

MADRID AGREEMENT AND PROTOCOL
PROVISIONAL REFUSAL OF PROTECTION
Rule 17(1)

<p>I. Office making the notification:</p> <p style="text-align: center;">National Center for Patents and Information of the Republic of Tajikistan</p> <p style="text-align: center;">Dushanbe 14a Ayni street.</p>
<p>II. Number of the international registration: 1 209 062</p>
<p>III. Name of the holder (or other indication enabling the identity of the international registration to be confirmed):</p> <p style="text-align: center;">Obschestvo s ogranichennoy otvetstvennostyu "Laboratoriya sovremennogo zdorovya" ul. Khimzavodskaya 11/20, Berdsk RU-633004 Novosibirskaya oblast' (RU)</p>
<p>IV. <input checked="" type="checkbox"/> Provisional refusal based on an <i>ex officio</i> examination</p> <p><input type="checkbox"/> Provisional refusal based on an opposition</p> <p><input type="checkbox"/> Provisional refusal based on both an <i>ex officio</i> examination and an opposition¹</p>
<p>V. <input checked="" type="checkbox"/> Provisional refusal for all the goods and/or services</p> <p><input type="checkbox"/> Provisional refusal for some of the goods and/or services: [followed by an indication of the goods and/or services which are affected or are not affected]</p>
<p>VI. Grounds for refusal [(where applicable, see item VII)]:</p> <p>The sign shall not be registered because its confusingly similar to trademarks of another person protected in the Republic of Tajikistan with an earlier priority.</p>
<p>VII. Information relating to an earlier mark :</p> <p style="margin-left: 40px;">(i) Filing date and number, and, if any, priority date:</p> <p style="margin-left: 40px;">(ii) Registration date and number (if available): 26.03.2014 IR 1214045</p> <p style="margin-left: 40px;">Name and address of the owner: Deb Limited Denby Hall Way Ripley, Derbyshire DE5 8JZ (GB)</p> <p style="margin-left: 40px;">Reproduction of the mark: TETRAPOL</p> <p style="margin-left: 40px;">List of all or relevant goods and/or services:</p> <p>03</p> <p>Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations, fat solvents, stain removing preparations, preparations for removing inks, paints and lacquers; soaps, in particular disinfectant, deodorant and antiperspirant soaps, cakes of toilet soap, solid and liquid soaps, grease dissolving soaps; perfumery, deodorants, in particular for personal use, foot sprays, anti-perspirant products; essential oils; cosmetics and preventative cosmetics for medical purposes, included in this class, skin protection preparations, in particular skin protection ointments, skin cleaning and skin care preparations; hand care preparations and facial care preparations, cosmetic preparations; tissues impregnated with oils for cleaning, tissues impregnated with oils for body and beauty care, tissues impregnated with chemicals or cosmetics for general hygiene and body care;</p>

detergents other than for use in manufacturing operations and for medical purposes; cleaning preparations, included in this class, shampoo; hair lotions; dentifrices, toothpaste.

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Pharmaceutical preparations, and sanitary preparations for medical purposes, in particular medical skin cleansing, skin protection and skin care products, and foot care products, antiseptics, ointments, chemical preparations for medicinal and sanitary purposes, pharmaceutical preparations for treating skin diseases and for combating skin parasites, burn ointments, chilblain ointments; medicinal baths, therapeutic bath preparations; tissues impregnated with pharmaceutical or disinfectant preparations, in particular for skin care and skin cleansing, disinfectants; cleaning preparations with disinfectant properties; detergents for medical purposes.

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Cleaning cloths and wipes; soap dispensers, dishes for soap, soap boxes, soap holders; containers and apparatus, being storage containers and dispensers for cosmetics, in particular for skin care, skin cleansing and skin protection preparations; dispensers for tissues impregnated with oils for cleaning, dispensers for tissues impregnated with lotions for body and beauty care, dispensers for tissues impregnated with pharmaceuticals, cosmetics or chemicals for general hygiene and body care, parts and fittings for all the aforesaid goods.

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

Article 9.1 of the Law of the Republic of Tajikistan on Trademarks and service marks.

IX. Information relating to subsequent procedure:

(i) Time limit for requesting review or appeal:

In the event of disagreement of the applicant with the examiner's decision, he shall have the right, within two month of the date of receipt of the decision from International Bureau, to file with the Patent Office a request for reexamination.

(ii) Authority to which such request for review or appeal should be made:

National Center for Patents and Information of the Republic of Tajikistan.

(iii) Indications concerning the appointment of a representative:

<http://www.ncpi.tj/index2.php?show=patentnie-poverennie&lang=ru&mId=34>

X. Date of the notification of provisional refusal: **27.05.2015**

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

**/Head of Division of
international registration
of trademarks**

Mr. B. Azonov



XII. Corresponding essential provisions of the applicable law:

Article 9. Other grounds for denial of registration.

The following designations shall not be registered as trademarks if they are identical with or confusingly similar to:

- **trademarks of other persons, applied for registration (provided applications for them have not been withdrawn) or protected in the Republic of Tajikistan by virtue of an international treaty recognized by the Republic of Tajikistan, in respect of similar goods and with an earlier priority;**

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