

**SECTION 7-THE MERCHANDISE MARKS (SECTION 7 SUSPENSION) NOTICE**  
***Notice by the Minister***

***Government  
 Notices  
 154 of 1964  
 497 of 1964  
 Statutory  
 Instrument  
 47 of 1965***

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| <p>1. This Notice may be cited as the Merchandise Marks (Section 7 Suspension) Notice.</p>   | Title      |
| <p>2. The operation of subsection (1) of section <i>seven</i> of the Act is suspended in relation to-</p> <p>(a) the goods specified in the First Schedule to which there is applied an offending mark, namely, a mark containing any name being or purporting to be the name of any manufacturer, producer, trader, assembler or mixer in Zambia or the name of any town, place or district in Zambia;</p> <p>(b) (i) the goods specified in Part I of the Second Schedule to which there is applied an offending mark, namely, a mark containing any name being or purporting to be the name of any manufacturer, producer, trader, assembler or mixer in Zambia or the name of any town, place or district in Zambia;</p> <p>(ii) the goods specified in Part II of the Second Schedule to which there is applied an offending mark, namely, a mark containing any name being or purporting to be the name of any manufacturer, producer, trader, assembler or mixer in Zambia or the name of any town, place or district in Zambia;</p> <p>(iii) the goods specified in Part III of the Second Schedule to which there is applied an offending mark, namely, a mark containing any name being or purporting to be the name of any manufacturer, producer, trader, assembler or mixer in Zambia or the name of any town, place or district in Zambia;</p> <p>(c) the goods specified in Part I of the Third Schedule to which there is applied an offending mark being a trade mark or trade description which contains a direct or indirect reference to any town, place or district specified in Part II of that Schedule;</p> <p>(d) the goods specified in Part I of the Fourth Schedule to which there is applied an offending mark being a trade mark or trade description specified in Part II of that Schedule which contains a direct or indirect reference to any town, place or district specified in Part III of that Schedule;</p> | Suspension |

(e) the goods specified in Part I of the Fifth Schedule to which there is applied an offending mark being a trade mark or trade description specified in Part II of that Schedule which contains a direct or indirect reference (other than the name of a country applied to those goods so as to indicate that they were manufactured, produced, assembled or mixed in that country) to the country specified in Part III of that Schedule.

# FIRST SCHEDULE

*(Paragraph 2 (a))*

Denatured ethyl alcohol for aircraft use, or partly derived from crude petroleum oils.

Products wholly or partly derived from crude petroleum oils.

Corrosion preventatives wholly or partly derived from crude petroleum oils.

Substances for the prevention or destruction of weeds or pests including sheep and cattle dips and dipping powders and materials suitable only for dip; substances for the prevention or cure of disease in plants or trees.

Substances for the prevention of wood rot and substances for the preservation of wood.

Bitumen emulsions wholly or partly derived from crude petroleum oils.

# **SECOND SCHEDULE**

*(Paragraph 2 (b))*

## **PART I**

Any substance included in the list of poisons published in terms of the Pharmacy and Poisons Act (Chapter 536).

## **PART II**

Any substance sold by a pharmacist, medical practitioner or veterinary surgeon for medicinal purposes.

## **PART III**

Contact lenses and spectacles for sight correction, including frames and lenses for such spectacles.

# THIRD SCHEDULE

*(Paragraph 2 (c))*

## PART I

Brake lining rivets.

Internal combustion engines, their parts, equipment and accessories, not being designed specially for aircraft.

Fractional horse-power motors.

Motor vehicles, parts, spare parts and accessories therefor (but excluding tyres and tubes).

Tools, mechanics' and artisans', and workshop appliances.

## PART II

Anglia	Fargo	Pontiac
Austin	Harrison	Racine
Bedford	Hereford	Rochester
Belvedere	Hudson	Saginaw
Bradford	Humber	Saratoga
Burlington	Isis	Savoy
Cadillac	Kingsway	Texas
Cambridge	Lincoln	Thames
Chicago	Luton	Toledo
Churchill	McKinnon	Toranon
Cleveland	Monterey	Vauxhall
Cowley	Montlhery	Versailles
Dagenham	New Yorker	Westminister
Detroit	Oxford	Windsor
Dodge	Plymouth	Wolseley

# FOURTH SCHEDULE

*(Paragraph 2 (d))*

## PART I

Toilet soap in tablet form, shaving soap and shampoos.

Toilet preparations n.e.e., including liquid perfumery, powders, washes, pomatums, cosmetics, pastes, dyes and hair oils, but not including tooth powders, tooth pastes and tooth washes.

Perfumes containing more than 2 per centum of alcohol by volume at a temperature of 51 degrees Fahrenheit.

Tooth powders, tooth pastes and tooth washes.

Finger nails, slip (artificial nails).

## PART II

Helena Rubenstein

Elizabeth Arden

Max Factor

Charles of the Ritz

Revlon

Dorothy Gray

Richard Hudnut

Northern Wassen

Avon

Steiner

Shulton

Gemey

Yardley

Lentheric

Harriet Hubbard Ayer

Three Flowers

Innoxia

Vitapointe

## PART III

Cape Town

Hamburg

Hollywood

Leiden

London

Montreal

New York

Paris

Toronto

Sydney

*(As amended by No. 47 of 1965)*

# **FIFTH SCHEDULE**

*(Paragraph 2 (e))*

PART I

Watches

PART II

Bernex

PART III

Switzerland