

ЗАКЛЮЧЕНИЕ
по результатам рассмотрения ☒ возражения ☐ заявления

Коллегия в порядке, установленном частью четвертой Гражданского кодекса Российской Федерации (далее – Кодекс) и Правилами подачи возражений и заявлений и их рассмотрения в Палате по патентным спорам, утвержденными приказом Роспатента от 22.04.2003 № 56, зарегистрированным в Министерстве юстиции Российской Федерации 08.05.2003 № 4520 (далее – Правила ППС), рассмотрела возражение, поступившее 03.12.2018, поданное компанией «Медиа Парфюмс С.р.л.», Италия (далее – заявитель), на решение Федеральной службы по интеллектуальной собственности об отказе в предоставлении правовой охраны на территории Российской Федерации знаку по международной регистрации №1356396 (далее – решение Роспатента), при этом установлено следующее.

Международная регистрация знака «PIKENZ» с конвенционным приоритетом от 29.07.2016 была произведена Международным бюро Всемирной организации интеллектуальной собственности (далее – МБ ВОИС) за №1356396 в отношении товаров 03 класса МКТУ на имя «Media Parfums S.r.l.», Италия (далее – заявитель).

Роспатентом 17.10.2018 принято решение об отказе в предоставлении правовой охраны на территории Российской Федерации знаку по международной регистрации №1356396 в отношении всех товаров 03 класса МКТУ (далее - решение Роспатента). В предварительном решении от 20.02.2018 было указано, что знак по международной регистрации №1356396 не соответствует требованиям пункта 6 статьи 1483 Кодекса, а также пункта 3 статьи 1497 Кодекса. Указанное обосновывается тем, что знак по международной регистрации №1356396 сходен до степени смешения со:

PIKENZ
The First

- знаком «» по международной регистрации №514761 с приоритетом от 26.06.1987, правовая охрана которому предоставлена на имя компании «PIKENZ THE FIRST AKTIENGESELLSCHAFT», Лихтенштейн, в отношении однородных товаров 03 класса МКТУ (1);



- знаком « » по международной регистрации №620481 с приоритетом от 05.05.1994, правовая охрана которому предоставлена на имя компании «PIKENZ THE FIRST AKTIENGESELLSCHAFT», Лихтенштейн, в отношении однородных товаров 03 класса МКТУ (2).

Кроме того, в решении указывалось на то, что в перечне знака по международной регистрации №1356396 содержатся повторяющиеся позиции товаров 03 класса МКТУ.

В поступившем возражении заявитель выразил свое несогласие с решением Роспатента, при этом доводы возражения сводятся к следующему:

- в отношении знака (1) не было осуществлено продление срока его действия. Сведения о прекращении охраны товарного знака внесены в международный реестр 06 января 2018 года и опубликованы ВОИС 18 января 2018 года. На данном основании данная регистрация товарного знака не может являться препятствием для предоставления правовой охраны знаку по международной регистрации № 1356396;

- противопоставленный знак (2) был отчужден заявителю, в связи с чем он также не является препятствием для предоставления правовой охраны знаку по международной регистрации №1356396;

- заявитель просит ограничить перечень товаров 03 класса МКТУ, исключив из него следующие повторяющиеся позиции: «hair preparations and treatments; food flavorings [essential oils]; cake flavorings [essential oils]; non-medicated lotions; skin conditioners: bath foam; sun protecting creams [cosmetics]; body oils [for cosmetic use]; hair care lotions; eye-lashes (false -); mouthwashes, not for medi-cal purposes; eye make-up; anti-wrinkle cream; hand creams; non-medicated cleansing creams; face creams for cosmetic use; hair bleaching preparations; depilatories; detergents for household use; toilet bowl detergents; spray cleaners for household use; scale removing preparations for household purposes; dishwashing deter-gents; detergents for automobiles; make-up removing milks; cleansing milk for toilet purposes; hair spray; shaving gel; styling gels; sun-tanning gels; cosmetic sun- protecting preparations; windshield cleaning liquids; suncare lotions; cosmetic facial lotions; baby lotions; lip gloss; pol-ishing preparations; boot cream; oils for cosmetic purposes; non-medicated bath oils; essential oils; eye pencils; make-up preparations; skin whitening creams; paint removers; false nails;

sunscreen preparations; sun blocking preparations [cosmetics]; bath preparations, not formed-ical purposes; make-up removing preparations; hair straightening preparations; hair waving preparations; tooth clean-ing preparations; shampoo; adhesive removers; air fragranc-ing preparations; rust removers; skin cleansers [cosmetic]; shampoos for pets; nail polish; nail polish remover; nail varnish re-mover [cosmetics]; furbishing preparations; eye make up remover».

В подтверждение изложенных доводов заявителем представлены следующие материалы:

1. Копия решения Федеральной службы по интеллектуальной собственности по международной регистрации № 1356396;
2. Копия предварительного отказа Федеральной службы по интеллектуальной собственности по международной регистрации № 1356396;
3. Сведения о знаке по международной регистрации № 620481.

На основании вышеизложенного заявитель просит отменить решение Роспатента и предоставить правовую охрану на территории Российской Федерации знаку по международной регистрации №1356396 в отношении следующего перечня товаров 03 класса МКТУ: «anti-smear agents for cleaning purposes; washing conservation agents; washing agents for textiles; hair preparations and treatments; stain removing agents; cleaning agents for the hands; ammonia [volatile alkali] [detergent]; skin texturizers; seaweed for cosmetology; aloe vera preparations for cosmetic purposes; amber [perfume]; ammonia for cleaning purposes; fabric softeners; antiperspirants [toiletries]; antiperspirants for personal use; canned pressurized air for cleaning and dusting purposes; food flavorings [essential oils]; aromatics for fragrances; cake flavorings [essential oils]; flavourings for beverages [essential oils]; food flavorings prepared from essential oils; aromatics; aromatics for perfumes; non-medicated lotions; aftershave balms; nail conditioners; lip conditioners; conditioning preparations for the hair; skin conditioners; skin balms (non-medicated -); bath foam; hair moisturising conditioners; conditioners in the form of sprays for the scalp; astringents for cosmetic purposes; oil baths for hair care; shaving balm; conditioning balsam; cotton balls for cosmetic purposes; cotton sticks for cosmetic purposes; sun protecting creams [cosmetics]; cocoa butter for cosmetic purposes; body oils [for cosmetic use]; javelle water; hair care lotions; tints for the hair; abrasive paper; patches containing sun screen and sun block for use on the skin; polish for furniture and flooring; wax (depilatory -); hair styling waxes; floor polish; hair wax; powder for make-up; creamy face powder; cosmetic white face powder; pressed face powder; eyelashes (false -); eyelashes;

cosmetic face powders; slimming aids [cosmetic], other than for medical use; mouthwashes, not for medical purposes; hair dye; mouthwash; cheek colors; under-eye enhancers; facial concealer; incense cones; moisturising concentrates [cosmetic]; cosmetics and cosmetic preparations; beauty care cosmetics; cosmetics for the use on the hair; eye make-up; cosmetics for use in the treatment of wrinkled skin; cosmetics for the treatment of dry skin; non- medicated cosmetics; cosmetics for animals; skincare cosmetics; body mask cream; aftershave moisturising cream; anti-wrinkle cream; sunscreen cream; skin cleansing cream [non-medicated]; suntan creams; creams for tanning the skin; anti-aging creams; cuticle cream; face cream (non-medicated -); lip cream; hand creams; cosmetic creams; cosmetic nourishing creams; cosmetic hand creams; anti-freckle creams; self tanning creams [cosmetics]; conditioning creams; moisturising creams, lotions and gels; moisturising skin creams [cosmetic]; fluid creams [cosmetics]; exfoliant creams; cosmetic creams and lotions; washing creams; dermatological creams [other than medicated]; depilatory creams; pre-shave creams; night creams [cosmetics]; night cream; day creams; shower creams; shaving cream; bath creams (non-medicated -); cosmetic creams for firming skin around eyes; non-medicated cleansing creams; sun-tanning creams and lotions; after-sun creams; aftershave creams; non-medicated creams; eye cream; body cream; skin care creams, other than for medical use; face creams for cosmetic use; creams for leather; skin care creams [cosmetic]; age spot reducing creams; creams for cellulite reduction; non-medicated skin creams; skin cream; creams (non-medicated -) for the eyes; creams (non- medicated -) for the body; perfumed creams; scented body creams; fair complexion creams; polishing creams; toning creams [cosmetics]; cushions filled with fragrant substances; cushions impregnated with fragrant substances; sun creams; make-up removing creams; cushions filled with perfumed substances; non-medicated bath salts; washing soda, for cleaning; sandpaper pads for sharpening drawing pencils; hair bleaching preparations; dentifrices; dentifrices and mouthwashes; toothpaste; deodorants and antiperspirants; deodorants for pets; deodorants for the feet; deodorants, for personal use in the form of sticks; deodorants for personal use [perfumery]; roll-on deodorants [toiletries]; feminine deodorant sprays; depilatories; detergents; laundry detergents for household cleaning use; facial washes [cosmetic]; skin cleansers [non-medicated]; cleansers for household purposes; toilet cleaners; cleaner for cosmetic brushes; hand cleansers; cleaners for litter trays; detergents for household use; toilet bowl detergents; spray cleaners for use on textiles; spray cleaners for household use; scale removing preparations for household purposes; dishwashing detergents; detergents for automobiles; commercial laundry detergents; upholstery cleaners; carpet cleaning

preparations; shower and bath foam; reed diffusers; diamantine [abrasive]; detergent soap; time-release solid drain detergent; skin emollients; emollients; toilet water containing snake oil; toilet water; cologne; foams for use in the shower; after-shave emulsions; facial emulsions; flavour enhancers for food [essential oils]; exfoliants; ethereal essences; bergamot oil; mint essence [essential oil]; exfoliating scrubs for cosmetic purposes; body scrub; bath herbs; facial scrubs [cosmetic]; exfoliants for the care of the skin; exfoliants for the cleansing of the skin; badian essence; extracts of flowers; eyeliner; extracts of perfumes; extracts of flowers [perfumes]; creamy rouges; cosmetic rouges; rouges; liners [cosmetics] for the eyes; impregnated tissues for cleaning [non- medicated, for use on the person]; make-up removing milks; kunko [fumigating incense for fragancing rooms]; face packs; cleansing milk for toilet purposes; beauty milk; tanning milks [cosmetics]; hair spray; hair permanent wave kit; incense; non-medicated moisturisers; cosmetic moisturisers; anti-aging moisturizers used as cosmetics; moisturizers; henna [cosmetic dye]; facial cleansing milk; after-sun milk; moisturizing milk; aftershave milk; almond milk for cosmetic purposes; shaving gel; seaweed gelatine for laundry use (funori); abrasive granules; sanding gloves; henna powders; henna for cosmetic purposes; eyebrow gel; styling gels; eye gels; shower and bath gel; bath and shower gels, not for medical purposes; cosmetic eye gels; age retardant gel; aloe vera gel for cosmetic purposes; sun-tanning gels; bath gel; after-shave gel; gel sprays being styling aids; moisturising gels [cosmetic]; cleansing gels; hair gel; household fragrances; impregnated paper tissues for cleaning dishware; lint for cosmetic purposes; cosmetic sun-protecting preparations; hair fixers; creamy foundation; liquid foundation (mizu-oshiroi); skin foundation; grinding foils; fragrances for personal use; fragrances for automobiles; dry cleaning fluids; windshield cleaning liquids; cleaning fluids; washing liquids; age retardant lotion; cleaning fluid for typewriter type; suncare lotions; hand lotion (non-medicated -); cosmetic facial lotions; hair lotion; moisturising body lotion [cosmetic]; bath lotion; milky lotions for skin care; baby lotions; beauty lotions; cosmetic sun- protecting preparations; sunscreen lotions; self tanning lotions [cosmetics]; moisturising skin lotions [cosmetic]; body mask lotion; cleansing lotions; bath lotions (non-medicated -); depilatory lotions; skin care lotions [cosmetic]; body lotions; eye lotions; styling lotions; lip gloss; non-medicated skin clarifying lotions; perfumed lotions [toilet preparations]; permanent waving lotions; lotions for strengthening the nails; colouring lotions for the hair; lotions for cosmetic purposes; perfumed body lotions [toilet preparations]; lotions for cellulite reduction; hand lotions; wave-set lotions; teeth cleaning lotions; shaving lotion; spray polish; natural floor polishes;

leather polishes; chrome polish; polishing preparations; hair glaze; shoe wax; boot cream; aromatic essential oils; natural essential oils; essential oils for use in air fresheners; essential oils for the care of the skin; oils for cosmetic purposes; essential oils for personal use; neutralizers for permanent waving; hair nourishers; sun blocking oils [cosmetics]; suntanning oil [cosmetics]; non-medicated bath oils; bath oils for cosmetic purposes; oils for toilet purposes; essential oils; essential oils as perfume for laundry purposes; essential oils of lemon; emulsified essential oils; eye pencils; eyebrow pencils; skin care mousse; cleansing foam; mousses [cosmetics]; mousses being hair styling aids; transfers (decorative -) for cosmetic purposes; liquid foundation; mint for perfumery; cosmetic pencils; skin masks [cosmetics]; hand masks for skin care; foot masks for skin care; fingernail overlay material; floor treatment compositions; cosmetic eye pencils; make-up preparations; skin moisturizer masks; gel eye masks; body masks; mascara; cleansing masks; cleaning masks for the face; cosmetic masks; body mask powder; non-medicated oils; essential vegetable oils; massage oils, not medicated; oils for perfumes and scents; baby oils; essential oils of citron; tea-tree oil; essential oils and aromatic extracts; scented oils used to produce aromas when heated; impregnated cloths for cosmetic use; cuticle oil; pine oil; peppermint crude oil; almond oil; bath pearls; pastes for razor strops; non-medicated toothpaste; styling paste for hair; abrasive paste; skin whitening creams; nail polish remover pens; nail polish pens; pumice stones for use on the body; foot smoothing stones; shaving stones [astringents]; smoothing stones; hydrogen peroxide for cosmetic purposes; bath pearls (non-medicated -); general purpose scouring powder; scouring powders; tooth powder; paint removers; body powder; dishwasher powder; false nails; potpourris; potpourris [fragrances]; toilet powders; polishing powders; lip balms [non-medicated]; pomanders [aromatic substances]; powder for forming sculpted finger nail tips; artificial pumice stone; hair removal and shaving preparations; bath preparations; fragrance preparations; sunscreen preparations; sun blocking preparations [cosmetics]; cleaning and fragrancings preparations; leather and shoe cleaning and polishing preparations; body cleaning and beauty care preparations; aromatherapy preparations; bath preparations, not for medical purposes; skin whitening preparations [cosmetics]; make-up removing preparations; bleaching preparations; hair straightening preparations; hair waving preparations; room fragrancings preparations; washing preparations; anti-aging skincare preparations; chemical laundry preparations; de-greasing preparations for household purposes; degreasing preparations with a solvent base; lime removers; cleaning preparations for fabrics; cleaning preparations for plant leaves; floor stripping preparations; non-medicated lip care preparations; preparations for

setting hair; facial care preparations; cosmetic preparations for skin renewal; cosmetic nail care preparations; cleaning preparations for leather; color- [colour-] brightening chemicals for household purposes [laundry]; colouring preparations for cosmetic purposes; decorative cosmetics; cosmetic hair dressing preparations; facial preparations; cosmetic products in the form of aerosols for skincare; antistatic preparations for household purposes; skin care preparations; vehicle cleaning preparations; oral hygiene preparations; hand washes; salt crystal removers; hair treatment preparations; dry-cleaning preparations; laundry bleach; foot care preparations (non-medicated -); hair care preparations, not for medical purposes; non-medicated body care preparations; baby care products (non-medicated -); sanitary preparations being toiletries; animal grooming preparations; windscreen cleaning preparations; automobile cleaners; tooth cleaning preparations; shoe cleaners [preparations]; cleaning preparations for cleansing drains; shaving preparations in liquid form; nail repair preparations; drain cleaning preparations; shampoo; chrome cleaners; sachets for perfuming linen; wallpaper cleaning preparations; adhesive removers; drain and sink unblocking preparations; smoothing preparations [starching]; wood treatment preparations for polishing; laundry soaking preparations; hair frosts; air fragrancing preparations; spirit gum remover; rust removers; nail strengtheners; pet stain removers; wax stripping preparations; cuticle removers; degreasers other than for use in manufacturing processes; leather bleaching preparations; cuticle conditioners; glass cleaning preparations; floor finish removers; preparations for stripping wax from floors; color-removing preparations; perfumes for industrial purposes; room perfumes in spray form; liquid perfumes; synthetic perfumery; perfume; degreasing preparations for engines; sun care preparations for cosmetic use; breath fresheners for animals; skin fresheners; stain removing preparations; sun care preparations; floor wax removers [scouring preparations]; preparations for reinforcing the nails; nail hardeners [cosmetics]; lip coatings [cosmetics]; solid perfumes; perfumes for ceramics; perfumes for cardboard; abrasive rolls; jewellers' rouge; liquid rouge; fingernail sculpturing overlays; breath fresheners in the form of chew sticks made from birchwood extracts; breath fresheners; detergent strengthened; powder compact refills [cosmetics]; refill packs for hand soap dispensers; refill packs for hair fixer dispensers; skin cleansers [cosmetic]; refills for electric room fragrance dispensers; mouth [breath] fresheners, not for medical use; scented sachets; abrasive sand; baby wipes; impregnated cleaning pads impregnated with toilet preparations; tissues impregnated with cosmetics; wipes impregnated with a skin cleanser; moist paper hand towels impregnated with a cosmetic lotion; bleaching salts; perfumed tissues; disposable wipes

impregnated with cleansing compounds for use on the face; feminine hygiene cleansing towelettes; moist wipes for sanitary and cosmetic purposes; moist wipes impregnated with a cosmetic lotion; carbolic soaps; antiperspirant soap; cosmetic soaps; shaving sticks [preparations]; soaps and gels; beauty soap; toilet soap; non-medicated toilet soaps; disinfectant soap; industrial soap; liquid soap for laundry; perfumed soaps; bar soap; laundry soap; hair conditioner bars; shampoo bars; shower soap; almond soap; deodorant soap; pre- moistened towelettes impregnated with a detergent for cleaning; tissues impregnated with essential oils, for cosmetic use; soaps for household use; paper soaps for personal uses; liquid soaps for hands and face; soaps for body care; medicated soap; facial soaps; baby shampoo mousse; dandruff shampoos, not for medical purposes; dandruff shampoo; skin polishing rice bran (arai-nuka); cosmetic foams containing sunscreens; hair mousse; styling mousse; bubble bath; hair lighteners; waterproof sunscreen; shampoos for pets; medicated shampoos; non-medicated shampoos; non-medicated hair shampoos; car shampoos; shampoos for human hair; body shampoos; baby shampoo; carpet shampoo; shampoos for vehicles; dry shampoos; beauty serums; nail polish; nail polish base coat; destainers; non- medicated skin serums; eyebrows [false]; nail polish remover; solvents for removing varnishes; nail varnish remover [cosmetics]; solutions for cleaning spectacle lenses; soda lye; bleaching soda; scouring solutions; cleaning solutions for dental ultrasonic sterilization apparatus; nail glitter; nail base coat [cosmetics]; nail varnish for cosmetic purposes; emery; spray cleaners for freshening athletic mouth guards; mineral water sprays for cosmetic purposes; refurbishing preparations; cleaning agents for household purposes; self-adhesive false eyebrows; solvents for removing paints; incense spray; antistatic sprays for clothing; scouring substances; graffiti removing substances; wax strips for removing body hair; teeth whitening strips; cloths impregnated with a detergent for cleaning; eye make up remover; shaving sprays: shoe sprays; scented fabric refresher sprays; scented body spray; scented linen sprays; abrasive strips; wicking fragrance diffusers for fragrancing rooms; sponges impregnated with soaps; spf sun block sprays; body sprays; mouth sprays, not for medical use; body sprays [non- medicated]; dusting powder; talcum powder, for toilet use; salves [non-medicated]; make-up for the face and body; make-up for the face; toiletries; tonics [cosmetics]; beauty tonics for application to the body; beauty tonics for application to the face; skin toners; hair tonic; scalp treatments (non-medicated -); hair permanent treatments; make-up; dyes (cosmetic-)».

Изучив материалы дела и заслушав присутствующих на заседании коллегии, коллегия установила следующее.

С учетом даты конвенционного приоритета (29.07.2016) знака по международной регистрации №1356396 правовая база для оценки его охраноспособности включает в себя упомянутый выше Кодекс и Правила составления, подачи и рассмотрения документов, являющихся основанием для совершения юридически значимых действий по государственной регистрации товарных знаков, знаков обслуживания, коллективных знаков, утвержденные приказом Министерства экономического развития Российской Федерации от 20.07.2015 № 482 (зарегистрировано в Министерстве юстиции Российской Федерации 18.08.2015, регистрационный № 38572), вступившие в силу 31.08.2015 (далее – Правила).

В соответствии с подпунктом 2 пункта 6 статьи 1483 Кодекса не могут быть зарегистрированы в качестве товарных знаков обозначения, тождественные или сходные до степени смешения с товарными знаками других лиц, охраняемыми в Российской Федерации, в том числе в соответствии с международным договором Российской Федерации, в отношении однородных товаров и имеющими более ранний приоритет.

В соответствии с пунктом 41 Правил обозначение считается сходным до степени смешения с другим обозначением (товарным знаком), если оно ассоциируется с ним в целом, несмотря на их отдельные отличия.

Исходя из положений пункта 42 Правил сходство словесных обозначений оценивается по звуковым (фонетическим), графическим (визуальным) и смысловым (семантическим) признакам.

Признаки, указанные в пункте 42 Правил, учитываются как каждый в отдельности, так и в различных сочетаниях.

В соответствии с пунктом 45 Правил при установлении однородности товаров определяется принципиальная возможность возникновения у потребителя представления о принадлежности этих товаров одному изготовителю. При этом принимаются во внимание род, вид товаров, их потребительские свойства, функциональное назначение, вид материала, из которого они изготовлены, взаимодополняемость либо взаимозаменяемость товаров, условия и каналы их реализации (общее место продажи, продажа через розничную либо оптовую сеть), круг потребителей и другие признаки. Вывод об однородности товаров делается по результатам анализа перечисленных признаков в их совокупности в том случае, если товары или услуги по причине их природы или

назначения могут быть отнесены потребителями к одному и тому же источнику происхождения (изготовителю).

Согласно пункту 3 статьи 1497 Кодекса изменение в заявке на товарный знак сведений о заявителе, в том числе в случае передачи или перехода права на регистрацию товарного знака либо вследствие изменения наименования или имени заявителя, а также исправление в документах заявки очевидных и технических ошибок может быть внесено до государственной регистрации товарного знака (статья 1503) или до принятия решения об отказе в его государственной регистрации.

Знак «PIKENZ» по международной регистрации №1356396 является словесным и выполнен стандартным шрифтом заглавными буквами латинского алфавита. Предоставление правовой охраны на территории Российской Федерации знаку по международной регистрации №1356396 испрашивается в отношении ограниченного перечня товаров 03 класса МКТУ, причем согласно материалам возражения, из перечня товаров 03 класса МКТУ были исключены повторяющиеся позиции.

Знаку по международной регистрации №1356396 было отказано в предоставлении правовой охраны на территории Российской Федерации на основании пункта 6 статьи 1483 Кодекса, как являющегося сходным до степени смешения со знаками (1), (2).

Срок действия знака (1) истек 26.06.2017. Указанное свидетельствует о том, что данная международная регистрация не может являться препятствием для предоставления правовой охраны товарному знаку по международной регистрации №1356396 в отношении всех товаров 03 класса МКТУ.

Кроме того, коллегией было учтено, что согласно сведениям МБ ВОИС (см. <https://www.wipo.int/madrid/monitor/en/#>) в настоящее время правообладателем противопоставленного знака (2) является компания «MEDIA PARFUMS S.R.L.», Италия, то есть заявитель. Таким образом, противопоставленный знак (2) также не является более препятствием для предоставления правовой охраны знаку по международной регистрации №1356396 в отношении товаров 03 класса МКТУ.

Следовательно, знак по международной регистрации №1356396 соответствует требованиям пункта 6 статьи 1483 Кодекса.

В соответствии с вышеизложенным, коллегия пришла к выводу о наличии оснований для принятия Роспатентом следующего решения:

удовлетворить возражение, поступившее 03.12.2018, отменить решение Роспатента от 17.10.2018, предоставить правовую охрану на территории Российской Федерации знаку по международной регистрации №1356396 в отношении товаров 03 класса МКТУ «anti-smear agents for cleaning purposes; washing conservation agents; washing agents for textiles; hair preparations and treatments; stain removing agents; cleaning agents for the hands; ammonia [volatile alkali] [detergent]; skin texturizers; seaweed for cosmetology; aloe vera preparations for cosmetic purposes; amber [perfume]; ammonia for cleaning purposes; fabric softeners; antiperspirants [toiletries]; antiperspirants for personal use; canned pressurized air for cleaning and dusting purposes; food flavorings [essential oils]; aromatics for fragrances; cake flavorings [essential oils]; flavourings for beverages [essential oils]; food flavorings prepared from essential oils; aromatics; aromatics for perfumes; non-medicated lotions; aftershave balms; nail conditioners; lip conditioners; conditioning preparations for the hair; skin conditioners; skin balms (non-medicated -); bath foam; hair moisturising conditioners; conditioners in the form of sprays for the scalp; astringents for cosmetic purposes; oil baths for hair care; shaving balm; conditioning balsam; cotton balls for cosmetic purposes; cotton sticks for cosmetic purposes; sun protecting creams [cosmetics]; cocoa butter for cosmetic purposes; body oils [for cosmetic use]; javelle water; hair care lotions; tints for the hair; abrasive paper; patches containing sun screen and sun block for use on the skin; polish for furniture and flooring; wax (depilatory -); hair styling waxes; floor polish; hair wax; powder for make-up; creamy face powder; cosmetic white face powder; pressed face powder; eyelashes (false -); eyelashes; cosmetic face powders; slimming aids [cosmetic], other than for medical use; mouthwashes, not for medical purposes; hair dye; mouthwash; cheek colors; under-eye enhancers; facial concealer; incense cones; moisturising concentrates [cosmetic]; cosmetics and cosmetic preparations; beauty care cosmetics; cosmetics for the use on the hair; eye make-up; cosmetics for use in the treatment of wrinkled skin; cosmetics for the treatment of dry skin; non- medicated cosmetics; cosmetics for animals; skincare cosmetics; body mask cream; aftershave moisturising cream; anti-wrinkle cream; sunscreen cream; skin cleansing cream [non-medicated]; suntan creams; creams for tanning the skin; anti-aging creams; cuticle cream; face cream (non-medicated -); lip cream; hand creams; cosmetic creams;

cosmetic nourishing creams; cosmetic hand creams; anti-freckle creams; self tanning creams [cosmetics]; conditioning creams; moisturising creams, lotions and gels; moisturising skin creams [cosmetic]; fluid creams [cosmetics]; exfoliant creams; cosmetic creams and lotions; washing creams; dermatological creams [other than medicated]; depilatory creams; pre-shave creams; night creams [cosmetics]; night cream; day creams; shower creams; shaving cream; bath creams (non-medicated -); cosmetic creams for firming skin around eyes; non-medicated cleansing creams; sun-tanning creams and lotions; after-sun creams; aftershave creams; non-medicated creams; eye cream; body cream; skin care creams, other than for medical use; face creams for cosmetic use; creams for leather; skin care creams [cosmetic]; age spot reducing creams; creams for cellulite reduction; non-medicated skin creams; skin cream; creams (non-medicated -) for the eyes; creams (non- medicated -) for the body; perfumed creams; scented body creams; fair complexion creams; polishing creams; toning creams [cosmetics]; cushions filled with fragrant substances; cushions impregnated with fragrant substances; sun creams; make-up removing creams; cushions filled with perfumed substances; non-medicated bath salts; washing soda, for cleaning; sandpaper pads for sharpening drawing pencils; hair bleaching preparations; dentifrices; dentifrices and mouthwashes; toothpaste; deodorants and antiperspirants; deodorants for pets; deodorants for the feet; deodorants, for personal use in the form of sticks; deodorants for personal use [perfumery]; roll-on deodorants [toiletries]; feminine deodorant sprays; depilatories; detergents; laundry detergents for household cleaning use; facial washes [cosmetic]; skin cleansers [non-medicated]; cleansers for household purposes; toilet cleaners; cleaner for cosmetic brushes; hand cleansers; cleaners for litter trays; detergents for household use; toilet bowl detergents; spray cleaners for use on textiles; spray cleaners for household use; scale removing preparations for household purposes; dishwashing detergents; detergents for automobiles; commercial laundry detergents; upholstery cleaners; carpet cleaning preparations; shower and bath foam; reed diffusers; diamantine [abrasive]; detergent soap; time-release solid drain detergent; skin emollients; emollients; toilet water containing snake oil; toilet water; cologne; foams for use in the shower; after-shave emulsions; facial emulsions; flavour enhancers for food [essential oils]; exfoliants; ethereal essences; bergamot oil; mint essence [essential oil]; exfoliating scrubs for cosmetic purposes; body scrub; bath herbs; facial scrubs [cosmetic]; exfoliants for the care of the skin; exfoliants for

the cleansing of the skin; badian essence; extracts of flowers; eyeliner; extracts of perfumes; extracts of flowers [perfumes]; creamy rouges; cosmetic rouges; rouges; liners [cosmetics] for the eyes; impregnated tissues for cleaning [non- medicated, for use on the person]; make-up removing milks; kunko [fumigating incense for fragancing rooms]; face packs; cleansing milk for toilet purposes; beauty milk; tanning milks [cosmetics]; hair spray; hair permanent wave kit; incense; non-medicated moisturisers; cosmetic moisturisers; anti-aging moisturizers used as cosmetics; moisturizers; henna [cosmetic dye]; facial cleansing milk; after-sun milk; moisturizing milk; aftershave milk; almond milk for cosmetic purposes; shaving gel; seaweed gelatine for laundry use (funori); abrasive granules; sanding gloves; henna powders; henna for cosmetic purposes; eyebrow gel; styling gels; eye gels; shower and bath gel; bath and shower gels, not for medical purposes; cosmetic eye gels; age retardant gel; aloe vera gel for cosmetic purposes; sun-tanning gels; bath gel; after-shave gel; gel sprays being styling aids; moisturising gels [cosmetic]; cleansing gels; hair gel; household fragrances; impregnated paper tissues for cleaning dishware; lint for cosmetic purposes; cosmetic sun-protecting preparations; hair fixers; creamy foundation; liquid foundation (mizu-oshiroi); skin foundation; grinding foils; fragrances for personal use; fragrances for automobiles; dry cleaning fluids; windshield cleaning liquids; cleaning fluids; washing liquids; age retardant lotion; cleaning fluid for typewriter type; suncare lotions; hand lotion (non-medicated -); cosmetic facial lotions; hair lotion; moisturising body lotion [cosmetic]; bath lotion; milky lotions for skin care; baby lotions; beauty lotions; cosmetic sun- protecting preparations; sunscreen lotions; self tanning lotions [cosmetics]; moisturising skin lotions [cosmetic]; body mask lotion; cleansing lotions; bath lotions (non-medicated -); depilatory lotions; skin care lotions [cosmetic]; body lotions; eye lotions; styling lotions; lip gloss; non-medicated skin clarifying lotions; perfumed lotions [toilet preparations]; permanent waving lotions; lotions for strengthening the nails; colouring lotions for the hair; lotions for cosmetic purposes; perfumed body lotions [toilet preparations]; lotions for cellulite reduction; hand lotions; wave-set lotions; teeth cleaning lotions; shaving lotion; spray polish; natural floor polishes; leather polishes; chrome polish; polishing preparations; hair glaze; shoe wax; boot cream; aromatic essential oils; natural essential oils; essential oils for use in air fresheners; essential oils for the care of the skin; oils for cosmetic purposes; essential oils for personal use; neutralizers for permanent waving; hair nourishers; sun blocking oils [cosmetics];

suntanning oil [cosmetics]; non-medicated bath oils; bath oils for cosmetic purposes; oils for toilet purposes; essential oils; essential oils as perfume for laundry purposes; essential oils of lemon; emulsified essential oils; eye pencils; eyebrow pencils; skin care mousse; cleansing foam; mousses [cosmetics]; mousses being hair styling aids; transfers (decorative -) for cosmetic purposes; liquid foundation; mint for perfumery; cosmetic pencils; skin masks [cosmetics]; hand masks for skin care; foot masks for skin care; fingernail overlay material; floor treatment compositions; cosmetic eye pencils; make-up preparations; skin moisturizer masks; gel eye masks; body masks; mascara; cleansing masks; cleaning masks for the face; cosmetic masks; body mask powder; non-medicated oils; essential vegetable oils; massage oils, not medicated; oils for perfumes and scents; baby oils; essential oils of citron; tea-tree oil; essential oils and aromatic extracts; scented oils used to produce aromas when heated; impregnated cloths for cosmetic use; cuticle oil; pine oil; peppermint crude oil; almond oil; bath pearls; pastes for razor strops; non-medicated toothpaste; styling paste for hair; abrasive paste; skin whitening creams; nail polish remover pens; nail polish pens; pumice stones for use on the body; foot smoothing stones; shaving stones [astringents]; smoothing stones; hydrogen peroxide for cosmetic purposes; bath pearls (non-medicated -); general purpose scouring powder; scouring powders; tooth powder; paint removers; body powder; dishwasher powder; false nails; potpourris; potpourris [fragrances]; toilet powders; polishing powders; lip balms [non-medicated]; pomanders [aromatic substances]; powder for forming sculpted finger nail tips; artificial pumice stone; hair removal and shaving preparations; bath preparations; fragrance preparations; sunscreen preparations; sun blocking preparations [cosmetics]; cleaning and fragrancings preparations; leather and shoe cleaning and polishing preparations; body cleaning and beauty care preparations; aromatherapy preparations; bath preparations, not for medical purposes; skin whitening preparations [cosmetics]; make-up removing preparations; bleaching preparations; hair straightening preparations; hair waving preparations; room fragrancings preparations; washing preparations; anti-aging skincare preparations; chemical laundry preparations; de-greasing preparations for household purposes; degreasing preparations with a solvent base; lime removers; cleaning preparations for fabrics; cleaning preparations for plant leaves; floor stripping preparations; non-medicated lip care preparations; preparations for setting hair; facial care preparations; cosmetic preparations for skin renewal; cosmetic nail care preparations; cleaning preparations for leather; color- [colour-] brightening chemicals

for household purposes [laundry]; colouring preparations for cosmetic purposes; decorative cosmetics; cosmetic hair dressing preparations; facial preparations; cosmetic products in the form of aerosols for skincare; antistatic preparations for household purposes; skin care preparations; vehicle cleaning preparations; oral hygiene preparations; hand washes; salt crystal removers; hair treatment preparations; dry-cleaning preparations; laundry bleach; foot care preparations (non-medicated -); hair care preparations, not for medical purposes; non-medicated body care preparations; baby care products (non-medicated -); sanitary preparations being toiletries; animal grooming preparations; windscreen cleaning preparations; automobile cleaners; tooth cleaning preparations; shoe cleaners [preparations]; cleaning preparations for cleansing drains; shaving preparations in liquid form; nail repair preparations; drain cleaning preparations; shampoo; chrome cleaners; sachets for perfuming linen; wallpaper cleaning preparations; adhesive removers; drain and sink unblocking preparations; smoothing preparations [starching]; wood treatment preparations for polishing; laundry soaking preparations; hair frosts; air fragrancing preparations; spirit gum remover; rust removers; nail strengtheners; pet stain removers; wax stripping preparations; cuticle removers; degreasers other than for use in manufacturing processes; leather bleaching preparations; cuticle conditioners; glass cleaning preparations; floor finish removers; preparations for stripping wax from floors; color-removing preparations; perfumes for industrial purposes; room perfumes in spray form; liquid perfumes; synthetic perfumery; perfume; degreasing preparations for engines; sun care preparations for cosmetic use; breath fresheners for animals; skin fresheners; stain removing preparations; sun care preparations; floor wax removers [scouring preparations]; preparations for reinforcing the nails; nail hardeners [cosmetics]; lip coatings [cosmetics]; solid perfumes; perfumes for ceramics; perfumes for cardboard; abrasive rolls; jewellers' rouge; liquid rouge; fingernail sculpturing overlays; breath fresheners in the form of chew sticks made from birchwood extracts; breath fresheners; detergent strengthened; powder compact refills [cosmetics]; refill packs for hand soap dispensers; refill packs for hair fixer dispensers; skin cleansers [cosmetic]; refills for electric room fragrance dispensers; mouth [breath] fresheners, not for medical use; scented sachets; abrasive sand; baby wipes; impregnated cleaning pads impregnated with toilet preparations; tissues impregnated with cosmetics; wipes impregnated with a skin cleanser; moist paper hand towels impregnated with a cosmetic lotion; bleaching salts; perfumed

tissues; disposable wipes impregnated with cleansing compounds for use on the face; feminine hygiene cleansing towelettes; moist wipes for sanitary and cosmetic purposes; moist wipes impregnated with a cosmetic lotion; carbolic soaps; antiperspirant soap; cosmetic soaps; shaving sticks [preparations]; soaps and gels; beauty soap; toilet soap; non-medicated toilet soaps; disinfectant soap; industrial soap; liquid soap for laundry; perfumed soaps; bar soap; laundry soap; hair conditioner bars; shampoo bars; shower soap; almond soap; deodorant soap; pre- moistened towelettes impregnated with a detergent for cleaning; tissues impregnated with essential oils, for cosmetic use; soaps for household use; paper soaps for personal uses; liquid soaps for hands and face; soaps for body care; medicated soap; facial soaps; baby shampoo mousse; dandruff shampoos, not for medical purposes; dandruff shampoo; skin polishing rice bran (arai-nuka); cosmetic foams containing sunscreens; hair mousse; styling mousse; bubble bath; hair lighteners; waterproof sunscreen; shampoos for pets; medicated shampoos; non-medicated shampoos; non-medicated hair shampoos; car shampoos; shampoos for human hair; body shampoos; baby shampoo; carpet shampoo; shampoos for vehicles; dry shampoos; beauty serums; nail polish; nail polish base coat; destainers; non- medicated skin serums; eyebrows [false]; nail polish remover; solvents for removing varnishes; nail varnish remover [cosmetics]; solutions for cleaning spectacle lenses; soda lye; bleaching soda; scouring solutions; cleaning solutions for dental ultrasonic sterilization apparatus; nail glitter; nail base coat [cosmetics]; nail varnish for cosmetic purposes; emery; spray cleaners for freshening athletic mouth guards; mineral water sprays for cosmetic purposes; furbishing preparations; cleaning agents for household purposes; self-adhesive false eyebrows; solvents for removing paints; incense spray; antistatic sprays for clothing; scouring substances; graffiti removing substances; wax strips for removing body hair; teeth whitening strips; cloths impregnated with a detergent for cleaning; eye make up remover; shaving sprays; shoe sprays; scented fabric refresher sprays; scented body spray; scented linen sprays; abrasive strips; wicking fragrance diffusers for fragrancing rooms; sponges impregnated with soaps; spf sun block sprays; body sprays; mouth sprays, not for medical use; body sprays [non- medicated]; dusting powder; talcum powder, for toilet use; salves [non-medicated]; make-up for the face and body; make-up for the face; toiletries; tonics [cosmetics]; beauty tonics for application to the body; beauty tonics for application to the

face; skin toners; hair tonic; scalp treatments (non-medicated-); hair permanent treatments; make-up; dyes (cosmetic-)».