

SUMMARY OF ALL CHANGES INTRODUCED IN THE GENERAL REMARKS AND THE CLASS HEADINGS /
RÉCAPITULATIF DE TOUTES LES MODIFICATIONS INTRODUITES DANS LES REMARQUES GÉNÉRALES ET
LES INTITULÉS DES CLASSES

G E N E R A L R E M A R K S

The indications of goods or services appearing in the class headings are general indications relating to the fields to which, in principle, the goods or services belong. The Alphabetical List should therefore be consulted in order to ascertain the exact classification of each individual product or service.

GOODS

If a product cannot be classified with the aid of the List of Classes, the Explanatory Notes and the Alphabetical List, the following remarks set forth the criteria to be applied:

(a) A finished product is in principle classified according to its function or purpose. If the function or purpose of a finished product is not mentioned in any class heading, the finished product is classified by analogy with other comparable finished products, indicated in the Alphabetical List. If none is found, other subsidiary criteria, such as that of the material of which the product is made or its mode of operation, are applied.

(b) A finished product which is a multipurpose composite object (e.g., clocks incorporating radios) may be classified in all classes that correspond to any of its functions or intended purposes. If those functions or purposes are not mentioned in any class heading, other criteria, indicated under (a), above, are to be applied.

(c) Raw materials, unworked or semi-worked, are in principle classified according to the material of which they consist.

(d) Goods intended to form part of another product are in principle classified in the same class as that product only in cases where the same type of goods cannot normally be used for another purpose. In all other cases, the criterion indicated under (a), above, applies.

(e) When a product, whether finished or not, is classified according to the material of which it is made, and it is made of different materials, the product is in principle classified according to the material which predominates.

(f) Cases adapted to the product they are intended to contain are in principle classified in the same class as the product.

SERVICES

If a service cannot be classified with the aid of the List of Classes, the Explanatory Notes and the Alphabetical List, the following remarks set forth the criteria to be applied:

(a) Services are in principle classified according to the branches of activities specified in the headings of the service classes and in their Explanatory Notes or, if not specified, by analogy with other comparable services indicated in the Alphabetical List.

(b) Rental services are in principle classified in the same classes as the services provided by means of the rented objects (e.g., Rental of telephones, covered by Class 38). **Leasing services are analogous to rental services and therefore should be classified in the same way. However, hire- or lease-purchase financing is classified in Class 36 as a financial service.**

(c) Services that provide advice, information or consultation are in principle classified in the same classes as the services that correspond to the subject matter of the advice, information or consultation, e.g., transportation consultancy (Cl. 39), business management consultancy (Cl. 35), financial consultancy (Cl. 36), beauty consultancy (Cl. 44). The rendering of the advice, information or consultancy by electronic means (e.g., telephone, computer) does not affect the classification of these services.

(d) **Services rendered in the framework of franchising are in principle classified in the same class as the particular services provided by the franchisor (e.g., business advice relating to franchising (Class 35), financing services relating to franchising (Class 36), legal services relating to franchising (Class 45).**

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.

Explanatory Note

Class 1 includes mainly chemical products used in industry, science and agriculture, including those which go to the making of products belonging to other classes.

This Class includes, in particular:

- compost;
- salt for preserving other than for foodstuffs;
- **certain additives for the food industry (consult the Alphabetical List of Goods).**

This Class does not include, in particular:

- raw natural resins (Cl. 2);
- chemical products for use in medical science (Cl. 5);
- fungicides, herbicides and preparations for destroying vermin (Cl. 5);
- adhesives for stationery or household purposes (Cl. 16);
- salt for preserving foodstuffs (Cl. 30);
- straw mulch (Cl. 31).

CLASS 3

Bleaching preparations and other substances for laundry use;
cleaning, polishing, scouring and abrasive preparations;
soaps;
perfumery, essential oils, cosmetics, hair lotions;
dentifrices.

Explanatory Note

Class 3 includes mainly cleaning preparations and toilet preparations.

This Class includes, in particular:

- deodorants for **human beings or for animals**;
- **room fragrancing preparations**;
- sanitary preparations being toiletries.

This Class does not include, in particular:

- chemical chimney cleaners (Cl. 1);
- degreasing preparations for use in manufacturing processes (Cl. 1);
- deodorants other than for **human beings or for animals** (Cl. 5);
- sharpening stones and grindstones (hand tools) (Cl. 8).

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.

Explanatory Note

Class 5 includes mainly pharmaceuticals and other preparations for medical or veterinary purposes.

This Class includes, in particular:

- sanitary preparations for personal hygiene, other than toiletries;
- deodorants other than for human beings or for animals;
- dietary supplements, intended to supplement a normal diet or to have health benefits;
- meal replacements, dietetic food and beverages, adapted for medical or veterinary use;
- cigarettes without tobacco, for medical purposes.

This Class does not include, in particular:

- sanitary preparations being toiletries (Cl. 3)
- deodorants for human beings or for animals (Cl. 3);
- supportive bandages (Cl. 10);
- meal replacements, dietetic food and beverages not for medical or veterinary purposes (Cl. 29, 30, 31, 32 or 33).

CLASS 8

Hand tools and implements (hand-operated);

cutlery;

side arms;

razors.

Explanatory Note

Class 8 includes mainly hand-operated implements used as tools in the respective professions.

This Class includes, in particular:

- cutlery of precious metals;
- electric razors and clippers (hand instruments).

This Class does not include, in particular:

- certain special instruments (consult the Alphabetical List of Goods);
- machine tools and implements driven by a motor (Cl. 7);
- surgical cutlery (Cl. 10);
- **side arms being firearms (Cl. 13);**
- paper knives (Cl. 16);
- fencing weapons (Cl. 28).

CLASS 7

Machines and machine tools;
motors and engines (except for land vehicles);
machine coupling and transmission components (except for land vehicles);
agricultural implements other than hand-operated;
incubators for eggs;
automatic vending machines.

Explanatory Note

Class 7 includes mainly machines, machine tools, motors and engines.

This Class includes, in particular:

- parts of motors and engines (of all kinds);
- electric cleaning machines and apparatus.

This Class does not include, in particular:

- certain special machines and machine tools (consult the Alphabetical List of Goods);
- hand tools and implements, hand-operated (Cl. 8);
- motors and engines for land vehicles (Cl. 12).

CLASS 9

Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity;

apparatus for recording, transmission or reproduction of sound or images;

magnetic data carriers, recording discs;

compact discs, DVDs and other digital recording media;

mechanisms for coin-operated apparatus;

cash registers, calculating machines, data processing equipment, computers;

computer software;

fire-extinguishing apparatus.

Explanatory Note

This Class includes, in particular:

- apparatus and instruments for scientific research in laboratories;
- apparatus and instruments for controlling ships, such as apparatus and instruments for measuring and for transmitting orders;
- ~~the following electrical apparatus and instruments:~~
 - ~~(a) certain electrothermic tools and apparatus, such as electric soldering irons, electric flat irons which, if they were not electric, would belong to Class 8;~~
 - ~~(b) apparatus and devices which, if not electrical, would be listed in various classes, i.e., electrically heated clothing, cigar lighters for automobiles;~~
- protractors;
- punched card office machines;
- ~~amusement apparatus adapted for use with an external display screen or monitor;~~
- all computer programs and software regardless of recording media or means of dissemination, that is, software recorded on magnetic media or downloaded from a remote computer network.

This Class does not include, in particular:

- the following electrical apparatus and instruments:
 - (a) electromechanical apparatus for the kitchen (grinders and mixers for foodstuffs, fruit presses, electrical coffee mills, etc.), and certain other apparatus and instruments driven by an electrical motor, all coming under Class 7;
 - (b) apparatus for pumping or dispensing fuels (Cl. 7);
 - (c) electric razors, clippers (hand instruments) and flat irons (Cl. 8);
 - (d) electrical apparatus for space heating or for the heating of liquids, for cooking, ventilating, etc. (Cl. 11);
 - (e) electric toothbrushes and combs (Cl. 21);
- clocks and watches and other chronometric instruments (Cl. 14);
- control clocks (Cl. 14);
- amusement and game apparatus adapted for use with an external display screen or monitor (Cl. 28).

CLASS 18

Leather and imitations of leather, and goods made of these materials and not included in other classes;
animal skins, hides;
trunks and travelling bags;
umbrellas and parasols;
walking sticks;
whips, harness and saddlery.

Explanatory Note

Class 18 includes mainly leather, leather imitations, travel goods not included in other classes and saddlery.

This Class does not include, in particular:

- clothing, footwear, headgear (consult the Alphabetical List of Goods).

CLASS 24

Textiles and textile goods, not included in other classes;

bed covers;

table covers.

Explanatory Note

Class 24 includes mainly textiles (piece goods) and textile covers for household use.

This Class includes, in particular:

- bedding linen of paper.

This Class does not include, in particular:

- certain special textiles (consult the Alphabetical List of Goods);
- electrically heated blankets, for medical purposes (Cl. 10) and not for medical purposes (Cl. 11);
- table linen of paper (Cl. 16);
- horse blankets (Cl. 18).

CLASS 28

Games and playthings;
gymnastic and sporting articles not included in other classes;
decorations for Christmas trees.

Explanatory Note

This Class includes, in particular:

- amusement and game apparatus adapted for use with an external display screen or monitor;
- fishing tackle;
- equipment for various sports and games.

This Class does not include, in particular:

- Christmas tree candles (Cl. 4);
- diving equipment (Cl. 9);
- ~~amusement apparatus adapted for use with an external display screen or monitor (Cl. 9);~~
- electrical lamps (garlands) for Christmas trees (Cl. 11);
- fishing nets (Cl. 22);
- clothing for gymnastics and sports (Cl. 25);
- confectionery and chocolate decorations for Christmas trees (Cl. 30).

CLASS 29

Meat, fish, poultry and game;
meat extracts;
preserved, frozen, dried and cooked fruits and vegetables;
jellies, jams, compotes;
eggs;
milk and milk products;
edible oils and fats.

Explanatory Note

Class 29 includes mainly foodstuffs of animal origin as well as vegetables and other horticultural comestible products which are prepared for consumption or conservation.

This Class includes, in particular:

- milk beverages (milk predominating).

This Class does not include, in particular:

- certain foodstuffs of plant origin (consult the Alphabetical List of Goods);
- baby food (Cl. 5);
- dietetic **food and** substances adapted for medical use (Cl. 5);
- **dietary supplements (Cl. 5);**
- salad dressings (Cl. 30);
- fertilised eggs for hatching (Cl. 31);
- foodstuffs for animals (Cl. 31);
- live animals (Cl. 31).

CLASS 30

Coffee, tea, cocoa and artificial coffee;
rice;
tapioca and sago;
flour and preparations made from cereals;
bread, pastry and confectionery;
ices;
sugar, honey, treacle;
yeast, baking-powder;
salt;
mustard;
vinegar, sauces (condiments);
spices;
ice.

Explanatory Note

Class 30 includes mainly foodstuffs of plant origin prepared for consumption or conservation as well as auxiliaries intended for the improvement of the flavour of food.

This Class includes, in particular:

- beverages with coffee, cocoa, chocolate or tea base;
- cereals prepared for human consumption (for example, oat flakes and those made of other cereals).

This Class does not include, in particular:

- certain foodstuffs of plant origin (consult the Alphabetical List of Goods);
- salt for preserving other than for foodstuffs (Cl. 1);
- medicinal teas and dietetic food and substances adapted for medical use (Cl. 5);
- baby food (Cl. 5);
- dietary supplements (Cl. 5);
- raw cereals (Cl. 31);
- foodstuffs for animals (Cl. 31).

CLASS 31

Grains and agricultural, horticultural and forestry products not included in other classes;
live animals;
fresh fruits and vegetables;
seeds;
natural plants and flowers;
foodstuffs for animals;
malt.

Explanatory Note

Class 31 includes mainly land products not having been subjected to any form of preparation for consumption, live animals and plants as well as foodstuffs for animals.

This Class includes, in particular:

- raw woods;
- raw cereals;
- fertilised eggs for hatching;
- mollusca and crustacea (live).

This Class does not include, in particular:

- cultures of micro-organisms and leeches for medical purposes (Cl. 5);
- dietary supplements for animals (Cl. 5);
- semi-worked woods (Cl. 19);
- artificial fishing bait (Cl. 28);
- rice (Cl. 30);
- tobacco (Cl. 34).

CLASS 32

Beers;
mineral and aerated waters and other non-alcoholic beverages;
fruit beverages and fruit juices;
syrops and other preparations for making beverages.

Explanatory Note

Class 32 includes mainly non-alcoholic beverages, as well as beer.

This Class includes, in particular:

- de-alcoholised beverages.

This Class does not include, in particular:

- beverages for medical purposes (Cl. 5);
- milk beverages (milk predominating) (Cl. 29);
- beverages with coffee, cocoa or chocolate base (Cl. 30).

CLASS 33

Alcoholic beverages (except beers).

Explanatory Note

This Class does not include, in particular:

- medicinal **beverages** (Cl. 5);
- de-alcoholised **beverages** (Cl. 32).

CLASS 36

Insurance;
financial affairs;
monetary affairs;
real estate affairs.

Explanatory Note

Class 36 includes mainly services rendered in financial and monetary affairs and services rendered in relation to insurance contracts of all kinds.

This Class includes, in particular:

- services relating to financial or monetary affairs comprise the following:
 - (a) services of all the banking establishments, or institutions connected with them such as exchange brokers or clearing services;
 - (b) services of credit institutions other than banks such as co-operative credit associations, individual financial companies, lenders, etc.;
 - (c) services of “investment trusts,” of holding companies;
 - (d) services of brokers dealing in shares and property;
 - (e) services connected with monetary affairs vouched for by trustees;
 - (f) services rendered in connection with the issue of travellers’ cheques and letters of credit;
- **hire- or lease-purchase financing;**
- services of realty administrators of buildings, i.e., services of letting or valuation, or financing;
- services dealing with insurance such as services rendered by agents or brokers engaged in insurance, services rendered to insured, and insurance underwriting services.

CLASS 38

Telecommunications.

Explanatory Note

Class 38 includes mainly services allowing at least one person to communicate with another by a sensory means. Such services include those which:

- (1) allow one person to talk to another,
- (2) transmit messages from one person to another, and
- (3) place a person in oral or visual communication with another (radio and television).

This Class includes, in particular:

- services which consist essentially of the diffusion of radio or television programmes.

This Class does not include, in particular:

- radio advertising services (Cl. 35);
- telephone marketing (telemarketing) services (Cl. 35).

CLASS 39

Transport;
packaging and storage of goods;
travel arrangement.

Explanatory Note

Class 39 includes mainly services rendered in transporting people or goods from one place to another (by rail, road, water, air or pipeline) and services necessarily connected with such transport, as well as services relating to the storing of goods in a warehouse or other building for their preservation or guarding.

This Class includes, in particular:

- services rendered by companies exploiting stations, bridges, rail-road ferries, etc., used by the transporter;
- services connected with the hiring of transport vehicles;
- services connected with maritime tugs, unloading, the functioning of ports and docks and the salvaging of wrecked ships and their cargoes;
- ~~services connected with the functioning of airports;~~
- services connected with the packaging and parcelling of goods before dispatch;
- services consisting of information about journeys or the transport of goods by brokers and tourist agencies, information relating to tariffs, timetables and methods of transport;
- services relating to the inspection of vehicles or goods before transport.

This Class does not include, in particular:

- services relating to advertising transport undertakings such as the distribution of prospectuses or advertising on the radio (Cl. 35);
- services relating to the issuing of travellers' cheques or letters of credit by brokers or travel agents (Cl. 36);
- services relating to insurances (commercial, fire or life) during the transport of persons or goods (Cl. 36);
- services rendered by the maintenance and repair of vehicles, nor the maintenance or repair of objects connected with the transport of persons or goods (Cl. 37);
- services relating to reservation of rooms in a hotel by travel agents or brokers (Cl. 43).