

# インドネシア知財ニュース

## IP News in Indonesia

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### **<Indonesia> Salak Pondoh Obtain Certificate of Geographical Indication**

“Salak Pondoh” wherein come from Sleman county of Daerah Istimewa Yogyakarta obtain the Certificate of Geographical Indication from Directorate General of Intellectual Property.  
(Bisnis Indonesia, 8 October 2013)

### **<Indonesia> Yoshimura Sues Local Company**

Kabushiki Kaisha Yoshimura (plaintiff) submits a lawsuit of cancellation of trademark “Yoshimura” No.IDM000162796 (class 07), in the name of Sujadi Joandi (defendant). Plaintiff states the trademark was filed with having bad faith because it has similarity with well-known mark owned by plaintiff.  
(Bisnis Indonesia, 9 October 2013)

### **<Indonesia> Apology Statement (Trademarks “Septic Tank Biofil”)**

Christian Yadi (owner of Toyoda Fiberglass) hereby apologizes to PT Induro International as the owner of trademark “Septic Tank Biofil” because we have infringed the trademark by selling products by using the similar trademark.  
(Kompas, 9 October 2013)

### **<Indonesia> 7 Patent related to Antiretroviral will be Public Domain**

Since the annuity payments were not paid for three years consecutively, Indonesian government will prepare 7 patents related to antiviral and antiretroviral to be public domain. This policy is aimed to fulfil the needs of

medicine related to HIV. However, detail of the said patents is not informed.  
(Bisnis Indonesia, 10 October 2013)

### **<Indonesia> White Horse Ceramic Co., Ltd Wins 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 2013)

### **<Indonesia> Trademark Lawsuit (Pop Jelidring & Jeli Popdring)**

Commercial Court of Central Jakarta agrees to cancel registration of trademarks Pop Jelidring No. IDM000120550 & Jeli Popdring No. IDM000229180 in the name of PT Good Food (defendant) because the trademarks have similarity in its essential part with well-known trademarks “Pop Dring” No. IDM000228908 and IDM000261998 owned by PT Forisa, (plaintiff) and the trademarks also filed with having bad faith because the founder of defendant is former director/commissioner of the plaintiff.  
(Bisnis Indonesia, 11 October 2013)

### **<Indonesia> Government Is Asked to Review Copyright Law Amendment**

Amendment of Copyright Law is criticized because one of the article (Art. 38 (1)) allows any ministries related to telecommunication and informatics to stop or close any electronic system services or content whenever it is suspected to has infringe someone's copyright (Kompas, 23 October 2013)

### **<Indonesia> Trademark Case: "Djarum Black Autoblackthrough"**

Judges at Commercial Court of Central Jakarta decide that cancellation lawsuit of trademark "Djarum Black Autoblackthrough" cannot be accepted because Lie Reza H. Aliwarga has no legal standing to submit the lawsuit as plaintiff. Judges also decide that the license agreement between Lie Reza H. Aliwarga and Adhi Soebekti (owner of trademark "auto black through") has no legal effect because it has not been registered and published by Trademark Office.

Meanwhile, in the other case, BMW (plaintiff) submits cancellation lawsuit of trademark "Body Man Wear" No.IDM000016513 and Logo No.IDM000181631 in the name of Henrywo Yuwijoyo Wong (defendant) because the trademarks have similarity in its essential parts and they were filed with having bad faith. (Bisnis Indonesia, 23 October 2013)

### **<Indonesia> Trademark Kopitiam is Sued Again**

Owner of trademark QQ Kopitiam submits a cancellation lawsuit of trademarks "Kopitiam" in the name of Abdul Alek Soelistyo because the trademarks use generic word that should not be registered. (Bisnis Indonesia, 23 October 2013)

### **<Indonesia> Yamazaki Wins against Local Owner**

Commercial Court of Central Jakarta, in case No.39/Pdt.Sus/Merek/2013/PN.Niaga.Jkt.Pst., agrees to cancel trademark "Yamazaki" No.IDM000009757 in the name of Candro Widjojo (defendant) because it has similarity with well-known mark owned by Yamazaki Baking Co. Ltd. (plaintiff) and because it was filed with having bad faith. (Bisnis Indonesia, 24 October 2013)

### **<Indonesia> Apology Statement (Trademarks "EIGER")**

Yudi Kurniawan (AVTECH) hereby apologize to PT Eigerindo Multi Produk Industri as the owner of trademark "EIGER" No. IDM000146342 for infringing the trademark by selling products by using the trademark similar to "EIGER". (Kompas, 25 October 2013)

### **<Indonesia> Warning of Patent "Tilting Sterilizer"**

First Wave Technologi Sdn Bhd (Malaysian company), as the owner of patent No.IDP0023361 (Tilting Sterilizer), warns any parties to stop imitate or copy products (partially/entirely) using the said registered patent or will be prosecuted to court. (Kompas, 26 October 2013)

### **<Indonesia> Warning of Trademark "NACHI"**

Nachi Fujikoshi Corp, as the owner of registered trademarks "NACHI" No. IDM000213041 and IDM000212673 (goods: bearing, drills, cutting tools, etc.) in Indonesia, warns any parties to stop produce, distribute, sell and trade imitated products using similar trademark without our permission. Any trademark infringement will be prosecuted to the court. (Kompas, 28 October 2013)

### **<Indonesia> Indoasia Wins against Tiga Reksa**

Commercial Court of Central Jakarta, in case No. 32/PDt.Sus-Desain.Industri /2013/PN.Niaga.Jkt.Pst, refuse to cancel registration of industrial design (No.ID0027577-D, electric heater) in the name of PT Indoasia Thrivetama (defendant) because PT Tiga Reksa Perdana Indoasia (plaintiff) cannot provide strong evidences. (Bisnis Indonesia, 30 October 2013)

### **<Indonesia> Malaysian Company Sues a Local Company**

Aik Cheong Coffee Roaster Sdn Bhd (plaintiff, a Malaysian company) submits a lawsuit of cancellation of trademark “Aik Cheong” (class 30), in the name of Tan Tjui Khua (defendant). Plaintiff states that trademark was filed with having bad faith because it has similarity with plaintiff’s trademark that has been registered in Malaysia since 15 January 2001.  
(Bisnis Indonesia, 1 November 2013)

### **<Indonesia> Italian Company Sues a Local Company**

Suomy Spa (plaintiff, Italian company) submits a lawsuit of cancellation of trademark “Suomy” No. IDM000093394 (class 09) in the name of Arifin (defendant). Plaintiff states that trademark was filed with having bad faith because it has similarity with well-known trademark owned by plaintiff.

Meanwhile, in the other case, Commercial Court of Central Jakarta refuses lawsuit submitted by Philip Morris Product S.A, (plaintiff) and agrees with decision of Trademark Appeal that refused application for registration of trademark “Marlboro Sense“ (Class 34: tobacco, cigar, cigarette) in the name of plaintiff because it has similarity in its essential part with a registered trademark “Sense and device” No. 561026 (Class 34) in the name of Djoemaidi Oetomo.  
(Bisnis Indonesia, 1 November 2013)

### **<Indonesia> The Lawsuit Submitted by Safehouse Cannot be Accepted**

Judges at Commercial Court of Central Jakarta decide that cancellation lawsuit of trademark “Habitat” submitted by Safehouse Habitat (Scotland) Limited (plaintiff) cannot be accepted because the plaintiff has not filed the application for registration for the said trademark. Responding the decision, the plaintiff will file the trademark application and will re-submit the cancellation lawsuit.  
(Bisnis Indonesia, 4 November 2013)

### **<Indonesia> Chinese Company Lost in a Trademark Case**

Judges at Commercial Court of Central Jakarta refuse to cancel the registration of trademark “SD Pipes System” owned by PT Prima Karya Agung (defendant) because Akan Enterprises Group Co, Ltd, (plaintiff, chinese company) cannot prove that their trademarks “AKAN”, “SD”, and “AKAN SD” are well-known marks and actually their trademarks registration in China are not renewed.  
(Bisnis Indonesia, 7 November 2013)

### **<Indonesia> An American Company Sues a Local Company**

Harman International Industries Incorporated (plaintiff, an American company) submits a lawsuit of cancellation of trademark “dBX” No. IDM000210670 (class 09) in the name of Djohan Lili (defendant). Plaintiff states that trademark was filed with having bad faith because it has similarity with well-known trademark owned by plaintiff.  
(Bisnis Indonesia, 11 November 2013)

### **<Indonesia> Local Owner Lost in Trademark Case**

Judges at Commercial Court of Central Jakarta (Case No.51/Pdt.Sus/Merek/2013/PN.Niaga.Jkt.Pst) agree to cancel trademark “Wang Lao Ji” and “Wong Lo Kat” in the name of Dhalim Soekodanu (defendant, a local businessman) because they has similarity with well-known marks owned by Multi access Limited (plaintiff).  
(Bisnis Indonesia, 13 November 2013)

### **<Indonesia> Wala Heilmittel Won the Case of Trademark “Dr. Hauschka”**

Judges at Commercial Court of Central Jakarta agree to cancel registration of trademark “Dr.Hauschka” in the name of Muchtar (defendant) because the said trademark has similarity in its essential part with well-known mark “Dr.Hauschka” owned by WALA Heilmittel GmbH, (plaintiff).  
(Bisnis Indonesia, 14 November 2013)

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