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SERIES TRADE MARKS



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SECTION 51

Under section 51 of the Act a person may make a single application under subsection 27(1) of the Act for two or more trade marks:


if the trade marks resemble each other in material particulars *and*

the trade marks *differ only* in respect of one or more of the following:


- (a) statements or representations as to the goods or services in relation to which the trade marks are to be used;
- (b) statements or representations as to number, price, quality or names of places; or
- (c) the colour of any part of the trade mark.

If:

the application meets all the requirements of this Act; and
the Registrar is required (under section 68) to register the trade marks;
he or she must register them as a series in one registration.



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EXAMPLES

Example 1
Class 25 claim for *clothing, footwear, headgear*.


IDAK FOOTWEAR
IDAK HEADGEAR

Example 2
Class 45 claim for *legal services*.


IDAK LAWYERS
IDAK SOLICITORS

Example 3
Class 30 claim for *pizza* and Class 43 claim for *restaurant services*.

IDAK
IDAK PIZZA



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EXAMPLES

Example 4


- IDAK 1
- IDAK TWO
- IDAK three


Example 5

- IDAK \$1.00
- IDAK \$50.00
- IDAK £25.00

Example 6

- IDAK STANDARD
- IDAK DELUXE




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EXAMPLES

Example 7


- IDAK Melbourne
- IDAK NSW
- IDAK Adelaide

Example 8

- IDAK
- IDAK

Example 9

- IDAK
- IDAK



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Work basket: Examinations-TM

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IP Right ID	Task	Task created	Task due	Task	Service request	Task skills	Comments	Action
2182452	2021-06-03	2021-08-31	Examination			Series mark		Select
2182458	2021-06-03	2021-08-31	Examination					Select
2182459	2021-06-03	2021-08-31	Examination					Select
2182460	2021-06-03	2021-08-31	Examination			Plant mark		Select
2182461	2021-06-03	2021-08-31	Examination			Series mark		Select
2182462	2021-06-03	2021-08-31	Examination					Select
2199463	2021-08-06	2021-09-31	Examination					Select
2199465	2021-08-06	2021-09-31	Examination					Select
2199466	2021-08-06	2021-09-31	Examination					Select
2182466	2021-06-03	2021-08-31	Examination					Select
2182472	2021-06-03	2021-08-31	Examination					Select
2182481	2021-06-03	2021-08-31	Examination			Pharmaceutical mark		Select
2182485	2021-06-03	2021-08-31	Examination					Select
2182490	2021-06-03	2021-08-31	Examination					Select

Footer icons: TM, gears, leaf, apple, lightbulb, DNA, microscope.

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Trade mark: 2165877

Word: Chau Hoang Tradings
Chau Hoang Money Transfer
Chau Hoang

Image:

Class: 36

Status: ● Accepted: Awaiting advertisement

Priority date: 2021-03-24 (Filing)

Kind: Word

Picklist: Yes

Series: Yes

[View IP right details, history and disputes >](#)

Goods & Services

Owner
Thi Vo
29 Farrell Rd
Bass Hill, NSW, 2197
AUSTRALIA



Chau Hoang Tradings
Chau Hoang Money Transfer
Chau Hoang


Assessment summary
1. Clear


Dates
Lodgement: 2021-03-24
Filing: 2021-03-24
First report: 2021-06-28
Acceptance: 2021-06-28

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<p>Trade mark: 2070901</p> <p>Word: YOUR SMARTLIFE</p> <p>Image: HOUSE,STYLISTED ATOP SONIC WAVES</p> <p>Class: 35, 37</p> <p>Status: Registered: Registered/protected</p> <p>Priority date: 2020-02-21 (Filing)</p> <p>Kind: Figurative</p> <p>Picklist: Yes</p> <p>View IP right details, history and disputes ></p>	 	<p>Owner</p> <p>YOUR SMART LIFE PTY LTD 6 HALL STREET VIC BRUNSWICK, VIC, 3056 AUSTRALIA ACN/ARBN: 639133752 ABN: 50639133752</p> <p>Assessment summary</p> <p>1. Clear</p> <p>Dates</p> <table><tr><td>Lodgement:</td><td>2020-02-21</td></tr><tr><td>Registered from:</td><td>2020-02-21</td></tr><tr><td>Filing:</td><td>2020-02-21</td></tr></table>	Lodgement:	2020-02-21	Registered from:	2020-02-21	Filing:	2020-02-21
Lodgement:	2020-02-21							
Registered from:	2020-02-21							
Filing:	2020-02-21							
<p>Goods & Services</p> <p>Class 35: Online retail services; Retail services; Retailing of goods (by any means)</p>								



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WHAT IF....?

- If you pulled out a series mark by mistake, or a series mark is sent to you in error, as per Part 64.7.3.1 of the Manual, please email [47E\(0\)](mailto:47E(0)@ipau.gov.au) and request a series examiner to accept the file.
- If you have a standard application whereby the Applicant has also filed a later series application, please keep the file until the later series application has been assigned and then hand your file on accordingly.
- There may be instances where an Applicant files for a series application *after* their standard application has already been accepted – in this case, the later series application will not be handed on to the examiner of the earlier mark unless that examiner is authorised to examine series marks.




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Any Questions?

Please feel free to contact me if you would like to discuss anything further, or as questions arise over time, pertaining to my presentation.

THANK YOU

 
IP Australia has achieved certification for its quality and environmental management systems.



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