Australian Customs Notice 1997 60

**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 1968. By this action, the companies have notified their objection to the importation of goods which allegedly infringe their copyright.

Unless revoked, these Notices shall remain in force until the end of the period of two years commencing on the date specified.

**Objector**

**Contact**

**Powertech Fitness Equipment Pty Ltd**

**Mr J. Slonim**

**Slonims Barristers &amp; Solicitors**

**Telephone : (03) 9600 1933**

**Material**

The literary and artistic works contained in:

1. Vectra Multistation gymnasium systems and associated material:

the "VECTRA" name and logo that is affixed to or emblazoned on all Vectra brand gymnasium equipment; instruction manuals and illustrated material that is packaged with all Vectra equipment imported into Australia; packaging for Vectra equipment that bears the Vectra name and/or logo etc;

all printed Vectra sales material including illustrated brochures, leaflets and catalogues.

1. Hammer Strength exercise equipment and associated material:

the "HAMMER STRENGTH" name and logo that is affixed to or emblazoned on all Hammer Strength brand gymnasium equipment; instruction manuals and illustrated material that is packaged with all Hammer Strength equipment imported into Australia; packaging for Hammer Strength equipment that bears the Hammer Strength name and/or logo etc;

all printed Hammer Strength sales material including illustrated brochures, leaflets and catalogues.

Commencement Date : 19 May 1997

**Objector**

**Contact**

**LucasArts/Lucasfilm**

**Chris Jordan**

**Davies Ryan de Boos**

**Telephone : (03) 9254 2888**

**Material**

The literary and artistic works contained in the titles and packaging of the following CD ROM computer games: Afterlife, Mortimer IBM, Full Throttle, LucasArts Archives Vol I, Sam and Max Hit the Road, The Dig, Day of the Tentacle MAC, Full Throttle MAC, LucasArts Archives MAC, Mortimer MAC, Sam and Max Hit the Road MAC, The Dig MAC, Indiana Jones Desktop Adventures 3.5", Dark Forces, Rebel Assault, Rebel Assault II, TIE Fighter (enhanced), X Wing Trilogy, Dark Forces MAC, Rebel Assault MAC, Rebel Assault 2 MAC, X Wing Trilogy MAC, LucasArts Archives II, X Wing versus TIE Fighter CD ROM, Jedi Knight (dark Forces II) CD ROM, Outlaws - CD ROM, Dark Forces - Playstation, Rebel Assault II - Playstation, Hero's Adventures - Playstation Sega Saturn, Yoda Stories - CD ROM, Star Wars Rebellion - CD ROM.

Commencement Date : 20 May 1997

**Objector**

**Contact**

**Biante Enterprises**

**Mr Trevor Young**

**Telephone : (09) 358 3456**

**Material**

**The literary and artistic works contained in the model cars and packaging under the brand names Pauls Model Art Minichamps, Lang Miniatures, Michael Schumacher Collection, Ayrton Senna Collection, and UT Models.**

Commencement Date : 18 June 1997

The 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 Notice. Persons requiring further details in this regard should contact the company representative on the number supplied.

Goods identified by Customs at the border as potentially infringing copyright 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 Notices of Objection have been forwarded to Managers, Trade Facilitation, Australian Customs Service, in the capital city of each State and the Northern Territory. Further information about the control regime may be obtained from those officers.

(R.J. Mitchell) National Manager Cargo Facilitation

for Chief Executive Officer

CANBERRA ACT 2601

July 1997

(Cargo Facilitation : C96/13069, C97/03218, C97/05041)

ATTACHMENT A

# COMMERCE PROHIBITIONS AND RESTRICTIONS

Regional Offices

FURTHER INFORMATION REGARDING CONTROLS ON THE INTELLECTUAL PROPERTY OF IMPORTED GOODS MAY BE OBTAINED BY CONTACTING:

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| --- | --- |
| **Canberra** | **New South Wales** |
| Assistant Director |  |
|  | Chief Inspector |
| Intellectual Property Rights (Policy) |  |
|  | Commerce Prohibitions and Restrictions |
| Cargo Facilitation Branch |  |
|  | Level 3 |
| Customs House |  |
|  | ACS Link Road Office |
| 5 Constitution Avenue |  |
| Canberra ACT 2600  Tel: 06 275 6571 | Mascot NSW 2020  Tel: 02 9317 7020 |
|  | Fax: 02 9317 7156 |
| Fax: 06 275 6997 |  |
| **Victoria** | **Queensland** Inspector |
| Senior Inspector |  |
|  | Import Clearance |
| Commerce Prohibitions and Restrictions |  |
|  | Australia House |
| 10th Floor |  |
|  | 363 Adelaide Street |
| 414 La Trobe Street |  |
| Melbourne VIC 3000  Tel: 03 9244 8423 | Brisbane QLD 4000  Tel: 07 3835 3291 |
|  | Fax: 07 3835 3337 |
| Fax: 03 9244 8440 |  |
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| **Western Australia** Senior Inspector  Commerce Prohibitions and Restrictions Customs House  2 Henry Street  Fremantle WA 6160  Tel: 08 9430 1405  Fax: 08 9430 1751 | **South Australia**  Inspector  Commerce Prohibitions and Restrictions Customs House  220 Commercial Road Port Adelaide SA 5015 Tel: 08 847 9378  Fax: 08 847 9349 |
| **Northern Territory** | **Tasmania** |
| Inspector | Inspector |
| Cargo Facilitation | Exports and Entry Processing |
| Customs House | 25 Argyle Street |
| 21 Lindsay Street  Darwin NT 0800  Tel: 08 8946 9851 | Hobart TAS 7000  Tel: 03 6230 1201  Fax: 03 6230 1262 |
| Fax: 08 8946 9953 |  |