Australian Customs Notice 1999 74

**NOTICES OF OBJECTION SECTION 135 OF THE COPYRIGHT ACT 1968**

The operation of the Customs seizure provisions of the Copyright Act 1968 ("Copyright Act") was outlined in Australian Customs Notice 95/31 of 15 June 1995. The following companies, having declared themselves to be the owners of the copyright material identified below, have given Notice under Section 135 of the Copyright Act. By this action, the companies have notified their objection to the importation of goods which allegedly infringe their copyright. Unless revoked, this Notice remains in force until the end of the period of two years commencing on the date specified.

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| **Objector** | **Contact** |
| ***Becker Entertainment*** | ***Mr Robert Reeve Head of Legal and Business Affairs (02) 9438 3377*** |

**Material**

# Copyright is claimed in the video cassettes of the film "The Blair Witch Project" and digital video discs (DVDs) of the film "The Blair Witch Project".

***Commencement Date : 22 October 1999***

***Customs File : 99/08159***

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| **Objector** | **Contact** |
| ***Fasco Australia Pty Ltd Clayton Utz Lawyers*** | ***Mr Chris McLeod (03) 9286 6000*** |

**Material**

# Copyright is claimed in drawings and design documents relating to electric motors manufactured and distributed by FASCO and known as the "FASCO D Series".

***Commencement Date : 25 October 1999***

***Customs File : C99/08161***

**Objector**

**Contact**

***Liquid Culture Pty Limited***

***Griffith Hack Lawyers Ms Jane Owen/Ms Shirley Benneworth (02) 9957 5944***

Material

# Copyright is claimed in

words, letters and typescript/font used in the words comprising the marks "Bad Boy" and "Bad Girl" graphic works in the drawings and the words comprising aforementioned marks

grotesque face device

the words "Bad Boy" and the grotesque face device the words "Bad Girl" and the halo device

illustrations associated with all the "Bad Boy" and "Bad Girl" marks and logos.

***Commencement Date : 28 October 1999***

***Customs File : C99/08157***

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| **Objector** | **Contact** |
| ***Ozisoft Pty Limited*** | ***Mr Damien Pembroke Corporate Counsel, Ozisoft Pty Limited*** |

**Material**

*Copyright is claimed in logos and contents of Sega Dreamcast Game Consoles and related software. Logos are described as follows :*

*orange spiral on top of the word "Dreamcast" blue spiral on top of the word "Dreamcast" the "Sega" logo, plain text*

*"Sega Dreamcast" logo with an orange spiral in between "Sega" and "Dreamcast" and an orange rectangular box at end.*

*Copyright is further claimed in the contents of the Sega Dreamcast console box, namely, the Dreamcast instruction manual, Dreamcast safeguards sheet and Dreamcast instructions described on the back of box.*

***Commencement Date : 25 October 1999***

***Customs File : C99/08158***

These companies have also provided Customs with the details of importers who have been authorised to bring in a wide range of products bearing copyright material covered by the Notices. Persons requiring further details in this regard should contact the company/legal representative on the number supplied. Goods identified by Customs at the border as potentially infringing copyright (being imports on which the logos described above have been used without authorisation) will be seized by Customs. Upon seizure of any goods by Customs, the objector may take court action under the Copyright Act against the person importing those goods. Copies of the relevant Notices of Objection have been forwarded to the Customs office in the capital city of each State and Territory. Importers, or their advisers, who require further information regarding the Notices of Objection, or Customs' role in regard to those Notices, should contact the Commerce Prohibitions and Restrictions Group in the Australian Customs Service Office in their nearest capital city . (P G BURNS) National Manager Import/Export Management Branch for Chief Executive Officer November 1999