

AUSTRALIAN CUSTOMS NOTICE No. 2001/54

**NOTICES OF OBJECTION TO IMPORTATION TRADE MARKS ACT 1995**

The companies referred to in the attached Schedule have given notice under Section 132 of the Trade Marks Act 1995 objecting to the importation of the goods listed in the Schedule which have applied to them, or in relation to them, a sign which infringes the relevant trade mark/s. Unless revoked, these Notices of Objection remain in force for a period of two years from the commencement date shown for the particular trade mark.

The references in the Schedule to particular classes of goods refer to the classes of goods prescribed in Schedule 1 in the Trade Marks Regulations. Unless the Schedule indicates to the contrary, the particular trade mark relates to the specific goods listed in regard to the trade mark/s in question.

However, where certain objectors have lodged a Notice of Objection in regard to a variety of trade marks covering a diversity of goods, it has not been feasible to comprehensively reflect the intricacies of some of those Notices. The Schedule clearly indicates where that applies with an asterisk. In any case prospective importers should seek further advice regarding the coverage of the Notice of Objection from their local Customs office (in accordance with the final paragraph below).

Where goods of the kind referred to are manufactured outside Australia and are imported with a sign that is substantially identical with or deceptively similar to the relevant trade mark they 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 relevant trade mark.

Part 12 of the Trade Marks Act 1995 details the circumstances in which the use of a trade mark may, or may not, amount to an infringement. For example, a trade mark is not infringed where the mark in question has been applied to, or in relation to, goods with the consent of the registered owner of the trade mark. However, where the trade mark is applied by, or with the consent of, an overseas owner of the trademark and the goods are imported into Australia without the consent of the Australian trade mark owner, this may still represent an infringement.

People who have been planning commitments to import goods that may be liable to seizure under the provisions of the Trade Marks Act 1995 should consider seeking advice from Customs, or a suitably qualified legal practitioner, as to the implications of the trade marks legislation, and the meaning of terms such as "substantially identical with", "deceptively similar to" and "an infringement of" a trade mark.

The trade mark owner's contact particulars have been included in the Schedule to assist importers who may wish to initiate negotiations regarding use of the trade marks in question.

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. – see Attachment A

Jeff Buckpitt National Manager

Import/Export Management Branch for

Chief Executive Officer September 2001

**SCHEDULE TO ACN NO 2001/54**

**TRADE MARK NOTICES OF OBJECTION**

# Australian Broadcasting Corporation Contact : Australian Broadcasting Corporation

***Ph : (02) 9333 5849 or***

# [legal@your.abc.net.au](mailto:legal@your.abc.net.au)

*Trade Marks Class Goods*

BANANAS IN

PYJAMAS – Words between cartoon characters in pyjamas

3 Sunscreens, soaps, perfumery, essential oils, cosmetics, shampoos and hair lotions.

BANANAS IN

PYJAMAS – Words between cartoon characters in pyjamas

9 Video and audio tapes, compact discs, sound recordings, video discs, and devices in this class for the reproduction of sound and/or visual images.

BANANAS IN

PYJAMAS – Words between cartoon characters in pyjamas

16 Books, publications, printed matter, posters, friezes (being printed material), greeting cards, stationery, playing cards, teaching materials in this class, artists’ supplies in this class, paper goods in this class.

BANANAS IN

PYJAMAS – Words between cartoon characters in pyjamas

25 Clothing, footwear and headgear.

BANANAS IN

PYJAMAS – Words between cartoon characters in pyjamas

28 Toys, games and playthings, including jigsaws and stuffed toys; sporting goods including balls.

# Effective Date : 6 September 2001 File No : C01/07803

***Bausch & Lomb Incorporated Contact : Sprusons : Solicitors***

# 2nd lodgement Ph : (02) 9207 0888

*Trade Marks Class Goods*

BAUSCH & LOMB 3 Preparations for use in cleaning ophthalmic lenses,

including enzymatic cleaning tablets and daily cleaning solutions.

BAUSCH & LOMB 5 Pharmaceutical preparations for use with and/or in the care

of contact lenses, including salt tablets, saline solution, disinfecting solution, soaking solution and lens lubricant.

RENU 5 Pharmaceutical preparations; pharmaceutical preparations for use with or in the care of contact lenses.

# Effective Date : 23 September 2001 File No : C01/08345

***British American Tobacco Australasia Limited Contact : Baldwin Shelston Waters***

# Ph : (02) 9777 1111

*Trade Marks Class Goods*

ARDATH 34 Manufactured tobacco.

ARDATH 34 Smokers’ articles and matches.

BARCLAY 34 Tobacco, raw or manufactured; smokers articles.

BARCLAY – coat-of- arms coronet, pointed lions, rampant, two supporters shield, quartered stripes, horizontal

34 Tobacco, raw or manufactured; smokers’ articles.

BENSONS and HEDGES 34 Cigarettes, cigars and smoking tobacco.

BENSON AND HEDGES

* coat-of-arms helmet, knight crowned horses, rampant two supporters shield quartered by cross, Greek star, six-point in shield wreath flowers above scroll

34 Tobacco, raw or manufactured; smokers’ articles; matches.

BENSON & HEDGES B

& H STERLING – coat- of-arms crown and mantling shield, quartered grain, ears

34 Cigarettes, being goods included in Class No.34.

CAMBRIDGE 34 Tobacco; cigarettes and cigars.

CAPSTAN 34 Tobacco whether manufactured or unmanufactured. CRAVEN 34 Tobacco, cigars, cigarettes and snuff.

CRAVEN A – coat-of- arms coronet, pointed atop shield, halved with six fleur-de-lis lions, two, winged, supporters

34 Filter-Tip cigarettes.

ERINMORE 34 Manufactured tobacco.

FREEDOM 34 All goods in this class.

KOOL 34 Tobacco, raw or manufactured.

KOOL – cigarette label panels

34 Manufactured tobacco.

LUCKY STRIKE 34 Manufactured tobacco.

LUCKY STRIKE LUCKIES IT’S TOASTED AN AMERICAN ORIGINAL

* disc inside circles, concentric; stripe, horizontal

34 Cigarettes, tobacco; smokers’ articles; matches.

RANSOM 34 Cigarettes.

ROTHMANS 34 Tobacco whether manufactured or unmanufactured.

ROTHMANS SPECIAL

MILD R – coat-of-arms with coronet, leaves, shield & lions, rampant, two stripe, oblique on cigarette carton

34 Cigarettes.

STATE EXPRESS 34 Manufactured tobacco.

STATE EXPRESS NO.555

34 Manufactured tobacco.

STRADBROKE 34 Raw and manufactured tobacco, smokers’ articles and

matches.

STRADBROKE S –

stripes, double, three, oblique; stripes, three, curved, form s

34 Tobacco; smokers’ articles; matches.

TURF 34 Tobacco whether manufactured or un-manufactured.

TURF – horse, winged 34 Tobacco whether manufactured or un-manufactured.

TURF VIRGINIA –

circles horses, winged

34 Cigarettes, tobacco and cigars.

VOGUE – ribbon or stripe, wavy and looped breaks word

34 Cigarettes, tobacco and tobacco products; lighters, matches and smokers’ requisites.

VOGUE 34 Tobacco and tobacco products, whether raw or manufactured, including cigarettes.

WILLS – 2 birds, grot. in flight atop

34 Cigarettes, tobacco, smokers’ articles, matches.

WILLS’s 34 Tobacco whether manufactured or unmanufactured.

WINFIELD 34 Cigarettes.

WINFIELD – coat-of- arms atop three chevrons in square, indented

34 Cigarettes, tobacco and tobacco products; lighters, matches.

W WINFIELD – chevron, double under coat of arms, leaves, 2 horses rampant

34 Tobacco; smokers’ articles; matches.

WINNIES 34 Tobacco; smokers’ articles; matches.

# Effective Date : 12 September 2001 File No : C01/08104

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| ***Electronic Arts, Inc.*** |  | ***Contact : Clayton Utz Lawyers Ph : (02) 9353 4000*** |
| *Trade Marks* | *Class* | *Goods* |
| ELECTRONIC ARTS | 9 | Computer software and derivations thereof, being entertainment software, application software and instructional material but excluding games and application software for the production, simulation or teaching of electronic art. |

ELECTRONIC ARTS 9 Computer hardware, firmware and software; games in this

class including computer games, electronic games and games adapted for use with television receivers and monitors; computer ware for games including computer games software and disks; related instructional and printed material for all the aforesaid goods sold as a unit; none of the foregoing goods being games or application software for the production, simulation or teaching of electronic art.

ELECTRONIC ARTS 28 Games and playthings including electronic games and

related instructional and printed material sold as a unit.

EA – Stripes, angled form 9 Computer hardware and software including computer game

software and related instructional manuals sold together as a unit; downloadable computer game software being goods in class 9.

EA GAMES – Stripes, angled form

9 Computer hardware and software including computer game software and related instruction manuals sold together as a unit being goods in class 9.

EA CLASSIX 9 Computer hardware, firmware and software including

computer games; CD-ROMs (Compact Disc-Read Only Memory); electronic games and games adapted for use with television receivers and monitors; related instructional and printed matter for all the aforesaid goods sold as a unit.

EA SPORTS 9 Computer software for educational and entertainment use in

the fields of education and entertainment.

EA SPORTS 28 Computer games.

COMMAND & CONQUER

9 Computer software; computer firmware; computer software games, video games; computer software for video games or for games machines; computer programmes for video and computer games; CD-ROMs, video discs, tapes, cassettes, compact discs; data bearing record carriers for computers; sound recordings, video recordings.

ORIGIN 9 Computer software for educational and entertainment use in the fields of education and entertainment.

ORIGIN 28 Computer games.

RED ALERT 9 Computer software; computer firmware; computer software

games, video games; computer software for video games or for games machines; computer programmes for video and computer games; CD-ROMs, video discs, tapes, cassettes, compact discs; data bearing record carriers for computers; sound recordings, video recordings.

BULLFROG - Frog, grot. In

9 Computer hardware, firmware and software including computer games; CD-ROMs (Compact Disc-Read Only Memory); games with adaptors for use with television receivers, and related printed materials sold as a unit.

# Effective Date : 10 September 2001 File No : C01/07985

***Great White Shark Enterprises, Inc. Contact : Baker & McKenzie Ph : (02) 9225 0200***

*Trade Marks Class Goods*

GREAT WHITE SHARK 9 Sunglasses, spectacle frames and eyewear. GREAT WHITE SHARK 18 Travel bags, luggage, sports bags and umbrellas. Shark across shield 25 Clothing, footwear and headgear.

Shark across shield 28 All goods included in class 28 including golf equipment,

golf clubs, golf balls and golf bags.

Shark image 9 Anti-glare glasses, anti-glare visors, binoculars, breathing

apparatus for underwater swimming, cameras, clock radios, eyeglass cases, eyeglass chains, eyeglass cords, eyeglasses, compact discs, CD-ROM’s, compasses, computer games, computer programs, computer software, divers apparatus, divers masks, diving suits, earplugs for divers, flashlights, gloves for divers, lifebelts, life buoys, life jackets, life nets, life saving apparatus and equipment, marine compasses, marking buoys, nautical apparatus and instruments, neon signs, pedometers, periscopes, pocket calculators, software for use in accessing global computer networks including browser software; email software; electronic data interchange software; electronic publications; audio- streaming and video streaming software; electronic messaging software including “chat-room” software; hypertext markup language (HMTL) authoring software; spectacle cases, spectacle frames, spectacle glasses, spectacles, sunglasses, swimming belts, swimming jackets, tapes, telescopes, video cassettes, video games, video tapes.

Shark image 25 Clothing, footwear and headgear.

Shark image 28 All goods included in class 28 including golf clubs, golf

balls, golf equipment and golf bags.

GREG NORMAN

ESTATES – shark fish outline

33 Alcoholic beverages.

GN-1 31 Sod, grass shoots and grass seeds for golf courses and other athletic surfaces.

GN-1 – shark fish outline 31 Sod, grass shoots and grass seeds.

# Effective Date : 28 August 2001 File No : C01/07428

***GSM (Trademarks) Pty Ltd Contact : Billabong International Limited***

# Ph : (07) 5589 9899

*Trade Marks Class Goods*

BILLABONG 18 All goods in Class 18 including handbags and wallets.

BILLABONG 25 Clothing; footwear; headgear and wet suits in this class,

being goods included in Class 25.

VON ZIPPER 9 Eyewear, namely glasses, sunglasses, goggles for skiing and

swimming, and frames for eyeglasses, sunglasses and lenses therefor.

BILLABONG - stylised 25 All goods in this class including wetsuits.

BILLABONG – 2 runs of waves grotesque in diamond double

14 Horological and chronometric instruments; time clocks; watch bands; watch cases, watch chains, watch straps; watches and clocks.

Waves grotesque in rectangle

18 All goods in class 18 including bags, cases, trunks, hand bags, travelling bags, umbrellas, parasols, walking sticks and wallets.

Waves grotesque in rectangle

25 Clothing.

# Effective Date : 8 September 2001 File No : C01/07713

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| ***Intel Corporation*** |  | ***Contact : Mallesons Stephen Jaques Ph : (02) 9296 2000*** |
| *Trade Marks* | *Class* | *Goods* |
| INTEL | 9 | Video processor boards, microprocessors, electronic circuit boards, integrated circuit memories, operating systems programs, microcontrollers, computers, processors, central processing units, computer components, semiconductor chips, computer input and output devices, work stations, data memories, recorded computer programs, registers, peripheral memory systems, microcomputers, minicomputers, computer systems, modems, memory boards, integrated circuits, computer registers, and semiconductor memories; computers and all other components thereof; storage devices, equipment for testing and programming integrated circuits, processing equipment, neural networks, all the aforesaid goods being within class 9. |
| intel | 9 | Video processor boards, microprocessors, electronic circuit boards, integrated circuit memories, operating systems programs, microcontrollers; computers, processors, CPUs, computer components, semiconductor chips; computer input and output devices, work stations, data memories, storage devices, recorded computer programs, registers, equipment for testing and programing ICs, peripheral memory systems, microcomputers, mini computers, computer systems, modems, memory boards, processing equipment and neural networks in class 9. |

CELERON 9 Computers; computer hardware; computer firmware; semi-

conductors; microprocessors; integrated circuits; microcomputers; computer chipsets; computer motherboards and daughterboards; computer graphics boards; networking hardware; computer network adaptors, switches, routers and hubs; computer peripherals and electronic apparatus for use with computers; keyboards; trackballs, computer mouse devices; computer input devices; monitors; video apparatus; video circuit boards; video systems products; apparatus and equipment for recording, processing, receiving, reproducing, transmitting, modifying, compressing, decompressing, broadcasting, merging and/or enhancing sound, video images, graphics and data; magnetic data carriers; compact discs in this class; recording discs; software for the compression and decompression of data; computer component testing and calibrating apparatus; set-top boxes; computer programs for network management; computer utility programs; computer operating system software; computer software; computer programs; computer programs for recording, processing, receiving, reproducing, transmitting, modifying, compressing, decompressing, broadcasting, merging and/or enhancing sound, video images, graphics, and data; computer programs for web page design; computer programs for accessing and using the Internet; telecommunications apparatus and instruments; apparatus and equipment for use in video-conferencing,

tele-conferencing, document exchange and editing; cameras; headsets; parts, fittings and testing apparatus for all the aforesaid goods; and user manuals for use with, and sold as a unit with, all the aforesaid goods; scientific, nautical, surveying, electric, electronic, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; cash registers, calculating machines.

ITANIUM 9 Cameras; photographic equipment; computers; computer

hardware and computer software, including computer hardware and software for use in imaging and photographic applications, and including computer hardware and software relating to local area networks (LANs) and wide area networks (WANs) and including hardware and software for wireless network communications; photo discs; CD ROMs, including CD ROMS for imaging and photographic applications; imaging sensors; scanners; interactive computer and video games; computer firmware; semiconductors; semiconductor devices; microprocessors; integrated circuits; microcomputers; computer chipsets; computer motherboards and daughterboards; computer graphics boards; networking hardware; computer network adapters, switches, routers and hubs; computer adapters for use in accessing global computer networks; servers for computer networks and computer peripherals; computer peripherals and electronic apparatus for use with computers; keyboards; trackballs; computer mouse devices; scanners; computer input devices; modems; monitors; video apparatus; video circuit boards; video systems products; apparatus and equipment for recording, processing, receiving, reproducing, transmitting, modifying, compressing, decompressing, broadcasting, merging and/or enhancing sound, images, video images, graphics, and data; magnetic data carriers; compact discs in this class; recording discs; algorithms for the compression and decompression of data; computer component testing and calibrating apparatus; set-top boxes; computer programs for network management; computer utility programs; computer operating system software; data processing equipment; computer programs; computer programs for recording, processing, receiving, reproducing, transmitting, modifying, compressing, decompressing, broadcasting, merging and/or enhancing sound, video, images, graphics, and data; computer programs for web page design; computer programs for accessing and using the Internet; telecommunications apparatus and instruments; apparatus and equipment for use in video conferencing, teleconferencing, document exchange and editing; headsets; parts, fittings, and testing apparatus for all the aforesaid goods; and user manuals for use with, and sold as a unit with, all the aforesaid goods; scientific, nautical, surveying, electric, electronic, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; cash registers, calculating machines.

PENTIUM II XEON 9 Computers; computer hardware; computer firmware; semi-

conductors; microprocessors; integrated circuits; microcomputers; computer chipsets; computer motherboards and daughterboards; computer graphics boards; networking hardware; computer network adaptors, switches, routers and hubs; computer peripherals and electronic apparatus for use with computers; keyboards; trackballs, computer mouse devices; computer input devices; monitors; video apparatus; video circuit boards; video systems products; apparatus and equipment for recording, processing, receiving, reproducing, transmitting, modifying, compressing, decompressing, broadcasting, merging and/or enhancing sound, video images, graphics and data; magnetic data carriers; compact discs in this class; recording discs; algorithms for the compression and decompression of data; computer component testing and calibrating apparatus; set-top boxes; computer programs for network management; computer utility programs; computer operating system software; computer software; computer programs; computer programs for recording, processing, receiving, reproducing, transmitting, modifying, compressing, decompressing, broadcasting, merging and/or enhancing sound, video images, graphics, and data; computer programs for web page design; computer programs for accessing and using the Internet; telecommunications apparatus and instruments; apparatus and equipment for use in video-conferencing, teleconferencing, document exchange and editing; cameras; headsets; parts, fittings and testing apparatus for all the aforesaid goods; and user manuals for use with, and sold as a unit with, all the aforesaid goods; scientific, nautical, surveying, electric, electronic, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; cash registers, calculating machines.

XEON 9 Scientific, nautical, surveying, electric, electronic, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers; recording discs; automatic vending machines and mechanisms for coin operated apparatus; compact discs in this class; cash registers, calculating machines and data processing equipment; computers; computer workstations; notebook and laptop computers; portable computers; computer hardware; computer peripheral; computer firmware; semiconductors, including, semiconductors to enable the interaction of computers with computer enhanced external toys and games; microprocessors; integrated circuits; microcomputers; computer chipsets; computer motherboards and daughterboards; computer graphics boards; networking hardware; computer network adapters, switches, routers and hubs; computer adapters for use in accessing global computer networks; servers, including, servers for computer networks and computer peripherals; computer peripherals and electronic apparatus for use with computers; keyboards; trackballs; computer mouse devices; computer input devices; monitors; video apparatus; video circuit boards; video systems products; computer software; video games in this class, including, video games for use with television receivers; computer networked and computer interactive toys and games; computer, semiconductor, or microprocessor based toys and games; interactive computer and video games; apparatus and equipment for recording, processing, receiving, reproducing, transmitting, modifying, compressing, decompressing, broadcasting, merging and/or enhancing sound, video images, graphics, and data; algorithms for the compression and decompression of data; computer component testing and calibrating apparatus; set- top boxes; computer programs; computer programs for network management; computer utility programs; computer operating system software; computer programs for recording, processing, receiving, reproducing, transmitting, modifying, compressing, broadcasting, merging and/or enhancing sound, video, images, graphics, and data; computer programs for web page design; computer programs for accessing and using the Internet; telecommunications apparatus and instruments; apparatus and equipment for use in video-conferencing, teleconferencing, document exchange and editing; cameras; headsets; parts, fittings, and testing apparatus for all the aforesaid goods; and user manuals for use with, and sold as a unit with, all the aforesaid goods.

# Effective Date : 11 October 2001 File No : C01/08262

***Mambo Graphics Pty Limited Contact : Halford & Co. Attorneys Ph : (02) 9264 8388***

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| *Trade Marks* | *Class* | *Goods* |
| MAMBO | 14 | Horological and chronometric instruments including watches and clocks; jewellery; all other goods included in this class. |
| MAMBO | 18 | Leather and imitations of leather, and goods made of these materials and not included in other classes; animal skins, hides; trunks and travelling bags; luggage; handbags; wallets; backpacks; umbrellas, parasols and walking sticks; all other goods included in this class. |
| MAMBO | 24 | Textiles and textile goods in this class including furnishing and curtain fabrics, bed linen; all other goods in this class. |
| MAMBO | 25 | Clothing, footwear and headgear. |
| 100% MAMBO | 9 | All goods in this class including spectacles and sunglasses and parts and accessories therefore included in this class. |
| 100% MAMBO | 18 | Goods made of leather or imitations of leather; all other goods included in this class. |
| 100% MAMBO | 25 | Manufactured clothing. |
| 100% MAMBO | 28 | Surfboards in this class, surfskis, sailboards and any other watercraft in this class. |
| MAMBO BEER | 32 | Beers; mineral and aerated waters and other non-alcoholic drinks; fruit drinks and fruit juices. |

# Effective Date : 27 August 2001 File No : C01/07446

***Nielsen Kellerman Australia Pty Ltd Contact : Nielsen Kellerman Pty Ltd Ph : (02) 6258 9380***

|  |  |  |
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| *Trade Marks* | *Class* | *Goods* |
| KESTRAL | 9 | Electronic system apparatus, equipment and instruments including for use in relation to weather monitoring being goods in class 9. |

# Effective Date : 21 September 2001 File No : C01/08466

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| ***OshKosh B’Gosh Inc.*** |  | ***Contact : Sprusons : Solicitors Ph : (02)9207 0888*** |
| *Trade Marks* | *Class* | *Goods* |
| OSHKOSH B’GOSH | 9 | Eyeglasses, sunglasses, eye glass lenses, eye glass frames, eye glass chains and eye glass cases. |
| OSHKOSH B’GOSH | 16 | Publications, printed material and goods made from paper including children’s books, paper pads, baby and child memory books, keepsake and scrap books, photo albums, and mail order catalogs; children’s paint sets; book and toy sets. |
| OSHKOSH B’GOSH | 18 | Backpacks, fanny packs, handbags, bottle bags, travel bags, tote bags, garment bags for travel, all purpose sports bags, diaper bags, duffle bags, belt packs, baby carriers, holdalls, purses, haversacks, rucksacks, attaché cases, briefcases, toilet bags, wallets, school bags, satchels, bags for campers and climbers, luggage, suitcases, trunks, book bags. |
| OSHKOSH B’GOSH | 24 | Bed sheets, bed skirts, dust ruffles, pillow cases, pillow shams, crib sheets, crib bed skirts, crib cushions, crib bumper pads, receiving blankets, blankets, duvets, duvet covers, slumber bags, comforters, quilts, quilt covers, bedspreads, bath towels, wash cloths, beach towels, fabric wall hangings, and window treatments, namely curtains, drapes, and valances. |
| OSHKOSH B’GOSH | 25 | All goods in this Class including clothing, footwear and headgear. |
| OSHKOSH B’GOSH | 28 | Games and playthings including plush toys, dolls, baby multiple activity toys, educational toys and games, push-pull wheel toys, building blocks, construction and building sets, play sets, peg boards, beads, rattles, puzzles, bath and water toys, balls, trains, play outfits and costumes, doll accessories and clothing, puppets, floor and play mats, magnetic play sets, board games, memory games, talking and sound toys, arts and craft kits, electronic games, swings, bouncers, jonny jump-ups, mobiles. |
| OSH KOSH | 25 | Articles of clothing. |
| B’GOSH | 25 | Clothing. |

BABY GOSH 24 Bed sheets, bed skirts, dust ruffles, pillow cases, pillow

shams, crib sheets, crib bed skirts, crib cushions, crib bumper pads, receiving blankets, blankets, duvets, duvet covers, slumber bags, comforters, quilts, quilt covers, bedspreads, bath towels, wash cloths, beach towels, fabric wall hangings, and window treatments, namely curtains, drapes, and valances.

BABY GOSH 25 Clothing, footwear and headgear. GENUINE BLUES 25 Clothing, footwear and headgear. GENUINE GIRL 25 Clothing, footwear and headgear.

OSHKOSH B’GOSH THE GENUINE

ARTICLE – rectangle horizontal stripes form underline

25 All goods in this class.

OSHKOSH B’GOSH –

rectangle

25 Clothing and shoes.

OSHKOSH B-GOSH -

quatrefoil

25 Clothing and shoes.

OSHKOSH B’GOSH VESTBAK GENUINE –

triangle, inverted

25 Clothing and shoes.

# Effective Date : 28 August 2001 File No : C01/07449

***Rip Curl Pty Ltd Contact : Griffith Hack Lawyers Ph : (03) 9243 8300***

*Trade Marks Class Goods*

RIP CURL 3 All goods in this class, including soaps, perfumery, essential

oils, cosmetics, hair lotions, toothpastes and powders, suntanning and sunscreen preparations, all being goods in class 3.

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| RIP CURL | 9 | All goods in this class, including nautical, electric, photographic, cinematographic, optical, including sunglasses, life-saving and teaching, apparatus and instruments; apparatus for recording, transmission or reproduction of sound or images; recording discs; automatic vending machines and mechanisms for coin-operated apparatus. |
| RIP CURL | 9 | Protective clothing for swimming, surfing and diving including wet suits, wet suit vests, wet suit trousers or shorts, swimming flippers, snorkels and masks (not being toys), and other diving equipment. |
| RIP CURL | 12 | All goods in this class. |
| RIP CURL | 14 | All goods in this class, including horological and chronometric instruments. |
| RIP CURL | 18 | All goods included in this class, bags; including travel bags, carry bags, back-packs, wallets, surfboard and sailboard bags, cases and bags for snow skis and water skis, sail bags, harnesses and leashes. |
| RIP CURL | 25 | Articles of clothing, including casual wear, beachwear and sports wear, and including protective clothing for snow skiing, all being goods included in Class 25. |
| RIP CURL | 28 | All goods in this class, including surfboards and accessories therefor, including harnesses, leashes, leg ropes, fins and skegs; water skis, knee skis and belly boards. |
| NO FEAR | 9 | Sun glasses and eyewear; video games in this class; and all other goods in this class. |
| NO FEAR | 12 | Automotive, motorcycle, bicycle, watercraft and truck parts and accessories in this class for the aforementioned goods. |
| NO FEAR | 16 | Printed matter including decalcomanias, posters, calendars, stationery and stickers. |
| NO FEAR | 18 | Luggage, sports bags, wallets and belts in class 18. |
| NO FEAR | 25 | Clothing. |
| NO FEAR | 25 | Wearing apparel including t-shirts, shirts, shorts, pants, sweat shirts, sweat pants, hats, visors, sandals and belts; footwear including shoes, sports shoes, snowboard boots and ski boots; and all other goods in this class. |
| NO FEAR | 28 | Sporting equipment in this class. |

NO FEAR – stylised 25 All goods in this class including wearing apparel, namely T-

shirts, shirts, shorts, pants, sweat shirts, sweat pants, hats, visors, shoes, sandals, and belts.

NO FEAR GEAR 16 Stickers, signs in class 16.

DRIVING FORCE 25 Wearing apparel, namely T-shirts, shirts, shorts, pants,

sweat shirts, sweat pants, hats, visors, shoes, sandals and belts.

FEARLESS 25 Wearing apparel, namely T-shirts, shirts, shorts, trousers,

pants, hats, visors, shoes, sandals and belts.

McTAVISH 14 Goods in precious metals or coated therewith, not included

in other classes; jewellery, horological and chronometric instruments.

McTAVISH 18 Bags in this class, including travel bags, carry bags, back-

packs, wallets, harnesses and leashes.

McTAVISH 25 Articles of clothing including casual wear, beachwear and

sportswear, and also including rash vests; wetsuits, wetsuit vests, wetsuit trousers and shorts; clothing for snow skiing; footwear and headgear.

McTAVISH 28 Surfboards, sailboards and surf sailing boards, and

accessories therefore, including harnesses, leashes, leg ropes, fins, skegs and sails; water skis, knee skis and belly boards and sail board bags, cases and bags for snow skis and water skis.

PEAK 9 Wet suits in this class.

PEAK 18 Carry bags, being hand luggage and including duffle bags; school bags of all kinds; lightweight backpacks suitable for beach and surf use.

PEAK 25 Wetsuits included in this class, T-shirts, sweat shirts, sweat pants and casual clothes.

RC – Wave grotesque is ltrs RC in diamond triple concave-sides

14 Goods in precious metals or coated therewith, not included in other classes; jewellery, horological & chronometric instruments.

RC – Wave grotesque is ltrs RC in diamond triple concave-sides

18 All goods in this class; including bags.

RC – Wave grotesque is ltrs RC in diamond triple concave-sides

25 All goods in this class; including clothing and wetsuits.

RC – Wave grotesque is ltrs RC in diamond triple concave-sides

28 All goods in this class including surfboards, sailboards and surf sailing boards, and accessories therefor, including harnesses, leashes, leg ropes, fins, skegs and sails; water skis, knee skis and belly boards.

Diamond with extended stripes in quartered octagon

25 Wearing apparel, including shirts, t-shirts, shorts, pants, sweatshirts, sweatpants, hats, visors, shoes and belts being goods in class 25.

1. Triangles 25 Clothing, footwear and headgear.

MX 25 Wearing apparel, namely T-shirts, shirts, shorts, pants, sweat shirts, sweat pants, hats, visors, shoes, sandals and belts.

# Effective Date : 28 August 2001 File No : C01/07479

|  |  |  |
| --- | --- | --- |
| ***Skechers USA, Inc.*** |  | ***Contact : ABC – Accent Pty Ltd Ph : (03) 9427 9422*** |
| *Trade Marks* | *Class* | *Goods* |
| SKECHERS | 25 | Men’s, women’s and children’s footwear, clothing and headgear. |

***Effective Date : 13 August 2001 File No : C01/07029***

# SmithKline Beecham (Australia) Pty Limited Contact : Davies Collison Cave

***Attorneys***

# Ph : (03) 9254 2777

|  |  |  |
| --- | --- | --- |
| *Trade Marks* | *Class* | *Goods* |
| AMOXIL | 5 | All goods included in this class. |
| ANDREWS | 5 | A medicated saline preparation for human use. |
| AROPAX | 5 | Anti-depressant pharmaceuticals preparations, being goods included in Class No. 5. |
| AROPAX 20 | 5 | Anti-depressant pharmaceuticals preparations; and all other goods in this class. |
| AUGMENTIN | 5 | Pharmaceutical preparations and substances. |
| BACTROBAN | 5 | Antibiotic preparations and substances. |

BONNINGTON’S 5 Preparations for the treatment of coughs, influenza,

bronchitis, and other throat and chest complaints. DELROSA 32 Rose hip syrup for making non-intoxicating drinks.

FLOXAPEN 5 Medicinal and pharmaceutical preparations, excluding medicated soap.

LIP-EZE 5 Medicinal and pharmaceutical preparations being for use on the lips, being goods included in Class No. 5.

PANADEINE 5 A pharmaceutical preparation.

PANADOL 5 All goods included in this class.

PAROX 5 Pharmaceutical preparations and substances being goods in class 5.

PAROXAT 5 Pharmaceutical preparations and substances being goods in

class 5.

PHISOPUFF 21 Instruments and material for cleaning purposes including

non-medicated cleansing sponges, being goods included in Class No. 21.

pHisoHex 5 Detergents for pre-surgical use.

TAGAMET 5 All goods included in this class.

TIMENTIN 5 All goods included in class 5.

VITA-VALU – chevrons disc rectangles

1. Pharmaceutical products for human use.

# Effective Date : 27August 2001 File No : C01/07440

***YKK Australia Pty Limited Contact : Uti Australia Pty Ltd Ph : (02) 8304 4400***

*Trade Marks Class Goods*

YKK 26 Slide fasteners of all kinds.

# Effective Date : 16 September 2001 File No : C01/08000