

O/0020/26

**TRADE MARKS ACT 1994
SUPPLEMENTARY DECISION**

IN THE MATTER OF APPLICATION NO. UK00004026090

**BY UK TECHNOLOGY LIMITED
TO REGISTER THE FOLLOWING TRADE MARK:**



IN CLASSES 9, 11 AND 35

AND

**IN THE MATTER OF OPPOSITION THERETO
UNDER NO. OP000448437**

BY ORBIS PROTECT LIMITED

Background

1. On 23 December 2025, a decision in the above proceedings was published under reference number BL O/1215/25 (“my decision”).
2. In summary, Orbis Protect Limited (“the opponent”) partially opposed UK TECHNOLOGY LIMITED’S (“the applicant”) application on the basis of Section 5(2)(b) of the Trade Marks Act 1994 (“the Act”). My decision found that the opposition under section 5(2)(b) of the Act had been partially successful and the application was to be refused for the goods and services for which I had found to be similar.

Supplementary Decision

3. It has been brought to my attention that my decision contained typographical errors in paragraph 92. For ease of reference, paragraph 92 of my decision read as follows:

“92. The opposition under section 5(2)(b) of the Act has been partially successful. Subject to any successful appeal against my decision, the application will be refused for the following goods and services:

Class 9: Home automation software; Home automation devices; Home automation systems; Home automation hubs; Servers for home automation; Home remote controls; Smart padlocks; Smart locks; Smart card readers; Encoded smart cards; Blank smart cards; Smart door locks; Smart house software; Smart home software; Smart home hubs; Smart manufacturing system controls; Smartphone software applications, downloadable; Integrated circuit cards [smart cards]; Encoded, magnetic and smart cards; Fire detectors; Closed circuit television systems (CCTV); Closed circuit TV [CCTV] software; Electrical locks; Electric locks; Electronic locks; Wireless locks; Smart locks; Electromagnetic locks; Biometric locks; Electronic lock assemblies; Wireless lock assemblies; Electronic door locks; Digital door locks; Fingerprint door locks; Smart door locks; Electronic locking apparatus; Wireless locking mechanisms; Electronic locking systems; Radio-frequency controlled locks;

Combination locks (metal -) [electric]; Card operated electronic locks; Locks [electric] with alarms; Electric locks for vehicles; Biometric fingerprint door locks; Motor vehicle power locks; Electronic finger vein locks; Radio operated door lock controls; Releasable locking devices [electric]; Central door locking apparatus; Safety locking devices [electric]; Combination locks (non-metallic -) [electric]; Electronic locking mechanisms for safes; Security cameras; Security alarms; Security software; Electronic security tags; Security control apparatus; Security warning apparatus; Personal security alarms; Keypads for security alarms; Motion sensors for security lights; Control panels for security alarms; Electronic security systems for home network; Software applications; Smart house software; Intelligent distance recorders; Intelligent gateways for communication; Electric smoke detectors; Decorative covers for smoke detectors; Apparatus for testing smoke detectors using an aerosol spray; Combination carbon monoxide and smoke detectors; Electric smoke sensors; Smoke alarms; Electronic carbon dioxide recorders [other than for medical purposes]; Carbon dioxide detectors; Electronic carbon dioxide monitors [other than for medical purposes]; Smart smoke detectors; Smart Carbon dioxide detectors.

Class 35: Retail and wholesale services in relation to Home automation software, Home automation devices, Home automation systems, Home automation hubs, Servers for home automation, Home remote controls, Smart padlocks, Smart locks, Smart card readers, Encoded smart cards, Blank smart cards, Smart door locks, Smart house software, Smart home software, Smart home hubs, Smartphone software applications, downloadable, Integrated circuit cards [smart cards], Encoded, magnetic and smart cards, Fire detectors, Closed circuit television systems (CCTV), Closed circuit TV [CCTV] software, Electrical locks, Electric locks, Electronic locks, Wireless locks, Smart locks, Electromagnetic locks, Biometric locks, Electronic lock assemblies, Wireless lock assemblies, Electronic door locks, Digital door locks, Fingerprint door locks, Smart door locks, Electronic locking apparatus, Wireless locking mechanisms, Electronic locking systems, Radio-frequency controlled locks, Combination locks (metal -) [electric], Card operated electronic locks, Locks [electric] with alarms, Electric locks for vehicles, Biometric fingerprint door

locks, Motor vehicle power locks, Electronic finger vein locks, Radio operated door lock controls, Releasable locking devices [electric], Central door locking apparatus, Safety locking devices [electric], Combination locks (non-metallic -) [electric], Electronic locking mechanisms for safes, Security cameras, Security alarms, Security software, Electronic security tags, Security control apparatus, Security warning apparatus, Personal security alarms, Security tokens [encryption devices], Keypads for security alarms, Motion sensors for security lights, Control panels for security alarms, Utility, security and cryptography software, Electronic security systems for home network, Software for network and device security, Software, Software applications, Smart house software, Intelligent distance recorders, Smoke detectors, Electric smoke detectors, Decorative covers for smoke detectors, Apparatus for testing smoke detectors using an aerosol spray, Combination carbon monoxide and smoke detectors, Electric smoke sensors, Smoke alarms, Electronic carbon dioxide recorders [other than for medical purposes], Carbon dioxide detectors, Electronic carbon dioxide monitors [other than for medical purposes], Smart smoke detectors, Smart Carbon dioxide detectors, enabling customers to view and purchase these goods on-line and in a physical store.

4. In respect of this point, earlier in my decision, I found the terms “*Software*” in Class 9 and “*Smoke detectors*” in Class 9 to be similar to the opponent’s goods/services (at paragraphs 43 and 47 respectively). At paragraph 90 of my decision, I confirmed that a likelihood of confusion existed “*Even for goods which command a higher level of attention and are of a low level of similarity*”. As such, the opposition was clearly intended to succeed against the terms “*Software*” and “*Smoke detectors*” despite their omission from paragraph 92 of my decision. In considering my decision, it is clear that this omission was due to a typographical error.

5. Therefore, the purpose of this supplementary decision is to simply correct the typographical error of paragraph 92 of my decision. To reflect the correct position regarding the applicant’s goods and services that are to be refused registration, paragraph 92 of my decision should read as follows (with the amendments underlined for ease of reference):

“92. The opposition under section 5(2)(b) of the Act has been partially successful. Subject to any successful appeal against my decision, the application will be refused for the following goods and services:

Class 9: Home automation software; Home automation devices; Home automation systems; Home automation hubs; Servers for home automation; Home remote controls; Smart padlocks; Smart locks; Smart card readers; Encoded smart cards; Blank smart cards; Smart door locks; Smart house software; Smart home software; Smart home hubs; Smart manufacturing system controls; Smartphone software applications, downloadable; Integrated circuit cards [smart cards]; Encoded, magnetic and smart cards; Fire detectors; Closed circuit television systems (CCTV); Closed circuit TV [CCTV] software; Electrical locks; Electric locks; Electronic locks; Wireless locks; Smart locks; Electromagnetic locks; Biometric locks; Electronic lock assemblies; Wireless lock assemblies; Electronic door locks; Digital door locks; Fingerprint door locks; Smart door locks; Electronic locking apparatus; Wireless locking mechanisms; Electronic locking systems; Radio-frequency controlled locks; Combination locks (metal -) [electric]; Card operated electronic locks; Locks [electric] with alarms; Electric locks for vehicles; Biometric fingerprint door locks; Motor vehicle power locks; Electronic finger vein locks; Radio operated door lock controls; Releasable locking devices [electric]; Central door locking apparatus; Safety locking devices [electric]; Combination locks (non-metallic -) [electric]; Electronic locking mechanisms for safes; Security cameras; Security alarms; Security software; Electronic security tags; Security control apparatus; Security warning apparatus; Personal security alarms; Keypads for security alarms; Motion sensors for security lights; Control panels for security alarms; Electronic security systems for home network; Software; Software applications; Smart house software; Intelligent distance recorders; Intelligent gateways for communication; Smoke detectors; Electric smoke detectors; Decorative covers for smoke detectors; Apparatus for testing smoke detectors using an aerosol spray; Combination carbon monoxide and smoke detectors; Electric smoke sensors; Smoke alarms; Electronic carbon dioxide recorders [other than for

medical purposes]; Carbon dioxide detectors; Electronic carbon dioxide monitors [other than for medical purposes]; Smart smoke detectors; Smart Carbon dioxide detectors.

Class 35: Retail and wholesale services in relation to Home automation software, Home automation devices, Home automation systems, Home automation hubs, Servers for home automation, Home remote controls, Smart padlocks, Smart locks, Smart card readers, Encoded smart cards, Blank smart cards, Smart door locks, Smart house software, Smart home software, Smart home hubs, Smartphone software applications, downloadable, Integrated circuit cards [smart cards], Encoded, magnetic and smart cards, Fire detectors, Closed circuit television systems (CCTV), Closed circuit TV [CCTV] software, Electrical locks, Electric locks, Electronic locks, Wireless locks, Smart locks, Electromagnetic locks, Biometric locks, Electronic lock assemblies, Wireless lock assemblies, Electronic door locks, Digital door locks, Fingerprint door locks, Smart door locks, Electronic locking apparatus, Wireless locking mechanisms, Electronic locking systems, Radio-frequency controlled locks, Combination locks (metal -) [electric], Card operated electronic locks, Locks [electric] with alarms, Electric locks for vehicles, Biometric fingerprint door locks, Motor vehicle power locks, Electronic finger vein locks, Radio operated door lock controls, Releasable locking devices [electric], Central door locking apparatus, Safety locking devices [electric], Combination locks (non-metallic -) [electric], Electronic locking mechanisms for safes, Security cameras, Security alarms, Security software, Electronic security tags, Security control apparatus, Security warning apparatus, Personal security alarms, Security tokens [encryption devices], Keypads for security alarms, Motion sensors for security lights, Control panels for security alarms, Utility, security and cryptography software, Electronic security systems for home network, Software for network and device security, Software, Software applications, Smart house software, Intelligent distance recorders, Smoke detectors, Electric smoke detectors, Decorative covers for smoke detectors, Apparatus for testing smoke detectors using an aerosol spray, Combination carbon monoxide and smoke detectors, Electric smoke sensors, Smoke alarms, Electronic carbon dioxide recorders [other than for medical purposes], Carbon dioxide detectors, Electronic carbon

dioxide monitors [other than for medical purposes], Smart smoke detectors, Smart Carbon dioxide detectors, enabling customers to view and purchase these goods on-line and in a physical store.

6. This error is plainly an irregularity in procedure that is capable of being corrected under Rule 74 of the Trade Marks Rules 2008. Consequently, I give the parties notice that paragraph 92 of my decision will be amended as stated above and applies as though it had appeared in the original version of my decision.

Appeal Period

7. This supplementary decision does not amend the substance of my decision on the basis that it is clear from the reading of my decision that the opposition against the terms “software” and “smoke detectors” was successful. As such, I do not consider that this supplementary decision warrants the resetting of the appeal period which shall remain in line with the period set out previously by the Tribunal.

Dated this 15th day of January 2026

**Catrin Williams
For the Registrar**