

WIPO



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WORLD INTELLECTUAL PROPERTY ORGANIZATION
GENEVA

SPECIAL UNION FOR THE INTERNATIONAL CLASSIFICATION OF GOODS AND SERVICES FOR THE PURPOSES OF THE REGISTRATION OF MARKS (NICE UNION)

PREPARATORY WORKING GROUP

Twenty-Fifth Session
Geneva, January 31 to February 4, 2005

REPORT

adopted by the Preparatory Working Group

INTRODUCTION

1. The Preparatory Working Group of the Committee of Experts of the Nice Union (hereinafter referred to as “the Working Group”) held its twenty-fifth session in Geneva from January 31 to February 4, 2005.
2. The following current members of the Working Group were represented at the session: Austria, China, Denmark, Finland, France, Germany, Hungary, Ireland, Japan, Latvia, Luxembourg, Mexico, Netherlands, Norway, Portugal, Republic of Korea, Romania, Russian Federation, Slovenia, Spain, Sweden, Switzerland, United Kingdom, United States of America (24). The Benelux Trademark Office (BBM) and the Commission of the European Communities (CEC) were represented by observers.
3. The Working Group noted that, in accordance with the Rules of Procedure of the Committee of Experts of the Nice Union, Brazil, Greece, India, Iraq, Lithuania, Poland, Qatar, Singapore, Slovakia and Sudan were also represented by observers.
4. The list of participants appears in Annex I to this report.

5. The session was opened by Mr. Jean-Paul Hoebreck, Deputy Director, International Trademark and Industrial Design Classifications Service, International Registrations Administration Department, Sector of Trademarks, Industrial Designs and Geographical Indications (WIPO), who welcomed the participants on behalf of the Director General.

ELECTION OF OFFICERS

6. The Working Group unanimously elected Mr. Normunds Lamsters (Latvia) as Chair and Mr. Robert Voskanian (Russian Federation) as Vice-Chair.

7. Mr. Jean-Paul Hoebreck (WIPO) acted as Secretary of the session.

ADOPTION OF THE AGENDA

8. The Working Group unanimously adopted the agenda, which is reproduced in Annex II to this report.

CONCLUSIONS, DISCUSSIONS AND DECISIONS

9. As decided by the Governing Bodies of WIPO at their tenth series of meetings, held from September 24 to October 2, 1979 (see paragraphs 51 and 52 of document AB/X/32), the report on this session reflects only the conclusions of the Working Group (decisions, recommendations, opinions, etc.) and does not, in particular, reproduce the statements made by any participant, except where a reservation in relation to any specific conclusion of the Working Group was expressed or repeated after the conclusion was reached.

CONSIDERATION OF A PROPOSAL CONCERNING THE CLASSIFICATION OF "MOTORS AND ENGINES; COUPLINGS AND TRANSMISSION COMPONENTS" IN CLASSES 7 AND 12

10. Discussions were based on document CLIM/GTP/25/4.

11. The Working Group approved the proposal as shown in Annex III to this report.

CONSIDERATION OF A PROPOSAL FOR CHANGES RELATING TO THE CLASSIFICATION OF EXISTING INDICATIONS OF GOODS "MADE OF PRECIOUS METAL" AND "NOT MADE OF PRECIOUS METAL"

12. Discussions were based on document CLIM/GTP/25/5.

13. The Working Group approved a number of changes, which are shown in Annex IV to this report.

CONSIDERATION OF A PROPOSAL FOR REVISION OF THE CLASSIFICATION OF INDICATIONS RELATING TO “ANIMAL WASHES” IN CLASSES 3 AND 5

14. Discussions were based on document CLIM/GTP/25/6.

15. The Working Group agreed to reject the proposal (see Annex V to this report).

CONSIDERATION OF A PROPOSAL FOR CHANGES TO CLASSES 32 AND 33

16. Discussions were based on document CLIM/GTP/25/7.

17. During the deliberations, Norway presented a document to the Working Group with a view to simplifying not only the classification of indications relating to beverages in the above two classes but also the classification of foodstuffs of animal or vegetable origin prepared for consumption or conservation in Classes 29 and 30. To that end, Norway suggested merging Classes 32 and 33 (relating to beverages), merging Classes 29 and 30 (relating to foodstuffs) and transferring certain products from Class 5 to one or to other of the classes to be restructured. As the members of the Working Group had shown a keen interest in the further development of the Norwegian proposal, the International Bureau decided to withdraw its proposal on the revision of Classes 32 and 33.

18. The Working Group noted the withdrawal of the proposal by the International Bureau and that Norway would submit for consideration, at the next session of the Working Group, a study with full details of all the changes that would be made to the Classes 5, 29, 30, 32 and 33 of the Nice Classification.

CONSIDERATION OF A PROPOSAL FOR THE TRANSFER OF THE CLASS HEADING “LEGAL SERVICES” AND RELATED INDICATIONS FROM CLASS 42 TO CLASS 45

19. Discussions were based on document CLIM/GTP/25/8.

20. The Working Group approved the proposed changes as shown in Annex VI to this report.

CONSIDERATION OF A SUMMARY TABLE OF ADDITIONAL PROPOSALS FOR CHANGES TO THE EIGHTH EDITION OF THE NICE CLASSIFICATION

21. Discussions were based on document CLIM/GTP/25/ 9, containing changes to be made to the Nice Classification submitted by Japan, Mexico, Singapore, Switzerland, the United Kingdom and the Benelux Trademark Office (BBM).

22. The Working Group approved a number of changes, which are shown in Annex VII to this report.

NEXT SESSION OF THE COMMITTEE OF EXPERTS OF THE NICE UNION

23. The Working Group noted that the twentieth session of the Committee of Experts of the Nice Union would take place in Geneva from October 10 to 14, 2005.

NEXT SESSION OF THE WORKING GROUP

24. The Working Group noted that its next session could be held in Geneva in the second half of 2006.

25. The Working Group unanimously adopted this report at its closing session on February 4, 2005.

[Annexes follow]