

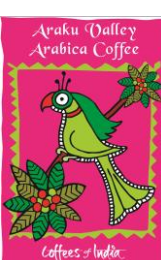
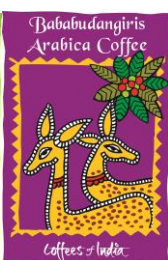
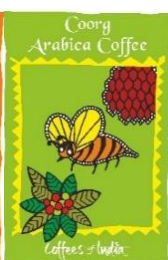
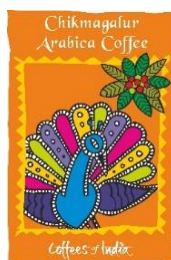
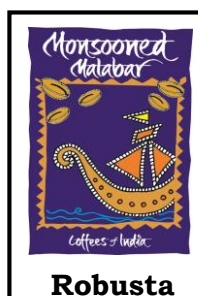


**COFFEE BOARD
BENGALURU**

**Authorised user Registration and Modalities for obtaining
No Objection Certificate for Geographical Indication tagged
Indian coffees**

With a view to protect and promote the unique regional and Specialty Coffees of India, Coffee Board of India, Ministry of Commerce and Industry, Government of India, obtained Geographical Indications registration for two Specialty coffees viz., Monsooned Malabar Arabica and Monsooned Malabar Robusta during 2007 and five unique regional coffees viz., Coorg Arabica Coffee, Wayanaad Robusta Coffee, Araku Valley Arabica Coffee, Chikmagalur Arabica Coffee and Bababudangiris Arabica Coffee during 2019. Coffee Board being the primary user and the proprietor for these GI tagged Coffees has the right to permit the use of these GI Logos by the coffee growers, traders, exporters and roasters. Those interested in registering as Authorised user has to apply to the GI Registry, Chennai along with the “No Objection Certificate” from Coffee Board. On scrutiny for compliance, the user is registered as Authorised User of the GI product by the GI Registry, Chennai.

The registration of an Authorised user shall be for a period of ten years or for the period till the date on which the registration of the Geographical Indication in respect of which the authorised user is registered expires, whichever is earlier.



1. Who can register as authorised users?

According to the Geographical Indication Act, a Geographical Indication (GI) is registered in the name of any Association of persons or producers or any organisation or an Authority established by law representing the interest of the producers of the concerned goods. The registered proprietor authorises the producers of the goods to use the mark to indicate the territory, region or locality as the origin of the goods. The Act provides for the registration of such authorised users in accordance with the provisions of the Act and the Rules to secure that only genuine producers are allowed to use the indication and to prevent fraudulent use of the indication.

Any person claiming to be the producer of the goods in respect of which a geographical indication has been registered under Section 16 of GI Act may apply in writing to the Registrar, GI Registry, Chennai in the prescribed manner for registering as an Authorised User of such geographical indication.

In respect of the Indian coffees registered as GI tagged coffees the **coffee growers of the respective regions** are the natural users of the GI tagged coffees, but they have to register themselves as Authorised users. The other players in the coffee value chain namely Curers, Traders, Exporters, and Roasters can also apply for authorised user registration.

1.1 **Individual growers:** Individual small and large growers who are the natural owners of the GI who are growing coffee in that particular geographical region can apply for authorised user registration by furnishing the information on area, production/productivity of the GI tagged coffee grown in the demarcated area. In case of Monsooned Malabar Arabica and Monsooned Malabar Robusta coffees the coffees has to be processed in the demarcated area. This information has to be **submitted every three years for compliance** and to continue to be the authorise user.

1.2 **Group of registered Coffee Growers:** Registered groups such as Farmer Producer Organisations, farmer's cooperatives, farmer groups, Self Help groups can apply on behalf of the Coffee Growers of the respective GI regions by submitting details of the growers and the proof of procurement the GI tagged coffee grown in the demarcated area.

- 1.3 **Traders and Roasters:** The domestic traders and Coffee roasters can apply on behalf of the farmers of the respective GI region by submitting the proof for procuring the GI tagged coffee grown in the demarcated area which has to be submitted every 12 months.
- 1.4 **Exporters:** The usage of GI logo for exporters is provided on consignment basis. The exporter can produce the authorised user certificate from the coffee grower/growers of the respective GI region and submit it along with the proof of procurement. Alternatively, the exporter can apply as authorised user on behalf of the coffee grower/growers by submitting details of the grower/growers and the proof of procurement the GI tagged coffee grown in the demarcated area. In case of Monsooned Malabar Arabica and Monsooned Malabar Robusta coffees, the coffees has to be processed in the demarcated area.

2. Procedure for filing application as Authorised User (as per Geographical Indication of Goods Act, 1999 and Rules, 2002)

- 2.1 Any person, who produces, makes, manufacturers, trades, packages or dealing with the Registered Geographical Indications Coffees can apply for Registration as an authorised user of that GI.
- 2.2 An application for registration of Authorised User shall be made in triplicate in **Form GI-3 (A) (Form enclosed)** as prescribed by the GI Registry along with required fee of Rs.10/- (Rupees Ten only). A copy of the application along with the required documents shall be forwarded to Coffee Board and intimate the same to the Registrar. For any further details visit <http://www.ipindia.nic.in/gi.htm>
- 2.3 A consent letter from Coffee Board, clearly recommending the Application should also be enclosed. It shall be accompanied by a **Statement of Case** as to how the Applicant claims to be the Producer
- 2.4 The Statement may be supported by documents as proof of the authorised user of the respective GIs such as Land records, Purchase Agreement from a Producer / Manufacturer of GI, etc.,
- 2.5 When a consent letter as required from Coffee Board is not enclosed with the Application, the Applicant shall endorse a copy of Application

- to Coffee Board and the proof of the same should be provided to the Registrar.
- 2.6 The Registrar may in addition seek consent of Coffee Board before proceeding further on the matter. In case Coffee Board objects for the Registration of the Application, the Registrar may communicate the objection to the Applicant through the Examination Report.
- 2.7 The Application will be examined and if found to be in order the same will be published in the ensuing Geographical Indications Journal.
- 2.8 Any person may file an opposition against Registration of Authorised User within four months of publication of the Application in the GI Journal
- 2.9 Where no notice of opposition is filed to an application advertised or re-advertised in the Journal within the period or where an opposition is filed and it is dismissed, the Registrar shall enter the authorised user in Part B of the register and shall issue a registration certificate with the seal of the Geographical Indication Registry.
- 2.10 The registration of an authorised user shall be for a period of ten years or for the period till the date on which the registration of the geographical indication in respect of which the authorised user is registered expires, whichever is earlier.

2.11 Application may be sent to the following address in India:-

The Registrar

The Office of Geographical Indications,

Geographical Indication Registry,

Intellectual Property office building, Industrial Estate,

GST Road, Guindy, Chennai-600032.

Ph: 044-22502091-93 and 98, Fax: 044-22502090

Email: gir-ipo@nic.in, Website: ipindia.gov.in/gi.htm

2.12 Information on GI coffees as per the GI registry:

Registered Proprietor of the GI coffees: **Coffee Board**

Class: **Class 30 (Coffee)**

Name of the GI product	Application Number	Registration Number
Monsooned Malabar Arabica	85	54
Monsooned Malabar Robusta	114	55
Coorg Arabica Coffee	604	331
Wayanaad Robusta Coffee	605	332
Araku Valley Arabica Coffee	606	333
Chikmagalur Arabica Coffee	607	334
Bababudangiris Arabica Coffee	608	335

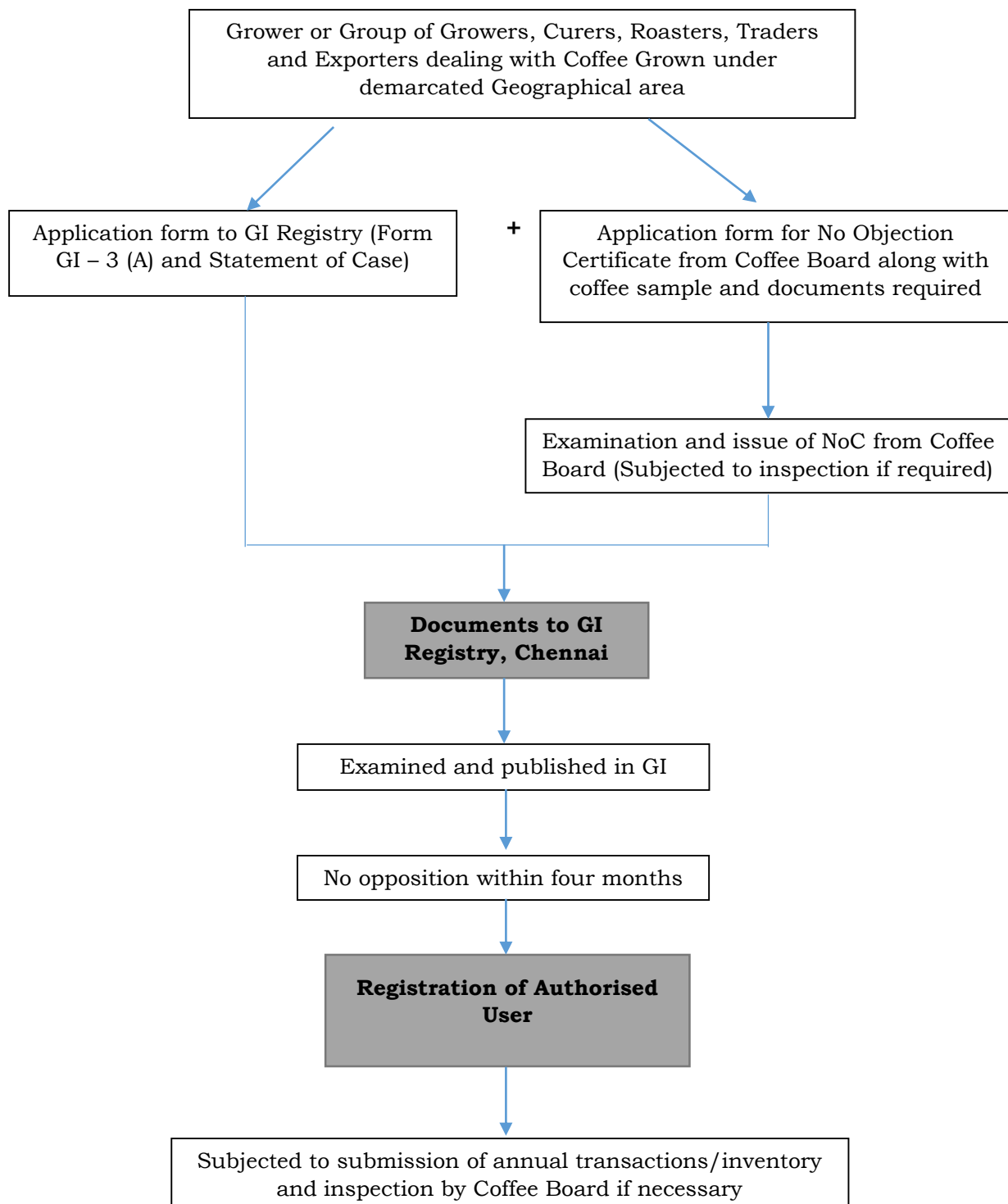
2.12 Appeal:

Any person aggrieved by an order or decision may prefer an appeal to the Intellectual Property Appellate Board (IPAB), within 3 months. The address of the IPAB is as follows:-

Intellectual Property Appellate Board,
Annexe-1, 2nd floor, Guna Complex,
443, Anna Salai, Chennai-600018.



Procedure for applying Authorised user Registration for GI tagged Coffees



3. Guidelines and Modalities for obtaining No Objection Certificate from Coffee Board for registration as Authorised User:

- 3.1 The application for obtaining NOC from Coffee Board (**Annexure I**) has to be filled duly and sent along with **350 gms*** of green coffee sample for testing. For each GI tagged Coffee a separate application shall be submitted. The requirements (product characteristics) are necessary to ensure that all products meet a general expectation on assessable characteristics.
- 3.2 The standard GAP (Good Agricultural Practice) /GMP (Good Manufacturing Practice), Post-harvest practices advised by Coffee Board has to be followed which may be inspected by Coffee Board if necessary.
- 3.3 The Coffees for which the Authorised user registration is applied for, should be grown within the demarcated geographical area for which the latitude and longitude details has to be provided. In case of Monsooned Malabar Arabica and Monsooned Malabar Robusta coffees the coffees has to be processed in the demarcated area.
- 3.4 The document proof that the applicant is the producer (eg. Land Records) of the GI or purchase Agreement from a Producer has to be submitted.
- 3.5 The application forms for Authorised User Registration **Form GI-3 (A) and Statement of Case** along with the “No Objection Certificate” can be sent by the applicant directly to the GI Registry (or) can be sent through Coffee Board.
- 3.6 As the registered proprietor of the GI coffees, Coffee Board reserves the right to inspect the premises of the applicant for conformity of the standards before issuing No Objection Certificate.

4. Guidelines to be followed after Registration:

- 4.1 On grant of registration, the GI logos can be used on the bags, coffee packets, metal caddies or any other packs or in the promotional brochures subject to following terms:
 - i. The original colours or as line drawing over mono color format in accordance with the permission granted to;
 - ii. The logo should not be distorted or disproportionate and placed appropriately

- 4.2 The logos shall be applied to or used only in relation to such coffee grown in the registered area (under the demarcated area) that conforms the Quality standards laid down by the Coffee Board. In case of Monsooned Malabar Arabica and Monsooned Malabar Robusta coffees the coffees has to be processed in the demarcated area and should conform the quality standards laid down by Coffee Board.
- 4.3 The packs on which the GI logo is proposed to be printed should contain 100% pure coffee produced in the registered farm under the demarcated area
- 4.4 On grant of registration the user is committed to file an annual return of the GI coffees sold under the GI tag as per the format attached in **(Annexure II)**
- 4.5 It is mandatory to renew the authorised user registration which has to be made at any time not more than six months before the expiration of the last registration (as per **Form GI-3B**)
- 4.6 In case the Authorised user misuses the GI logo authorisation or in case of any complaints/quality claims, Coffee Board reserves right to withdraw the GI logo Authorisation to such users and also reserves the right to reject reimport permits to rejected lots and stop issue of fresh export permits, in order to protect the reputation of Indian Coffees in general and GI tagged coffees in particular.

***NOTE: 350g of Clean coffee sample has to be sent along with a service charge of Rs.500/- + GST @18% (Rs.590/-) to “THE DIVISIONAL HEAD, COFFEE QUALITY DIVISON, COFFEE BOARD, NO.1, DR.B.R.AMBEDKAR VEEDHI, BENGALURU – 560 001”**

ACCOUNT DETAILS: COFFEE BOARD IEBR ACCOUNT - GENERAL FUND
STATE BANK OF INDIA

AC.NO - 64015049024

IFSC - SBIN0040022

SBI, Dr.Ambedkar Veedhi, Bengaluru.

Coffee Board

GST No. 29AAAJC0174B2ZR

**Geographical Indications of Goods (Registration & Protection) Act,
1999**

**Geographical Indications of Goods (Registration & Protection) Rules,
2002**

Form GI – 3 (A)

Application for the Registration of an Authorised User
[Section 17 (1), Rule 56 (1)]

Fee: Rs. 10/- (See entry No.3A of the First Schedule)

(1) Name of the Applicant (proposed Authorised user):

(2) Address of the Applicant:

(3) Address of the service (if different from Above):

(4) Registered Geographical Indication for which application is made:

(5) Email ID : _____

(6) Phone/mobile number: _____

Declaration:

- (1) I hereby declare that I have enclosed the statement of case and evidence of due service of copy of my application to the registered proprietor Coffee Board, Bengaluru for _____
(Name of the GI tagged Coffee) registered as Geographical Indication.
- (2) I also declare that all the above information is true and correct to the best of my knowledge and belief.
- (3) I undertake that if any of the information is found incorrect or false, my application may be rejected and if already accepted, my registration maybe revoked and my name removed from Part B of the register.

Date:

Place:

SIGNATURE

**Geographical Indications of Goods (Registration & Protection) Act,
1999**
**Geographical Indications of Goods (Registration & Protection) Rules,
2002**

Form GI – 3B

Application for Renewal of Registration of an Authorised User
[Section 18 (2), Rule 60 (1)]

Fee: Rs. 10/- (See entry No.3B of the First Schedule)

(1) Name of the Applicant (Authorised user): _____

(2) Address of the Applicant:

(3) Address of the service (if different from Above):

(4) Registered Geographical Indication for which application is made:

(5) Email ID : _____

(6) Phone/mobile number: _____

Declaration:

I acknowledge that my registration as an authorised user will be valid after renewal for a period of 10 years, or for such period as the geographical indication continues to be registered, whichever is lesser.

Date :

Place:

SIGNATURE



Annexure I

Application for obtaining No objection Certificate from Coffee Board

To

THE DIRECTOR OF FINANCE

Coffee Board

(Ministry of Commerce and Industry)

No.1, Dr. B.R.Ambedkar Veedhi

Bengaluru – 560 001

Karnataka

Name of the applicant	
Name of the GI Coffee (Apply separately for each GI tagged Coffee)	
Category (Grower, FPO/Farmer group, Curer, Trader, Exporter)	
Address	
Telephone	
Mobile No.	
Email	
Estate name/Name of the processing unit	
Registration No. /Licence Number	
Whether the area of Coffee produced is within the demarcated area as per the GI registry (Please provide latitude and longitude details if available)	
Whether the standard GAP (Good Agricultural Practice) /GMP (Good Manufacturing Practice) is followed	

Whether you have submitted 300gm sample of Coffee and the sample of packing material in which you intend to use the logos	
Whether you have submitted the documental proof that you are the producer of the GI or purchase Agreement from a Producer	
Products for which the logo will be used (Green coffee, R&G coffee)	
Type of packing on which the logo will be used	
Copy of GI 3(A) and Statement of Case	
Any other relevant information:	

We hereby declare that the aforesaid information is true and correct.

Signature:

Name:

Authorized Signatory of the Applicant

Place:

Date:



Annexure II

ANNUAL TRANSACTIONS / INVENTORY OF (Name of the GI Tagged Coffee) (on Authorised user letterhead)

Authorised User License Number:

Name:

Address:

Date:

Dear Sir(s), The following is my/our declaration relating to the sale and stock of (Name of the GI Tagged Coffee) held by me/us over the period stated above.

Opening stock of GI tagged Coffee on: 1st January (year):_____ kg.

Qty. of GI tagged Coffee purchased during the 12month period: _____ kg.

S.No.	Supplier/source of purchase	Green/ R&G Coffee	Invoice number	Grade	Quantity	No .of packages

Qty. of GI tagged Coffee sold during the 12 month period domestic: _____ kg.

Total Qty. _____kg

Destination of GI tagged Coffee sold

- 1.
- 2.
- 3.

Closing stock of GI tagged Coffee as on 31st December (year):_____ kg.

I/we* hereby certify that the information given above is correct and that we have not concealed any material facts.

Signature of Authorised User