

インドネシア知財ニュース

IP News in Indonesia

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<Indonesia> Registration of Copyright for SME's free

Ministry of Cooperatives of Small and Medium-sized Enterprises RI facilitate copyright registration for the SMEs to have the recognition and not easily imitated by others. With the provision of copyright then a SME products will be patented and export-oriented excellence. Program fee waiver copyright certificate for SMEs is cooperation with the Ministry of Law and Human Rights, especially Directorate General of Intellectual Property Rights (DJHKI).

(Bisnis Indonesia, Antara, 4 September 2015)

<Indonesia> Gratiano Deru sued back

Gratiano Deru (plaintiff) filed suit against the director of BMW Motorrad Indonesia, Duncan Macrae (defendant) which having previously filed a request for cancellation of the trademarks with No. IDM000431333 (class 35) and No. IDM000431334 (class 37). Plaintiff in the lawsuit demanding material losses of Rp. 41 billion and losses immateril RP 500 billion. In response to this case, the defendants filed an exception relative competence of the judges who questioned the validity of the jurisdiction of the courts examiner cases.

(Bisnis Indonesia, 7 September 2015)

<Indonesia> A lawsuit to director of BMW Motorrad wrong jurisdiction

In the interim decision, the judges receive an exception relative competence filed by the director of BMW Motorrad Indonesia, Duncan Macrae. Lawsuit filed by Gratiano Derru called wrong jurisdiction. The exception filed by the Duncan attorney, because the domicile of the parties, police reports, until the tax invoice written in Bali region. In response to this result, plaintiffs will file suit again, but through the commercial court of Surabaya.

(Bisnis Indonesia, 10 September 2015)

<Indonesia> CRC Industries wins in Supreme Court

The Supreme Court rejected the request for reconsideration submitted by Febrianto (defendant) in its efforts to seize the brand C & C and Logo (IDM000029950) of CRC Industries. Previously, this case begins from the trademark cancellation request for defendant trademarks with No. IDM000365553 and IDM000276717 filed by CRC Industries (Plaintiff). Defendant's trademarks has the impression conceptual, visual, color composition, way of placement, ways of writing, and the writing of the same shape with the trademark CRC owned by the plaintiff. C & C in the presence of the market can mislead consumers and harm the plaintiff.

(Bisnis Indonesia, 14 September 2015)

<Indonesia> Olympique lost against local entrepreneurs

The Supreme Court rejected the appeal request of Comité International Olympique to declare as the only one who is entitled to the trademark name "Olympic" and "Olympics" in the case against Christian Sjahrir brand. Previously, this case begins from the Comite International Olympique objection on the presence of the Olympic brand with certificate No. IDM000309413 (grade 9) belonging to Christian in Indonesia. Olympic suspect Christian trademark registration in the Directorate General of IPR filed with having bad faith, which is free ride the fame of the name of the international institutions. The purpose is to obtain huge profits without having to promote its own brand.

(Bisnis Indonesia, 15 September 2015)

<Indonesia> Phapros Lost Trademark “Bioneuron”

The Supreme Court rejected the appeal filed by Pt. Phapros Tbk to the trademark "Bioneuron" No. IDM000138153. Previously, Merck KGaA successfully cancels trademark “Bioneuron” owned by PT. Phapros because they have similarities in principle with the brand "Neurobion" belonging to Merck KGaA, both the logo and the composition contained in the drug and vitamin. Trademark Neurobion also declared as the sole holder of the exclusive right of use.
(Bisnis Indonesia, 15 September 2015)

<Indonesia> Trademark Warning of DORMA

PT. DORMA Far East in the name of DORMA GMBH & CO.KG, as the owner of registered trademarks “DORMA” No. IDM000136218 (class 6); No. IDM000254689 (Class 6); No. IDM000237318 (class 9); No. IDM000237319 (class 7); No. IDM000237320 (class 6); No. IDM000237321 (class 19); No. IDM000237322 (class 16); No. IDM000237323 (class 6); No. IDM000237324 (class 6); No. IDM000237325 (class 9); No. IDM000237326 (class 16); No. IDM000237327 (class 7); No. IDM000237328 (class 19), hereby warns any parties to stop produce, distribute, sell and trade imitated products using similar trademark without our permission. Any intellectual property infringement will be prosecuted to the court.
(Kompas, 19 September 2015)

<Indonesia> Garudafood Optimistic to Win

Yildiz Holding (a Turkish food company) filed a trademark cancellation lawsuit of Ulker, Biskrem and Clip owned by Garudafood PT Putra Putri Jaya. In the lawsuit, the plaintiff said the defendant's trademarks are similar in principle to the plaintiff trademarks. Plaintiff also claims to be the owner and international registries in the world and has the sole right to use the trademark. Garudafood as a defendant felt confident of winning because besides the cancellation period has expired (those brands have been registered since 2004) and they has made the brand extension.
(Bisnis Indonesia, 21 September 2015)

<Indonesia> Warning of Inter IKEA

Inter IKEA Systems B.V., located in Olof Palmestraat, Netherlands, is a company that deals with the licensing of copyright and trademark holder of “IKEA” all over the world, including in Indonesia. IKEA trademarks have been used as commercial since 1951. And has registered

the copyright and trademark to the Director General of IPR. Hereby warns any parties to stop produce and distribute all products using trademark and copyright of “IKEA” without our permission. Any trademark infringement will be prosecuted to the court.
(Kompas, 22 September 2015)

<Indonesia> Apology Statement (Trademarks “ROSE BRAND”)

Heru Setiono (UD RUKUN) hereby apologize to SUNGAI BUDI GROUP (CV BUMI WARAS) as the owner of trademark “ROSE RAND” No. IDM000146342 for infringing the trademark by producing, distributing, and selling products by using the trademark similar to “ROSE BRAND”.
(Kompas, 25 September 2015)

<Indonesia> Extension of trademarks can be done by on line

Directorate General Intellectual of Property Right of the Ministry of Justice and Human Rights has opened an extension of registered trademarks services via on line since early this week. This service can be done through consultants, intellectual property centers on campus, as well as government agencies. In addition, the payment of the renewal fee can be done virtually; do not have to come to the counter through banks integrated.
(Bisnis Indonesia, Bisnis, 1 October 2015)

<Indonesia> Sephora sue fashion designers

Sephora (plaintiff, a beauty retailer) filed a cancellation request in related to the registration trademark owned by Yuana Tanaya (defendant, one of the local brand fashion designer) because it have similar in principle with the trademark owned by the plaintiff and was filed with having the bad faith. The plaintiff asks to the Commercial Court of Central Jakarta to cancel “Sephora” trademark owned by the defendant with registration No. IDM000211660 and IDM00021800.
(Bisnis Indonesia, 1 October 2015)

<Indonesia> Johnson & Johnson asking for deletion of trademark

Johnson & Johnson (plaintiff) submits a lawsuit of deletion of trademark “Nucenta” No. IDM000265120 (class 05) in the name of PT Nufarindo (defendant, a pharmaceutical company located in Semarang, Indonesia) because said the trademark was not used for three years consecutively.

(Bisnis Indonesia, Bisnis, 2 October 2015)

<Indonesia> Soybean Importer Company was sued

San Antonio Senjaya (plaintiff) submits a lawsuit of deletion of trademark “GCU” No. IDM000031793 (class 29; cooking oil, etc) owned by PT. Gerbang Cahaya (defendant) because the defendant's use of the mark is

considered inconsistent. When registered in DGIPR, the defendant uses some elements of the color blue is more dominant. Meanwhile, the products circulating in the market, the defendant uses the elements of a circle with red and white colors that resemble elements of the plaintiff's trademark.

(Bisnis Indonesia, 9 October 2015)

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