

インドネシア知財ニュース

IP News in Indonesia

本資料は、インドネシアで初めての日系知的財産コンサルタント会社であるハキンダ・インターナショナルが、インドネシア及びその近隣諸国の知財関連ニュースを英語で提供するものです。本文内容の無断での転載、再配信、掲示板への掲載等はお断りいたします。

情報の内容につきましては正確を期すように努めておりますが、正確性を保証するものではありません。本情報の利用の結果発生するいかなる不利益に対しましてもその責任を負いませんので予めご了承願います。

<Indonesia> Trademark Kopitiam Case: 3 Witnesses say that Kopitiam is a generic word

On 6 September 2012, in a court session, three witnesses from plaintiff stated that kopitiam is a generic word that already known by people in some regions in Indonesia or some country (Singapore, Malaysia, and Hongkong). Previously, Perhimpunan Pengusaha Kopitiam Indonesia (Association of Indonesian Kopitiam Businessman) submits a cancellation lawsuit of 3 trademarks Kopitiam (IDM000030899, No. IDM000302964, and IDM000305714) in the name of Abdul Alek Soelystio because the said trademarks don't have "differing features" and they are public domain.
(Bisnis Indonesia, 7 September 2012)

<Indonesia> Government Agency of Cooperation Disseminates IP

Government Agency of Cooperation and SMEs of Medan, North Sumatera conduct dissemination of IP to 80 SMEs businessmen. This program is purposed to motivate SMEs businessmen to create high quality product and protect its IP.
(Bisnis Indonesia, 13 September 2012)

<Indonesia> Local Owner Claims Trademark "Forever 21"

In a court session yesterday (12/9), Sudarno Hartono (defendant) stated that he is the owner of trademark "Forever 21" no. IDM000007120 in Class 25 because he is the first party who filed the said trademark and Indonesia is a country applying "first to file" system. Previously, Forever Inc., as the owner of trademark "Forever 21" No. IDM000282204 Cl. 35 (services: selling of clothing etc.) and No. IDM000237844 Cl 25 (goods: scarf, hat) (plaintiff), asks commercial court to cancel registration of trademark "Forever 21" no.

IDM000007120 in Class 25 (all kind of clothing) in the name of defendant because it has similarity in its entirety or in its essential part with well-known mark owned by plaintiff.
(Bisnis Indonesia, 13 September 2012)

<Indonesia> Number of Patent and Materia Medica is Low

Number of patent and materia medica related to herbal medicine industry that utilize medicinal plant is low. Among 940 plants used medicine, only 120 of them listed in Materia Medica of Indonesia. In addition, CEO of Martha Tilaar Group states that among 34 medicinal herbs that they have already filed in Patent Office since 10 years ago, only 5 of them which have been granted.
(Kompas, 14 September 2012)

<Indonesia> Trademark Kopitiam Case: Expert Witness Says that Kopitiam is not a Generic Word

On 13 September 2012, in a court session, Ahmad Hossan (former Director of Mark, an expert witness proposed by defendant) stated that kopitiam is not a generic word in Indonesia. Previously, Perhimpunan Pengusaha Kopitiam Indonesia/Association of Indonesian Kopitiam Businessman (plaintiff) submits a cancellation lawsuit of 3 trademarks Kopitiam (IDM000030899, No. IDM000302964, and IDM000305714) in the name of Abdul Alek Soelystio (defendant) because the said trademarks don't have "differing features" and they are public domain.
(Bisnis Indonesia, 17 September 2012)

<Indonesia> PPKTI Failed to Cancel Trademark Kopitiam

Perhimpunan Pengusaha Kopitiam Indonesia (PPKTI)/Association of Indonesian Kopitiam Businessman (plaintiff) fail to cancel 3 trademarks Kopitiam (IDM000030899, No. IDM000302964, and IDM000305714) in the name of Abdul Alek Soelystio (defendant) because the lawsuit cannot be accepted. Judges at Commercial Court of Central Jakarta consider that PPKTI (plaintiff) has no legal standing to file the lawsuit because PPKTI has not been registered by Ministry of Law and Human Right. (Bisnis Indonesia, 5 October 2012)

<Indonesia> Warning of Trademark "COMFORTA"

PT MASSINDO INTERNATIONAL (ID), as the owner of trademarks "COMFORTA" No. IDM000294481, No.IDM000232640, etc, in class 20 and 24, lately founds imitated products using similar trademark in the market which. Hereby, PT MASSINDO INTERNATIONAL warns any parties not to use the said mark without permission or will be sued for trademark infringement. (Kompas, 10 October 2012)

<Indonesia> White Horse Ceramic Co., Ltd Win the Case of Trademark "White Horse"

Judges at Commercial Court of Central Jakarta, in case No.33/merek/2012/PN.Niaga.Jkt.Pst, agree to cancel registration of trademark "White Horse" No.IDM000202660 and IDM000267885 in the name PT. White Horse Ceramics Indonesia (defendant) because the trademarks were filed with having bad faith and they have similarity in its entirety with well-known trademark owned by White Horse Ceramic Co., Ltd. (plaintiff). (Bisnis Indonesia, 11 October 2012)

<Indonesia> Warning of Trademark "CAPDASE"

UNICONCEPT ASIA LTD (HK), as the owner of trademark "CAPDASE" No. IDM000271375 (Class 09) and No.IDM000130482 (Class 18) lately founds imitated products using similar trademark in the market which are

not sold by our distributor (ORIGINAL SHOP). Hereby, UNICONCEPT ASIA LTD warns any parties not to use the said mark without permission or will be sued for trademark infringement. (Kompas, 12 October 2012)

<Indonesia> Notification of Trademark "SoMan and SFM3"

CV. Harvest Gorontalo Indonesia (plaintiff) notifies, that according to decision of Commercial Court of Central Jakarta in case No. 26/Merek/2012PN.Niaga.Jky.Pst dated 29 August 2012, trademarks "SOMAN Sozo Formula Manggata 1" No. IDM000276876 and "SFM3 Sozo Formula Manggata 3" No. IDM000276878 in the name of David Andi Purnama (defendant) were cancelled. Judges also ask Trademark Office to accept registration of both trademarks application filed by plaintiff. (Kompas, 18 October 2012)

<Indonesia> Republic of Indonesia Take Over Patent of AIDS Medicine

Ministry of Health of Republic of Indonesia states that government of Republic of Indonesia, based on President Regulation No.76/2012 regarding Patent Implementation by Government, takes over the 7 patent rights related to HIV/AIDS medicine for urgency in saving human life. Further, government appoints Kimia Farma (a state owned company) to produce the said medicines. (Kompas, 24 October 2012)

<Indonesia> Indonesian Government Took Over 7 Patent related Antiretroviral Medicine

Indonesian government, based on President Regulation No. 76/2012 regarding Patent Implementation by Government for Antiviral and Antiretroviral Medicine, took over 7 patents related to antiretroviral medicine in order to increase number of people with HIV/AIDS who receive antiretroviral medicine from 60% to 90%. Government will appoint local companies to produce the said medicine and to pay royalty of 0,5% to the patent holder as compensation. (Kompas, 27 October 2012)
