

s/9(2)(a)

AKI1265844 13/08/2012 Input by [REDACTED] – Fraud & Prohibitions

Australasian Conference Association Limited is the owner of the trade marks relating to the words "WEET-BIX" and "MARMITE". The company has advised that they have not authorised any New Zealand entity to import British "Weetabix" or "Marmite" products. Hence, any products bearing British "Weetabix" or "Marmite" branding are considered to bear infringing signs as per the Trade Marks Act 2002, and are prohibited from importation. Customs must therefore detain at the border any British "Weetabix" or "Marmite" products.

Australasian Conference Association Limited have advised that the following 3 companies are all believed to be importing "Weetabix" and / or "Marmite" products.

UK and Foods of the World Holdings Limited (importer code [REDACTED])

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c/o Agility Logistics Limited  
9 Richard Pearse Drive  
Mangere  
Auckland 2022

Brecon Hills Limited (importer code [REDACTED])

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18 Carnaby Close  
Saint Albans  
Christchurch 8052

Savage Imports Limited (importer/exporter code [REDACTED])

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Unit 2, 120 Courtenay Drive  
Kaiapoi 7630

CusMod checks have shown that the above 3 companies all have recent imports that include items described as "WEETBIX" (or "WEETABIX") and / or "MARMITE".

Google checks have identified a number of British food shops in New Zealand that may also be importing "Weetabix" and "Marmite" products. These companies, along with UK and Foods of the World Holdings Limited and Brecon Hills Limited were sent an letter on 18 July 2012 advising that Customs had accepted Border Protection Notices for the words "WEET-BIX" and "MARMITE" and that any importations of British "Weetabix" and "Marmite" products would be considered to be infringing and would be detained by Customs. The British Food shops identified were:

UK Goodies Limited  
327 Jackson Street  
Petone  
Lower Hutt 5012

Tastes of the UK Limited (importer/exporter code [REDACTED])

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73 Milson Line  
Milson  
Palmerston North 4414

Little Britain Limited  
113 Riccarton Road  
Riccanton  
Christchurch 8041

Gourmet Memories NZ Limited (general code [REDACTED])

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PO Box 7165  
Taradale  
Napier 4141

Union Jacks Limited  
Store 18, 18 Link Drive  
Wairau Valley  
Auckland 0627

Best of British Foods Limited  
18 Rosewood Court  
Huntington  
Hamilton 3210

The English Corner Shop Limited (general code [REDACTED])  
60 Victoria Street  
Onehunga  
Auckland 1061

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Colorado Consultants Limited t/a Bramptins (importer code [REDACTED])  
701 Remuera Road  
Remuera  
Auckland 1050

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CusMod checks have showed that Tastes of the UK Limited and Gourmet Memories NZ Limited have recent importations of products described as wheat breakfast cereals; recent importations by Colorado Consultants Limited include items described as Weetabix; recent importations by The English Corner Shop Limited do not show any items that might include "Weetabix" or "Marmite" products.

INTEL:

[REDACTED]

s6(c)

[REDACTED]

s6(c)