



SUBJECT: International Design Survey

DATE: 10 July 2009

**REFERENCE: EXCO/US09/CET/1203
(Updated)**

**AUTHOR: Mike Hawkins, Immediate Past Chair of
CET Group 2**

PURPOSE For information

BACKGROUND

At the meeting in Geneva between 1-5 December 2008 of the WIPO Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications, and at the invitation of WIPO, FICPI identified what it considered to be the “Key Design Issues” (see EXCO/US09/CET/1201).

One of these was the need for “Fully Searchable and user friendly design databases “, to be available.

CET GROUP 2, which had prepared the list of “Key Design Issues”, also then prepared and had circulated to all Delegates, an “International Design Survey” in order to identify the current availability of such databases.

A further development is the involvement of FICPI with the “Pilot Group for the reform of the Locarno Classification”, which has been tasked to develop a search system for searching based on visual features utilising the Locarno Classification, (see EXCO/US09/CET/1202).

ANALYSIS OF SURVEY RESULTS

1. All Delegates have responded and 34 responses have been received. These cover the design records of: Argentina, Australia, Austria, Benelux (Belgium & Netherlands), Brazil, Canada, Chile, China, Colombia, Czech Republic, Denmark, EU, Finland, France, Germany, Great Britain, Greece, Hungary, Ireland, Israel, Italy, Japan, Mexico, New Zealand, Norway, Peru, Portugal, Singapore, South Africa, South Korea, Spain, Sweden, Switzerland and the USA.
2. Based on the responses, an analysis has been completed which is attached as Appendix I. What is pleasing to report is that a substantial majority of databases are searchable online and a majority include English as at least one option for the search language. Also a substantial majority use the Locarno Classification, which is particularly welcome in view of the work of the Pilot Group mentioned above. What is notable however is that few databases are searchable by shape, and few make the Statement of Novelty or Claim available.
3. A list of the available databases is attached as Appendix II.

FURTHER ACTION.

Further action involving both the SCT and the Pilot Group, and future reports to the CET and the EXCO by Group 2, is expected to be pursued.



FÉDÉRATION INTERNATIONALE DES CONSEILS EN PROPRIÉTÉ INDUSTRIELLE

SUBJECT: **Results of the International
Designs Survey**

DATE: **10 July 2009**

REFERENCE: **EXCO/US09/CET/1203 Appendix I
(Updated)**

AUTHOR: **Mike Hawkins, Immediate Past
Chair CET Group 2**

PURPOSE **For Information**

COUNTRY/REGION:	34 Responses
DESIGNS SEARCHABLE ONLINE? : YES/NO	YES- 30
IF YES: WEBSITE ADDRESSES SITE IS SEARCHABLE IN ENGLISH	Refer Appendix II English is an option- 16
SEARCHABLE: BY APPLICANT NAME? YES/NO BY TITLE? YES/NO BY SHAPE? YES/NO BY CLASS? YES/NO	YES -32 YES-30 YES-9 YES- 32
BY LOCARNO:	LOCARNO- 31
BY KEY WORD (S)? YES/NO	YES- 22
BY PROPRIETOR? YES/NO	YES- 32
BY AUTHOR OR INVENTOR NAME? YES/NO	YES- 23
CHAIN OF TITLE/CHANGE OF OWNERSHIP IDENTIFIED? YES/NO	YES- 20
BY APPLICATION NUMBER? YES/NO	YES- 33
BY PRIORITY DATE AND/OR NUMBER? YES/NO	YES- 23
BY DATE RANGE? YES/NO	YES- 21
CAN REPRESENTATIONS BE VIEWED? YES/NO	YES- 30
IS STATEMENT OF NOVELTY OR CLAIM AVAILABLE? YES/NO	YES-12



FÉDÉRATION INTERNATIONALE DES CONSEILS EN PROPRIÉTÉ INDUSTRIELLE

IS CURRENT STATUS OF APPLICATION/REGISTRATION ABLE TO BE IDENTIFIED? YES/NO	YES- 30
ARE DETAILS OF PENDING APPLICATIONS AVAILABLE? YES/NO	YES- 19
IF YES: CAN REPRESENTATIONS BE VIEWED BEFORE REGISTRATION? YES/NO	YES- 9



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COUNTRY/REGION:	WEBSITE ADDRESS
Argentina	https://www.inpi.gov.ar/Modelos.asp
Australia	http://pericles.ipaustralia.gov.au/adds2/adds.adds_simple_search.paint_simple_search
Austria	http://register.patent.bmvit.gv.at/ (chargeable) www.patentamt.at (free)
Benelux (Belgium & Netherlands)	No website
Brazil	http://www.inpi.gov.br
Canada	http://www.ic.gc.ca/app/opic-cipo/id/dsplySrch.do?lang=eng
Chile	www.inapi.cl
China	www.sipo.gov.cn
Colombia	www.sic.gov.co
Czech Republic	www.upv.cz
Denmark	http://onlineweb.dkpto.dk/pvsonline/design?action=301
EU	http://oami.europa.eu/RCDOnline/RequestManager
Finland	http://mallioikeus.prh.fi/mallinet/mahakuen.htx
France	http://bases-modeles.inpi.fr
Germany	http://publikationen.dpma.de/DPMAPublikationen/shw_dsn_idx.do
Great Britain	http://www.ipo.gov.uk/types/design/d-os/d-find/d-find-number.htm http://www.ipo.gov.uk/pro-types/pro-design/pro-d-os/d-find-product.htm
Greece	www.obj.gr
Hungary	http://pipacsweb.hpo.hu/
Ireland	http://www.patentoffice.ie/en/design_search.aspx



FÉDÉRATION INTERNATIONALE DES CONSEILS EN PROPRIÉTÉ INDUSTRIELLE

Israel	No website
Italy	http://www.uibm.gov.it/dati/
Japan	http://www.ipdl.inpit.go.jp/Isyou/isyoud.htm (Japanese) http://www4.ipdl.inpit.go.jp/Isyou/dgde_top.ipdl?N0000=3100 (English – limited version)
Mexico	www.impi.gob.mx
New Zealand	www.iponz.govt.nz
Norway	https://dbsearch.patentstyret.no/ http://www.patentstyret.no/en/english/
Peru	www.indecopi.gob.pe portal/SAE/PERSONAS/tituloOIN.jsp
Portugal	http://www.inpi.pt/services/design_search.html
Singapore	No website
South Africa	No website
South Korea	http://www.kipris.or.kr/kor/main/main.jsp
Spain	www.oepm.es
Sweden	www.prv.se/DesignregisterWeb (free) www.prv.se/prvdes/jsp/prvdesSearch.jsp (chargeable)
Switzerland	www.swissreg.ch
United States of America	http://patft.uspto.gov/