



# THE VIRGIN ISLANDS Official Gazette

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**ROAD TOWN, TORTOLA**

**THURSDAY 13 JUNE 2019**

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### USING THE GAZETTE

The Virgin Islands Official Gazette is the official newspaper of the Government of the Virgin Islands. It is published weekly on Thursdays. Extraordinary editions are published as and when required.

Closing time for lodging notices is 3 p.m. on Monday in the week prior to publication. Early deadlines apply in cases of public holidays. Please refer to the schedule of deadlines at the back of the Gazette for specific deadlines. Late notices are accepted at the publisher's discretion only.

Notices must be accompanied by payment and written instructions. All dates, proper names, and signatures must be shown clearly, and contact details for the person responsible for the notice must be included.

Notices will be returned unpublished if not submitted in accordance with these requirements.

The *Official Gazette* reserves the right to apply its in-house style, and to reject notices which do not meet its requirements.

Kindly address notices and other correspondence to:

**The Virgin Islands Official Gazette**  
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**GOVERNMENT****Cabinet Decisions****Supplements****Statutory Appointments****Court Notices**

BVILR/PRE/05/2019

**NOTICE OF APPLICATION FOR REGISTRATION BY PRESCRIPTION****SECTION 135 OF THE REGISTERED LAND ACT****CAP 229 OF THE 1991 EDITION OF THE REVISED LAWS OF THE VIRGIN ISLANDS****REGISTRATION SECTION****BLOCK****PARCEL**

11565

Virgin Gorda South

4841B

70

The Registrar of Lands hereby gives **NOTICE** that **ANNA MARIA CLARKE** has applied to be registered as the sole proprietor by Prescription for Parcel 70 Block 4841B, Virgin Gorda South Registration Section; and has filed affidavit in support of his application.

**Parcel 70 is registered to:**

- |                |                         |
|----------------|-------------------------|
| • Ena Stevens  | 1/3 <sup>rd</sup> share |
| • Olva Stevens | 1/3 <sup>rd</sup> share |
| • Anna Clarke  | 1/3 <sup>rd</sup> share |

The relevant documents may be inspected at the Land Registry upon request. Copies will be provided by the applicants' Legal Practitioners.

Anyone who has just caused to object to **ANNA MARIA CLARKE** being registered as the proprietor of the aforementioned parcel should submit a proper document to the Registrar of Lands no later than one (1) month from the 1<sup>st</sup> day of June, 2019.

**Dated this 23<sup>rd</sup> day of May, 2019.**

Natalie Stevens-George  
Administrative Officer (Ag)  
(for) Chief Registrar of Lands (Ag)

## Corrections

## STATUTORY

### Trade Mark Notices

#### NOTICE

#### PUBLICATION OF RENEWAL OF TRADE MARK REGISTRATIONS PURSUANT TO SECTION 59(7) OF THE TRADE MARKS ACT, 2013

11566 The Registrar of Trade Marks, Patents and Copyright has renewed the trade mark registrations below for a period of ten (10) years from the dates of renewal specified below upon the request of the respective applicants.

| Trade Mark Registration Number | Applicant                        | Renewal Date      | Class(es) of Registration |
|--------------------------------|----------------------------------|-------------------|---------------------------|
| 1524                           | Diageo Brands B.V.               | 11 September 2017 | 33                        |
| 1542                           | Societe des Produits Nestle S.A. | 13 October 2017   | 30                        |
| 1583                           | DR. PEPPER COMPANY               | 20 November 2017  | 32                        |
| 2352                           | Bayer Consumer Care AG           | 25 February 2019  | 5                         |
| UK 1376                        | Mott's LLP                       | 10 February 2019  | 32                        |
| UK 1658                        | Irish Distillers Limited         | 18 June 2019      | 33                        |

Registrar of Trade Marks  
Patents and Copyright

#### NOTICE

#### PUBLICATION OF APPLICATION OF TRADE MARK PURSUANT TO SECTION 48 OF THE TRADE MARKS ACT, 2013

App. No. 7981

11567 Moore Stephens International Licensing Limited has applied on 17 May, 2019 for Registration of a Trade Mark in respect of the wordmark below with a priority filing date of 22 November, 2019 in the following class:

#### MOORE

**Class 35:** Accountancy services; accounting, auditing and reporting, bookkeeping, and data processing services, business and management consultancy services; business information, research, and analysis services; business

valuation services, business risk management services; forensic accountancy investigation services; business support services; economic budgeting and forecasting; remuneration and payroll preparation and consultancy services, advertising, marketing and market research services; tax preparation and consultancy services; personnel planning and consultancy services; recruitment services; arranging exhibitions; data management services; advisory services relating to data processing and data management; company secretarial services.

In accordance with Section 51 of the Trade Marks Act, 2013 and Rule 19 of the Trade Marks Rules, 2015 any person may, within three months of the publication of the application for registration of the trade mark give notice in duplicate to the registrar indicating opposition to the registration of the Trade Mark to which the application relates.

**Registrar of Trademarks,  
Patents and Copyright**

**NOTICE**

**PUBLICATION OF APPLICATION OF  
TRADE MARK PURSUANT TO SECTION 48 OF THE  
TRADE MARKS ACT, 2013**

App. No. 7985

11568 Ferrero International S.A. has applied on 24 May, 2019 for Registration of a Trade Mark in respect of the wordmark below in the following class:

**RAISINETS**

**Class 30:** Pastries; confectionary; chocolate; chocolate confectionery; cocoa based beverages; chocolate covered nuts; chocolate coated fruits; chocolate coated dried fruits.

In accordance with Section 51 of the Trade Marks Act, 2013 and Rule 19 of the Trade Marks Rules, 2015 any person may, within three months of the publication of the application for registration of the trade mark give notice in duplicate to the registrar indicating opposition to the registration of the Trade Mark to which the application relates.

**Registrar of Trademarks,  
Patents and Copyright**

**NOTICE**

**PUBLICATION OF APPLICATION OF  
TRADE MARK PURSUANT TO SECTION 48 OF THE  
TRADE MARKS ACT, 2013**

App. No. 7986

11569 Ferrero International S.A. has applied on 24 May, 2019 for Registration of a Trade Mark in respect of the wordmark below in the following class:

**WONKA**

**Class 30:** Pastries; confectionery; chocolate; ice cream; sorbets; edible ices cocoa based beverages; sugar confectionery; chocolate confectionery; chewing gum.

In accordance with Section 51 of the Trade Marks Act, 2013 and Rule 19 of the Trade Marks Rules, 2015 any person may, within three months of the publication of the application for registration of the trade mark give notice in duplicate to the registrar indicating opposition to the registration of the Trade Mark to which the application relates.

**Registrar of Trademarks,  
Patents and Copyright**

#### NOTICE

#### PUBLICATION OF APPLICATION OF TRADE MARK PURSUANT TO SECTION 48 OF THE TRADE MARKS ACT, 2013

App. No. 7987

11570 Ferrero International S.A. has applied on 24 May, 2019 for Registration of a Trade Mark in respect of the wordmark below in the following class:

#### **BABY RUTH**

**Class 30:** Pastries; confectionery; chocolate; ice cream; sorbets; edible ices chocolate confectionery; cocoa based beverages; chocolate coated snack bars.

In accordance with Section 51 of the Trade Marks Act, 2013 and Rule 19 of the Trade Marks Rules, 2015 any person may, within three months of the publication of the application for registration of the trade mark give notice in duplicate to the registrar indicating opposition to the registration of the Trade Mark to which the application relates.

**Registrar of Trademarks,  
Patents and Copyright**

#### NOTICE

#### PUBLICATION OF APPLICATION OF TRADE MARK PURSUANT TO SECTION 48 OF THE TRADE MARKS ACT, 2013

App. No. 7988

11571 Ferrero International S.A. has applied on 24 May, 2019 for Registration of a Trade Mark in respect of the wordmark below in the following class:

#### **BUTTERFINGER**

**Class 30:** Pastries; confectionery; chocolate; ice cream; sorbets; edible ices chocolate confectionery; cocoa based beverages; all the aforementioned goods containing peanut butter.

In accordance with Section 51 of the Trade Marks Act, 2013 and Rule 19 of the Trade Marks Rules, 2015 any person may, within three months of the publication of the application for registration of the trade mark give notice in duplicate to the registrar indicating opposition to the registration of the Trade Mark to which the application relates.

**Registrar of Trademarks,**

**Patents and Copyright****NOTICE****PUBLICATION OF APPLICATION OF  
TRADE MARK PURSUANT TO SECTION 48 OF THE  
TRADE MARKS ACT, 2013**

App. No. 7991

11572 Intel Corporation has applied on 27 May, 2019 for Registration of a Trade Mark in respect of the wordmark below with a priority filing date of 9 May, 2019 in the following class:

**INTEL ADAPTIX**

**Class 9:** Computer software; computer software developer kits; computer software developer tools; computing modules; computing module development kits; computers; computer hardware; computer software and firmware for providing control, monitoring and data manipulation of engineered products and systems; integrated circuits; semiconductor processors; microprocessors; software programmable data processors; data processing equipment; scientific, research, navigation, surveying, photographic, cinematographic, audiovisual, optical, weighing, measuring, signaling, detecting, testing, inspecting, life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling the distribution or use of electricity; apparatus and instruments for recording, transmitting, reproducing or processing sound, images or data; recorded and downloadable media, computer software, blank digital or analogue recording and storage media; mechanisms for coin-operated apparatus; cash registers, calculating devices; computers and computer peripheral devices; diving suits, divers' masks, ear plugs for divers, nose clips for divers and swimmers, gloves for divers, breathing apparatus for underwater swimming; fire-extinguishing apparatus.

In accordance with Section 51 of the Trade Marks Act, 2013 and Rule 19 of the Trade Marks Rules, 2015 any person may, within three months of the publication of the application for registration of the trade mark give notice in duplicate to the registrar indicating opposition to the registration of the Trade Mark to which the application relates.

**Registrar of Trademarks,  
Patents and Copyright**

**NOTICE****PUBLICATION OF APPLICATION OF  
TRADE MARK PURSUANT TO SECTION 48 OF THE  
TRADE MARKS ACT, 2013**

App. No. 7992

11573 ING Groep N.V. has applied on 28 May, 2019 for Registration of a Trade Mark in respect of the logo below in the following classes. The trademark consists of the three capital letters ING together with the tag line of word elements 'dream plan do' in blue color. The device element (logo) is a lion lying down in orange and white color:





**Class 9:** Computer hardware and software, in the field of banking, financial affairs and commercial matters; optical and magnetic data carriers with programs recorded thereon; magnetic bank cards; magnetic credit cards; data processing equipment; computers; automated teller machines [ATM]; payment cards (printed) [encoded]; payment cards (printed) [magnetic]; software, namely electronic financial platform for multiple types of payment and debt transactions via mobile phones, electronic tablets and web-based environments; computer software for providing electronic media to give customers access to bank account data and payment transactions; e-commerce software that allows users to perform electronic business transactions through a global computer network.

**Class 35:** Advertising; business management; business administration; office functions; advisory services for business management and consultancy; business management and organization consultancy; business management consultancy; commercial or industrial management assistance; business administration assistance; professional business consultancy; advisory services with regard to mergers and business take-overs; consultancy and brokerage services with regard to employee benefits; business management of companies; economic forecasting; business appraisals; business efficiency expert services; business research; business information; business inquiries; cost price analysis; market research; market analysis; marketing studies; commercial estimation; business statistical information services; verification of accounts; compilation and systematization of information into computer databases; computerized file management; book-keeping; relocation services for businesses; transcriptions of messages, also in electronic form; payroll preparation; auctioneering services; human resources consultancy; providing advertising services; all aforementioned services also provided via telecommunications, such as Internet.

**Class 36:** Insurance including consultancy and information hereto; business administration services for mutual funds and pension funds; financial affairs; monetary affairs; brokerage and mediation services for real estate; insurance brokerage; brokerage of real estate insurance in cash and commodities; banking services; financial banking services; investment bank services; securities bank services; services of an insurance company; investment trust services and financial services of holding companies; services of mutual funds and pension funds; payment services; central cash management services; home banking; electronic banking; electronic investment; financial management of mutual funds and pension funds; financial management of companies; exchange brokerage services; stock exchange quotation; safe deposit services for securities and valuables; surety; guarantee; issuance of credit cards, traveller's cheques and tokens of gift vouchers; credit card services; verification of checks; clearing (settlement); factoring; fiduciary services; financial analysis; financial expertise; stock research; financial information and advice; financial estimates or budgets relating to insurance, banking and real estate; financial sponsorship; financial transactions; finances; fiscal assessment; tax assessment; valuation of jewels, artworks, coins, treasures, antiquities and other valuables; valuation of real estate; transfer of funds, including electronic transfer; formation of funds; money exchange services; hire purchase financing; mortgages; debt collection agencies; capital investment; capital investment; credit bureau services; financial services in the field of money lending; loan on collateral; loans; life insurance; lease-purchase financing services; pension funds; placement of capital, shares and debt securities; sale of and trading in securities and debt securities; brokerage for purchase and sale of shares, bonds, securities and other securities; savings bank services; currency trading; asset management; agencies in real estate; housing agencies; management of real estate; management of buildings; arranging of lease agreements for real estate; leasing of real estate; financial planning in the context of project development; all aforementioned services also provided via telecommunications, such as Internet.

In accordance with Section 51 of the Trade Marks Act, 2013 and Rule 19 of the Trade Marks Rules, 2015 any person may, within three months of the publication of the application for registration of the trade mark give notice in duplicate to the registrar indicating opposition to the registration of the Trade Mark to which the application relates.



Registrar of Trademarks,  
Patents and Copyright

**NOTICE**  
**PUBLICATION OF PROPOSED AMENDMENT TO CLASSIFICATION**  
**OF TRADE MARK REGISTRATIONS PURSUANT TO RULE 47(1) OF**  
**THE TRADE MARKS RULES, 2015**

11574 The Registrar of Trade Marks, Patents and Copyright proposes to amend the classification of the following trade mark registrations under section 95 of the Trade Marks, Act, 2013. The proposed amendment to the trade mark registrations will change the class(es) of registration from the class(es) identified in the column "Previous Class(es)" into the class(es) identified in the column "New Class(es)" immediately below.

| Trade Mark Reg. No. | Trade Mark Name | Previous Class(es)     | New Class(es) |
|---------------------|-----------------|------------------------|---------------|
| 1490                | INTENSIVE CARE  | 48                     | 3             |
| 1503                | CARTIER         | 10, 14, 34, 37, 39, 48 | 30, 32        |

Any person wishing to object to the change in classification may file a notice of opposition in Form TM8 within 2 months of the date of this notice.

Registrar of Trademarks,  
Patents and Copyright

**NOTICE**  
**PUBLICATION OF REMOVAL OF TRADE MARK REGISTRATIONS**  
**PURSUANT TO RULE 37(3) (b) OF THE TRADE MARKS RULES, 2015**

11575 The Registrar of Trade Marks, Patents and Copyright advises that the following trade mark registrations have been removed from the Register under section 59(4) of the Trade Marks Act, 2013 as of the dates listed below:

| TRADE MARK REG. NO | NAME OF MARK               | NAME OF PROPRIETOR             | DATE OF EXPIRATION | DATE OF REMOVAL |
|--------------------|----------------------------|--------------------------------|--------------------|-----------------|
| 894                | OLD GOLD STRAIGHTS (Label) | Moorgate Tobacco Co. Limited   | 18-April-1989      | 21-May-2019     |
| 895                | OLD GOLD FILTERS           | Loew's Theatres Inc            | 18-April-1989      | 21-May-2019     |
| 1152               | GUARDS                     | Carreras Limited               | 12-June-2009       | 21-May-2019     |
| 1159               | TENNECO & SHIELD DESIGN    | Tennessee Gas Pipeline Company | 22-Aug-2009        | 21-May-2019     |
| 1160               | TENNECO                    | Tenneco Management Company     | 22-Aug-2009        | 21-May-2019     |



|                               |                                   |  |                               |                            |
|-------------------------------|-----------------------------------|--|-------------------------------|----------------------------|
| 1169                          | NUSTA                             | The Coca- Cola Company   | 22-Nov-2009                   | 21-May-2019                |
| 1171                          | SCHIMMELPENNINCK                  | Shimmelpenninck<br>Sigarenfabrieken V/H<br>Geurts & Van Schuppen<br>B.V. | 19-Jan-2010                   | 21-May-2019                |
| 1172                          | PETROX                            | Texaco Inc.  | 30-May-2009                   | 21-May-2019                |
| 1304                          | BLACK CAT NUMBER<br>7 Label       | Carreras Limited   | 17-Dec-2011                   | 21-May-2019                |
| 1306                          | HAND & SLEEVE Label               | Rothmans of Pall Mall<br>Limited   | 8-Feb-1995                    | 21-May-2019                |
| 1310                          | GOOD MORNING                      | Kellogg Salada Canada<br>Inc.  | 7-Nov-1996                    | 21-May-2019                |
| <b>TRADE MARK<br/>REG. NO</b> | <b>NAME OF MARK</b>               | <b>NAME OF<br/>PROPRIETOR</b>  | <b>DATE OF<br/>EXPIRATION</b> | <b>DATE OF<br/>REMOVAL</b> |
| 1319                          | SUN-DROP                          | Atlantic Industries  | 18-Mar-2013                   | 21-May-2019                |
| 1320                          | MACDONALD'S FIRST<br>AMERICAN     | MACDONALD<br>TOBACCO INC.  | 12-May-1985                   | 21-May-2019                |
| 1322                          | SALADA INSTANT<br>COFFEE & DESIGN | Kellog Canada Inc  | 8-Mar-1999                    | 21-May-2019                |
| 1324                          | GUNSTON (label)                   | American- Cigarette<br>Company (Overseas)<br>Limited                     | 4-Jan-2009                    | 21-May-2019                |
| 1328                          | CARLING BOTTLE<br>(label)         | Carling O'Keefe<br>Breweries of Canada<br>Limited                        | 26-Aug-1982                   | 21-May-2019                |
| 1332                          | GOLD LABEL                        | Alfred Dunhill Limited   | 26-Mar-1997                   | 21-May-2019                |
| 1336                          | LIFT                              | The Coca- Cola<br>Company  | 8-Dec-2011                    | 21-May-2019                |
| 1337                          | THREE CASTLES (label)             | British American<br>Tobacco (Brands)<br>Limited                          | 11-Dec-2011                   | 21-May-2019                |
| 1339                          | JOHN ROLFE                        | The House of<br>Edgeworth Incorporated                                   | 28-April-1998                 | 21-May-2019                |

|      |                           |  |             |             |
|------|---------------------------|--|-------------|-------------|
| 1340 | SUPER POWER               | The Coca-Cola Company                                  | 19-May-1984 | 21-May-2019 |
| 1341 | SHIMMY SHINS              | Alberto Culver Company                                 | 19-May-1984 | 21-May-2019 |
| 1342 | BA (Design)               | Bank of America National Trust and Savings Association | 19-May-2012 | 21-May-2019 |
| 1345 | COOL-OVA                  | A. Wander Ltd.   | 20-Aug-1984 | 21-May-2019 |
| 1346 | PAUL REVERE EXTRA (label) | American-Cigarette Company (Overseas) Limited          | 25-Aug-1998 | 21-May-2019 |

**Registrar of Trade Marks  
Patents & Copyright**

## Company Notices

**Verita Capital Ltd.  
BVI COMPANY NO. 1065490**

11576 Pursuant to subsection (3)(b) of Section 213 of the BVI Business Companies Act, 2004, **NOTICE IS HEREBY GIVEN** that **Verita Capital Ltd.**, may be struck off the register unless the Company, within thirty days from the date of this notice, appoints a registered agent.

Dated 22<sup>nd</sup> May, 2019

**SGD: Myrna P. Herbert  
Registrar of Corporate Affairs  
BVI Financial Services Commission**

**Totalcarp Enterprises Corporation  
BVI COMPANY NO. 1430318**

11577 Pursuant to subsection (3)(b) of Section 213 of the BVI Business Companies Act, 2004, **NOTICE IS HEREBY GIVEN** that **Totalcarp Enterprises Corporation**, may be struck off the register unless the Company, within thirty days from the date of this notice, appoints a registered agent.

Dated 21<sup>st</sup> May, 2019

**SGD: Myrna P. Herbert  
Registrar of Corporate Affairs  
BVI Financial Services Commission**

**Sky Capital Group Ltd.  
BVI COMPANY NO. 1568288**

11578 Pursuant to subsection (3)(b) of Section 213 of the BVI Business Companies Act, 2004, **NOTICE IS HEREBY GIVEN** that **Sky Capital Group Ltd.**, may be struck off the register unless the Company, within thirty days from the date of this notice, appoints a registered agent.

Dated 22<sup>nd</sup> May, 2019

**SGD: Myrna P. Herbert  
Registrar of Corporate Affairs  
BVI Financial Services Commission**

**FMEE Finance Ltd.  
BVI COMPANY NO. 1573423**

11579 Pursuant to subsection (3)(b) of Section 213 of the BVI Business Companies Act, 2004, **NOTICE IS HEREBY GIVEN** that **FMEE Finance Ltd.**, may be struck off the register unless the Company, within thirty days from the date of this notice, appoints a registered agent.

Dated 17<sup>th</sup> May, 2019

**SGD: Myrna P. Herbert  
Registrar of Corporate Affairs  
BVI Financial Services Commission**