

**TRADE MARKS ACT 1994**

**IN THE MATTER OF APPLICATION TO REGISTER  
TRADE MARK NO 2279676 IN CLASS 9  
IN THE NAME OF KIP UK LIMITED**

**DECISION AND GROUNDS FOR DECISION**

1. On 4 September 2001, KIP UK Limited of Stephenson Close, Drayton Fields, Daventry, Northants applied under the Trade Marks Act 1994 for registration of the trade mark "Printernet" (series of three) in Class 9 in respect of:-

Software

2. Following refusal of the application I am now asked under Section 76 of the Act and Rule 56(2) of the Trade Marks Rules 1994 to state in writing the grounds of decision.
3. The application was examined under the provisions of Section 37(1) of the Trade Marks Act 1994 and the applicant informed that the requirements for registration were not met in that an objection arose under paragraphs (b) and (c) of Section 3(1) and Section 5 of the Act. The examination report was issued on 25 September 2001.
4. A period of 6 months was allowed for the applicant to respond under Section 37(3). On the 22 March 2002 and again on 25 June 2002, the applicant requested a three month extension of time. On both occasions these were granted by the Registry. The latter extension of time expired on 25 September 2002. No response had been received by this date and the application was therefore refused in accordance with Section 37(4) of the Act.

**Dated this 12<sup>th</sup> day of December 2002.**

**MARK BRYANT  
Trade Marks Examination Hearing Officer  
For the Registrar  
the Comptroller General**