

# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

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N\$2.00

WINDHOEK - 20 March 2008

No. 4015

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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 Capital Press (Pty) Ltd., 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

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2005/1160 in class 39: Tour operating activities throughout Namibia, including, but not limited to, overnighing, camping and all other activities related thereto, as well as activity planning, transfers and the business of an informal trader and events organizer and all services necessarily connected with or related to the activities/services etc aforesaid in the name of **OASE TOURS CC**, with registration number CC/2003/1859, and address of registered office being no. 55 Tenth Road, Walvis Bay, Republic of Namibia.

Address for service: MB DE KLERK & ASSOCIATES, 2nd Floor, South Block C, Maerua Park, Centaurus Road, Windhoek, Namibia.



Filed: 19th July 2005

Registration of this trademark shall give no right to the exclusive use of the "tree devices" separately and apart from the mark.

05/1885 in Class 25: Clothing, footwear and headgear. In the name of **SEVEN FOR ALL MANKIND LLC**, a Delaware limited liability company, of 4440 E 26St Street, Vernon, California 90058, United States of America.

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



FILED: 7 October 2005

2002/0714 in class 16: Disposable nappies for babies (cellulose), tissues of paper all included in this class in the name of **NAMIBIA NAPPY MANUFACTURERS CC**, a Namibian company of 2059, Rail Street, Arandis.

Address for Service: H. Manga, P.O. Box 322, Arandis.



FILED: 14 June 2002

Registration of this trademark shall give no right to the exclusive use of the words "COMFORT", and "STAY" each separately and apart from the mark.

2003/0687 in Class 35 in respect of Business management; business and corporate intelligence and investigative services; due diligence services; risk assessment and analysis services ; in the name of **BRIAN ADAMS & ASSOCIATES (PROPRIETARY) LIMITED** a South African company of 262 Sydenham Road, Berea Durban, KwaZulu/Natal, Republic of South Africa.

Address for Service: MESSRS ADAMS & ADAMS, c/o 12 Love Street, Windhoek, Namibia.



FILED: 14 August 2003

Associated with: 2003/0688 & 2003/0686

2003/0688 in Class 42 in respect of Investigative, forensic and security services; in the name of **BRIAN ADAMS & ASSOCIATES (PROPRIETARY) LIMITED** a South African company of 262 Sydenham Road, Berea Durban, KwaZulu/Natal, Republic of South Africa.

Address for Service: MESSRS ADAMS & ADAMS, c/o 12 Love Street, Windhoek, Namibia.



FILED: 14 August 2003

Associated with: 2003/0687

2002/1317 in class 03: Hair products including hair shampoo and conditioners which promote hair growth in humans, in the name of **NIOXIN RESEARCH LABORATORIES, INC.** of 1781 Westfork Drive, Lithia Springs, Georgia 30122-1565, United States of America.

Address for service: DR WEDER, KAUTA & HOVEKA INC, P.O. Box 864, Windhoek, Namibia.

FILED: 21 November 2002

**NIOXIN**

2005/1116 in class 36: Financial services; monetary services; fund raising services; services ancillary or related to the aforementioned all in class 36, in the name of The Trustees for the time being of **THE NELSON MANDELA CHILDREN'S FUND** A South African Trust of 21 Eastwold Way, Cnr Oxford Road, Saxonwold, 2196, South Africa.

Address for service: DR WEDER, KAUTA & HOVEKA INC, P.O. Box 864, Windhoek, Namibia.

FILED: 8 July 2005

**CHANGING THE WAY SOCIETY TREATS ITS CHILDREN AND YOUTH**

2005/1117 in class 36: Financial services; monetary services; fund raising services; services ancillary or related to the aforementioned all in class 36, in the name of The Trustees for the time being of **THE NELSON MANDELA CHILDREN'S FUND** A South African Trust of 21 Eastwold Way, Cnr Oxford Road, Saxonwold, 2196, South Africa.

Address for service: DR WEDER, KAUTA & HOVEKA INC, P.O. Box 864, Windhoek, Namibia.



FILED: 8 July 2005

2005/1115 in class 35: Retail, wholesale, selling, offering for sale and sale of products including cellular telephones, accessories and parts for cellular telephones; offering contracts for cellular telephone subscribers; consultancy services and inquiry services for subscribers; voicemail services; information relating to the above; business and management consultancy services; franchising; advertising; information; services ancillary and related to the foregoing in class 35., in the name of **MASSTORES (PTY) LIMITED** incorporated in South Africa of 19 Girton Road, Parktown, 2193, South Africa.

Address for service: DR WEDER, KAUTA & HOVEKA INC, P.O. Box 864, Windhoek, Namibia.



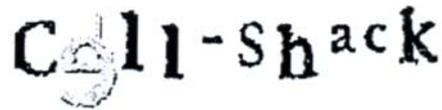
FILED: 8 July 2005

**E Device (Colour)**

The colours "**light green**" and "**dark green**" as depicted in the accompanying representation are an essential and distinctive feature of the mark.

2005/1114 in class 35: Retail, wholesale, selling, offering for sale and sale of products including cellular telephones, accessories and parts for cellular telephones; offering contracts for cellular telephone subscribers; consultancy services and inquiry services for subscribers; voicemail services; information relating to the above; business and management consultancy services; franchising; advertising; information; services ancillary and related to the foregoing in class 35, in the name of **MASSTORES (PTY) LIMITED** incorporated in South Africa of 19 Girton Road, Parktown, 2193, South Africa.

Address for service: DR WEDER, KAUTA & HOVEKA INC, P.O. Box 864, Windhoek, Namibia.



FILED: 8 July 2005

**CELL-SHACK STYLIZED**

2003/1128 in class 36: Insurance, financial affairs, monetary affairs, real estate affairs and all related matters in this class in the name of **BANK WINDHOEK LIMITED** incorporated in Namibia of 5<sup>th</sup> Floor, Bank Windhoek Building, 262 Independence Avenue, Windhoek, Namibia.

Address for service: DR WEDER, KAUTA & HOVEKA INC, WKH House, Ausspanplatz, Jan Jonker Road, Windhoek, Republic of Namibia.

Filed: 10 November 2003

**TOGETHER WE DO BETTER**

Associated with trademark no: 03/1129

Registration of this trademark shall give no right to the exclusive use of the words "**TOGETHER**" and "**BETTER**" each separately and apart from the mark.

2003/1129 in class 42: Legal services, tax, estate and financial planning, advisory and consulting, drafting and safekeeping of wills, administration of estates, conveyancing and safe-keeping of ancillary documents; services ancillary or related to the aforementioned all in class 42 in the name of **BANK WINDHOEK LIMITED** incorporated in Namibia of 5<sup>th</sup> Floor, Bank Windhoek Building, 262 Independence Avenue, Windhoek, Namibia.

Address for service: DR WEDER, KAUTA & HOVEKA INC, WKH House, Ausspanplatz, Jan Jonker Road, Windhoek, Republic of Namibia.

Filed: 10 November 2003

**TOGETHER WE DO BETTER**

Associated with trademark no: 03/1128

Registration of this trademark shall give no right to the exclusive use of the words "**TOGETHER**" and "**BETTER**" each separately and apart from the mark.

05/1953 in Class 3: Soaps, perfumery, essential oils, cosmetics, hair lotions; eyemakeup including mascara.; in the name of **REVLON (SUISSE) S.A.**, a joint stock company organised under the laws of Switzerland, Badenerstrasse 116, 8952, Schlieren, Switzerland.

Address for Service: SPOOR & FISHER, c/o H.D. BOSSAU & CO, 15th Floor, Frans Indongo Gardens, Dr Frans Indongo Street, Windhoek, Republic of Namibia.

FILED: 19 October 2005

### LASHES GO BIG

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2005/0938 in class 5: Pharmaceutical and veterinary preparations; sanitary preparations for medical purposes; dietetic substances adapted for medical use, food for babies; plasters, materials for dressings; material for stopping teeth, dental wax in the name of **BIOFARMA**, a French societe par Actions Simplifiee, 22 rue Garnier, 92200 Neuilly-Sur-Seine, France.

Address for service: SPOOR & FISHER c/o H.D. BOSSAU & CO., 15th Floor, Frans Indongo Gardens, Dr. Frans Indongo Street, Windhoek, Republic of Namibia.

FILED: 21 June 2005

### VITA-THION

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2005/2299 in class 20: Furniture including beds and mattresses; picture frames; goods (not included in other classes) of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics: in the name of **ELLERINE HOLDINGS LIMITED**, a South African Company, 131 van Beek Street, Ellis Park, Johannesburg, Gauteng, South Africa.

Address for service: SPOOR & FISHER, C/O LORENTZ & BONE, Bülow Street, Frans Indongo Gardens, Windhoek, Namibia.

Filed: 24 November 2005

### SERENITY

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05/1889 in Class 29: Meat, fish, poultry and game; meat extracts; preserved, dried and cooked fruits and vegetables; jellies, jams, fruit sauces; eggs, milk and milk products; edible oils and fats; non-dairy toppings, icings, fillings and creamers; in the name of **RICH PRODUCTS CORPORATION**, a corporation organised and existing under the laws of the State of Delaware, 1150 Niagara Street, Buffalo, New York 14213, United States of America.

Address for Service: SPOOR & FISHER, c/o H.D. BOSSAU & CO, 15th Floor, Frans Indongo Gardens, Dr. Frans Indongo Street, Windhoek, Republic of Namibia.

FILED: 11 October 2005

### RICH'S

Associated with 05/1888, 96/0381

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05/1888 in Class 30: Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals; pastry and confectionery; frozen and fresh baked products including rolls, breads, cookies, biscuits and muffins; non-dairy toppings, icings, fillings and creamers; ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice; in the name of **RICH PRODUCTS CORPORATION**, a corporation organised and existing under the laws of the State of Delaware, 1150 Niagara Street, Buffalo, New York 14213, United States of America.

Address for Service: SPOOR & FISHER, c/o H.D. BOSSAU & c/o, 15th Floor, Frans Indongo Gardens, Dr Frans Indongo Street, Windhoek, Republic of Namibia.

FILED: 11 October 2005

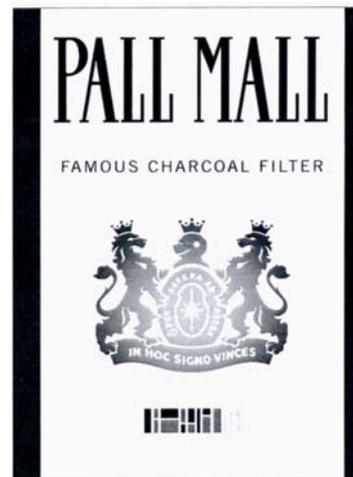
### RICH'S

Associated with 05/1889

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05/1353 in Class 34: Cigarettes, tobacco, tobacco products, smokers' articles, lighters, matches; in the name of Rothmans of Pall Mall, London, Limited, a limited liability company incorporated in South Africa, 34 Alexander Street, Stellenbosch, South Africa.

Address for Service: SPOOR & FISHER, c/o H.D. BOSSAU & CO, 15th Floor, Frans Indongo Gardens, Dr. Frans Indongo Street, Windhoek, Republic of Namibia.



FILED: 16 August 2005

Associated with 2005/1352

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2005/1122 in class 12: Automobile tyres; vehicle tyres; commercial vehicle tyres, motorcycle tyres; bicycle tyres; cycle tyres; pneumatic tyres and tubes; parts and fittings for all the aforesaid goods in the name of **HERCULES TIRE & RUBBER COMPANY**, a company organized and existing under the laws of the State of Connecticut, 1300 Morrical Boulevard, Findlay OH 45840, United States of America.

Address for service: H.D. BOSSAU & CO, 15th Floor, Frans Indongo Gardens, Dr. Frans Indongo Street, Windhoek, Republic of Namibia.

FILED: 12 July 2005

### HERCULES

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2005/1121 in class 12: Automobile tyres; vehicle tyres; commercial vehicle tyres, motorcycle tyres; bicycle tyres; cycle tyres; pneumatic tyres and tubes; parts and fittings for all the aforesaid goods in the name of **HERCULES TIRE & RUBBER COMPANY**, a company organized and existing under the laws of the State of Connecticut, 1300 Morrival Boulevard, Findlay OH 45840, United States of America.

Address for service: H.D. Bossau & Co, 15th Floor, Frans Indongo Gardens, Dr. Frans Indongo Street, Windhoek, Republic of Namibia.

FILED: 12 July 2005

#### MERIT

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05/1350 in Class 16: Paper, cardboard and printed matter; all for use in relation to packaging; in the name of **ROTHMANS OF PALL MALL, LONDON, LIMITED**, a limited liability company incorporated in South Africa, 34 Alexander Street, Stellenbosch, South Africa.

Address for Service: SPOOR & FISHER, c/o H.D. BOSSAU & CO, 15th Floor, Frans Indongo Gardens, Dr. Frans Indongo Street, Windhoek, Republic of Namibia.

# PALLM PAC

FILED: 16 August 2005

#### PALLM PAC Special Form

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 "PACK".

Associated with 05/1351

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05/1351 in Class 34: Cigarettes, tobacco, tobacco products, smokers' articles, lighters, matches; in the name of **ROTHMANS OF PALL MALL, LONDON, LIMITED**, a limited liability company incorporated in South Africa, 34 Alexander Street, Stellenbosch, South Africa.

Address for Service: SPOOR & FISHER, c/o H.D. BOSSAU & CO, 15th Floor, Frans Indongo Gardens, Dr Frans Indongo Street, Windhoek, Republic of Namibia.

# PALLM PAC

FILED: 16 August 2005

#### PALLM PAC Special Form

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 "PACK".

Associated with 05/1350

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05/1352 in Class 34: Cigarettes, tobacco, tobacco products, smokers' articles, lighters, matches; in the name of **ROTHMANS OF PALL MALL, LONDON, LIMITED**, a limited liability company incorporated in South Africa, 34 Alexander Street, Stellenbosch, South Africa.

Address for Service: SPOOR & FISHER, c/o H.D. BOSSAU & CO, 15th Floor, Frans Indongo Gardens, Dr Frans Indongo Street, Windhoek, Republic of Namibia.



FILED: 16 August 2005

#### PALL MALL Word & Device Colour

Associated with 2005/1161

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05/1290 in Class 3: Detergents; preparations and substances, all for laundry use; fabric conditioning preparations, fabric softeners; bleaching preparations; stain removing preparations; deodorizing and freshening preparations for use on clothing and textiles; soaps; soaps for brightening textiles; preparations for washing clothing and textiles by hand; laundry starch; cleaning, polishing, scouring and abrasive preparations; in the name of **UNILEVER PLC, A BRITISH COMPANY**, Port Sunlight, Wirral, Merseyside, United Kingdom.

Address for Service: SPOOR & FISHER, c/o H.D. BOSSAU & CO, 15th Floor, Frans Indongo Gardens, Dr. Frans Indongo Street, Windhoek, Republic of Namibia.

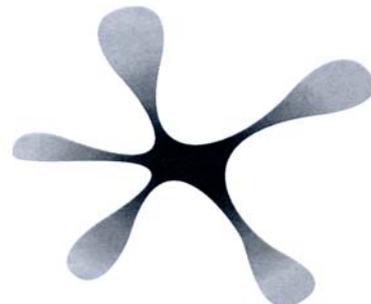
FILED: 10 August 2005

#### DIRT IS GOOD

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05/1291 in Class 3: Detergents; preparations and substances, all for laundry use; fabric conditioning preparations, fabric softeners; bleaching preparations; stain removing preparations; deodorizing and freshening preparations for use on clothing and textiles; soaps; soaps for brightening textiles; preparations for washing clothing and textiles by hand; laundry starch; cleaning, polishing, scouring and abrasive preparations; in the name of **UNILEVER PLC, A BRITISH COMPANY**, Port Sunlight, Wirral, Merseyside, United Kingdom.

Address for Service: SPOOR & FISHER, c/o H.D. BOSSAU & CO, 15th Floor, Frans Indongo Gardens, Dr. Frans Indongo Street, Windhoek, Republic of Namibia.



FILED: 10 August 2005

#### SPLAT DEVICE

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