

42.104.01

Emblems of the Red Cross and Others Stipulated in Article 4(1)(iv) of the Trademark Act

A report from Social Welfare and War Victims' Relief Bureau in the Ministry of Health, Labour and Welfare, "The Partial Revision of Notes for Enforcing the Act Concerning Restriction on the Use of Emblems and Titles of the Red Cross and Others" (Report No. 0913027 of September 13, 2004, announced by the chief of Social Welfare and War Victims' Relief Bureau) explicitly describes the provision "the emblems in Article 1 of the Act Concerning Restriction on the Use of Emblems and Titles of the Red Cross and Others" stipulated in Article 4 (1)(iv) of the Trademark Act.

The revision of this provision entered into force on September 17, 2004, and no transitional measure on this provision is provided.

(Reference) Act Concerning Restriction on the Use of Emblems and Titles of the Red Cross and Others

(Note) Click below to see the Examination Guidelines for Trademarks

Examination Guidelines for Trademarks:

[Article 4\(1\)\(iv\) \(Mark or Title of the Red Cross\)](#)

Reference

Act Concerning Restriction on the Use of Emblems and Titles of the Red Cross and Others

(Act No. 159 of December 10, 1947)

Revision (Act No. 112 of June 18, 2004)

Article 1

A person shall not use emblems of a red-cross, red-crescent or a red-lion and the sun on a white background or titles of a red-cross, Geneva-cross, red-crescent, or a red-lion and the sun, or emblems or titles similar to these emblems or titles without good reason.

Article 2

The Japanese Red Cross Society may use the emblems of a red-cross on a white background and titles of a red-cross notwithstanding Article 1.

Article 3

A person who attempts to use the emblems of a red-cross, red-crescent or a red-lion and the sun on a white background for the purpose of indicating places exclusively for the aid of the wounded or sick, free of charge may use the emblems with the permission of the Japanese Red Cross Society.

Article 4

A person who has violated the provision of Article 1 shall be punished by imprisonment with work for not more than six months or a fine of not more than 300,000 yen.

Supplementary Provisions

This Act shall come into force as from January 1, 1948.

Supplementary Provisions

Excerpts (Act No. 112 of June 18, 2004)

Effective Date

Article 1

This Act shall come into effect as from the day specified by Cabinet Order within a period not more than three months from the day of promulgation.