitchen; trays for domestic purposes; moulds (kitchen utensils); in particular cake moulds; ice cube moulds; oil cruets; cruets; stirring sticks for cocktails; spice sets; pepper pots; pepper mills, hand-operated; buckets; dustbins; strainers for household purposes; baskets for domestic use; heat-insulated containers; insulating flasks; thermally insulated containers for food and heat insulated containers for beverages; refrigerating bottles and isothermic bags, non-electric; frying pans; cooking skewers, of metal; grill supports; watering cans; ironing boards; ironing board covers, shaped; flat-iron stands; clothes racks, for drying; baby baths, portable; heaters for feeding bottles, non-electric; toothbrushes, electric and non-electric; boxes of metal, for dispensing paper towels; abrasive sponges for scrubbing the skin; flower pots; flower-pot covers, not of paper; cloth for washing floors; scrubbing brushes; brooms; chamois leather for cleaning; polishing gloves, gloves for household purposes and gardening gloves; cleaning instruments, hand-operated; rags (cloth) for cleaning, dusting cloths (rags) and furniture dusters; cleaning rags (cloth) for electric apparatus; cleaning sponges; baking molds; dustpan; bellows (hand tools) for fireplace;

24: All The Goods;

25: All The Goods;

28: All The Goods;

29: All The Goods;

30: All The Goods;

35: All The Services;

VII.Reason(s):Prior national and/or international mark(s).(See Item IX)

Other reasons:

Bellows (hand tools) for fireplace are not included in class 21.

Wholesale and retail services are not accepted in China.

VIII.Article(s) of the Chinese Trademark Law applicable to the refusal:

(See the extracts of the Law)

Article 19, Article 28, Article 29

IX.Reasons of refusal:

This sign is similar to the earlier mark(s).

The goods and/or services listed in Column VI are similar to those of the earlier application and /or earlier registration.

X. Reference to review of refusal:

1. Time limit for review: within 15 days from receipt of this notification.
2. Competent authority: Trademark Review and Adjudication Board.
3. The application for review shall be filed through an agency in China (A list in Chinese of agencies can be found at <http://www.ctmo.gov.cn> or <http://sbj.saic.gov.cn>).

The information concerning the earlier mark(s):

Mark: HANA;COSMETICS

Date of application: 2008-10-6

Number of application: 6984192

Date of priority:

Date of registration: 2010-6-7

Number of registration: 6984192 (non-Madrid)

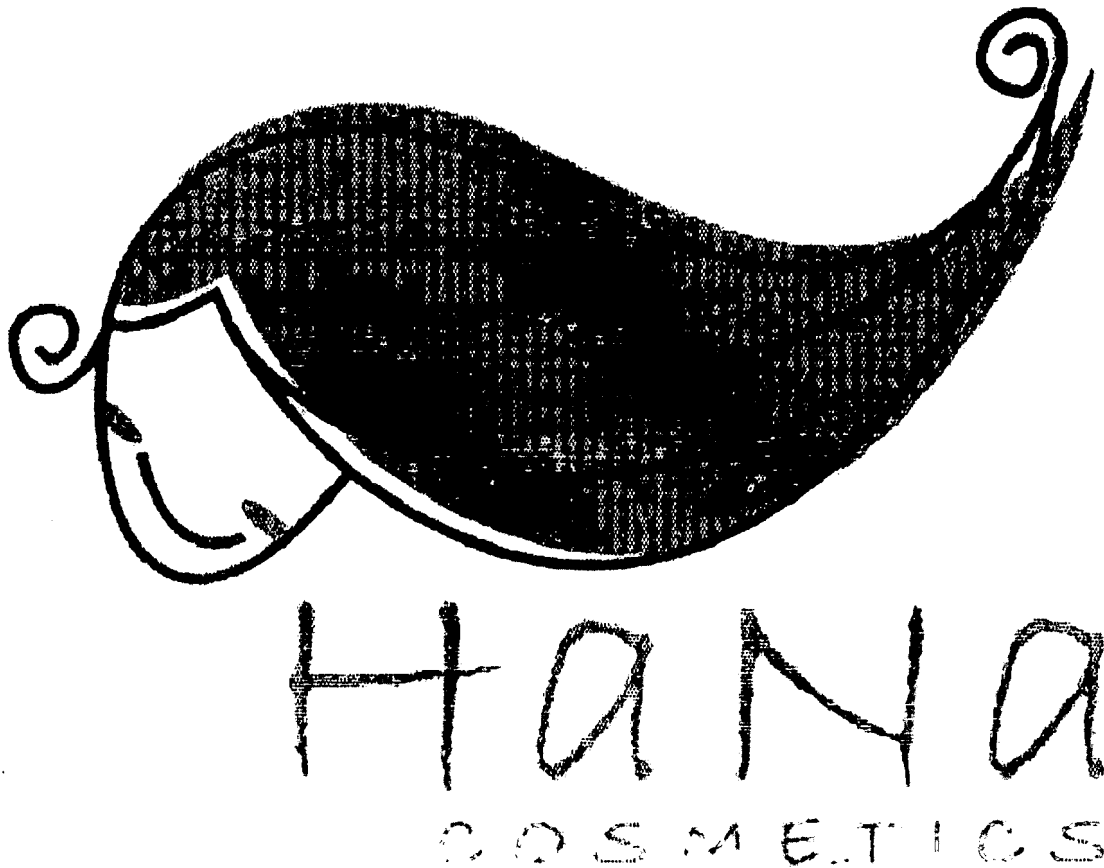
Name of the holder: PULINSIDUN SHENGWUKEJI (SHENZHEN) YOUXIANGONGSI

Address of the holder: 3602 SHI, SHIMAOGUANGCHANG, 9 FUHONG LU, FUTIAN QU, SHENZHEN SHI, GUANGDONG 518033, CHINA

Goods/services: cl. 【3】

洗发液; 洁肤乳液; 护发素; 洗面奶; 浴液; 浴盐; 香精油; 芳香精油; 化妆品; 口气清新喷洒剂

Device:



Mark: HEMA

Date of application:

Number of application:

Date of priority:

Date of registration: 2008-6-12

Number of registration: G963586 (Madrid)

Name of the holder: HEMA B.V.

Address of the holder: FRANKEMAHEERD 2 NL-1102 AN AMSTERDAM ZUIDOOST(PAYS-BAS)

Goods/services: cl. 【3】

洗衣用漂白剂及其他物料; 清洁、擦亮、去渍及研磨用制剂; 肥皂; 香料制品; 香精油; 化妆品; 洗发水; 牙膏

Device:

HEMA

Mark: HAMAM

Date of application:

Number of application:

Date of priority: 1990-6-22

Date of registration: 1990-11-15

Number of registration: G563404 (Madrid)

Name of the holder: L'OREAL, SOCIETE ANONYME

Address of the holder: 14, RUE ROYALE, F-75008 PARIS, FRANCE

Goods/services: cl. 【3】

香料制品和美容制品；肥皂；化妆品；精油；化妆剂；牙膏；头发用染料和颜料；头发和胡须色彩调节剂和洗涤剂；头发脱色剂；香波；养发；美发；护发制剂；烫发和把头发做成波浪形制剂；人体除臭剂；洗衣用漂白剂和物料；清洁；擦亮；去渍及研磨用制剂

Device:

HAMAM

Mark: HEMA

Date of application:

Number of application:

Date of priority:

Date of registration: 2008-6-12

Number of registration: G963586 (Madrid)

Name of the holder: HEMA B.V.

Address of the holder: FRANKEMAHEERD 2 NL-1102 AN AMSTERDAM ZUIDOOST(PAYS-BAS)

Goods/services: cl. 【4】

工业用油及油脂(食用油和油脂及家禽油除外)；润滑剂；吸收、喷洒和粘结灰尘用品；燃料(包括发动机用的汽油)和照明材料；蜡烛,包括夜间照明物；蜡烛芯

Device:

HEMA

Mark: 涵娜

Date of application: 2008-12-17

Number of application: 7118177

Date of priority:

Date of registration: 2010-9-14

Number of registration: 7118177 (non-Madrid)

Name of the holder: SHANTOUSHI YONGCHANG QINFA ZHENZHISHIYE YOUXIANGONGSI

Address of the holder: XIASHAN GUISHANDING, CHAONAN QU, SHANTOU QU, GUANGDONG 515144, CHINA

Goods/services: cl. 【5】

卫生毛巾带(毛巾); 卫生短内裤; 卫生紧身内裤; 卫生栓; 橡皮膏; 卫生绷带; 脱脂棉; ▲待删商品▲卫生巾; 浸药液的卫生纸; 消毒纸巾

Device:



Mark: HAME

Date of application:

Number of application:

Date of priority:

Date of registration: 2005-3-9

Number of registration: G726510 (Madrid)

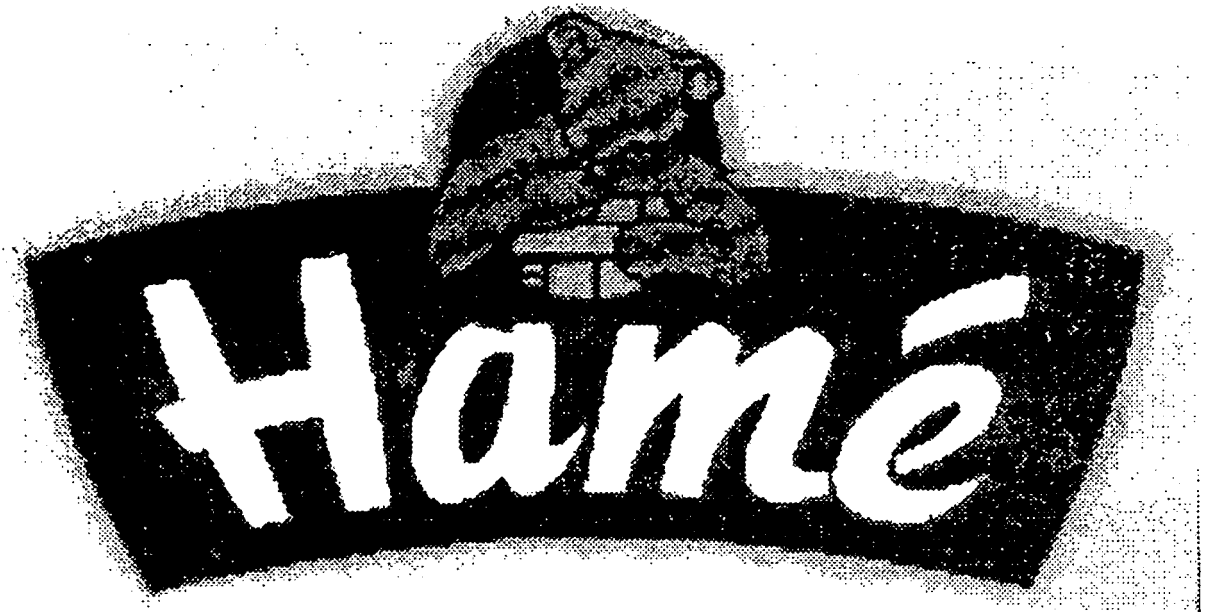
Name of the holder: HAME S.R.O.

Address of the holder: NA DRAHACH 814,CZ-686 04 KUNOVICE(REPUBLIQUE TCHEQUE)

Goods/services: cl. 【5】

营养品,尤其是治疗用的营养品; 儿童、婴儿和病人食品,如儿童和婴儿食物; 各种食品制剂和补剂,如滋补食品; 维他命制剂; 用于补充减肥节食制品或减肥补剂的食物; 含生物化学催化剂的制剂,尤其是活人、恢复期病人和病人用的; 消毒制品; 兽药; 药品和卫生用品

Device:



Mark: HAMAM

Date of application:

Number of application:

Date of priority: 1990-6-22

Date of registration: 1990-11-15

Number of registration: G563404 (Madrid)

Name of the holder: L'OREAL, SOCIETE ANONYME

Address of the holder: 14, RUE ROYALE, F-75008 PARIS, FRANCE

Goods/services: cl. 【5】

卫生用品; 空气除臭剂

Device:



Mark: 蛤蟆

Date of application: 2006-8-21

Number of application: 5556743

Date of priority:

Date of registration: 2009-11-14

Number of registration: 5556743 (non-Madrid)

Name of the holder: LANGFANGSHI AOZI HUAZHUANGPIN YOUXIANGONGSI

Address of the holder: HUANGPU GONGYEQU, WENAN XIAN, LANGFANG SHI, HEBEI 065800, CHINA

Goods/services: cl. 【5】

空气清新剂; 污物消毒剂; ▲待删商品▲消灭有害动物制剂; 杀害虫剂; 鼠药; 杀昆虫剂; 灭蝇剂; 蚊香;
消灭有害植物制剂; 驱昆虫剂

Device:

蛤蟆 HAMA

Mark: HANA

Date of application: 2002-6-25

Number of application: 3222108

Date of priority:

Date of registration: 2004-1-28

Number of registration: 3222108 (non-Madrid)

Name of the holder: P.M.HANA (HK) LTD

Address of the holder: KAI TAK COMM.,BLDG.,ROOM 1005,317 DES VOEUX ROAD,CENTRAL,HONG KONG, CHINA

Goods/services: cl. 【6】

窗用金属配件；钉；挂锁；金属螺钉；金属门把手；金属门轴；金属锁；门插销；五金器具(小的)；金属丝网

Device:



HANA

Mark: HANMA

Date of application: 2005-1-5

Number of application: 4448817

Date of priority:

Date of registration: 2007-12-7

Number of registration: 4448817 (non-Madrid)

Name of the holder: GUANGDONG TIEJIANGJUN FANGDAOSHEBEI YOUXIANGONGSI

Address of the holder: RENAN JIE, DONGFU LU, DONGFENG ZHEN, ZHONGSHAN SHI, GUANGDONG 528425, CHINA

Goods/services: cl. 【6】

挂锁；钥匙；弹簧锁；金属锁(非电)；包用金属锁；车辆用金属锁；▲待删商品▲保险柜；五金器具(小)；现金保险柜；现金保险箱

Device:

Hanma

Mark: HAWA

Date of application: 2007-12-4

Number of application: 6416219

Date of priority:

Date of registration:

Number of registration: 6416219 (non-Madrid)

Name of the holder: HAWA VALVES(INDIA)PVT.LTD.

Address of the holder: R-16,TTC INDUSTRIAL AREA,RABALE,THANE BELAPUR ROAD,NAVI MUMBAI 400701,INDIA

Goods/services: cl. 【6】

金属阀门(非机器零件); 金属排水阱(阀); 金属水管阀

Device:

HAWA

Mark: HAMA

Date of application: 2005-12-21

Number of application: 5074355

Date of priority:

Date of registration: 2008-12-28

Number of registration: 5074355 (non-Madrid)

Name of the holder: ZHU JIANMING

Address of the holder: 228 HAIXINGXI LU, WUYUAN ZHEN, HAIYAN XIAN, ZHEJIANG 314300, CHINA

Goods/services: cl. 【6】

金属管道配件; 铁路金属材料; 可移动金属建筑物; 建筑用金属附件; 金属家具部件; 垫片(填隙垫); 紧线夹头; 铁接板; 螺栓; 螺母

Device:



HAMA

Mark: HAWA

Date of application: 2006-7-19

Number of application: 5488683

Date of priority:

Date of registration: 2009-6-7

Number of registration: 5488683 (non-Madrid)

Name of the holder: HAWA AG

Address of the holder: UNTERE FISCHBACHSTRASSE 4, CH-8932 METTMENSTETTEN SWITZERLAND

Goods/services: cl. 【6】

金属建筑构件；金属家具部件；门用金属附件；窗用金属附件；推拉门用金属附件

Device:

HAWA

Mark: 汉莫

Date of application: 2005-10-27

Number of application: 4965684

Date of priority:

Date of registration: 2008-9-28

Number of registration: 4965684 (non-Madrid)

Name of the holder: GUO SHUNHUA

Address of the holder: 14 HAO, 4 MEN, 13 LOU, 1 HAO, DONGXIAOFU, QINGLONG QIAO, HAIDIAN QU, BEIJING 100000, CHINA

Goods/services: cl. 【6】

金属门装置；金属门；金属门框架；金属窗框；窗用金属附件；金属铰链；金属窗；金属合页；金属锁(非电)；金属插销

Device:



Mark: HANMA 红马司特

Date of application: 1998-9-25

Number of application:

Date of priority:

Date of registration: 2010-7-21

Number of registration: 1423945 (non-Madrid)

Name of the holder: QIAOYI SHIYEGUFEN YOUXIANGONGSI

Address of the holder: 1 LOU, 7 HAO, 31 XIANG, XINDONG JIE, TAIBEI SHI, TAIWAN, CHINA

Goods/services: cl. 【7】

气动捆扎机；机械操作手工具；除锈机（电动）；风动手工具；手动液压机；液压手工具；电砂轮机；电动扳手；电动螺丝刀

Device:

HANMA

紅馬司特

Mark: 海脉;HAMAI

Date of application: 2005-8-29

Number of application: 4863288

Date of priority:

Date of registration: 2008-9-7

Number of registration: 4863288 (non-Madrid)

Name of the holder: NINGBO HAISHU YUANCHUANGQIHUAZIXUN YOUXIANGONGSI

Address of the holder: 3 LOU, 48 HOUMOJIA XIANG, HAISHU QU, NINGBO SHI, ZHEJIANG 315010, CHINA

Goods/services: cl. 【7】

电子工业设备；眼镜片加工设备；滚齿机；抛光机器和设备(电动的)；压力机；印模冲压机；电锤

Device:

HAMAI 海脉

Mark: HANMA

Date of application: 2008-2-13

Number of application: 6550401

Date of priority:

Date of registration: 2010-5-28

Number of registration: 6550401 (non-Madrid)

Name of the holder: LIU XINHUA

Address of the holder: 2 HAO ZHI 11, SHENGLI JIE, GUZHU JUWEIHUI, GUZHU ZHEN, ZIJIN XIAN, GUANGDONG 517400, CHINA

Goods/services: cl. 【7】

模压加工机器；钻机；起重机；压力机；液压元件(不包括车辆液压系统)；▲待删商品▲农业机械；挖掘机；撞锤(机器)；夯锤(机器)；液压泵

Device:

HANMA

Mark: HOMA,

Date of application: 2008-9-16

Number of application: 6953296

Date of priority:

Date of registration:

Number of registration: 6953296 (non-Madrid)

Name of the holder: GUANGDONG AOMA DIANQI GUFENYOUXIANGONGSI

Address of the holder: SHENGHUIBEI GONGYEQU, NANTOU ZHEN, ZHONGSHAN SHI, GUANGDONG 528400, CHINA

Goods/services: cl. 【7】

洗衣机; 洗衣甩干机; 电动制饮料机; ▲待删商品▲清洗地毯的机器和装置(电动); 榨汁机; 家用电动搅拌机; 家用电动榨水果机; 洗碟机; 搅拌机(家用机器); 冰箱压缩机

Device:



Mark: 奥马;HOMA

Date of application: 2008-9-16

Number of application: 6953297

Date of priority:

Date of registration:

Number of registration: 6953297 (non-Madrid)

Name of the holder: GUANGDONG AOMA DIANQI GUFENYOUXIANGONGSI

Address of the holder: SHENGHUIBEI GONGYEQU, NANTOU ZHEN, ZHONGSHAN SHI, GUANGDONG 528400, CHINA

Goods/services: cl. 【7】

洗衣机; 洗衣甩干机; 清洗地毯的机器和装置(电动); 榨汁机; 电动制饮料机; 家用电动搅拌机; 家用电动榨水果机; 洗碟机; 搅拌机(家用机器); 冰箱压缩机

Device:

Mark: 哈玛 H

Date of application: 2009-3-31

Number of application: 7294013

Date of priority:

Date of registration:

Number of registration: 7294013 (non-Madrid)

Name of the holder: SHANGHAI HAMA JIDIAN JINGYINGBU

Address of the holder: 25 HAO, D QU, 2742 HAO, CAOAN LU, JIADING QU, SHANGHAI 201800, CHINA

Goods/services: cl. 【7】

木材加工机; 模压加工机器; ▲待删商品▲金属加工机械; 运输机(机器); 机床; 切割机; 农业机械; 液压机; 电焊枪(机器); 清洁用除尘装置

Device:



Mark: HAMAR

Date of application: 2009-5-19

Number of application: 7407508

Date of priority:

Date of registration:

Number of registration: 7407508 (non-Madrid)

Name of the holder: SUZHOU SHI SHUANGMA JIDIAN YOUXIANGONGSI

Address of the holder: 1995 JINFENG NANLU, MUDU ZHEN, WUZHONG QU, SUZHOU SHI, JIANGSU 215000, CHINA

Goods/services: cl. 【7】

搅拌机; 发电机; 船用发动机; 非陆地车辆动力装置; 汽油机(陆地车辆用的除外); 柴油机(陆地车辆用的除外); 非陆地车辆传动马达; 泵(机器); 发动机用点火式磁电机; 煤气机

Device:



Mark: HEMA

Date of application:

Number of application:

Date of priority:

Date of registration: 2006-5-26

Number of registration: G899937 (Madrid)

Name of the holder: HEMA

Address of the holder: 5 RUE HERVE MARCHAND,F-29000 QUIMPER(FRANCE)

Goods/services: cl. 【7】

产品封装机器；包装机器；筛分机；▲待删商品▲镶嵌机器；切割机器

Device:

HEMA

Mark: HA MA

Date of application: 2003-10-9

Number of application: 3746603

Date of priority:

Date of registration: 2005-5-28

Number of registration: 3746603 (non-Madrid)

Name of the holder: FENG KAIDIAN

Address of the holder: 4 HAO, 8 XIANG, SHAGANG CUN, JIANGCHENG QU, YANGJIANG SHI,
GUANGDONG 529500, CHINA

Goods/services: cl. 【8】

磨刀器；磨利器具；磨刀器具；磨刀石.；磨石(手工具)；磨刀石架；磨具(手工具)；磨刀石；蔬菜切片刀；
剪刀

Device:

HAMA

Mark: 花;HANA

Date of application: 2005-5-17

Number of application: 4660732

Date of priority:

Date of registration: 2008-7-7

Number of registration: 4660732 (non-Madrid)

Name of the holder: ZHANGJIAGANGSHI ZHONGBAO MEIFAYONGJU ZHIZAO YOUXIANGONGSI

Address of the holder: WUJIN LU, DAXIN ZHEN, ZHANGJIAGANG SHI, JIANGSU 215600, CHINA

Goods/services: cl. 【8】

剃须刀; 刮胡刀片; 磨指甲器具(电或非电); 个人用理发推子(电动和非电动); 修指甲工具; 指甲刀(电动或非电动); 修脚指甲成套器具; 指甲锉; 卷睫毛夹; ▲待删商品▲剪刀

Device:

HANA

Mark: HAMAK

Date of application: 2006-8-23

Number of application: 5559943

Date of priority:

Date of registration: 2009-8-7

Number of registration: 5559943 (non-Madrid)

Name of the holder: LIAO ZHENSONG

Address of the holder: 5 LOU ZHI 2, 3 XINMING JIE, TAIPING SHI, TAIZHONG XIAN, TAIWAN, CHINA

Goods/services: cl. 【9】

太阳能电池; 电池极板; 蓄电池; 电池; 电池充电器; 电子电路; 配电盘; 配电盘控制台(电); 电开关;

电器接插件

Device:



Mark: HANA

Date of application: 2002-6-25

Number of application: 3222106

Date of priority:

Date of registration: 2003-8-14

Number of registration: 3222106 (non-Madrid)

Name of the holder: P.M.HANA (HK) LTD

Address of the holder: KAI TAK COMM.,BLDG.,ROOM 1005,317 DES VOEUX ROAD,CENTRAL,HONG KONG, CHINA

Goods/services: cl. 【9】

插头、插座及其它连接器(电连接器); 磁带录音机; 电池; 电焊电极; 电焊烙铁; 电焊设备; 电话设备; 衡量器械和仪器; 收音机

Device:



Mark: 韩亚;HANA

Date of application: 2003-12-12

Number of application: 3842378

Date of priority:

Date of registration: 2005-12-28

Number of registration: 3842378 (non-Madrid)

Name of the holder: XIANG JIAN

Address of the holder: 98 NANDA LU, DUQIAO ZHEN, LINHAI SHI, ZHEJIANG 510620, CHINA

Goods/services: cl. 【9】

光学矫正透镜片(光); 眼镜(光学); 眼镜玻璃; 眼镜框; 眼镜架; 眼镜; 隐形眼镜; 带盒的隐形眼镜; 眼镜盒; 太阳镜

Device:

韓亞 HAN`A

Mark: HAMA

Date of application: 2004-8-23

Number of application: 4231409

Date of priority:

Date of registration: 2007-3-28

Number of registration: 4231409 (non-Madrid)

Name of the holder: ZHU WENBIN

Address of the holder: HONGJIADI, PICHEG ZHEN, DANYANG SHI, JIANGSU 212000, CHINA

Goods/services: cl. 【9】

天线; 信号遥控电子启动设备; 音响连接器; 电器连接器; 信号遥控电力设备

Device:

hama

Mark: HANA

Date of application: 2005-11-7

Number of application: 4987453

Date of priority: 2005-10-14

Date of registration: 2009-2-21

Number of registration: 4987453 (non-Madrid)

Name of the holder: HIGH-DEFINITION AUDIO-VIDEO NETWORK ALLIANCE

Address of the holder: 5440 S.W.WESTGATE DRIVE,SUITE 217,PORTLAND,OREGON 97221,U.S.A.

Goods/services: cl. 【9】

计算机硬件; 计算机软件(已录制); 个人数字助理器; 计算机; 膝上电脑; 笔记本式个人电脑; 数码照相机; 事先录制的带有录像的电脑数据媒体; 事先录制的音带有音频及照片图像的电脑数据媒体; 事先录制的带有文本信息的电脑数据媒体; 数码权利管理用计算机软件; 数码权利管理用计算机硬件; ▲待删商品 ▲个人电脑游戏装置; 光盘播放机; 数字化视频光盘播放机; 录像播放机; MP3 播放机; 光盘录音机; 数字化视频光盘录像机; 录像录音机; MP3 录音机; 数字式家用录像系统播放机; 数字式家用录像系统录音机; 机顶盒; 电视监视器; 电视装置; 投影电视机; 人造卫星电视系统; 人造卫星收音机系统; 人造卫星接收器; 立体声系统; 多媒体移动电话; 家庭影院系统; 家庭影院接收装置; 扩音器; 调谐器; 电视游戏设备; 数码录像录音装置; 音频磁带录音机; 音频视频接收器; 有线电视转换器; 数码网络设备

Device:

HANA

Mark: LLAMA

Date of application: 2006-6-5

Number of application: 5396410

Date of priority:

Date of registration: 2009-10-7

Number of registration: 5396410 (non-Madrid)

Name of the holder: YANG JINNIAN

Address of the holder: FUEN DIANZIPEIJIAN ZHIZAOCHANG, XINTANG GUANLIQU, HOUJIE ZHEN, DONGGUAN SHI, GUANGDONG, CHINA

Goods/services: cl. 【9】

扬声器音箱; 收音机; 麦克风; 声音传送器具; 声音复制器具; 音响连接器; 电声组合件; 耳塞机; 拾音器; ▲待删商品▲与电视机连用的娱乐器具

Device:

Llama

Mark: HANA

Date of application: 2007-6-27

Number of application: 6133245

Date of priority: 2007-5-4

Date of registration: 2010-8-21

Number of registration: 6133245 (non-Madrid)

Name of the holder: HIGH-DEFINITION AUDIO-VIDEO NETWORK ALLIANCE

Address of the holder: 3855 SW 153RD DRIVE, BEAVERTON, OREGON, 97006, U.S.A.

Goods/services: cl. 【9】

计算机硬件; 网络界面和网络管理用计算机软件(已录制); 用于处理、控制、压缩、编码以及解码音视频信号的计算机软件(已录制); 个人数字助理器; 个人数字助理(PDA); 计算机; 膝上电脑; 笔记本式个人电脑; 个人电脑; 电脑游戏手柄; 控制键盘; 数码相机; 计算机监视器; 视频监视器; 防侵入警报器; 防盗警报器; 数码网络设备; 计算机外围设备; 计算机网络集线器; 防侵入报警器; 防盗报警器; ▲待删商品▲控制设备; 扩音器; 视频游戏控制器; 光盘播放机; DVD 播放机; 录像带播放机; MP3 播放机; 光盘录制机; DVD 录制机; 录像带录制机; MP3 录制机; 数字式家用录像系统播放机; 数字式家用录像系统录制机; 机顶盒; 电视监视器; 电视机; 投影电视机; 人造卫星电视系统; 人造卫星电视接收器; 人造卫星无线电系统; 人造卫星无线电接收器; 天线; 人造卫星接收器; 立体声放大器; 立体声装置专用线; 立体声接收器; 立体声调谐器; 个人用立体声装置; 家庭影院系统; 录音器具; 声音传送器具; 声音复制器具; 录像机; 图像传送器具; 图像复制器具; 数据录制器具; 数据传送器具; 数据复制器具; 家庭影院接收器; 放大器; 调谐器; 回放设备; 无线扬声器; 无线耳机; 数码录像机; 数字电视机; 多媒体视频和电

影投影仪；扬声器；耳机；数字视频录像机；音频磁带录音机；音频视频收音机；有线电视转换器；电开关；电桥；路由器；与外接显示屏或监视器连用的电脑游戏装置；与外接显示屏或监视器连用的视频游戏装置；与外接显示屏或监视器连用的视频游戏用手柄；与外接显示屏或监视器连用的视频游戏用互动式控制地垫；手机

Device:



Mark: 奥马 HOMA

Date of application: 2008-11-3

Number of application: 7033272

Date of priority:

Date of registration: 2010-11-14

Number of registration: 7033272 (non-Madrid)

Name of the holder: ZHANG BANGHUA

Address of the holder: XIAOGUOZU, GUOZHENG CUN, GUCHENG ZHEN, FEIDONG XIAN, ANHUI 230038, CHINA

Goods/services: cl. 【9】

电影摄影机；▲待删商品▲电视机；录音唱片；录音机；传真机；麦克风；磁头清洗带；光盘(音像)；学习机；半导体收音机

Device:

奥马 HOMA

Mark: 蛤蟆

Date of application: 2002-4-18

Number of application: 3151145

Date of priority:

Date of registration: 2003-8-21

Number of registration: 3151145 (non-Madrid)

Name of the holder: ZHANG FUXIANG

Address of the holder: JIANSHE CUN, JIANSHE XIANG, JIAOQU, JIAXING SHI, ZHEJIANG 314011, CHINA

Goods/services: cl. 【11】

小型取暖器；空气调节设备；浴用加热器；个人用电风扇；厨房用抽油烟机；排气风扇；润湿空气装置；

淋浴器；水消毒器；电热毯

Device:

蛤蟆
HAMA

Mark: HANA

Date of application: 2002-6-25

Number of application: 3222105

Date of priority:

Date of registration: 2003-10-21

Number of registration: 3222105 (non-Madrid)

Name of the holder: P.M.HANA (HK) LTD

Address of the holder: KAI TAK COMM.,BLDG.,ROOM 1005,317 DES VOEUX ROAD,CENTRAL,HONG KONG, CHINA

Goods/services: cl. 【11】

闪光灯(手电筒)；灯泡；电灯泡；个人用风扇；球形灯罩；圣诞树用电灯；手提灯；照明器械和装置

Device:

HANA

Mark: 哈马

Date of application: 2007-1-17

Number of application: 5851984

Date of priority:

Date of registration: 2010-6-28

Number of registration: 5851984 (non-Madrid)

Name of the holder: CHEN YIHUANG

Address of the holder: 88 MAJIANGPU, GUXIANG WUCUN, GUXIANG ZHEN, CHAOAN XIAN, GUANGDONG 521000, CHINA

Goods/services: cl. 【11】

坐便器；马桶座圈；冲水装置；小便池(卫生设施)；澡盆；浴室装置；洗涤槽；淋浴隔间；桑拿浴设备；

▲待删商品▲水龙头

Device:

哈马 HAMA

Mark: 夏娃;HAWA

Date of application: 2004-3-16

Number of application: 3960361

Date of priority:

Date of registration: 2006-6-14

Number of registration: 3960361 (non-Madrid)

Name of the holder: CHAOANXIAN FENGXIANZHEN JINTUO TAOCICHANG

Address of the holder: SHENGHU CUN, FENGTANG ZHEN, CHAOAN XIAN, GUANGDONG 515646, CHINA

Goods/services: cl. 【11】

浴室装置; 洗澡盆; 抽水马桶; 坐便器; 冲水装置; 小便池(卫生设施); 盥洗池(卫生设备部件); 冲水槽; 澡盆; 马桶座圈

Device:



Mark: HAMAS HM

Date of application: 2008-7-23

Number of application: 6856337

Date of priority:

Date of registration: 2010-10-28

Number of registration: 6856337 (non-Madrid)

Name of the holder: XIAMEN HONGMAO JINCHUKOU YOUXIANGONGSI

Address of the holder: 704/705 DANYUAN, C QU, XINXINJINGDI DASHA, 396 JIAHE LU, HULI QU, XIAMEN SHI, FUJIAN 361006, CHINA

Goods/services: cl. 【11】

顶灯; 煤气灯; 制冰机和设备; 通风设备和装置(空气调节); 水净化装置; 电暖器; ▲待删商品▲热水器; 蒸汽发生设备; 水龙头; 浴室装置

Device:

Mark: HANMA

Date of application: 2008-8-22

Number of application: 6912994

Date of priority:

Date of registration: 2010-10-21

Number of registration: 6912994 (non-Madrid)

Name of the holder: SHAOXINGSHI HANMA DIANQI YOUXIANGONGSI

Address of the holder: SHENGZHOUDADAO XICE, TINGHU CUN, SHENGZHOU SHI, ZHEJIANG, CHINA

Goods/services: cl. 【11】

烤箱; 煤气灶; 电热水器; ▲待删商品▲水龙头; 厨房用抽油烟机; 浴霸; 冰箱; 洗涤槽; 消毒碗柜; 电暖器

Device:

HANMA

Mark: HANA

Date of application: 2002-2-4

Number of application: 3087528

Date of priority:

Date of registration: 2003-6-21

Number of registration: 3087528 (non-Madrid)

Name of the holder: ZHANG JINSHUN

Address of the holder: 9-6-3, 10 HUICHUN LU, HEPING QU, SHENYANG SHI, LIAONING 110002, CHINA

Goods/services: cl. 【11】

饮水机; 饮水过滤器; 水软化器; 水净化装置; ▲待删商品▲冷冻机; 冷藏箱; 制冰机和设备; 冰箱; 冰柜; 冷冻设备

Device:



Mark: HOMA

Date of application: 2004-12-3

Number of application: 4394076

Date of priority:

Date of registration: 2008-2-21

Number of registration: 4394076 (non-Madrid)

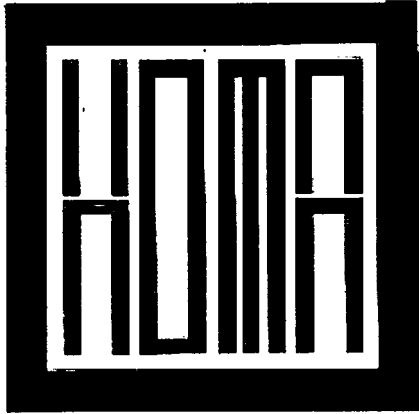
Name of the holder: YIWUSHI HEMA GONGYIPIN MAOYI YOUXIANGONGSI

Address of the holder: 9301-9302 HAO, SHANGMAOCHENG, ZHONGGUO XIAOSHANGPINCHENG, YIWU SHI, ZHEJIANG 322000, CHINA

Goods/services: cl. 【14】

未加工或半加工贵金属; 镀金物品; 贵金属容器; 贵金属钱包; 玉雕首饰; 翡翠; 表盒(礼品); 贵金属香烟盒; 贵金属碟; 贵金属咖啡具

Device:



Mark: HANA

Date of application: 2006-5-24

Number of application: 5372201

Date of priority:

Date of registration: 2009-7-28

Number of registration: 5372201 (non-Madrid)

Name of the holder: P.M.HANA(HK)LTD

Address of the holder: KAI TAK COMMERCIAL BUILDING, ROOM NO.1303, 13 FLOOR, 317 DES VOEUX ROAD, CENTRAL, HONG KONG, CHINA

Goods/services: cl. 【16】

纸; 复印纸(文具); 卫生纸; 便条本; 信封(文具); 纸张(文具); 文具; 铅笔; 文具或家用胶条; 铅笔刀

Device:



Mark: HAIMA

Date of application: 2004-12-3

Number of application: 4394855

Date of priority:

Date of registration:

Number of registration: 4394855 (non-Madrid)

Name of the holder: HAIMA TOUZIJI TUAN YOUXIANGONGSI

Address of the holder: 2 JINNIU LU, JINPAN GONGYEQU, HAIKOU SHI, HAINAN 570216, CHINA

Goods/services: cl. 【18】

(动物)皮; 仿皮; 衣箱; 皮制家具套; 皮垫; 伞; 手杖; 动物用套; 宠物服装; 制香肠用肠衣

Device:

Hama

Mark: HAWA

Date of application: 1988-10-14

Number of application:

Date of priority:

Date of registration: 2009-8-10

Number of registration: 357626 (non-Madrid)

Name of the holder: "HAWA" AKTIENGESELLSCHAFT

Address of the holder: Representative: CCPIT PATENT AND TRADEMARK LAW OFFICE, 10/F, Ocean Plaza, 158 Fuxingmennei Street, Beijing 100031, China

Goods/services: cl. 【20】

建筑物和家具上的零件

Device:

The logo consists of the word "HAWA" in a bold, black, sans-serif font, enclosed within a thin black rectangular border.

Mark: 希美;HAME

Date of application: 2004-1-13

Number of application: 3886010

Date of priority:

Date of registration: 2006-7-7

Number of registration: 3886010 (non-Madrid)

Name of the holder: ZHOU JINHONG

Address of the holder: 1 JILI WEIJIAN XINLU, NANZHUANG ZHEN, NANHAI SHI, GUANGDONG 528211, CHINA

Goods/services: cl. 【20】

床; 家具; 沙发; 弹簧床垫; 镜子(玻璃镜); 婴儿学步车; 非金属容器(存储和运输用); 竹木工艺品; 木、蜡、石膏或塑料艺术品; 软垫

Device:

The logo features the Chinese characters "希美" followed by the word "HAME" in a bold, black, sans-serif font, all contained within a thick black rectangular background.

Mark: HAME

Date of application: 2008-10-6

Number of application: 6981481

Date of priority:

Date of registration: 2010-10-7

Number of registration: 6981481 (non-Madrid)

Name of the holder: ZHOU JINHONG

Address of the holder: XI 26 HAO, NANZHUANG DADAO, NANZHUANG ZHEN, CHANCHENG QU,
FOSHAN SHI, GUANGDONG 528200, CHINA

Goods/services: cl. 【20】

床; 床垫; 镜子(玻璃镜); 婴儿玩耍用携带式围栏; 非金属箱; 竹木工艺品; 木、蜡、石膏或塑料艺术品;
软垫; 窗帘环; 非金属挂衣钩

Device:



Mark: HAME

Date of application: 2008-10-6

Number of application: 6981478

Date of priority:

Date of registration: 2010-5-28

Number of registration: 6981478 (non-Madrid)

Name of the holder: ZHOU JINHONG

Address of the holder: XI 26 HAO, NANZHUANG DADAO, NANZHUANG ZHEN, CHANCHENG QU,
FOSHAN SHI, GUANGDONG 528200, CHINA

Goods/services: cl. 【20】

床; 床垫; 镜子(玻璃镜); 婴儿玩耍用携带式围栏; 非金属箱; 竹木工艺品; 木、蜡、石膏或塑料艺术品;
软垫; 窗帘环; 非金属挂衣钩

Device:

HAME

Mark: HANA

Date of application: 2002-6-25

Number of application: 3222104

Date of priority:

Date of registration: 2003-10-7

Number of registration: 3222104 (non-Madrid)

Name of the holder: P.M.HANA(HK)LTD

Address of the holder: KAI TAK COMM.,BLDG.,ROOM 1005,317 DES VOEUX ROAD,CENTRAL,HONG KONG, CHINA

Goods/services: cl. 【21】

瓷器；隔热瓶；毛刷；清洁用金属垫；剃须刷；瓦罐；鞋用刷；牙刷；熨板；蒸煮壶具
Device:



Mark: HEMA

Date of application: 2003-12-11

Number of application: 3839225

Date of priority:

Date of registration: 2006-4-28

Number of registration: 3839225 (non-Madrid)

Name of the holder: YANGZHOU MINGXING YASHUA YOUXIANGONGSI

Address of the holder: HANGJI ZHEN, HANJIANG, YANGZHOU, JIANGSU 225111, CHINA

Goods/services: cl. 【21】

牙刷；牙签；牙线；电动牙刷；指甲刷；梳妆刷；擦洗刷；擦罐和容器用刷；牙及牙床清洁用吸水器；非
贵重金属牙签盒

Device:



Mark: HAWA

Date of application: 2007-10-22

Number of application: 6335390

Date of priority:

Date of registration: 2010-2-28

Number of registration: 6335390 (non-Madrid)

Name of the holder: SHANGHAI KUIHUA JINCHUKOU YOUXIANGONGSI

Address of the holder: 4 LOU, 2 LOU, 688 HUANGPI NANLU, SHANGHAI 200025, CHINA

Goods/services: cl. 【21】

保温瓶; 食物保温容器; 保温袋; 冰桶; 隔热容器; 非电便携式冷藏盒; 暖水瓶; 日用搪瓷塑料器皿(包括盆、碗、盘、壶、杯); 日用瓷器(包括盆、碗、盘、壶、餐具、缸、坛、罐); 旅行水瓶

Device:

HAWA

Mark: 希美 HAME

Date of application: 1997-8-11

Number of application:

Date of priority:

Date of registration: 2009-4-21

Number of registration: 1265727 (non-Madrid)

Name of the holder: ZHOU JINHONG

Address of the holder: 1 JILI WEIJIAN XINLU, NANZHUANG ZHEN, NANHAI SHI, GUANGDONG 528211, CHINA

Goods/services: cl. 【24】

蚊帐; 多用被; 毛毯; 被絮

Device:



Mark: HANA HANA FASHION

Date of application: 2003-12-2

Number of application: 3824308

Date of priority:

Date of registration: 2007-1-14

Number of registration: 3824308 (non-Madrid)

Name of the holder: HOUDA ZHIPIN YOUXIANGONGSI

Address of the holder: 1 LOU, 74 HAO, 195 XIANG, 2 DUAN, LINAN LU, BEIQU, TAINAN SHI, TAIWAN, CHINA

Goods/services: cl. 【24】

布料

Device:



Mark: HAIMA

Date of application: 2004-12-3

Number of application: 4394813

Date of priority:

Date of registration:

Number of registration: 4394813 (non-Madrid)

Name of the holder: HAIMA TOUZIJI TUAN YOUXIANGONGSI

Address of the holder: 2 JINNIU LU, JINPAN GONGYEQU, HAIKOU SHI, HAINAN 570216, CHINA

Goods/services: cl. 【24】

布; 无纺布; 纺织品壁挂; 毡; 毛巾被; 纺织品家具罩; 洗涤用手套; 哈达; 寿衣; 旗帜

Device:

The logo for Ha/ma features the word "Ha/ma" in a large, bold, black font. The "a" and "m" are stylized with a slash through them, and the "a" has a unique shape with a horizontal bar.

Mark: HEMA

Date of application:

Number of application:

Date of priority:

Date of registration: 2008-6-12

Number of registration: G963586 (Madrid)

Name of the holder: HEMA B.V.

Address of the holder: FRANKEMAHEERD 2 NL-1102 AN AMSTERDAM ZUIDOOST(PAYS-BAS)

Goods/services: cl. 【24】

布料; 床单; 桌布; 纺织品(不属别类的)

Device:

The logo for HEMA features the word "HEMA" in a large, bold, black font with a slightly distressed or textured appearance.

Mark: HAME

Date of application: 2008-10-6

Number of application: 6981480

Date of priority:

Date of registration:

Number of registration: 6981480 (non-Madrid)

Name of the holder: ZHOU JINHONG

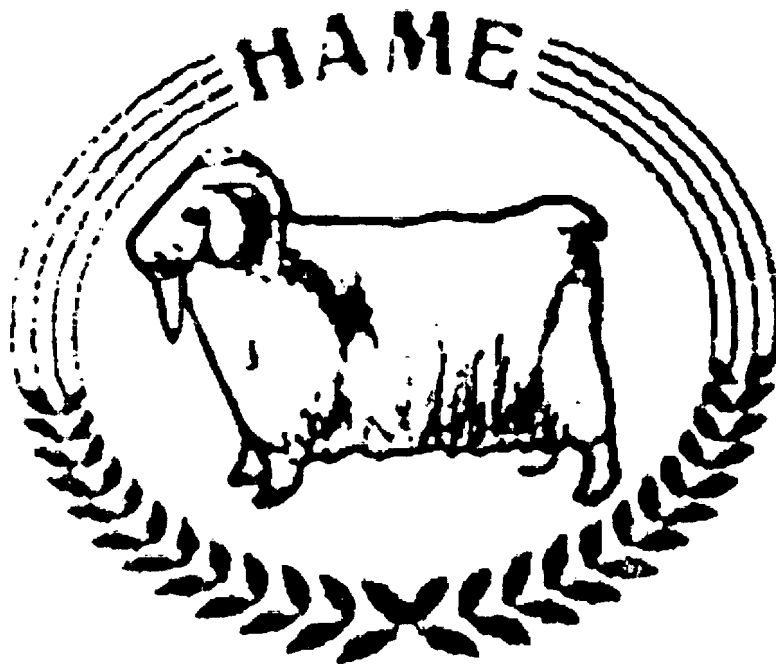
Address of the holder: XI 26 HAO, NANZHUANG DADAO, NANZHUANG ZHEN, CHANCHENG QU,

FOSHAN SHI, GUANGDONG 528200, CHINA

Goods/services: cl. 【24】

蚊帐; 被絮; 纺织品毛巾; 枕套; 毛毯; 无纺布; 家具罩(宽大的); 门帘; ▲待删商品▲纺织品壁挂; 织物

Device:



Mark: HAME

Date of application: 2008-10-6

Number of application: 6981477

Date of priority:

Date of registration: 2010-10-7

Number of registration: 6981477 (non-Madrid)

Name of the holder: ZHOU JINHONG

Address of the holder: XI 26 HAO, NANZHUANG DADAO, NANZHUANG ZHEN, CHANCHENG QU,
FOSHAN SHI, GUANGDONG 528200, CHINA

Goods/services: cl. 【24】

蚊帐; 被絮; 纺织品毛巾; 枕套; 纺织品壁挂; 毛毯; 织物; 无纺布; 家具罩(宽大的); 门帘

Device:

HAME

Mark: HANA

Date of application: 2004-9-21
Number of application: 4278850
Date of priority:
Date of registration: 2008-6-28
Number of registration: 4278850 (non-Madrid)
Name of the holder: AIHUI FUSHIKAIFA YOUXIANGONGSI
Address of the holder: 1 LOU, 5 HAO, HUARONG JIE, SHILIN QU, TAIBEI SHI, TAIWAN, CHINA
Goods/services: cl. 【25】
服装; 游泳衣; 鞋(脚上的穿着物); 帽子(头戴); 袜; 手套(服装); 披肩; 领花; 腰带; 皮带(服饰用)
Device:

Hana²

Mark: HEMA
Date of application:
Number of application:
Date of priority:
Date of registration: 2008-6-12
Number of registration: G963586 (Madrid)
Name of the holder: HEMA B.V.
Address of the holder: FRANKEMAHEERD 2 NL-1102 AN AMSTERDAM ZUIDOOST(PAYS-BAS)
Goods/services: cl. 【25】
服装; 长统靴; 鞋子; 拖鞋
Device:

HEMA

Mark: HAMAX
Date of application: 2005-5-8
Number of application: 4640001
Date of priority:
Date of registration: 2009-6-28
Number of registration: 4640001 (non-Madrid)
Name of the holder: QI SHAOYUN
Address of the holder: 404 SHI, 304 ZHUANG, MAOFANG SANCUN, XIUCHENG QU, JIAXING SHI, ZHEJIANG 314000, CHINA
Goods/services: cl. 【25】
婴儿全套衣; 滑雪防潮服; 雨衣; 滑雪靴; 运动鞋; ▲待删商品▲服装; 运动衫; 帽子(头戴); 手套(服装); 围巾
Device:

HAMAX

Mark: HAWA

Date of application: 2003-11-10

Number of application: 3790534

Date of priority:

Date of registration: 2006-11-28

Number of registration: 3790534 (non-Madrid)

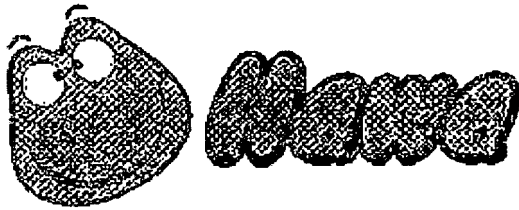
Name of the holder: HUAYOU SHIJI TONGXUN YOUXIANGONGSI

Address of the holder: B03A HAO FANGJIAN, B CENG, TONGHENG DASHA, 4 HUAYUAN LU, HAIDIAN QU, BEIJING 100005, CHINA

Goods/services: cl. 【28】

家养宠物玩具；玩具；客厅游戏玩具；玩具娃娃；玩具面具；玩具熊；长毛绒玩具；智能玩具；室内足球游戏桌；游戏机

Device:



Mark: HAIMA

Date of application: 2004-12-3

Number of application: 4394825

Date of priority:

Date of registration:

Number of registration: 4394825 (non-Madrid)

Name of the holder: HAIMA TOUZIJI TUAN YOUXIANGONGSI

Address of the holder: 2 JINNIU LU, JINPAN GONGYEQU, HAIKOU SHI, HAINAN 570216, CHINA

Goods/services: cl. 【28】

游戏机；塑料跑道；▲待删商品▲玩具车；棋(游戏)；运动球类；钓具；射箭用器；体育活动器械；游泳池(娱乐用品)；合成材料制圣诞树

Device:

Ha/ma

Mark: HEMA

Date of application:

Number of application:

Date of priority:

Date of registration: 2008-6-12

Number of registration: G963586 (Madrid)

Name of the holder: HEMA B.V.

Address of the holder: FRANKEMAHEERD 2 NL-1102 AN AMSTERDAM ZUIDOOST(PAYS-BAS)

Goods/services: cl. 【28】

娱乐品；玩具；纸牌；不属别类的体育和运动用品；圣诞树用装饰品

Device:

HEMA

Mark: HAMA

Date of application:

Number of application:

Date of priority:

Date of registration: 2007-10-19

Number of registration: G691490 (Madrid)

Name of the holder: MALTE HAANING PLASTIC A/S

Address of the holder: RINGVEJEN 51-53,DK-7900 NYKOBING MORS(DENMARK)

Goods/services: cl. 【28】

珠子和弹球板

Device:



Mark: HOMA

Date of application: 2006-2-20

Number of application: 5167326

Date of priority:

Date of registration: 2009-8-7

Number of registration: 5167326 (non-Madrid)

Name of the holder: LI HUA

Address of the holder: ZHANJIANG HAIYANGDAXUE, HUGUANG ZHEN, MAZHANG QU, ZHANJIANG SHI, GUANGDONG 510250, CHINA

Goods/services: cl. 【28】

玩具；玩具娃娃；玩具车；智能玩具；活动玩具；长毛绒玩具；玩具汽车；玩具小屋；积木；肥皂泡（玩具）

Device:



Mark: 红花;HANA

Date of application: 1999-5-19

Number of application:

Date of priority:

Date of registration: 2000-11-21

Number of registration: 1478210 (non-Madrid)

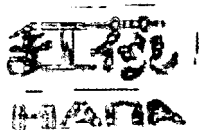
Name of the holder: LIANXIA QIYEGUFEN YOUXIANGONGSI

Address of the holder: 5 LOU, 22 HAO, 1 DUAN, RENAI LU, ZHONGZHENG QU, TAIBEI SHI, TAIWAN, CHINA

Goods/services: cl. 【29】

真空包装蜜豆；果酱；椰果(加工过的)；蜜饯；果冻粉

Device:



Mark: HANA

Date of application: 2001-3-23

Number of application:

Date of priority:

Date of registration: 2002-4-28

Number of registration: 1758163 (non-Madrid)

Name of the holder: HAERBIN HANA SHIPIN YOUXIANGONGSI

Address of the holder: DAFANGZI CUN, MAOERSHAN ZHEN, SHANGZHI SHI, HEILONGJIANG 150300, CHINA

Goods/services: cl. 【29】

腌制蔬菜；干蔬菜；脱水菜；速冻菜；泡菜；酸菜；咸菜

Device:



Mark: HAIMA

Date of application: 2004-12-3

Number of application: 4393982

Date of priority:

Date of registration: 2007-8-7

Number of registration: 4393982 (non-Madrid)

Name of the holder: HAIMA TOUZIJI TUAN YOUXIANGONGSI

Address of the holder: 2 JINNIU LU, JINPAN GONGYEQU, HAIKOU SHI, HAINAN 570216, CHINA

Goods/services: cl. 【29】

肉；食用水生植物提取物；甲壳动物(非活)；水果罐头；酱菜；蛋；干食用菌；食物蛋白；豆腐制品；▲
待删商品▲果肉；牛奶；牛奶制品；食用油脂

Device:

Ha/ma

Mark: HAME

Date of application:

Number of application:

Date of priority:

Date of registration: 2005-3-9

Number of registration: G726510 (Madrid)

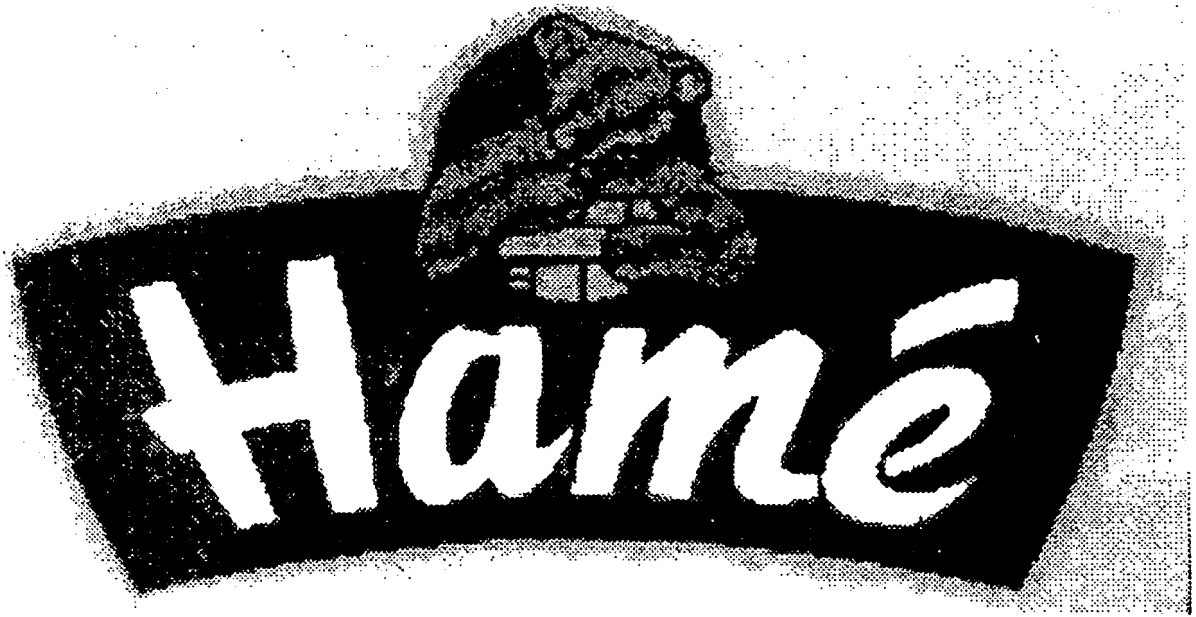
Name of the holder: HAME S.R.O.

Address of the holder: NA DRAHACH 814,CZ-686 04 KUNOVICE(REPUBLIQUE TCHEQUE)

Goods/services: cl. 【29】

肉和肉类制品,如猪肉糜；涂抹用的、砂锅墩的猪肉糜；鱼；家禽及野味；肉汁；腌制和灭菌过的水果、蔬菜
和蘑菇；熟菜罐头；干制蔬菜；果冻；水果酱；果酱；糖煮水果；蛋；奶及乳制品；土豆和淀粉制品；
食用油和油脂；果肉

Device:



Mark: 哈马

Date of application: 2004-9-14

Number of application: 4267518

Date of priority:

Date of registration: 2007-2-21

Number of registration: 4267518 (non-Madrid)

Name of the holder: YUYAOSHI LINSHANZHEN HUALI SHIPINCHANG

Address of the holder: CHENGDONG, LINSHAN CUN, LINSHAN ZHEN, YUYAO SHI, ZHEJIANG 315460, CHINA

Goods/services: cl. 【30】

饼干(曲奇); 蛋糕; 小蛋糕(糕点); 糖点(酥皮糕点); 蛋白杏仁饼(糕点); 面包; 糕点; 米糕; 麻花; 黑麻片

Device:



Mark: HAIMA

Date of application: 2004-12-3

Number of application: 4393986

Date of priority:

Date of registration: 2007-8-7

Number of registration: 4393986 (non-Madrid)

Name of the holder: HAIMA TOUZIJI TUAN YOUXIANGONGSI

Address of the holder: 2 JINNIU LU, JINPAN GONGYEQU, HAIKOU SHI, HAINAN 570216, CHINA

Goods/services: cl. 【30】

茶; 茶叶代用品; 黄色糖浆; 谷类制品; 豆粉; 食用淀粉产品; 冰激凌; 刨冰(冰); 加果汁的碎冰(冰块); 食盐; 醋; 酵母(块、粉); ▲待删商品▲咖啡; 果冻(糖果); 糖点(脆皮糕点); 食用香料(不包括含醚香料和香精油)

Device:

HAIMA

Mark: HEMA

Date of application:

Number of application:

Date of priority:

Date of registration: 2008-6-12

Number of registration: G963586 (Madrid)

Name of the holder: HEMA B.V.

Address of the holder: FRANKEMAHEERD 2 NL-1102 AN AMSTERDAM ZUIDOOST(PAYS-BAS)

Goods/services: cl. 【30】

咖啡; 茶; 可可; 糖; 米; 食用淀粉; 西米; 咖啡代用品; 面粉及谷类制品; 面包; 饼干; 蛋糕; 糕点及糖果; 冰制食品; 蜂蜜; 糖浆; 鲜酵母; 发酵粉; 食盐; 芥末; 胡椒粉; 醋; 沙司(调味品); 拌色拉用的沙司; 调味用香料; 饮用冰; 不属别类的腌制食品

Device:

HEMA

Mark: 黑马 HAMAC

Date of application: 2008-11-18

Number of application: 7063453

Date of priority:

Date of registration:

Number of registration: 7063453 (non-Madrid)

Name of the holder: DENG HUIZHEN

Address of the holder: 802 FANG, 3 HAO, 62 DONGFENG XILU, LIWAN QU, GUANGZHOU SHI, GUANGDONG 510250, CHINA

Goods/services: cl. 【30】

咖啡; 蜂蜜; 蛋糕; 虾味条; 锅巴; 以米为主零食小吃; ▲待删商品▲糖; 糖果; 方便面; 麦片

Device:



Mark: HAME

Date of application:

Number of application:

Date of priority:

Date of registration: 2005-3-9

Number of registration: G726510 (Madrid)

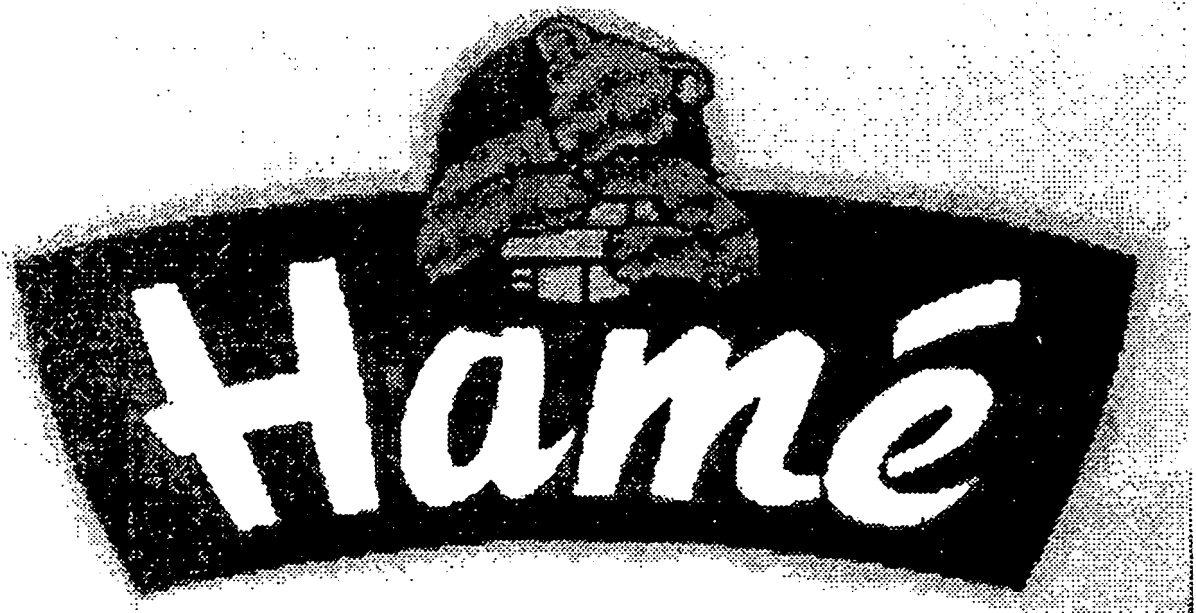
Name of the holder: HAME S.R.O.

Address of the holder: NA DRAHACH 814,CZ-686 04 KUNOVICE(REPUBLIQUE TCHEQUE)

Goods/services: cl. 【30】

蜂窝饼; 甜食,包括胶质甜食和甜食用的香精; 各种糕点制品; 咖啡; 茶; 咖啡代用品; 蜂蜜; 糖浆; 鲜酵母; 食盐; 芥末; 醋; 番茄酱; 番茄沙司; 沙司; 调味用香料; 饮用冰; 谷物片

Device:



Mark: 哈玛;HA MA

Date of application: 2006-3-6

Number of application: 5192645

Date of priority:

Date of registration: 2009-4-7

Number of registration: 5192645 (non-Madrid)

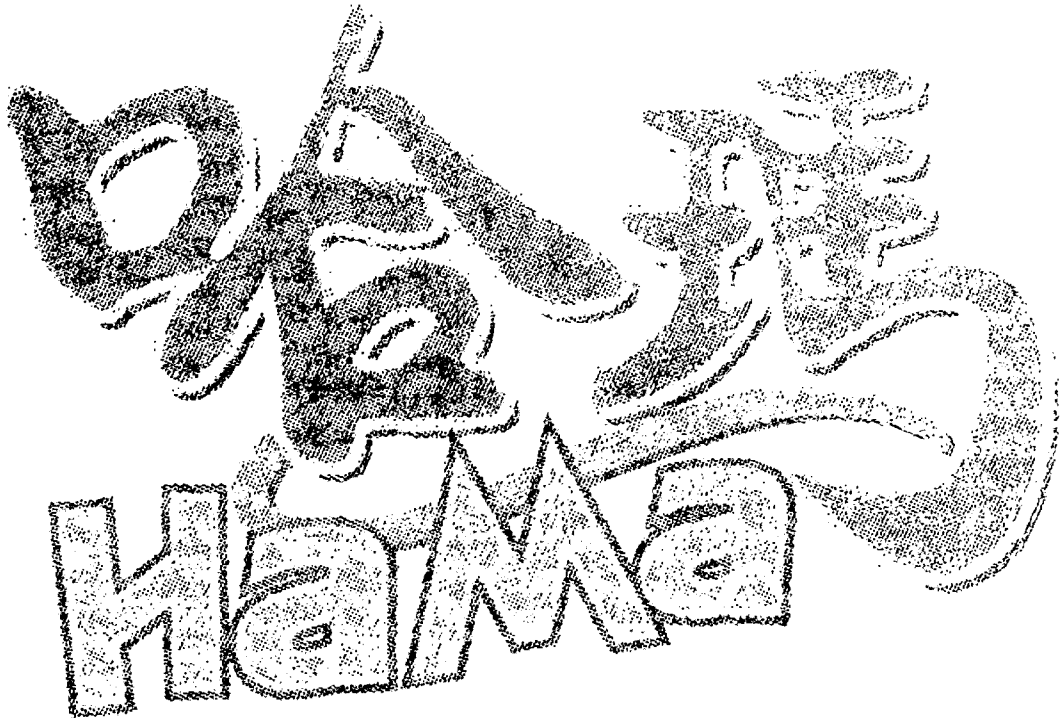
Name of the holder: TAN CAIXING

Address of the holder: 297 DONGBEI LU, GULOU QU, NANJING SHI, JIANGSU, CHINA

Goods/services: cl. 【30】

咖啡; 咖啡饮料; 茶饮料; 盒饭; 通心粉; 膨化土豆片; ▲待删商品▲玉米片; 豆浆; 加果汁的碎冰(冰块); 非医用营养液

Device:



Mark: HAME

Date of application: 2004-5-24

Number of application: 4078772

Date of priority:

Date of registration: 2007-5-21

Number of registration: 4078772 (non-Madrid)

Name of the holder: LIANG TANGZHEN

Address of the holder: A-303 SHI, RUYI ZHONGXIN, LUOXI XINCHENG, GUANGZHOU SHI, GUANGDONG 511431, CHINA

Goods/services: cl. 【35】

广告策划; 广告设计; 广告传播; 公共关系; 商业管理和组织咨询; 计算机数据库信息化; 计算机录入服务; 人事管理咨询; 进出口代理; 替他人作中介(替其它企业购买商品或服务)

Device:

Mark: HAIMA

Date of application: 2004-12-3

Number of application: 4394840

Date of priority:

Date of registration: 2009-3-21

Number of registration: 4394840 (non-Madrid)

Name of the holder: HAIMA TOUZIJITUAN YOUXIANGONGSI

Address of the holder: 2 JINNIU LU, JINPAN GONGYEQU, HAIKOU SHI, HAINAN 570216, CHINA

Goods/services: cl. 【35】

广告传播; 商业专业咨询; 拍卖; 职业介绍所; 进出口代理; 广告; 会计; 自动售货机出租; 市场分析; 审计

Device:

Mark: HAMA

Date of application: 2006-8-23

Number of application: 5559947

Date of priority:

Date of registration: 2009-10-7

Number of registration: 5559947 (non-Madrid)

Name of the holder: LIAO ZHENSONG

Address of the holder: 5 LOU ZHI 2, 3 XINMING JIE, TAIPING SHI, TAIZHONG XIAN, TAIWAN, CHINA

Goods/services: cl. 【35】

进出口代理; 推销(替他人); 替他人作中介(替其它企业购买商品或服务); 拍卖; 投标标价; 货物展出; 组织技术展览; 无线电商业广告; 贸易业务的专业咨询; 安排和组织太阳能电池、太阳能集热器、电池极板工业领域的贸易展览

Device:

HEMA

Mark: HEMA

Date of application:

Number of application:

Date of priority:

Date of registration: 2008-6-12

Number of registration: G963586 (Madrid)

Name of the holder: HEMA B.V.

Address of the holder: FRANKEMAHEERD 2 NL-1102 AN AMSTERDAM ZUIDOOST(PAYS-BAS)

Goods/services: cl. **【35】**

企业经济和组织咨询；零售企业经营的商业中介服务；促销服务和广告服务；商业中介服务和广告中介服务,所有上述服务均涉及产品销售；市场调查；组织商业或广告活动

Device:

HEMA

end.

Relevant Provisions of the Law and the Regulations
(Excerpts)

Trademark Law of the People's Republic of China

Article 2. ...

The administrative authority for industry and commerce under the State Council shall establish a Trademark Review and Adjudication Board which shall be responsible for handling matters of trademark disputes.

Article 10. The following words or devices shall not be used as trademarks:

- (1) those identical with or similar to the State name, national flag, national emblem, military flag, or decorations, of the People's Republic of China; and those identical with the names of particular venues where the Central State government organizations are located, or with the names or graphs of the symbolic buildings of the Central State government organizations;
- (2) those identical with or similar to the State names, national flags, national emblems or military flags of foreign countries, except that consent has been given by the relevant country's government;
- (3) those identical with or similar to the names, flags, or emblems of international intergovernmental organizations, except that consent has been given by the relevant organization or that the use is unlikely to mislead the public;
- (4) those identical with or similar to the official signs and hallmarks indicating control and warranty, except that the use thereof is otherwise authorized;
- (5) those identical with or similar to the names or symbols of the Red Cross or the Red Crescent;
- (6) those having the nature of discrimination against any nationality;
- (7) those having the nature of exaggeration and fraud in advertising goods or services;
- (8) those detrimental to socialist morals or customs, or having other unhealthy influences.

The geographical names of the administrative divisions at or above the county level and the foreign geographical names well-known to the public shall not be used as trademarks, but such geographical names as have otherwise meanings or as an element of a collective mark or a certification mark shall be exclusive. Where a trademark using any of the above-mentioned geographical names has been approved and registered, it shall continue to be valid.

Article 11. The following signs shall not be registered as a trademark:

- (1) those which consist exclusively of generic names, designs or models of the goods in respect of which the trademark is used;
- (2) those which consist exclusively of signs or indications that have direct reference to the quality, main raw material, function, intended purpose, weight, quantity or other characteristics of goods or services;

- (3) those which are devoid of any distinctive character.

Where trademarks under the preceding paragraphs have acquired distinctiveness through use and become easily distinguishable, they may be registered as trademarks.

Article 12. Where a three-dimensional sign is applied for the registration of a trademark, it shall not be registered if it consists exclusively of the shape which results from the nature of the goods themselves, the shape of goods which is necessary to obtain a technical result, or the shape which gives substantial value to the goods.

Article 13. A trademark that is applied for registration in identical or similar goods shall not be registered and its use shall be prohibited, if it is a reproduction, an imitation or a translation, of another party's well-known mark that is not registered in China and it is liable to create confusion.

A trademark that is applied for registration in non-identical or dissimilar goods shall not be registered and its use shall be prohibited, if it is a reproduction, an imitation or a translation, of a well-known mark which is registered in China, misleads the public, and the interests of the registrant of the well-known mark are likely to be damaged by such use.

Article 16. Where a trademark contains or consists of a geographical indication with respect to goods not originating in the place indicated, misleading the public as to the true place of origin, the application for registration shall be refused and the use of the mark shall be prohibited. But for those marks that have obtained registration in good faith shall continue to be valid.

Geographical indications mentioned in the preceding paragraph are indications which identify a particular good as originating in a region, where a given quality, reputation or other characteristic of the goods is essentially attributable to its natural or human factors.

Article 18. Any foreigner or foreign enterprise intending to apply for the registration of a trademark or for any other matters concerning a trademark in China shall entrust any of such organizations as recognized to be qualified for trademark agency by the State to act as his or its agent.

Article 19. An applicant for the registration of a trademark shall, in a form, indicate, in accordance with the prescribed classification of goods, the class of the goods and the designation of the goods in respect of which the trademark is to be used.

Article 27. Where a trademark the registration of which has been applied for is in conformity with the relevant provisions of this Law, the Trademark Office shall, after examination, preliminarily approve the trademark and publish it.

Article 28. Where a trademark the registration of which has been applied for is not in conformity with the relevant provisions of this Law, or it is identical with or similar to the trademark of another party that has, in respect of the same or similar goods, been registered or, after examination, preliminarily approved, the Trademark Office shall refuse the application and shall not publish the said trademark.

Article 29. Where two or more applicants apply for the

registration of identical or similar trademarks for the same or similar goods, the preliminary approval, after examination, and the publication shall be made for the trademark that was first filed. Where applications are filed on the same day, the preliminary approval, after examination, and the publication shall be made for the trademark that was used earliest, and the applications of the others shall be refused and their trademarks shall not be published.

Article 30. Any person may, within three months from the date of the publication, file an opposition against the trademark that has, after examination, been preliminarily approved. If no opposition has been filed at the expiration of the specified period, the registration shall be approved, a certificate of trademark registration shall be issued and the trademark shall be published.

Article 32. Where the application for registration of a trademark is refused and no publication of the trademark is made, the Trademark Office shall notify the applicant of the same in writing. Where the applicant is dissatisfied, he or it may, within fifteen days from receipt of the notification, apply for a review to the Trademark Review and Adjudication Board, which shall make a decision and notify the applicant of the same in writing.

Where any party concerned is dissatisfied with the decision of the Trademark Review and Adjudication Board, he or it may, within 30 days from receipt of the corresponding notice, institute legal proceedings with the People's court.

Article 33. Where an opposition is filed against the trademark that has, after examination, been preliminarily approved and published, the Trademark Office shall hear both the opponent and the opposed state facts and grounds and shall, after investigation and verification, make a ruling. Where any party concerned is dissatisfied, he or it may, within fifteen days from receipt of the notification, apply for a review to the Trademark Review and Adjudication Board, which shall make a ruling and notify both the opponent and the opposed in writing.

Where any interested party is dissatisfied with the ruling of the Trademark Review and Adjudication Board, he or it may, within 30 days from receipt of the notice, institute legal proceedings with the people's court. The people's court shall notify the other party in the trademark review proceedings to be a third party to the litigation.

Article 46. Where a registered trademark has been canceled or has not been renewed at the expiration, the Trademark Office shall, during one year from the date of the cancellation or removal thereof, approve no application for the registration of a trademark that is identical with or similar to the said mark.

Regulations for the Implementation of the Trademark Law of the People's Republic of China

Rule 7. Where a party entrusts a trademark agency with the application for registration of a trademark or with the handling of other trademark matters, a Power of Attorney shall be

submitted. The Power of Attorney shall state the contents and the scope of powers; the Power of Attorney of a foreigner or foreign enterprise shall also state the nationality of the principal.

...

Rules Governing the Registration and Administration of Collective Marks and Certification Marks

Rule 4. Any person who applies for registration of a collective mark shall submit documentary evidence of his qualifications, and shall indicate in detail the name and address of each member of the collective organization; any person who applies for registration of a geographical indication as a collective mark shall submit documentary evidence of his qualifications, and shall indicate in detail facts concerning the specialist technical personnel, the special testing equipment, etc. owned by him or by an entity entrusted by him to prove his capacity to supervise the special qualities of the goods bearing the geographical indication.

Any group, association or other organization who applies for registration of a geographical indication as a collective mark shall be formed by members from within the region represented by the geographical indication.

Rule 5. Any person who applies for registration of a certification mark shall submit documentary evidence of his qualifications, and shall indicate in detail facts concerning the specialist technical personnel, the special testing equipment, etc. owned by him or by an entity entrusted by him to prove his capacity to supervise the special qualities of the goods certified by the certification mark.

Rule 6. Any person who applies for registration of a geographical indication as a collective mark or a certification mark shall in addition submit documents of approval by the people's government whose jurisdiction includes the region represented by the geographical indication or by the authority in charge of the industry concerned.

Where any foreign person or foreign enterprise applies for registration of a geographical indication as a collective mark or a certification mark, the applicant shall submit evidence of the legal protection in the country of origin of the geographical indication in his or its own name.

Loi sur les Marques de la République populaire de Chine

(extrait)

Art.2 ...

La Chambre d'examen et de décision en matière de marques, relevant de l'autorité administrative pour l'industrie et le commerce subordonnée au Conseil des affaires d'État, est chargée de régler les contestations en matière de marques.

Art.10 Les mots ou éléments figuratifs ci-après ne doivent pas être utilisés comme marques :

1) ceux qui sont identiques ou semblables au nom de l'État, au drapeau national, à l'emblème national, au drapeau militaire ou aux décorations de la République populaire de Chine, et ceux qui sont identiques ou semblables au nom d'un lieu déterminé où un organisme d'État relevant de l'administration centrale a son siège, ou au nom ou à la représentation graphique du bâtiment symbolisant un organisme d'État relevant de l'administration centrale;

2) ceux qui sont identiques ou semblables aux dénominations officielles, aux drapeaux nationaux, aux emblèmes nationaux ou aux drapeaux militaires de pays étrangers, sauf autorisation du gouvernement du pays considéré;

3) ceux qui sont identiques ou semblables aux dénominations, drapeaux ou emblèmes des organisations internationales intergouvernementales, à moins que l'organisation concernée n'ait donné son autorisation ou qu'ils ne soient pas de nature à induire le public en erreur;

4) ceux qui sont identiques ou semblables à des signes ou poinçons officiels de contrôle ou de garantie, sauf si leur usage est autorisé;

5) ceux qui sont identiques ou semblables au nom ou au symbole de la Croix-Rouge ou du Croissant-Rouge;

6) ceux qui, par nature, sont discriminatoires à l'égard d'une nationalité;

7) ceux qui, par nature, exagèrent et trompent dans la publicité en faveur des produits;

8) ceux qui portent préjudice à la moralité ou aux coutumes socialistes ou qui ont d'autres influences malsaines.

Les noms géographiques désignant des circonscriptions administratives au niveau du canton ou au-dessus, ainsi que les noms géographiques étrangers bien connus du public, ne doivent pas être choisis comme marques sauf si les termes utilisés revêtent un autre sens par ailleurs ou sont un élément d'une marque collective ou d'une marque de certification.

Lorsqu'une marque faisant appel à l'un des noms géographiques susmentionnés a été approuvée et enregistrée, elle demeure valable.

Art.11 Ne peuvent être enregistrées les marques

1) qui consistent exclusivement en des dénominations génériques, dessins ou modèles des produits pour lesquels elles sont utilisées;

2) qui consistent exclusivement en des signes ou indications ayant un lien direct avec la qualité, la composition (matière première), la fonction, la destination, le poids, la quantité ou d'autres caractéristiques des produits ou services;

3) qui sont dépourvues de tout caractère distinctif.

Les marques mentionnées ci-dessus qui ont acquis un caractère distinctif par l'usage et qui peuvent être facilement

distinguées peuvent être enregistrées.

Art.12 Un signe tridimensionnel doit être refusé à l'enregistrement en tant que marque s'il consiste exclusivement en une forme qui est imposée par la nature même des produits, qui est nécessaire pour obtenir un résultat technique, ou qui confère une valeur substantielle aux produits.

Art.13 Une marque dont l'enregistrement est demandé pour des produits identiques ou semblables à ceux auxquels s'applique une marque notoire qui n'est pas enregistrée en Chine ne peut être enregistrée, et son usage doit être interdit, si elle constitue une reproduction, une imitation ou une traduction de nature à prêter à confusion de la marque notoire.

Une marque dont l'enregistrement est demandé pour des produits qui ne sont ni identiques ni semblables à ceux auxquels s'applique une marque notoire enregistrée en Chine ne peut être enregistrée, et son usage doit être interdit, si elle constitue une reproduction, une imitation ou une traduction de nature à induire le public en erreur de la marque notoire et si cet usage risque de nuire aux intérêts du titulaire de la marque notoire.

Art.16 Lorsqu'une marque contient une indication géographique ou consiste en une telle indication pour des produits qui ne sont pas originaires du lieu indiqué et que le public est induit en erreur quant au véritable lieu d'origine, l'enregistrement doit être refusé et l'utilisation de la marque interdite. Tous les enregistrements déjà obtenus de bonne foi restent cependant valables.

Les indications géographiques visées à l'alinéa précédent sont celles qui permettent d'identifier un produit comme étant originaire d'une région donnée, lorsqu'une qualité, la réputation ou d'autres caractéristiques du produit peuvent être attribuées essentiellement aux facteurs naturels ou humains correspondants.

Art.18 Les personnes ou entreprises étrangères ayant l'intention de demander l'enregistrement d'une marque ou de traiter d'autres questions concernant une marque en Chine doivent charger une organisation agréée par l'État en tant qu'agence de marques d'être leur mandataire.

Art.19 Quiconque demande l'enregistrement d'une marque doit indiquer, sur une formule, conformément à la classification des produits prescrite, la classe et la dénomination des produits pour lesquels la marque est destinée à être utilisée.

Art.27 Lorsqu'une marque dont l'enregistrement a été demandé est conforme aux dispositions pertinentes de la présente loi, l'office des marques, après examen, accepte la marque à titre provisoire et la publie.

Art.28 Lorsqu'une marque dont l'enregistrement a été demandé n'est pas conforme aux dispositions pertinentes de la présente loi, ou lorsqu'elle est identique ou semblable à la marque d'un tiers, enregistrée ou, après examen, acceptée à titre provisoire, pour les mêmes produits ou pour des produits similaires, l'office des marques rejette la demande et ne publie pas ladite marque.

Art.29 Lorsque deux déposants ou plus demandent l'enregistrement de marques identiques ou similaires pour les mêmes produits, ou pour des produits similaires, l'acceptation à titre provisoire après examen, et la publication, sont effectuées pour la marque déposée en premier lieu. Lorsque les demandes ont été déposées le même jour, l'acceptation à titre provisoire

après examen, et la publication, sont effectuées pour la marque utilisée la première; quant aux autres déposants, leur demande est rejetée et leur marque n'est pas publiée.

Art.30 Toute personne peut, dans un délai de trois mois à compter de la date de publication, former opposition à la marque qui, après examen, a été acceptée à titre provisoire. Si aucune opposition n'est formée à l'expiration du délai prescrit, l'enregistrement est accepté, un certificat d'enregistrement de la marque délivré et la marque publiée.

Art.32 Lorsque la demande d'enregistrement d'une marque est rejetée et qu'aucune publication n'est effectuée, l'office des marques le notifie par écrit au déposant. Lorsque le déposant n'est pas satisfait, il peut, dans un délai de 15 jours à compter de la date de réception de la notification, présenter une requête en réexamen de la décision à la Chambre d'examen et de décision en matière de marques, qui rend une décision définitive et la notifie par écrit au déposant.

Si le déposant n'est pas satisfait de la décision de la Chambre d'examen et de décision en matière de marques, il peut, dans un délai de 30 jours à compter de la date de réception de la notification correspondante, intenter une action devant le tribunal populaire.

Art.33 Lorsqu'une opposition est formée contre la marque qui, après examen, a été acceptée à titre provisoire et publiée, l'office des marques entend les faits et motifs exposés par l'opposant et, après enquête et vérification, rend une décision. Lorsque l'une des parties n'est pas satisfaite, elle peut, dans un délai de 15 jours à compter de la date de réception de la notification, présenter une requête en réexamen de la décision à la Chambre d'examen et de décision en matière de marques, qui rend une décision et la notifie par écrit à l'opposant et au déposant.

Une partie qui n'est pas satisfaite de la décision de la Chambre d'examen et de décision en matière de marques peut, dans un délai de 30 jours à compter de la date de réception de la notification, intenter une action devant le tribunal populaire. Ce dernier en avise l'autre partie à la procédure de réexamen de la marque en l'invitant à se joindre à l'instance en tant que tierce partie.

Art.46 Lorsqu'une marque enregistrée a été radiée ou est expirée pour cause de non-renouvellement, l'office des marques n'accepte pas de demandes d'enregistrement de marques identiques ou similaires à ladite marque pendant une année à compter de la date de radiation ou de suppression.

Règlement d'exécution de la Loi sur les Marques de la République populaire de Chine

(extrait)

Art. 7 Lorsqu'une partie intéressée charge une agence de marques de demander l'enregistrement d'une marque ou toute autre procédure en la matière, un pouvoir doit être joint. Le contenu et le champ d'application de la compétence doivent être énoncés dans ce pouvoir; la nationalité du mandant doit également être énoncée dans le pouvoir, s'il s'agit d'une personne étrangère ou d'une entreprise étrangère.

...

Réglementation sur l'Enregistrement et l'Administration de la marque collective et de la marque de certification

(extrait)

Art. 4 Quiconque demande l'enregistrement d'une marque collective doit fournir une attestation de qualification, et doit indiquer en détail le nom et l'adresse des membres de l'organisation collective; quiconque demande l'enregistrement d'une indication géographique à titre de marque collective doit fournir une attestation de qualification, et doit indiquer en détail les techniciens spécialisés et les équipements spécialisés de test, etc. appartenant à lui-même ou à un organisme chargé par lui-même, dans le but de prouver sa capacité de contrôler la qualité spéciale des produits pour lesquels l'indication géographique est utilisée.

Tous les groupes, associations ou autres organismes, qui demandent l'enregistrement d'une indication géographique à titre de marque collective, doivent être constitués par les membres issus de la région délimitée par l'indication géographique.

Art. 5 Quiconque demande l'enregistrement d'une marque de certification doit fournir une attestation de qualification, et doit indiquer en détail les techniciens spécialisés et les équipements spécialisés de test, etc. appartenant à lui-même ou à un organisme chargé par lui-même, dans le but de prouver sa capacité de contrôler la qualité spéciale des produits pour lesquels la marque de certification est utilisée.

Art. 6 Quiconque demande l'enregistrement d'une indication géographique à titre de marque collective ou de marque de certification doit également fournir un document d'autorisation approuvé par le gouvernement du peuple de la région où se trouve le territoire délimité par l'indication géographique, ou par l'autorité compétente du secteur concerné.

Lorsque les personnes ou les entreprises étrangères demandent l'enregistrement d'une indication géographique à titre de marque collective ou de marque de certification, les déposants doivent fournir une attestation de protection légale de cette indication géographique dans leur pays d'origine en leur propre nom.