**AUSTRALIAN CUSTOMS NOTICE NO. 2008 / 25**

**Notices of Objection to Importation**

# Copyright Act 1968

The *Copyright Act 1968* allows the owner of the copyright, or the exclusive licensee, to object to the importation of goods that infringe copyright. The owner of the copyright, or the exclusive licensee, does this by lodging a Notice of Objection with the Australian Customs Service (Customs). Unless revoked, a Notice of Objection remains in force for a period of four years from the date of commencement.

The attached Schedule sets out the copyright owners, and exclusive licensees, who have lodged a Notice of Objection under the *Copyright Act 1968* since December 2007 (ACN 2007/64)*.* The Notices notify the objections of the copyright owners, and exclusive licensees, to the importation of goods that infringe their copyright. A description of where copyright is claimed is also set out in the Schedule.

A detailed list of all current Copyright Notices of Objection is available on the Customs website at [www.customs.gov.au](http://www.customs.gov.au/) > media publications and forms> Customs notices > Intellectual Property – Notices of Objection > copyright

Goods identified by Customs at the border as potentially infringing copyright are liable to be seized by Customs unless it can be established that:

* the goods are being imported otherwise than for the purposes of trade (sale, lease, hire, etc); or
* the goods do not infringe the copyright.

People who have been intending to import goods that may be liable to seizure under the provisions of the *Copyright Act 1968* should consider seeking advice from Customs, or a suitably qualified legal practitioner, as to the implications of the copyright legislation.

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 respect of those Notices, should contact the Customs Information and Support Centre on 1300 363 263 or the Intellectual Property Rights Group on (02) 6245 5484.

John Potter

A/g National Manager

Trade Policy and Regulation for

Chief Executive Officer June 2008



**Schedule To ACN No. 2008/25 Copyright Notices of Objection**

***Notices of Objection under the Copyright Act 1968 have been accepted for the following companies:***

**Australian Olympic Committee Inc Comedy Partners**

**Dunphy Sports Fishing Imports Pty Ltd GSM (Operations) Pty Ltd**

**GSM Rocket Australia Pty Ltd Metro Interactive Australasia Moixa Energy Limited**

**Red Dingo Pty Ltd Solanki Frozen Foods**

# The full details of the Notice of Objection for these companies can be found below. Australian Olympic Committee Inc Australian Olympic Committee Inc

***Ph: (02) 8436 2100***

# Effective Date: 4 February 2008 File Ref: C08/01795

*Material*

Copyright is claimed in:

1. The Olympic rings.

# Comedy Partners Chrysiliou Law

***Ph: (02) 9953 4222***

# Effective Date: 4 February 2008 File Ref: C08/01796

*Material*

Copyright is claimed in:

1. The artistic works as applied to materials and goods in the two-dimensional form, residing in cartoon or animated characters known as KYLE, CARTMAN, KENNY, CHEF & STAN.

# Dunphy Sports Fishing Imports Pty Ltd Griffith Hack

***Ph: (02) 9925 5900***

# Effective Date: 5 February 2008 File Ref: C08/01994

*Material*

Copyright is claimed in:

1. The literary and artistic works contained in the following catalogues:
   * Shimano 2008 Product Catalogue

# GSM (Operations) Pty Ltd GSM (Operations) Pty Ltd Ph: (07) 5589 9678

***Effective Date: 11 December 2007 File Ref: C07/21699***

*Material*

Copyright is claimed in:

1. The literary and artistic works in the Billabong logos.

# GSM Rocket Australia Pty Ltd GSM Rocket Australia Pty Ltd Ph: (07) 5589 9678

***Effective Date: 11 December 2007 File Ref: C07/21700***

*Material*

Copyright is claimed in:

1. The literary and artistic works in the Element and associated logos.

# Metro Interactive Australasia Metro Interactive Australasia Ph: (07) 5534 3944

***Effective Date: 20 February 2008 File Ref: C08/03177***

*Material*

Copyright is claimed in:

1. The literary and artistic works depicted or represented in cinematographic films as listed in the schedule provided, including selected titles by the following production companies:
   * 21st Sextury
   * Adam & Eve
   * Bad Ass
   * Brahma
   * Cal Vista
   * Celestial
   * Combat Zone
   * Ethnicity
   * Expose
   * Fresh
   * FusXion
   * Jill Kelly
   * Legend Video
   * Lethal Hardcore
   * Loaded Digital
   * Magma
   * Metro Interactive
   * Ninn Worx
   * Penthouse
   * Pleasure
   * Plum
   * Sin City
   * Toxxxic
   * Video Team

*Titles included in the schedule are not listed due to their adult nature. Further information regarding the titles included in the schedule can be obtained by contacting the Intellectual Property Rights Group on (02) 6245 5484 or email* [*iprights@customs.gov.au.*](mailto:iprights@customs.gov.au)

# Moixa Energy Limited Moixa Energy Limited

***Ph: +44(0)207 734 1511***

# Effective Date: 26 March 2008 File Ref: C08/04745

*Material*

Copyright is claimed in all literary and artistic works comprised or represented in the following items:

1. “USBCELL” Logo
2. “USBCELL” Device
3. Packaging of the “USBCELL” device; and
4. All promotional material created by Moixa Energy Limited or its agents.

# Red Dingo Pty Ltd Red Dingo Pty Ltd

***Ph: (02)9939 3324***

# Effective Date: 28 March 2008 File Ref: C08/05025

*Material*

Copyright is claimed in:

1. The artistic works contained in the surface designs of pet tags

# Solanki Frozen Foods Spruson & Ferguson Ph: (02)9393 0300

***Effective Date: 5 May 2008 File Ref: 2008/005917***

*Material*

Copyright is claimed in:

1. The artistic works contained in the “Taj” logos.