



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

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No.3199

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APPLICATIONS FOR REGISTRATION OF TRADE MARKS IN NAMIBIA (Applications accepted in terms of Act No. 48 of 1973)

Any person who has grounds for objection to any of the following trade marks, may, within the prescribed time, lodge Notice of Opposition on form SM6 contained in the Second Schedule to the Trade Marks Rules in Namibia, 1973. The prescribed time is two months after the date of advertisement. This period may on application be extended by the Registrar. Where the Gazette is issued late, the period of opposition will count as from the date of issue and a notice relating thereto will be displayed on the public notice board in the Trade Marks Registry.

Formal opposition should not be lodged until after notice has been given by letter to the applicant for registration so as to afford him an opportunity of withdrawing his application before the expense of preparing the Notice of Opposition is incurred. Failing such notice to the applicant an opponent may not succeed in obtaining an order for costs.

"B" preceding the number indicates Part B of the Trade Mark Register.

Neither the office mentioned hereunder nor Solitaire Press CC., acting on behalf of the Government of Namibia, guarantee the accuracy of this publication or undertake any responsibility for errors or omissions or their consequences.

E.T. KAMBOUA
REGISTRAR OF TRADE MARKS FOR NAMIBIA

2002/0053 in Class 3: Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices; in the name of **THE VIRGIN COSMETICS COMPANY LIMITED**, a company incorporated in England and Wales of SALISBURY HOUSE, CITY FIELDS, TANGMERE, CHICHESTER, WEST SUSSEX PO20 6FP, UNITED KINGDOM.

Address for service: Engling, Stritter & Partners, 5th Floor, Namdeb Centre, Bülow Street, Windhoek.

FILED: 15 JANUARY 2002

MOISTURE BOOST

99/1346 in Class 36: Insurance, financial affairs; monetary affairs; real estate affairs; in the name of **SANTAM LIMITED** of Santam Head Office, 1 Sportica Crescent, Tyger Valley, Western Cape, Republic of South Africa.

Address for service: LORENTZ & BONE, 12th Floor, Frans Indongo Gardens, 19 Dr. Frans Indongo Street, Windhoek.

FILED: 30 SEPTEMBER 1999

SANTAM BROKERLINE

Associated with Trade Mark No. 81/0864

01/0691 in Class 34: Tobacco; smokers' articles; matches; in the name of **LEONARD DINGLER (PTY) LTD (REG. NO. 98/1801707)**, a South African Company of Siding Avenue, Boksburg East, Gauteng, Republic of South Africa.

Address for service: DM KISCH INC. c/o Lorentz & Bone, 12th, 13th and 14th Floors, Frans Indongo Gardens, Dr. Frans Indongo Street, Windhoek.

FILED: 23 MAY 2001

"The combination of the colours **"GOLD"** and **"BLACK"** as depicted on the mark is a distinctive element of the mark".

96/1412 in Class 5: Pharmaceutical, veterinary and sanitary preparations; dietetic substances adapted for medical use, food for babies; plasters, materials for dressings; material for stopping teeth, dental wax; disinfectants for human use; in the name of **SOUTH AFRICAN DRUGGISTS LIMITED**, a South African company of DRUGGISTS PARK, WOODLANDS DRIVE, SANDTON, GAUTENG.

Address for service: SPOOR & FISHER, 12th Floor, Frans Indongo Gardens, Bülow Street, Windhoek, Namibia.

FILED: 21 NOVEMBER 1996

LENOVATE

Associated with 82/0268

2001/1177 in Class 25: Clothing, footwear, headgear -; in the name of **MARC O'POLO INTERNATIONAL AB**, of Arstaangsvagen 1A, Box 44002, S-100 73 Stockholm, Sweden.

Address for service: WEBBER WENTZEL BOWENS, c/o Engling, Stritter & Partners, 5th Floor, Namdeb Centre, Bülow Street, Windhoek.

FILED: 2 OCTOBER 2001

MARC O'POLO

Associated with No. 2001/1176

2001/1176 in Class 9: Optical apparatus and instruments; spectacle frames (optical), sunglasses, magnifying glasses (optics), binoculars and their accessories; apparatus for recording, transmission or reproduction of sound or images; phonograph records, compact discs, music cassettes; cash registers, calculating machines; in the name of **MARC O'POLO INTERNATIONAL AB**, of Arstaangsvagen 1A, Box 44002, S-100 73 STOCKHOLM, SWEDEN.

Address for service: WEBBER WENTZEL BOWENS, c/o Engling, Stritter & Partners, 5th Floor, Namdeb Centre, Bülow Street, Windhoek.

FILED: 2 OCTOBER 2001

MARC O'POLO

Associated with No. 2001/1177

2002/1002 in Class 29: Meat, fish, poultry and game; meat extracts; preserved, dried and cooked fruits and vegetables; jellies, jams, eggs, milk and other dairy products; edible oils and fats; preserves, pickles; salad dressings; patties, sausages meatballs and fillings of all kinds and descriptions for sandwiches, burgers or otherwise in the class; frozen fruits, fruit jellies, fruit peel, fruit pulp, fruit salads and stewed fruit; potato chips; puddings; salads; soups; foodstuffs containing or consisting of the foregoing; goods associated with or forming part of all or any of the foregoing in the class; in the name of **PLEASURE FOODS (PTY) LTD**, of Pleasure Foods Building, Inyanga Close, Sunninghill, Gauteng, Republic of South Africa.

Address for service: DR WEDER, KRUGER & HARTMANN, Nimrod Building, Kasino Street, P O Box 864, Windhoek, Namibia.

FILED: 21 AUGUST 2002

Associated with 2002/1003

2002/1004 in Class 42: Procurement and provision of foods, alcoholic and non-alcoholic beverages of all kinds and descriptions; eating services of all kinds and descriptions; catering services of all kinds and descriptions; take-away, fast food and self service food outlets; cafes, tea rooms, cafeterias, canteens, restaurants, road houses and snack bars; accommodation, boarding houses, hotels, motels and tourist facilities; hospitals, nurseries, clinics, homes, sanatoriums,

salons and beauty salons; franchising services; distribution and merchandising services; services for, relating to or ancillary to all or any of the foregoing; in the name of **PLEASURE FOODS (PTY) LTD** of Pleasure Foods Building, Inyanga Close, Sunninghill, Gauteng, Republic of South Africa.
Address for service: DR WEDER, KRUGER & HARTMANN, Nimrod Building, Kasino Street, P O Box 864, Windhoek, Namibia.

FILED: 21 AUGUST 2002

Associated with 2002/1002

2002/1003 in Class 30: Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals; bread, biscuits, buns, cakes, pastry and confectionery; ices; honey, treacle; yeast, baking powder, salt, pepper, mustard; vinegar, sauces; spices; flavourings; ice; beverages; natural and artificial ice cream; sandwiches and burgers of all kinds and descriptions; pasta, pastries, pies, waffles; foodstuffs containing or consisting of the foregoing; goods associated with or forming part of all or any of the foregoing in the class; in the name of **PLEASURE FOODS (PTY) LTD** of Pleasure Foods Building, Inyanga Close, Sunninghill, Gauteng, Republic of South Africa.

Address for service: DR WEDER, KRUGER & HARTMANN, Nimrod Building, Kasino Street, P O Box 864, Windhoek, Namibia.

FILED: 21 AUGUST 2002

Associated with 2002/1004

00/1971 in Class 41: Education & Entertainment services (benefits & services related to performing arts presentations and entertainment, deductions on ticket prices, booking- & seating arrangements, dissemination of information); in the name of **THE NATIONAL THEATRE OF NAMIBIA**, a Namibian Art 21 Not for Gain company, of No 12 John Meinert Street, Windhoek, Namibia.

Address for service: THE NATIONAL THEATRE OF NAMIBIA, No. 12 of John Meinert Street, P O Box 3794, Windhoek, Namibia.

FILED: 30 NOVEMBER 2000

TUDHANENI-NTN MEMBERSHIP & DEVICE

"TUDHANENI" is a Oshiwambo word meaning "LET US PLAY"

Registration of this trade mark shall give no right to the exclusive use of the word "**MEMBERSHIP**" separately and apart from the mark.

The combination of the colours "**RED**", "**GREEN**", "**ORANGE**", "**PURPLE**" and "**BLUE**" as depicted on the representation accompanying the application, is an essential and distinctive feature of the mark.

00/1972 in Class 41: Education & Entertainment services (benefits & services related to performing arts presentations and entertainment, deductions on ticket prices, booking- & seating arrangements, dissemination of information); in the name of **THE NATIONAL THEATRE OF NAMIBIA**, a Namibian Art 21 Not for Gain company, of No. 12 John Meinert Street, Windhoek, Namibia.

Address for service: THE NATIONAL THEATRE OF NAMIBIA, No. 12 John Meinert Street, P.O. Box 3794, Windhoek, Namibia.

FILED: 30 NOVEMBER 2000

ARTBEAT-NTN YOUTH THEATRE CLUB & DEVICE

Registration of this trade mark shall give no right to the exclusive use of the word, "**ART**" and the phrase "**YOUTH THEATRE CLUB**" separately and apart from the mark.

The combination of the colours "**ORANGE**", "**GREEN**", "**PURPLE**", "**BROWN**" and "**VIOLET**" as depicted on the representation accompanying the application, is an essential and distinctive feature of the mark.

00/1973 in Class 41: Education & Entertainment services (benefits & services related to performing arts presentations and entertainment, deductions on ticket prices, booking- & seating arrangements, dissemination of information); in the name of **THE NATIONAL THEATRE OF NAMIBIA**, a Namibian Art 21 Not for Gain company, of No. 12 John Meinert Street, Windhoek, Namibia.

Address for service: THE NATIONAL THEATRE OF NAMIBIA, No. 12 John Meinert Street, P.O. Box 3794, Windhoek, Namibia.

FILED: 30 NOVEMBER 2000

NTN's ENCORE CORPORATE MEMBERSHIP & DEVICE

Registration of this trade mark shall give no right to the exclusive use of the words "**ENCORE**", "**CORPORATE**" and "**MEMBERSHIP**" separately and apart from the mark.

01/0706 in Class 41: Education & Entertainment services (benefits & services related to performing arts presentations and entertainment, deduction on tickets prices, booking- & seating arrangement, dissemination of information, special incentives for performing artists); in the name of **THE NATIONAL THEATRE OF NAMIBIA**, a Namibian Art 21 Not for Gain Association company, of No 12 John Meinert Street, Windhoek, Namibia.

Address for service: THE NATIONAL THEATRE OF NAMIBIA, No. 12 John Meinert Street, P O Box 3794, Windhoek, Namibia.

FILED: 28 MAY 2001

NAMIBIA MUSIC FACTORY & DEVICE

Registration of this trade mark shall give no right to the exclusive use of the words "**NAMIBIA**", "**MUSIC**", and "**FACTORY**" separately and apart from the mark.

The mark is limited to the colours "**BLACK**", "**RED**", "**BLUE**" and "**GREEN**".

2001/0748 in Class 30: Pasta, pasta sauces and dinner entrees comprised primarily of pasta; in the name of **BFC INVESTMENTS, L.P.**, a Delaware limited partnership, of 2711 Centerville Road, Wilmington, Delaware 19808, U.S.A. Address for service: Messrs. ADAMS & ADAMS, Namdeb Centre, 5th Floor, 10 Bülow Street, Windhoek, Namibia.

FILED: 14 JUNE 2001

CLASSICO

The applicant admits that registration of this trade mark shall not debar other persons from the *bona fide* descriptive use in the ordinary course of trade of the word "**CLASSIC**".

2002/0007 in Class 30 in respect of cocoa and preparations having a base of cocoa, chocolate, chocolates, confectionery, sweets, candies; sugar; chewing gum; bakery products, pastry, biscuits; food preparations included in class 30 for making desserts and puddings; ice cream and preparations for making ice cream; frozen confections; foodstuffs having a base of cereals; in the name of **SOCIETE DES PRODUITS NESTLE S.A.**, a Swiss company of 1800, Vevey, Switzerland. Address for service: Messrs. ADAMS & ADAMS, Namdeb Centre, 5th Floor, Dr Frans Indongo Street, Windhoek, Namibia.

FILED: 7 JANUARY 2002

LA CREMERIA

The Italian words "**LA CREMERIA** mean **THE CREAMERY**

Associated with 2002/0369

Section 24(1)(b)

2002/0369 in Class 30 in respect of: Cocoa and preparations having a base of cocoa, chocolate, chocolates, confectionery, sweets, candies; sugar; chewing gum; bakery products, pastry, biscuits; food preparations included in class 30 for making desserts and puddings; ice cream and preparations for making ice cream; frozen confections; foodstuffs having a base of cereals; in the name of **SOCIETE DES PRODUITS NESTLE S.A.**, a Swiss company of 1800, Vevey, Switzerland. Address for service: Messrs. ADAMS & ADAMS, Namdeb Centre, 5th Floor, Dr Frans Indongo Street, Windhoek, Namibia.

FILED: 14 MARCH 2002

The Italian words "**LA CREMERIA** mean **THE CREAMERY**

The mark is limited to the colours "**BLUE**", "**YELLOW**" and "**GOLD**" substantially as shown on the representation affixed to the form of application.

Section 24(1)(b)

2002/0678 in Class 29 in respect of: milk, cream, butter, cheese, yoghurts and other milk-based preparations; milk substitutes, protein preparation for food; non-dairy-creamers; in the name of **SOCIETE DES PRODUITS NESTLE S.A.**, a Swiss company of 1800, Vevey, Switzerland. Address for service: Messrs. ADAMS & ADAMS, Namdeb Centre, 5th Floor, Dr Frans Indongo Street, Windhoek, Namibia.

FILED: 6 JUNE 2002

ESPIRO

Associated with 2002/0679

Section 24(1)(b)

2002/0679 in Class 30 in respect of: Desserts, food preparations included in class 30 for making desserts; ice cream, water ices, sherbets, frozen confections, frozen cakes, soft ice, frozen desserts, preparations for making ice cream and/or water ices and/or sherbets and/or frozen confections and/or frozen cakes and/or soft ice and/or frozen desserts; in the name of **SOCIETE DES PRODUITS NESTLE S.A.**, a Swiss company of 1800, Vevey, Switzerland. Address for service: Messrs. ADAMS & ADAMS, Namdeb Centre, 5th Floor, Dr Frans Indongo Street, Windhoek, Namibia.

FILED: 6 JUNE 2002

ESPIRO

Associated with 2002/0678

Section 24(1)(b)

2002/0984 in Class 25: Clothing, footwear, headgear; in the name of **MR PRICE GROUP LIMITED**, a South African company of Upper Level, North Concourse, Durban Station, 65 NMR Avenue, Durban, Kwazulu/Natal, Republic of South Africa. Address for service: ADAMS & ADAMS, Namdeb Centre, 5th Floor, 10 Bülow Street, Windhoek, Namibia.

FILED: 22 AUGUST 2002

BODY MATERIAL

Registration of this trade mark shall give no right to the exclusive use of the word "**BODY**", or of the word "**MATERIAL**", each separately and apart from the mark.

2002/1046 in Class 33 in respect of: Alcoholic beverages (except beers); in the name of **SABMiller Finance, B.V.**, a Dutch company of Hofplein 19, 3032 AC Rotterdam, The Netherlands. Address for service: Messrs. ADAMS & ADAMS, 5th Floor, Namdeb Centre, Dr Frans Indongo Street, Windhoek, Namibia.

FILED: 13 SEPTEMBER 2002

Registration of this trade mark shall give no right to the exclusive use of the word "NATURE".

"It is a condition of registration that the trade mark will only be used upon or in relation to goods from or containing "MANGO" or made from or containing products of "MANGO" or derivatives thereof".

Associated with 2002/1045

Section 24 (1)(b)

2002/1061 in Class 5: Pharmaceutical and medicinal preparations for human use, namely anti-infectives; in the name of **BEECHAM GROUP P.L.C.**, a British company, of 980 Great West Road, Brentford, Middlesex TW8 9GS, England. Address for service: Messrs ADAMS & ADAMS, 5th Floor, Namdeb Centre, Dr Frans Indongo Street, Windhoek, Namibia.

FILED: 19 SEPTEMBER 2002

BACTROBAN

98/1379 in Class 9: Scientific, electronic and teaching apparatus and instruments; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; recorded compact discs and other media carrying data, sounds and/or images; computers and data processing equipment; in the name of **JUTA & COMPANY LIMITED**, a South African company, Mercury Crescent, Wetton, South Africa.

Address for service: SPOOR & FISHER, c/o Lorentz & Bone, 19 Stübel Street, Frans Indongo Gardens, Windhoek, Namibia, 9001.

FILED: 8 OCTOBER 1998

JUTASTAT

98/1380 in Class 16: Paper, cardboard and goods made from these materials, not included in other classes; books, printed matter, bookbinding material; photographs; stationery; instructional and teaching material; in the name of **JUTA & COMPANY LIMITED**, a South African company, Mercury Crescent, Wetton, South Africa.

Address for service: SPOOR & FISHER, c/o Lorentz & Bone, 19 Stübel Street, Frans Indongo Gardens, Windhoek, Namibia, 9001.

FILED: 8 OCTOBER 1998

JUTASTAT

1998/1381 in Class 35: Services for, in connection with, or relating to: advertising; business management; business administration; office functions, retailing of books, software and other media used in disseminating information of literature; in the name of **JUTA & COMPANY LIMITED**, a South African company, Mercury Crescent, Wetton, South Africa.

Address for service: SPOOR & FISHER, c/o Lorentz & Bone, 19 Stübel Street, Frans Indongo Gardens, Windhoek, Namibia, 9001.

FILED: 8 OCTOBER 1998

JUTASTAT

1998/1382 in Class 41: Services for, in connection with, or relating to: education; providing training; entertainment; cultural activities; publication of books and other media for disseminating information or literature; in the name of **JUTA & COMPANY LIMITED**, a South African company, Mercury Crescent, Wetton, South Africa.

Address for service: SPOOR & FISHER, c/o Lorentz & Bone, 19 Stübel Street, Frans Indongo Gardens, Windhoek, Namibia, 9001.

FILED: 8 OCTOBER 1998

JUTASTAT

1998/1383 in Class 42: Services for, in connection with, or relating to: scientific and industrial research; computers and computer software; in the name of **JUTA & COMPANY LIMITED**, a South African company, Mercury Crescent, Wetton, South Africa.

Address for service: SPOOR & FISHER, c/o Lorentz & Bone, 19 Stübel Street, Frans Indongo Gardens, Windhoek, Namibia, 9001.

FILED: 8 OCTOBER 1998

JUTASTAT

97/1785 in Class 42: Wholesale, retail, merchandising, marketing and distribution services; in the name of **ELLERINE HOLDINGS LIMITED**, a South African company, Ellerine Centre, 236 Victoria Street, Germiston, South Africa.

Address for service: SPOOR & FISHER, c/o Lorentz & Bone, 19 Stübel Street, Frans Indongo Gardens, Windhoek, Namibia, 9001.

FILED: 11 DECEMBER 1997

VALUE BUYS

"Registration of this trade mark shall give no right to the exclusive use of the word "VALUE", separately apart from the mark".

98/0096 in Class 9: Telephone, telegraph, telephony and message transmission and reception sets and instruments; identification magnetic cards; computers and computer programs; computer data and peripheral media; in the name of **TELEFONICA, S.A.**, a Spanish company, Gran via 28, 28013, Madrid, Spain.

Address for service: SPOOR & FISHER, c/o Lorentz & Bone, 19 Stübel Street, Frans Indongo Gardens, Windhoek, Namibia, 9001.

FILED: 29 JANUARY 1998

The combination of the colours "**GOLD**" and "**GREEN**", as depicted on the representation accompanying the application, is an essential and distinctive feature of the mark.

Applicants admit that registration of this trade mark shall not debar others from the *bona fide* descriptive use in the ordinary course of trade of the word "**MOVIE**".

Registration of this trade mark shall give no right to the exclusive use of the word "**STAR**", separately and apart from the mark.

Associated with 98/0097

98/0097 in Class 35: Trading business management and publicity services; in the name of **TELEFONICA, S.A.**, a Spanish company, Gran via 28, 28013, Madrid, Spain.

Address for service: SPOOR & FISHER, c/o Lorentz & Bone, 19 Stübel Street, Frans Indongo Gardens, Windhoek, Namibia, 9001.

FILED: 29 JANUARY 1998

Applicants admit that registration of this trade mark shall not debar others from the *bona fide* descriptive use in the ordinary course of trade of the word "**MOVIE**".

Registration of this trade mark shall give no right to the exclusive use of the word "**STAR**" separately and apart from the mark.

The combination of the colours "**GOLD**" and "**GREEN**", as depicted on the representation accompanying the application, is an essential and distinctive feature of the mark.

Associated with 98/0098

98/0098 in Class 38: Telecommunication services; in the name of **TELEFONICA, S.A.**, a Spanish company, Gran via 28, 28013, Madrid, Spain.

Address for service: SPOOR & FISHER, c/o Lorentz & Bone, 19 Stübel Street, Frans Indongo Gardens, Windhoek, Namibia.

FILED: 29 JANUARY 1998

The combination of the colours "**GOLD**" and "**GREEN**", as depicted on the representation accompanying the application, is an essential and distinctive feature of the mark.

Applicants admit that registration of this trade mark shall not debar others from the *bona fide* descriptive use in the ordinary course of trade of the word "**MOVIE**".

Registration of this trade mark shall give no right to the exclusive use of the word "**STAR**" separately and apart from the mark.

Associated with 98/0099

98/0099 in Class 42: Computer programming services; software production and updating for computers; engineering and consulting of computerizing systems; engineer works and technical expert works (expert reports); study and achievement of technical projects of enterprises (non-related to business management); in the name of **TELEFONICA, S.A.**, a Spanish company, Gran via 28, 28013, Madrid, Spain.
Address for service: SPOOR & FISHER, c/o LORENTZ & BONE, 12th Floor, Frans Indongo Gardens, 19 Bülow Street, Windhoek.

FILED: 29 JANUARY 1998

The combination of the colours "**GOLD**" and "**GREEN**", as depicted on the representation accompanying the application, is an essential and distinctive feature of the mark.

Applicants admit that registration of this trade mark shall not debar others from the *bona fide* descriptive use in the ordinary course of trade of the word "**MOVIE**".

Registration of this trade mark shall give no right to the exclusive use of the word "**STAR**" separately and apart from the mark.

Associated with 98/0096