REPUBLIQUE DE VANUATU

JOURNAL OFFICIEL



REPUBLIC OF VANUATU

OFFICIAL GAZETTE

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15 MAY 2017

SONT PUBLIES LES TEXTES SUIVANTS

NOTIFICATION OF PUBLICATION

ORDER

WATER RESOURCES MANAGEMENT [CAP 281]

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WATER RESOURCES MANAGEMENT [CAP 281]

Penalty Notice Regulation Order No. 55 of 2017

In exercise of the powers conferred on me by section 32A of the Water Resources Management Act [CAP 281], I, the Honourable RALPH REGENVANU, Minister of Lands and Natural Resources make the following Order.

1 Penalty Notice

The prescribed amount in respect of an offence committed under a provision of the Water Resources Management Act [CAP 281] are as set out in Schedule 1.

2 Period to pay penalty

If a person served does not wish to have the matter determined by a Court, he or she must pay, within 30 days after being served with the Penalty Notice, to a person the amount of penalty prescribed under this Regulation and stated in the notice.

3 Commencement

This Order commences on the day on which it is made.

Made at Port Vila this 19 day of April, 2017.

LANDS AND NATURAL RESOURCES

Honourable RALPH REGENIVANUANUATU

Minister of Lands and Natural Resources

RESSOURCES NATURELLES

Penalty Notice Order No. 55 of 2015 TRE

SCHEDULE

PRESCRIBED AMOUNTS UNDER THE WATER RESOURCE MANAGEMENT ACT [CAP 281]

The prescribed amount in respect of an offence committed under a provision of the Act is set out in column 3 of the table below.

Column 1 Items	Column 2 Provisions of the Water Resource Management Act [CAP 281]	Column 3 Prescribed amount for the offence (VT)
1	Paragraph 32(1)(a) A person who uses water without approval under section 6	100,000
2	Paragraph 32(1)(b) A person who constructs or operates a work without approval under section 7	300,000
3	Paragraph 32(1)(c) A person who contravenes a term or condition of an approval or notice issued under this Act	500,000
4	Paragraph 32(1)(d) A person who contravenes a Regulation, Order, Declaration or direction made under this Act	500,000
5	Paragraph 32(1)e) A person who fails to give all reasonable assistance to any officer or any person empower to carry out any function or duty under this Act	100,000
6	Paragraph 32(1)f) A person who provides false and misleading information under any requirements of this Act	100,000
7	Paragraph 32(1)(g) A person who hinders or obstructs an officer or any person empowered to carry out any function or duty under this Act	200,000

SCHEDULE PRESCRIBED AMOUNTS UNDER THE WATER RESOURCE MANAGEMENT ACT [CAP 281]

8	Paragraph 32(1)(h) A person who obstructs someone lawfully entitled to use water	100,000
9	Paragraph 32(5)(i) A person who undertakes an activity that is prohibited or restricted under sections 26 or 27A	300,000
10	Paragraph 32(5)(ii) Contravenes section 20F or subsection 20H(3)	5000
	Paragraph 32(5)(iii) A person who assaults, obstructs, resists, delays, hinders, refuses entry or imitates any authorised officer under section 29 in the performance of their relevant duties	100,000





PO Box 3547 Port Vila Vanuatu t: +678 27621 e: enquiries@trr.vu

Regulator

ORDER NO. 2 OF 2017

Orders Relating To The Supply By Fidelity Communications Corporation Of Certain Additional Wholesale International Internet Capacity Notice No. 95 of 2017

TRR hereby makes the following Order, based on the findings and reasons in "TRR's Final Determination Concerning FCC's Requests For Approval Of Pricing For Several Sales Of Leased Submarine Cable Capacity".

1.	TRR approves the sales by Fidelity Communications Corporation ("FCC") of the
	additional leased capacity referred to below on the ICL Cable (from Port Vila,
	Vanuatu to Suva, Fiji) on the condition that the capacity is supplied at a price not
	greater than the maximum prices set out below and that those maximum prices
	are applied from the date(s) the additional capacity began to be supplied by FCC.

i.	For the supply to Digicel of Mbps of additional capacity for a total of Mbps of capacity, under a term contract with a remaining term of a maximum price of US\$ /Mbps/Month.
ii.	For the supply to Speedcast of Mbps of additional capacity for a term (// Mbps/Month; // Mbps/Month;
iii.	For the supply to TVL of Mbps of additional capacity for a total of Mbps of capacity on a term until 30 April 2017, for a price of US\$ //Mbps/Month.
iv.	For the supply to TVL of a total of Mbps of capacity on a term from 1 May 2017, for a price of US\$ /Mbps/Month.
v.	For a supply to TelSat of Mbps for a term of maximum price of US\$ //Mbps/Month; or

- vi. For a supply to TelSat of Mbps increasing up to Mbps as needed, for a term, a maximum price of US\$ /Mbps/Month;
- 2. FCC is prohibited from supplying the above capacity, other than in compliance with Paragraph 1 above.
- 3. Within 15 days, FCC shall provide the following information to TRR:
 - For of each of TVL, Digicel, TelSat and Speedcast, the date(s) on which FCC began to supply additional or different capacity to that being supplied as at 15 February 2017, and the amounts of additional or different capacity supplied on each such date;
- By 7 June 2017, FCC shall provide TRR with the invoices or other records of FCC showing the amounts charged or incurred by each of Digicel, TVL, Speedcast and TelSat for any capacity supplied by FCC on the ICL Cable during the period from 1 March 2017 – 31 May 2017.

Dated 3 May 20

Dalsie Bania

OFFICE OF THE ELECOMMUNICATIONS REGULATOR

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BUREAU POUR LE RÉGLEMENT DE

Telecommunications & Radiocommunications Regulator



TRADEMARKS ACT NO. 1 OF 2003

NOTICE OF CORRECTION ON APPLICATION FOR REGISTRATION OF TRADEMARKS.

NOTICE NO. 96 OF 2017

I, BRITTIEN YOSEF, Registrar of Trademarks, hereby wish to correct the following errors in the publication of the details for applications for registering trademarks in the Official Gazette No.17 of 2017 dated 27th February 2017 are as follows:



Trademark:

in class 32.

The correct proprietor's name is: PARAMOUNT INTERNATIONAL EXPORT LIMITED, Of 1144 West Olympic Blvd., 10th Floor, Los Angeles, California 90064, UNITED STATES OF AMERICA.

Made at Port Vila this 11th day of April 2017



TRADEMARKS ACT NO. 1 OF 2003

NOTICE OF CORRECTION ON APPLICATION FOR REGISTRATION OF TRADEMARKS.

NOTICE NO. 97 OF 2017

I, BRITTIEN YOSEF, Registrar of Trademarks, hereby wish to correct the following errors in the publication of the details for applications for registering trademarks in the Official Gazette No.17 of 2017 dated 27th February 2017 are as follows:

Application from the applicant: PARAMOUNT INTERNATIONAL EXPORT LIMITED,

Of 1144 West Olympic Blvd., 10th Floor, Los Angeles, California 90064, UNITED STATES OF AMERICA.

The correct trademark is:

(Fiji Hibiscus 2D Label Designs) in class 32.

Made at Port Vila this 11th day of April 2017



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of applications to register trademark

In accordance with section 18 of the Trademarks Act No. 1 of 2003, I, BRITTIEN YOSEF, Registrar of trademarks, hereby publish the details of the following applications for registration of trademark

APPLICATION DETAILS

File no. 459

Notice No. 98 Of 2017

Name: CBS Broadcasting Inc.

Address: 1515 Broadway, New York New York 10036, United States of America

Description of Goods involved:

Class 38: Broadcasting; television broadcasting; radio broadcasting

Class 41: Television entertainment; television programmes; film production; production of radio and television programmes

Other information:

Representation of the Trademark:

CBS

Made at Port Vila this 03rd day of April 2017

Registrar of Trademarks



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of applications to register trademark

In accordance with section 18 of the Trademarks Act No. 1 of 2003, I, BRITTIEN YOSEF, Registrar of trademarks, hereby publish the details of the following applications for registration of trademark

APPLICATION DETAILS

File no. 460

Notice No. 99 Of 2017

Name: CBS Broadcasting Inc.

Address: 1515 Broadway, New York New York 10036, United States of America

Description of Goods involved:

Class 38: Broadcasting; television broadcasting; radio broadcasting

Class 41: Television entertainment; television programmes; film production; production of radio and television programmes

Other information:

Representation of the Trademark:



Made at Port Vila this 03rd day of April 2017



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of application to register trademark

In accordance with section 18 of the Trademarks Act No 1 of 2003, I, BRITTIEN YOSEF, Registrar of Trademarks, hereby publish the details of the following application for registration of trademark

APPLICATION DETAILS

File no. 466

Notice No. 100 of 2017

Name: ROCK INTERNATIONAL (SINGAPORE) PTE LTD

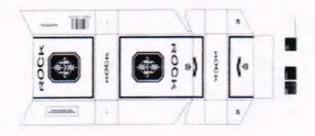
Address: 101 Thomas Road, #23-02/03 United Square, Singapore 307591

Description of Goods and/or services involved:

Class 34 – "Tobacco & tobacco products for smoking, cigarettes, cigars, smokers' articles"

Other information:

Representation of the Trademarks:



Made at Port Vila this fourth day of April 2017.

BRITTIEN YOSEF



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of applications to register trademark

In accordance with section 18 of the Trademarks Act No. 1 of 2003, I, BRITTIEN YOSEF, Registrar of trademarks, hereby publish the details of the following applications for registration of trademark

APPLICATION DETAILS

File no. 1078

Notice No. 101 Of 2017

Name: AbbVie Ireland Unlimited Company

Address: 2 Church Street, Hanilton HM 11, Bermuda

Description of Goods involved:

Pharmaceutical preparations in international class 5

Other information:

Representation of the Trademark:

VYRELAKIR

Made at Port Vila this 12th day of April 2017

BRITTIEN YOSEF

Registrar of Trademarks



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of applications to register trademark

In accordance with section 18 of the Trademarks Act No. 1 of 2003, I, BRITTIEN YOSEF, Registrar of trademarks, hereby publish the details of the following applications for registration of trademark

APPLICATION DETAILS

File no. 1079

Notice No. 102 Of 2017

Name: AbbVie Ireland Unlimited Company

Address: 2 Church Street, Hanilton HM 11, Bermuda

Description of Goods involved:

Pharmaceutical preparations in international class 5

Other information:

Representation of the Trademark:

VYMIE

Made at Port Vila this 12th day of April 2017



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of applications to register trademark

In accordance with section 18 of the Trademarks Act No. 1 of 2003, I, BRITTIEN YOSEF, Registrar of trademarks, hereby publish the details of the following applications for registration of trademark

APPLICATION DETAILS

File no. 1080

Notice No. 103 Of 2017

Name: AbbVie Ireland Unlimited Company

Address: 2 Church Street, Hanilton HM 11, Bermuda

Description of Goods involved:

Pharmaceutical preparations in international class 5

Other information:

Representation of the Trademark:

VYLVIO

Made at Port Vila this 12th day of April 2017

BRITTIEN YOSEF Registrar of Trademarks

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TRADEMARKS ACT NO. 1 OF 2003

Publication of details of applications to register trademark

In accordance with section 18 of the Trademarks Act No. 1 of 2003, I, BRITTIEN YOSEF, Registrar of trademarks, hereby publish the details of the following applications for registration of trademark

APPLICATION DETAILS

File no. 1136

Notice No. 104 Of 2017

Name: Toyota Jidosha Kabushiki Kaisha (also Trading as Toyota Motor Corporation)

Address: 1 Toyota-cho, Toyota-Shi, Aichi-ken, Japan

Contact: Henry Hughes IP Limited; Po Box 356, Wellington, New Zealand

Description of Goods involved:

Class 12: Automobiles and structural parts thereof.

Other information:

Representation of the Trademark:

86

Made at Port Vila this 03rd day of April 2017 VATU INT

BRITTIEN YOSEF

Registrar of Trademarks



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of application to register trademark

In accordance with section 18 of the Trademarks Act No 1 of 2003, I, BRITTIEN YOSEF, Registrar of Trademarks, hereby publish the details of the following application for registration of trademark

APPLICATION DETAILS

File no. 1466

Notice No. 105 of 2017

Name: PagweBites, Inc.

Address: 555 Bryant Street, Palo Alto California 94301, United States of America.

Address for Service: Spruson & Ferguson, Patent and Trade Mark Attorneys

C/o Nigel Morrison, Ridgway Blake Lawyers, First Bank Building

Rue Emile Mercet, PO Box 722, Port Vila, Vanuatu

Description of Goods and/or services involved:

Class 38: Instant messaging services; voice and video messaging services; telecommunication services, namely, transmission of voice, data, graphics, images, audio and video, and realtime audio/video by means of wireless communication networks and the Internet.

Other information:

Representation of the Trademarks:

IMO

Made at Port Vila this fourth day of March 2017.

BRITTIEN YOSEF

Registrar of Trademarks

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TRADEMARKS ACT NO. 1 OF 2003

Publication of details of application to register trademark

In accordance with section 18 of the Trademarks Act No 1 of 2003, I, BRITTIEN YOSEF, Registrar of Trademarks, hereby publish the details of the following application for registration of trademark

APPLICATION DETAILS

File no. 1454

Notice No. 106 of 2017

Name: Blue Diamond Growers (a corporation existing under the las of the State of California)

Address: 1802 C Street Sacramento, California 95811, United States of America

Description of Goods and/or services involved:

Class 29: Processed nuts; processed almonds; snack almonds; nut-based snack foods; flavored almonds; seasoned almonds.

Other information:

Representation of the Trademarks:



Made at Port Vila this fourth day of April 2017.



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of applications to register trademark

In accordance with section 18 of the Trademarks Act No. 1 of 2003, I, BRITTIEN YOSEF, Registrar of trademarks, hereby publish the details of the following applications for registration of trademark

APPLICATION DETAILS

File no. 1305

Notice No. 107 Of 2017

Name: Swarovski Aktiengesellschaft

Address: Dröschistrasse 15, 9495 Triesen, Liechtenstein

Description of Goods involved:

Description of goods involved

Class 14:

Precious metals and their alloys and goods in precious metals or coated therewith, not included in other classes; unwrought or semi-wrought precious metals; jewelry, precious stones; horological and chronometric instruments; genuine and costume jewelry; gemstones, glass gemstones, cut glass stones, jewelry stones of facetted glass; ornaments (jewelry); necklaces; earrings; bracelets; rings (jewelry); brooches; bangles; charms (jewelry); jewelry, ornaments and decorative charms for cellular telephones; pendants; chains of precious metals; lockets; cuff links; medallions; medals; key chains of precious metal; key rings (trinkets or fobs); hat ornaments (costume jewelry); pins (costume jewelry); ties pins; items of jewelry with glass, natural or artificial precious stones, plastic, common or precious metal for personal use; watches and clocks and their parts; clock cases; cases for watches (presentation); natural or synthetic, precious stones of all types and for every purpose; jewelry cases; boxes of precious metal.

Class 35:

Retail services and retail store services, wholesale services, online retail and wholesale services, retail store services provided via a global computer network, advertising; electronic advertising and promotional services including emails, on-line advertising on a computer network, opinion polling services, services related to

business promotion activities of all kinds, including distribution of samples, advertising, telemarketing, promotional information campaigns, organization of exhibitions, fair trade organization, all connected with the sale of a variety of goods, including cosmetics, perfumes, wearable computer products, activity and fitness trackers, headphones and earphones, USB sticks, USB flash drives, USB compatible data storage devices, stylus pens for use with touchscreens, speakers and speaker systems, in particular portable loudspeakers, bags, cases and covers specifically designed for headphones, computers, digital assistants and mobile telephones, sunglasses, spectacles (optics), spectacle cases, field glasses, binoculars, telescopes, lamps, chandeliers, chandelier parts, lighting apparatus, gemstones, glass gemstones, cut glass stones, jewelry stones of facetted glass, genuine and costume jewelry, clocks and watches, stationery, writing instruments, bags, wallets, key chains, card holders, clothing, shoes, textile goods, furniture, mirrors, picture frames, decorative articles primarily made of glass, figurines, vases, glass bowls, glass candle holders and votives, drinking glasses, hair ornaments, decorations for Christmas trees, smokers' articles, business management and organisation consultancy; shop window dressing; organisation of fairs and exhibitions for commercial or advertising purposes; publicity, sales promotion for others; business consultancy and assistance in relation to establishment, management and operation of retail stores and/or franchises; marketing research; marketing studies; production of advertising films; bringing together, for the benefit of others, a variety of goods, including cosmetics, perfumes, wearable computer products, activity and fitness trackers, headphones and earphones, USB sticks, USB flash drives, USB compatible data storage devices, stylus pens for use with touch-screens, speakers and speaker systems, in particular portable loudspeakers, bags, cases and covers specifically designed for headphones, computers, digital assistants and mobile telephones, sunglasses, spectacles (optics), spectacle cases, field glasses, binoculars, telescopes, lamps, chandeliers, chandelier parts, lighting apparatus, gemstones, glass gemstones, cut glass stones, jewelry stones of facetted glass, genuine and costume jewelry, clocks and watches, stationery, writing instruments, bags, wallets, key chains, card holders, clothing, shoes, textile goods, furniture, mirrors, picture frames, decorative articles primarily made of glass, figurines, vases, glass bowls, glass candle holders and votives, drinking glasses, hair ornaments, decorations for Christmas trees, smokers' articles (excluding the transport thereof), enabling customers to conveniently view and purchase those goods; bringing together, for the benefit of others, a variety of goods, including cosmetics, perfumes, wearable computer products, activity and fitness trackers, headphones and earphones, USB sticks, USB flash drives, USB compatible data storage devices, stylus pens for use with touchscreens, speakers and speaker systems, in particular portable loudspeakers, bags, cases and covers specifically designed for headphones, computers, digital assistants and mobile telephones, sunglasses, spectacles (optics), spectacle cases, field glasses, binoculars, telescopes, lamps, chandeliers, chandelier parts, lighting apparatus, gemstones, glass gemstones, cut glass stones, jewelry stones of facetted glass, genuine and costume jewelry, clocks and watches, stationery, writing instruments, bags, wallets, key chains, card holders, clothing, shoes, textile goods, furniture, mirrors, picture frames, decorative articles primarily made of glass, figurines, vases, glass bowls, glass candle holders and votives, drinking glasses, hair ornaments, decorations for Christmas trees, smokers' articles (excluding the transport thereof), enabling customers to examine such products on a Web site and purchase those goods conveniently.

Other information:

Representation of the Trademark:

SWAROVSKI

Made at Port Vila this 03rd day of April 2017



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of application to register trademark

In accordance with section 18 of the Trademarks Act No 1 of 2003, I, BRITTIEN YOSEF, Registrar of Trademarks, hereby publish the details of the following application for registration of trademark

APPLICATION DETAILS

File no. 1488

Notice No. 108 of 2017

Name: Perfect Food Manufacturing (M) Sdn. Bhd.

Address: Ag 6876 Alor Gajah Industrial Estate, 7800 Alor Gajah Melaka, Malaysia

Address for Service: Spruson & Ferguson, Patent & Trade Mark Attorneys

C/o Nigel Morrison, Ridgway Blake Lawyers, First Bank Building,

Rue Emile Mercet, P O Box 722, Port Vila, Vanuatu

Description of Goods and/or services involved:

Class 30: Biscuits, flour and preparations from cereals; pastry and confectionery and spices.

Other information:

Representation of the Trademarks:



Made at Port Vila this fourth day of April 2017.



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of application to register trademark

In accordance with section 18 of the Trademarks Act No 1 of 2003, I, BRITTIEN YOSEF, Registrar of Trademarks, hereby publish the details of the following application for registration of trademark

APPLICATION DETAILS

File no. 1495

Notice No. 109 of 2017

Name: Farmers' Rice Cooperative

Address: a corporation organized under the laws of the state of California, 2566 River Plaza Drive, Sacramento, California 95833, United States of America

Description of Goods and/or services involved:

Class 30: - Rice

Other information:

Representation of the Trademarks:

WONDER ROSE

Made at Port Vila this fourth day of April 2017.



TRADEMARKS ACT NO. 1 OF 2003

Publication of details of applications to register trademark

In accordance with section 18 of the Trademarks Act No. 1 of 2003, I, BRITTIEN YOSEF, Registrar of trademarks, hereby publish the details of the following applications for registration of trademark

APPLICATION DETAILS

File no. 1509

Notice No. 110 Of 2017

Name: Heineken Brouwerijen B.V.

Address: Tweede Weteringplantsoen 21, 1017 ZD Amsterdam, The Netherlands

Description of Goods involved:

Class 32: Beers.

Other information:

Representation of the Trademark:



Made at Port Vila this 03rd day of April 2017

BRITTIEN YOSEF
Registrar of Trademarks

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TRADEMARKS ACT NO. 1 OF 2003

Publication of details of applications to register trademark

In accordance with section 18 of the Trademarks Act No. 1 of 2003, I, BRITTIEN YOSEF, Registrar of trademarks, hereby publish the details of the following applications for registration of trademark

APPLICATION DETAILS

File no 1564

Notice No. 111 Of 2017

Name: MG HOTEL AND SUITES LIMITED

Address: C/-MG COMMERCIAL BANK LIMITED, ROOM F, 18/F, MG TOWER, 133 HOI BUN ROAD.

KWUN TONG, HONG KONG SAR

Tel: +852 3750 8881, email: patrick.mgglobal@gmail.com

Description of Goods and services involved:

CLASS 1:

CHEMICALS USED IN INDUSTRY, SCIENCE AND PHOTOGRAPHY, AS WELL AS IN AGRICULTURE, HORTICULTURE AND FORESTRY; UNPROCESSED ARTIFICIAL RESINS, UNPROCESSED PLASTICS; MANURES; FIRE EXTINGUISHING COMPOSITIONS; TEMPERING AND SOLDERING PREPARATIONS; CHEMICAL SUBSTANCES FOR PRESERVING FOODSTUFFS; TANNING SUBSTANCES; ADHESIVES USED IN INDUSTRY.

CLASS 2

PAINTS, VARNISHES; LACQUERS; PRESERVATIVES AGAINST RUST AND AGAINST DETERIORATION OF WOOD; COLORANTS; MORDANTS; RAW NATURAL RESINS; METALS IN FOIL AND POWDER FORM FOR PAINTERS, DECORATORS, PRINTERS AND ARTISTS.

CLASS 3

BLEACHING PREPARATIONS AND OTHER SUBSTANCES FOR LAUNDRY USE; CLEANING, POLISHING, SCOURING AND ABRASIVE PREPARATIONS; SOAPS; PERFUMERY, ESSENTIAL OILS, COSMETICS, HAIR LOTIONS; DENTIFRICES.

CLASS 4

INDUSTRIAL OILS AND GREASES; LUBRICANTS; DUST ABSORBING, WETTING AND BINDING COMPOSITIONS; FUELS (INCLUDING MOTOR SPIRITS) AND ILLUMINANTS; CANDLES AND WICKS FOR LIGHTING.

CLASS 5

PHARMACEUTICAL AND VETERINARY PREPARATIONS; SANITARY PREPARATIONS FOR MEDICAL PURPOSES; DIETETIC FOOD AND SUBSTANCES ADAPTED FOR MEDICAL OR VETERINARY USE, FOOD FOR BABIES; DIETARY SUPPLEMENTS FOR HUMANS AND ANIMALS; PLASTERS, MATERIALS FOR DRESSINGS; MATERIAL FOR STOPPING TEETH, DENTAL WAX; DISINFECTANTS; PREPARATIONS FOR DESTROYING VERMIN; FUNGICIDES, HERBICIDES.

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