MAGYAR SZABADALMI HIVATAL OFFICE HONGROIS DES BREVETS



HUNGARIAN PATENT OFFICE UNGARISCHES PATENTAMT

ITF 146/99

Mr. K.-P. Wittig

Deputy Director Inter-Office Information Services Department World Intellectual Property Organization 34, chemin des Colombettes 1211 Geneva SUISSE

October 1, 1999

C.SCIT 2433

Re: Revision of WIPO Standard ST.60

Dear Mr. Wittig,

With reference to the Circular C.SCIT 2459 the Hungarian Patent Office agrees with the proposal of the OHIM regarding the inclusion of a new INID code in WIPO Standard ST.60 under the category (500) for color marks.

This amendment is important, and our Office has already proposed (earlier, at the beginning of the nineties) a separate INID code for color marks, because the frequency of color marks in the international register is far greater than that of the holograms or sound marks.

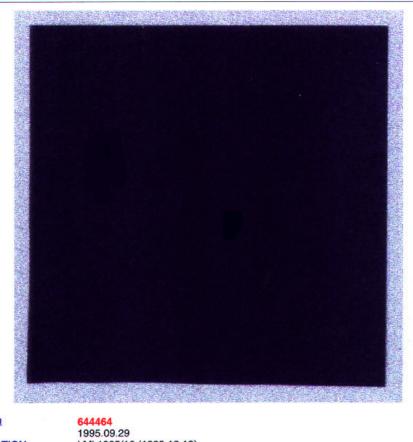
Concerning the proposal we missed the detailed explanation of what is considered a "color mark per se". We suggest that the definition of it should be included in the "Explanatory Notes" of ST 60.

Typical color marks in practice - in our opinion - are: WO 644464, WO663040, WO664727, WO 679474, WO690863, WO697623 (see Annexes).

We include these examples to highlight the problem of the frequently claimed color marks.

Sincerely Yours,

Mr. Csaba Czinkóczky Head of Information Technology Department



111 NUMBER 151 DATE **450 PUBLICATION** 270 LANGUAGE 171 PAID FOR

540 MARK 550 DETAILS 591 COLORS 732 HOLDER LMi 1995/10 (1995.12.19) FR

document with image; mark in color; color claimed;

KRAFT JACOBS SUCHARD S.A. (KRAFT JACOBS SUCHARD AG), (KRAFT JACOBS SUCHARD Ltd)
4-6, Klausstrasse, ZURICH (CH)

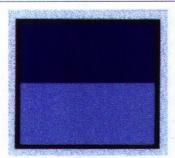
CH-8008

domiciled in 26.04.01, 29.01.05

841 ORIGIN

531 VIENNA CLASSIF.

- Page : 1 -



111 NUMBER 151 DATE

450 PUBLICATION 270 LANGUAGE

171 PAID FOR

540 MARK 550 DETAILS

591 COLORS

732 HOLDER

531 VIENNA CLASSIF.

841 ORIGIN 822 BASIC REG.

831 DESIGNATIONS

832 DESIGNATIONS

511 NICE CLASSIF. 511 GOOD/SERV

663040

1996.09.05

GAZ 1996/17 (1997.01.21)

EN 10 years

document with image; mark in color; color claimed;

silver, light and dark blue. argent, bleu clair et bleu foncé.

Beiersdorf AG

48, Unnastrasse, Hamburg (DE)

D-20245 domiciled in

25.05.02, 26.04.02, 26.04.09, 29.01.04

1996.07.18 395 52 355

AL, AM, AZ, BA, BG, BY, CH, CN, CU, CZ, DZ, EG, HR, HU, KG, KP, KZ, LI, LR, LV, MA, MC, MD, MK, MN, PL, RO, RU, SD, SI, SK,

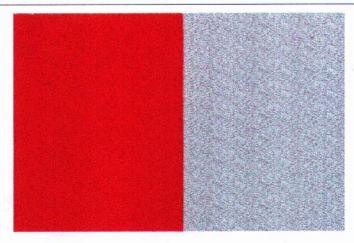
SM, TJ, UA, UZ, VN, YU

NO

03

Soaps, perfumery, eau de toilette, essential oils, body and beauty care preparations, in particular make-up, powder, rouge lipsticks, eye shadow, mascara, nail varnish, eyeliner, eyebrow pencils, skin care preparations in the form of cream, gel and lotions, skin cleansers and lotions, aftershave, aftershave balms, shaving creams and foams, preparations for the care, cleansing and embellishment of the hair, bath and shower additives, deodorants for personal use, sun care preparations, preparations for children's body and beauty care, children's soaps and shampoos.

Savons, produits de parfumerie, eau de toilette, huiles essentielles, préparations pour les soins du corps et de beauté, en particulier fards, poudres, rouge à lèvres, ombre à paupière, mascara, vernis à ongles, eye-liner, crayons pour les sourcils, produits pour les soins de la peau sous forme de crème, de gel et de lotion, nettoyants et lotions pour la peau, lotion après-rasage, baume après-rasage, crèmes et mousses à raser, préparations pour entretenir, nettoyer et embellir les cheveux, mélanges pour le bain



111 NUMBER 151 DATE **450 PUBLICATION** 270 LANGUAGE 171 PAID FOR 540 MARK 550 DETAILS **571 DESCRIPTION** 591 COLORS 732 HOLDER

531 VIENNA CLASSIF.

831 DESIGNATIONS

511 NICE CLASSIF.

511 GOOD/SERV

841 ORIGIN 822 BASIC REG. 664727 1996.10.31 GAZ 1996/19 (1997.02.07) 10 years

document with image; mark in color; color claimed; La protection de la forme n'est pas revendiquée. Orange = RAL 2004 ou pantone 164c; gris = RAL 7035 ou pantone 428u.

ANDREAS STIHL

115, Badstrasse, Waiblingen (DE)

D-71336

national of DE

25.05.01, 26.04.02, 26.04.09, 29.01.01, 29.01.06

1994.06.10 94 524 107

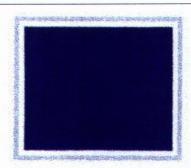
AM, AZ, BA, BG, BY, CH, CN, CZ, DZ, EG, HR, HU, KG, KP, KZ, LI, LV, MA, MC, MD, MK, PL, RO, RU, SD, SI, SK, SM, TJ, UA, VN, YU 07,08

Scies à moteur, meuleuses-tronçonneuses avec mécanisme de guidage, débroussailleuse à moteur, faucheuse à moteur, taille-haie à moteur, tarière à moteur indépendante ou dépendante d'un autre appareil, pulvérisateur à moteur aspirateur, souffleur à moteur, aspirateur souffleur à moteur à jet d'air dirigé, coupe-bordure électrique, cultivateur de terre dépendant d'un autre appareil, nettoyeur à aspiration et à haute-pression pour utilisation domestique et industrielle, appareil pour taille et coupe longitudinale.

08

Taille-haie manuel.

860 REFUSAL



111 NUMBER **151 DATE 450 PUBLICATION** 270 LANGUAGE 171 PAID FOR **540 MARK** 550 DETAILS

591 COLORS

732 HOLDER

531 VIENNA CLASSIF. 841 ORIGIN 822 BASIC REG. 831 DESIGNATIONS

832 DESIGNATIONS 511 NICE CLASSIF. 511 GOOD/SERV

860 REFUSAL

679474 1997.08.01

GAZ 1997/19 (1997.11.06)

EN 10 years

document with image; mark in color; color claimed;

Blue, silver. Bleu, argent.

Beiersdorf AG

48, Unnastrasse, Hamburg (DE)

D-20245 domiciled in 26.04.02, 26.04.07, 29.01.04

DE

1997.06.24 395 17 601 CH, CZ, HU, SK

NO 03

Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair

Préparations pour blanchir et autres substances pour lessiver; préparations pour nettoyer, polir, dégraisser et abraser; savons; produits de parfumerie, huiles essentielles, cosmétiques, lotions capillaires, dentifrices.

SK

Total refusal of protection .. [GAZ 1998/14] 1998.07.10

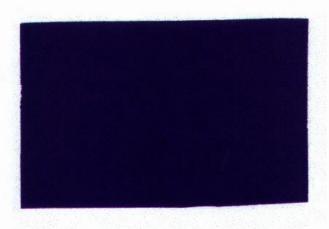
HU

Total refusal of protection .. [GAZ 1998/19] 1998.09.16

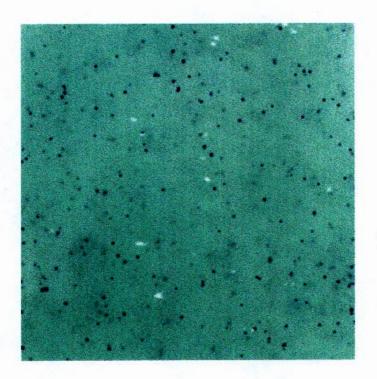
CZ

Total refusal of protection

- Page: 1 -



The Mark Consists of the Colour Purple



- Page : 1 -