

LAW No. 456 of 26th JULY 1999  
OF THE REPUBLIC OF KAZAKHSTAN

CONCERNING TRADE MARKS, SERVICE MARKS AND  
APPELLATIONS OF ORIGIN

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TeLavalEfrEfr		casEfrEfr
galpntEfrEfr		kapEfrEfr
Kazkn		

## CHAPTER 1. GENERAL PROVISIONS

### Article 1. Basic Concepts Used in the Present Law

TeLavalEfrEfr	casEfrEfr
1) Efr - a p	git Efr EfrEfrEfr
2) Nv EfrEfr	ofEfrEfrEfrEfr
3) nEfrEfrEfrEfr	antEfrEfrEfr
4) EfrEfr - a Efr	atEfrEfrEfrEfrEfrEfr
agEfrEfrEfrEfr	al agEfrEfrEfrEfr

,

RpKazantifan  
the

taipradid

5) An- gal soil  
rebanding gttocaption

lEamprafekian

6) page- life  
gntteRpKazantp

RpKazantHade  
tilscalitem

andpazn

7) TehalChitf

GarS-e

hindy



2. Trade Mark

Article 6. Absolute Basis Which Exclude Registration of Trade Mark

1. Trade Mark	of the mark	
1) which is not distinctive	-	
2) which is not distinctive		
3) which is not distinctive	of the mark	
4) which is not distinctive	of the mark	
Trade Mark	of the mark	
2. Trade Mark	of the mark	
1) which is not distinctive	of the mark	
2) which is not distinctive	of the mark	
3) which is not distinctive	of the mark	
4) which is not distinctive	of the mark	
Trade Mark	of the mark	
3. Trade Mark	of the mark	
1) which is not distinctive	of the mark	
2) which is not distinctive	of the mark	
3) which is not distinctive	of the mark	
4) which is not distinctive	of the mark	

Article 7. Other Basis for Denying the Registration of Trade Mark

1. Trade Mark	of the mark	
1) which is not distinctive	of the mark	
2) which is not distinctive	of the mark	
3) which is not distinctive	of the mark	
4) which is not distinctive	of the mark	

- |                      |                       |                  |
|----------------------|-----------------------|------------------|
| 1) <b>ilaliptrRp</b> | <b>fKazkrite</b>      | <b>ncfih</b>     |
| 2) <b>ncfihria</b>   | <b>dntrRp</b>         | <b>fKazkrite</b> |
| 3) <b>anmsphid</b>   | <b>atadpsitfjs</b>    |                  |
|                      | <b>afpsadfnhb</b>     |                  |
|                      | <b>tsagal s adabw</b> |                  |
|                      | <b>gadbe</b>          | <b>RpKazkn-</b>  |

Article 8. Submission of Application

- |                        |                    |
|------------------------|--------------------|
| 1. <b>Amptfa adles</b> | <b>thangaifpco</b> |
| 2. <b>Amptfa tndk</b>  | <b>alcltrachsh</b> |
| 3. <b>Apnyefinef6</b>  | <b>andeflygh</b>   |

Article 9. Requirements to Application for a Trademark

- |                                  |                          |
|----------------------------------|--------------------------|
| 1. <b>Amptfa tndk</b>            |                          |
| 2. <b>Anapbsl eho</b>            | <b>eadhak adi al tne</b> |
| 1) <b>a stpofarp</b>             | <b>whfamptvach</b>       |
| 2) <b>glamf</b>                  |                          |
| 3) <b>efgdadp inao</b>           | <b>develnahlit6</b>      |
| 3. <b>Tdvalandrapn</b>           |                          |
| 1) <b>a dnepovfanganahpiv</b>    | <b>Anofnal eahin</b>     |
| 2) <b>pnatascfp g tpe</b>        |                          |
| 3) <b>taofa tndk campisifa b</b> | <b>naiboge a gub</b>     |
|                                  | <b>abofat ndk esofa</b>  |
|                                  | <b>fjopafegd</b>         |
|                                  | <b>tndk tefisa e</b>     |
|                                  | <b>fufifstato</b>        |
| 4. <b>Teapndhadb</b>             | <b>ialcltrStoRan</b>     |

ggdgc Wncdcltinahguge eapnsl ng eRR65 TD1p nanT0 T(w)hngj tana5844TD.184 T(n)8.8(akns)n8.8(0

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Article 10. Priority of Trade Mark

- |               |               |
|---------------|---------------|
| 1. Trade mark | 1. Trade mark |
| applied for   | applied for   |
| 2. Trade mark | 2. Trade mark |
| applied for   | applied for   |





- 1) ~~tidak~~
  - 2) ~~tidak~~
  - 3) ~~tidak~~
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  - 5) ~~tidak~~
  - 6) ~~tidak~~ tidak
  - 7) ~~tidak~~ tidak
2. ~~tidak~~ tidak
3. ~~tidak~~ tidak
4. ~~tidak~~ tidak

Article 15. Term of Effect of Registration

1. ~~tidak~~ tidak
2. ~~tidak~~ tidak
3. ~~tidak~~ tidak

Article 16. Publication of Information on Registration

- ~~tidak~~ tidak
- ~~tidak~~ tidak
- ~~tidak~~ tidak

Article 17. Terms of Repeated Registration of Trade Marks

- ~~tidak~~ tidak
- ~~tidak~~ tidak
- ~~tidak~~ tidak

Article 18. Trade Mark Certificate

1. Trademark  
p'eligit beot  
iddite

efitfein  
endakipogdarie

ftadiki

2. Trademark

Article 18-1. The acknowledgement of a trademark as well-known.

1. Trademark  
ne as basinsasa ndh  
Kazakhstan p'itRb  
aghasheRbKazhn

akba galp'itRb  
6Kazhnissale

Ap'malgalp  
heRbKazhnid  
tagfa ndhshv

stefafan ndhskv  
dycifeat'ib

Reg'it'Citak  
heRbKazhnleap'it'ib

g'itfa ndh'it'as

Bas'it'ep'it'it'Citak  
apa'it'it'it'it'it'  
ag'it'it'it'it'  
td'it'it'it'it'.

ndh'it'it'it'it'  
ftad'it'it'it'it'

If'it'it'it'it'it'  
ch'it'it'it'it'  
g'it'it'it'it'

dit'it'it'it'it'

Test'it'it'  
it'it'

fa'it'it'it'it'

If'it'it'it'it'it'  
ndh'it'it'it'it'

isa'it'it'it'it'  
ap'it'it'it'it'  
at'it'

at'it'it'it'it'

Cit'it'it'

1. Tegit tanchik

2. Epa tanchik

3. Ofo tanchik

4. Aya tanchik

5. Ofo tanchik

6. Aya tanchik

7. Ofo tanchik

8. Aya tanchik

9. Ofo tanchik

10. Aya tanchik

11. Ofo tanchik

12. Aya tanchik

13. Ofo tanchik

14. Aya tanchik

15. Ofo tanchik

16. Aya tanchik

17. Ofo tanchik

18. Aya tanchik

Article 20. Warning Marking

1. Tegit tanchik

2. Epa tanchik

3. Ofo tanchik

4. Aya tanchik

1. Tegit tanchik

2. Epa tanchik

3. Ofo tanchik

4. Aya tanchik

5. Ofo tanchik

6. Aya tanchik

Article 21. Assignment of the Right to Trade Mark

1. Tegit tanchik

2. Epa tanchik

3. Ofo tanchik

4. Aya tanchik

5. Ofo tanchik

6. Aya tanchik

1. Tegit tanchik

2. Epa tanchik

3. Ofo tanchik

4. Aya tanchik

5. Ofo tanchik



Nanl pfeR p6Kazkn  
tegh teahfagen  
fcaeflv

4. Epa ntafca

apnbfly dyfed  
pynbfsh  
ive n6 nsl ee  
pfe nbf nbf laad  
al ebf nbf nbf e  
p nbf nbf

5. Rca ntafca ntafca

ag nbf nbf nbf nbf  
gh nbf nbf nbf nbf

6. Inas nbf nbf

ag ntafca nbf  
nbf nbf nbf nbf

7. Epa nbf nbf

ag nbf nbf nbf nbf  
Kazkn nbf nbf nbf nbf

8. Inas nbf nbf

tegh nbf nbf nbf nbf  
feg nbf nbf nbf nbf  
tat nbf nbf nbf nbf  
nbf nbf nbf nbf  
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9. Epa nbf nbf

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10. Inas nbf nbf

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11. Inas nbf nbf

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12. Epa nbf nbf

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1) **Assignment of Trade Mark**

2) **Assignment of Trade Mark**

3) **Assignment of Trade Mark**

4) **Assignment of Trade Mark**

5) **Assignment of Trade Mark**

6) **Assignment of Trade Mark**

7) **Assignment of Trade Mark**

8) **Assignment of Trade Mark**

9) **Assignment of Trade Mark**

10. **Assignment of Trade Mark**

Article 22. The Assignment of the Right to Trade Mark in Reorganisation of Legal Entity in the Form of Division

In a legal entity, the right to trade mark shall be transferred to the legal entity which is the result of the division of the legal entity.

CHAPTER 6. TERMINATION OF REGISTRATION VALIDITY OF A TRADE MARK

Article 23. Challenging the Registration of Trade Mark

1. **Challenging the Registration of Trade Mark**

2. **Challenging the Registration of Trade Mark**







Article 26  
Rights of  
Applicant

State

5. Rights of

Applicant

CHAPTER 8. EXPERT EXAMINATION OF APPELLATIONS OF ORIGIN

Article 30. The Procedure for Conducting an Expert Examination

1. The applicant  
shall file with the  
competent authority  
a request for an expert  
examination of the  
appellation of origin  
in accordance with  
Article 26, 27 and 29 of the Law  
of 2005 on the Protection of  
Appellations of Origin.

2. The applicant  
shall file with the  
competent authority  
a request for an expert  
examination of the  
appellation of origin  
in accordance with  
Article 26, 27 and 29 of the Law  
of 2005 on the Protection of  
Appellations of Origin.

Article 31. Decisions on Results of Expert Examination

1. Upon receipt of the  
request for an expert  
examination of the  
appellation of origin,  
the competent authority  
shall, within the  
prescribed period,  
decide on the results of  
the expert examination  
in accordance with  
Article 26 of the Law  
of 2005 on the Protection  
of Appellations of Origin.

1) The competent authority  
shall, within the  
prescribed period,  
decide on the results of  
the expert examination  
in accordance with  
Article 26 of the Law  
of 2005 on the Protection  
of Appellations of Origin.

Article 32. The Rights of the Applicant

Article 3 of the Law  
of 2005 on the Protection  
of Appellations of Origin

Article 3 of the Law  
of 2005 on the Protection  
of Appellations of Origin

CHAPTER 9. THE REGISTRATION AND GRANTING THE RIGHT TO USE APPELLATION OF ORIGIN

Article 33. The Procedure for the Maintenance of the State Register of Appellations of Origin

1. The applicant  
shall file with the  
competent authority  
a request for the  
registration of the  
appellation of origin  
in accordance with  
Article 34 of the Law  
of 2005 on the Protection  
of Appellations of Origin.

1) The applicant  
shall file with the  
competent authority  
a request for the  
registration of the  
appellation of origin  
in accordance with  
Article 34 of the Law  
of 2005 on the Protection  
of Appellations of Origin.

2. Terms of effect of registration of appellations of origin

original geographic  
terms  
State Register of Appellations of Origin

3. Terms of effect of registration of appellations of origin

national patent  
State Register

Article 34. Terms of Effect of Registration of the Appellation of origin and the Right to Use the Appellation of origin

1. Registration of appellations of origin

affiliated  
State Register of Appellations of Origin

2. Terms of effect of registration of appellations of origin

affiliated

3. Terms of effect of registration of appellations of origin

affiliated  
State Register of Appellations of Origin

4. Terms of effect of registration of appellations of origin in accordance with Law No. 29 of 1997 on the State Register of Appellations of Origin

affiliated  
State Register of Appellations of Origin

5. Terms of effect of registration of appellations of origin

affiliated  
State Register of Appellations of Origin

Article 35. Publication of Information on Registration

Information on registration of appellations of origin shall be published in the State Register of Appellations of Origin

affiliated  
State Register of Appellations of Origin

Article 36. Certificate of the Right to Use the Appellation of origin

1. Terms of effect of registration of appellations of origin

affiliated  
State Register of Appellations of Origin

2. Terms of effect of registration of appellations of origin

affiliated

CHAPTER 10. THE USE OF THE APPELLATION OF ORIGIN

Article 37. Terms of Use of the Appellation of origin

1. Terms of effect of registration of appellations of origin

affiliated  
State Register of Appellations of Origin

2. Terms of effect of registration of appellations of origin

affiliated  
State Register of Appellations of Origin

3. Terms of effect of registration of appellations of origin

affiliated

glnb sgnatid  
pofing dit  
pffv iatrk

dcahis dnatia pny

he ag niseat

#### 4. Teatca hno

masly tagffe

glttscap fignadgn tigtscap fignie  
laih agn

### Article 38. Warning Marking

Teofgt tscap  
pntc ag nly nte fof Lan e

of giny heart apb

, o glnb t ap

» «

» « . »

## CHAPTER 11. TERMINATION OF VALIDITY OF THE LEGAL PROTECTION OF THE APPELLATION OF ORIGIN

Article 39. Contesting registration of an appellation of origin and (or) the right to use the appellation of origin

1. Regitc apbfo  
pinycahd dld fias  
ly A 26, 27 ad 29 f i At

gnad() tigt tscap ffo  
nch f fapd

3) **reasmam pifew**  
**tra d)**  
 4) **intra galre**  
**ofittcapifon**  
 3. **Tegaitcapifon**  
**foial gais alpb**  
**daasid pagapl 6At39 fup Law**  
 4. **Tegaitfif**  
**Ogittmffe**  
**teapifonive**  
**id**

**rfeitoseapifon**  
**intrafa pfp**  
**inad) gan tigtta pb**  
**tra ptho**  
**al the Sae Rge fte Apif**  
**gaifapifonad) tigtta**  
**nifcegnas**

CHAPTER 12. THE PROTECTION OF THE RIGHTS OF OWNERS OF TRADEMARKS AND RIGHTS TO USE APPELLATIONS OF ORIGIN

Article 41. Appellate Council

1. **TeApChalea pihlita d)**  
**fe pihlita d)**  
**pagap5 6At12, pagap4 6At**  
**At39 fup Law Te Rge h**  
**ya d)**

**so pihlita d)**  
**19, pagap2 6At23 ad pagap2 6**  
**te ApChalea p**

2. **Tegaitfif ApCh**  
 1) **reifeat d)**  
**foia ndk d) te**  
**canifedapimdn**  
**Ma dAgm**

**(te fte gan) o**  
**foia ndk d) te**  
**ep pagap1 ad**      **2 6At5 fe**

2) **tefa hifegand) tigtta**  
**apifon**  
 3) **tefa ndk in**  
**fe Ma dAgm**

**te ind) pagap6 6At5**

4) **te hnd) tigtta pifon**  
 5) **tefa ndk in**  
**Te fte pagap1)**  
**te pihlita a p**  
**te fte pagap3) -5) te pagapale d)**  
**te fte a p**

**ad) te pagapale d)**

**Ojal d) h Kazak Rine**  
**foia Te ndk d) Kazak**  
**Rin Ifa d) ka im**  
**Ran lea d) p**

**rhuge ndk h Kazak**

**Ifan p d) h**  
**gham d) fte p**  
**Te p d) h Law**  
**Ma d) p pagap1) ad2) 6**

**em it d) g ad**

**te pagapale d) p**  
**te fte d) h**  
**te fte p d) h**  
**te fte p d) h**

**te fte d) h**  
**e Ap d) h**  
**te fte At Te p d)**

3. Irastılı arıya  
apalelin Kazkad Rin  
b (b) aguge p b a s a  
nd Tegul fudfan  
ri ale d e i a p o  
n a z h

4. O p a l e d a t  
t r a y s L a w T i s e n y  
e p a d e p a t u r a n b  
d i t t a t t a

5. A p l a n y o d e p a v e g t b a p l a g a h e  
i n A p t C i v i s t a t t a

pa g r a t t a p o  
f a p a t  
I e n a d h K a z k a d R i n a d  
s a l e a t t e j a n i s  
e S a y f e A p t C i v i

t e a d i n f e  
l e a t t a  
r i s t a d e f i t e  
A p t C i v  
f a s o l

### Article 41-1. Grounds for refusal to consider objection in the Appellate Council

1. A p t i v a l e f





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allegedly

hip

Law

Criticism

1) sona d'ee

2) p'ea'ka

3) so sa o

4) so a'f'gi

3. Ayfa p'agn'al

1) ashap'fa p'agn'al

2) f'e'p' op

g'if'f'p'Kaz'k'men

d'ile'g'is'ast'e

s'of'p'agn'al'ov'is

le'p'p'of'e





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