

BESLUT

Internationell registrering skall inte gälla i Sverige
IR 962925

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INNEHAVARE

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Exp. Patent- och registreringsverket

2009-12-18

OMBUD

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BESLUT

Patent- och registreringsverket (PRV) beslutar med stöd av 56 § 2 stycket varumärkeslagen (1960:644) att den under ovanstående nummer angivna internationella registreringen inte skall gälla i Sverige.

ÄRENDET

Ärendet avser giltighet i Sverige av den internationella varumärkesregistreringen AQUA MARIS registrerad för fragrances; cosmetic preparations, toiletries, klass 3, medicines for human purposes, medicinal products, medicinal preparations, biological preparations for medical purposes, medicinal herbs, medicinal tea, medicinal mud, medicinal roots, chemical reagents for medical purposes, hygienic products for medical use, klass 5, och commercial management assistance, marketing research, advertising, cost price analysis, analyses of business matters, organisation of exhibitions for commercial or advertising purposes, the bringing together, for the benefit of others, of a variety of goods (excluding the transport thereof), enabling customers to conveniently view and purchase those goods, klass 35.

Innehavaren har inte inom utsatt tid besvarat föreläggandet.

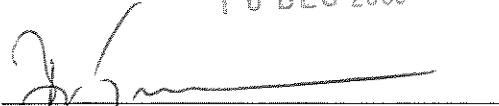
SKÄL


Hinder mot att en internationell varumärkesregistrering skall gälla i Sverige finns enligt 54 § 2 stycket varumärkeslagen om det varumärke som den internationella registreringen avser inte uppfyller förutsättningarna enligt 13 § eller om något hinder mot en nationell registrering skulle ha funnits enligt 14 §.

Märket är förväxlingsbart med gemenskapsvarumärkena, AQUA, reg.nr 4623121, och AQUA, reg.nr 1480037, 14 § första stycket 9 punkten varumärkeslagen.

Kopior på de förväxlingsbara hindren bifogas.

Beslutat den 18 DEC 2009


Bo Tennemar


Inger Norman

HUR BESLUTET ÖVERKLAGAS

Den som vill överklaga beslutet skall göra det skriftligt. Skrivelsen skall vara ställd till Patentbesvärsrätten, men sändas till Patent- och registreringsverket, Box 530, 826 27 Söderhamn. I skrivelsen skall anges det beslut som överklagas och den ändring av beslutet som begärs. Skrivelsen skall ha kommit in till verket inom två (2) månader från beslutsdagen.

NOTIFICATION

You have received a decision from the Swedish Patent and Registration Office. The decision states *inter alia* that the international registration 962925 has no effect in Sweden. If you wish to appeal the decision you shall lodge an appeal with the Court of Patent Appeals (Patentbesvärsrätten) within 2 (two) months from the date of the decision. The communications between the Court and the holder must be in Swedish. The appeal must be sent to:

The Swedish Patent and Registration Office
Box 530
S-826 27 Söderhamn
Sweden

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CTM-ONLINE - Detailed trade mark information



Trade mark name : AQUA
Trade mark No : 004623121
Trade mark basis: CTM
Number of results: 1 of 1

[Request an inspection](#)



Trade mark 

Filing date: 29/09/2005
Date of registration: 18/09/2006
Expiry Date: 29/09/2015
Nice Classification: 3, 5, 10, 21 ([↔](#) [Nice classification](#))
Trade mark: Individual
Type of mark: Word
Acquired distinctiveness: No
Applicant's reference: APP/AQUA/CTM/HZS
Status of trade mark: CTM registered ([↔](#) [Glossary](#))
 CTM registration published (B1)
 ([↔](#) [Publication B1 or Publication B2](#))
 ([↔](#) [History of statuses](#))

Filing language: English
Second language: French

Graphic representation

No entry for application number: 004623121.

List of goods and services

Nice Classification: 3
List of goods and services Dentifrices, mouthwashes and breath fresheners; oral care preparations, dental gels, bleaching preparations, tooth polishing preparations, tooth whitening preparations and accelerators, cosmetic stain removal preparations.

Nice Classification: 5
List of goods and services Medicated oral care products, medicated tooth polishing preparations, medicated tooth whitening preparations, medicated mouthwashes, medicated bleaching preparations; chewing gum and lozenges for dental hygiene.

Nice Classification: 10
List of goods and services Dental and oral care apparatus; flexible and disposable dental trays.

Nice Classification: 21
List of goods and services Toothbrushes, toothpicks, dental floss, brushes and sponges, holders and applicators thereof.

Description

Description of the mark:

-

Owner

Name: GLAXO GROUP LIMITED
ID No: 133
Natural or legal person: Legal entity
Address: Glaxo Wellcome House, Berkeley Avenue,
Post code: UB6 0NN
Town: Greenford,
Country: UNITED KINGDOM
County: Middlesex
Correspondence address: GLAXO GROUP LIMITED Glaxo Wellcome House,
 Berkeley Avenue, Greenford, Middlesex UB6 0NN
 REINO UNIDO
Telephone: 00 44-2089668000
Fax: 00 44-2080476891

Representative

Name: Joanne
 Green
Company: GlaxoSmithKline
ID No: 35102
Address: CN9 GSK House 980 Great West Road
Post code: TW8 9GS
Town: Brentford,
Country: UNITED KINGDOM
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Telephone: 00 44-2080474480
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Seniority

No entry for application number: 004623121.

Exhibition priority

No entry for application number: 004623121

Priority

No entry for application number: 004623121.

Publication

Bulletin no.: **2006/009**
Date of publication: 27/02/2006
Part: A.1

Bulletin no.: **2006/039**
Date of publication: 25/09/2006
Part: B.2

Opposition

No entry for application number: 004623121.

Cancellation

No entry for application number: 004623121

Appeals

No entry for application number: 004623121.

Recordals

No entry for application number: 004623121.

Renewals

No entry for application number: 004623121.



Version: 9.2.0

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Avenida de Europa 4, E-03008 Alicante, Spain - Tel: +34 96 513 9400 - e-mail:

You are here: [Home](#) > [Quality plus](#) > [Databases](#)

CTM-ONLINE - Detailed trade mark information



Trade mark name : AQUA
Trade mark No : 001480037
Trade mark basis: CTM
Number of results: 1 of 1

[Request an inspection](#)

Trade mark

Filing date: 28/01/2000
Date of registration: 20/04/2001
Expiry Date: 28/01/2020
Nice Classification: 3, 5, 21 ([↔](#) Nice classification)
Trade mark: Individual
Type of mark: Word
Acquired distinctiveness: No
Applicant's reference: FTM 7609AQUA
Status of trade mark: CTM registered ([↔](#) Glossary)
 CTM registration published (B1)
 ([↔](#) Publication B1 or Publication B2)
 ([↔](#) History of statuses)

Filing language: English
Second language: French

Graphic representation

No entry for application number: 001480037.

List of goods and services

Nice Classification: 3
List of goods and services Dentifrices, mouth washes and breath fresheners.

Nice Classification: 5
List of goods and services Chewing gum and lozenges for dental hygiene.

Nice Classification: 21
List of goods and services Toothbrushes, toothpicks, dental floss.

Description

Description of the mark: -

Owner

Name: GLAXO GROUP LIMITED
ID No: 133
Natural or legal person: Legal entity
Address: Glaxo Wellcome House, Berkeley Avenue,
Post code: UB6 0NN
Town: Greenford,
Country: UNITED KINGDOM
County: Middlesex

Correspondence address: GLAXO GROUP LIMITED Glaxo Wellcome House,
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Seniority

No entry for application number: 001480037.

Exhibition priority

No entry for application number: 001480037

Priority

No entry for application number: 001480037.

Publication

Bulletin no.: 2000/069
Date of publication: 28/08/2000
Part: A.1
Bulletin no.: 2001/047
Date of publication: 28/05/2001
Part: B.1
Bulletin no.: [2009/052](#)
Date of publication: 02/12/2009
Part: D.1

Opposition

No entry for application number: 001480037.

Cancellation

No entry for application number: 001480037

Appeals

No entry for application number: 001480037.

Records

Title: Representative
Sub-title: Change of name and professional address
ID No: 000611171
Bulletin no.: [2007/030](#)
Date of publication: 02/07/2007
Part: C.2.1
Title: Owners
Sub-title: Change of name and adress of owner
ID No: 000709231
Bulletin no.: [2007/025](#)
Date of publication: 18/06/2007
Part: C.1.3

Title: Representative
Sub-title: Replacement of representative
ID No: 001166449
Bulletin no.: **2007/049**
Date of publication: 10/09/2007
Part: C.2.2

Renewals

Expiry Date: 28/01/2020
Status of renewal: Renewed
Type of renewal: Total

History of status ([Glossary](#))

	Status date
Renewed	29/11/2009
Renewal fee paid	26/11/2009
Renewal request received	26/11/2009
Need to renew communicated	05/07/2009

Version: 9.2.0

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