Filing and Productivity Statistics, Business Operation Challenges

Sharing Best Practices on Smarter IP Office Business Services Workshop

November 20 to 24, 2023, Vientiane, Lao

Mr. Ly Sonabend, Deputy Director and
Mr. You Ravuth, Deputy Chief of Bureau of Marks Registration
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1- Overview of IP in Cambodia
2- Filing and Productivity Statistics
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4- Business Operation Challenges

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IT solution which currently under checking!
1- Overview of IP in Cambodia

National Committee for Intellectual Property (NCIP)
Minister of Commerce as Chairman

Ministry of Industry, Science, Technology & Innovation
Department of Industrial Property 20 people

Ministry of Commerce
Department of Intellectual Property 65 people

Ministry Culture and Fine Arts
Department of Copyright and Related Rights 20 people
Organization chart of department of intellectual property

Total staff: 70
2- Filing and Productivity Statistics

- DIP Counter
- Madrid System (JUNE 05, 2015)
- Online Filing (MAY 25, 2017)
2- Filing and Productivity Statistics

Total Application: 109758 (excluded Madrid)
  Domestic: 31065
  Foreign: 78693
  Online: 4602
Total Registration: 93615
  Domestic: 24085
  Foreign: 69530
2- Filing and Productivity Statistics

TRADEMARK

Application  Registration

<table>
<thead>
<tr>
<th>Year</th>
<th>Application</th>
<th>Registration</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>5800</td>
<td>5600</td>
</tr>
<tr>
<td>2014</td>
<td>6000</td>
<td>5800</td>
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<td>2015</td>
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<td>5600</td>
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<tr>
<td>2016</td>
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<td>5600</td>
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<td>2017</td>
<td>5800</td>
<td>5600</td>
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<tr>
<td>2018</td>
<td>5800</td>
<td>5600</td>
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<tr>
<td>2019</td>
<td>6000</td>
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<td>2020</td>
<td>5800</td>
<td>5600</td>
</tr>
<tr>
<td>2021</td>
<td>6000</td>
<td>5800</td>
</tr>
<tr>
<td>2022</td>
<td>5800</td>
<td>5600</td>
</tr>
</tbody>
</table>
## 2- Filing and Productivity Statistics

<table>
<thead>
<tr>
<th>Productivity Statistic (October 2023)</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Application</td>
<td>324</td>
</tr>
<tr>
<td>Each Examiner</td>
<td>60</td>
</tr>
<tr>
<td>TM Recommend Approval (Examiner)</td>
<td>322</td>
</tr>
<tr>
<td>TM Recommend Provisional Refusal (Examiner)</td>
<td>89</td>
</tr>
<tr>
<td>TM Recommend Approval (Bureau)</td>
<td>413</td>
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<tr>
<td>TM Recommend Provisional Refusal (Bureau)</td>
<td>285</td>
</tr>
<tr>
<td>TM Provisional Refusal</td>
<td>137</td>
</tr>
<tr>
<td>TM Registration (New Fees)</td>
<td>200</td>
</tr>
<tr>
<td>TM Application Deemed Withdrawn</td>
<td>43</td>
</tr>
<tr>
<td>TM Time Ext (Subst)</td>
<td>59</td>
</tr>
<tr>
<td>TM Issue Acceptance Letter</td>
<td>14</td>
</tr>
<tr>
<td>TM Response to Provisional Refusal</td>
<td>106</td>
</tr>
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</table>
## 2- Filing and Productivity Statistics

<table>
<thead>
<tr>
<th>Status</th>
<th>Quality</th>
</tr>
</thead>
<tbody>
<tr>
<td>TM Formality Check</td>
<td>296</td>
</tr>
<tr>
<td>TM Substantive Examination</td>
<td>265</td>
</tr>
<tr>
<td>TM Pending for Bureau Recommendation</td>
<td>320</td>
</tr>
<tr>
<td>TM Pending for Dept. Decision</td>
<td>2025</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>2906</strong></td>
</tr>
</tbody>
</table>
3-TM Search
And Notification
-IPAS (Manual Search, Phonetic Search, Image Search/Vienna Classification....)
-Internet Search
Manual Search

Enter trademark selection criteria

- By Numbers
- By Dates
- By Person
- By Mark
- By Others

- Mark Name Contains Word1
- Mark Name Contains Word2
- Mark Name Contains Word3
- Mark Name Contains Word4
- Mark Name Contains Word5
- Mark Full Name
- Nice Class Edition
- List Of Nice Classes
- List Of National Classes
- Include Reclassified Classes
- Sign Type
- Application Type
- Application Subtype
- Logo Description Contains Word1
- Logo Description Contains Word2
- Logo Description Contains Word3
- Search Words
- In Mark Translation
- In Mark Transliteration
- In All Of Above
Phonetic Search
Global Brand Database

You can upload an image of the brand's logo you want to find similar registrations. Then, refine the search by similarity with the options that will appear to the right. To classify images with Vienna codes, you can use our AI-based tool: Vienna Classification Assistant.

Drag & drop your image here, or
Browse

- Vienna classification - Start typing for suggestions
- USB designs classification - Start typing for suggestions
- Owner name
- Designation country - Start typing for suggestions
- Nice classification - Start typing for suggestions
- Goods and services

Example: footwear, computer AND (software OR program) AND NOT hardware, ...

Search
Search any image with Google Lens

Drag an image here or upload a file

OR

Paste image link

Search
3- NOTIFICATION (ALL NOTIFICATIONS IS E-SIGNATURE)

Notice of Grant of an Extension of Time

Mr. You Ravuth

Just for Men

Mark Name: Just for Men
Application Number: 301543
Application Date (Filing Date): October 25, 2021
Class(es): 3 and 39
Applicant Name and Address: Con voi International Ltd (whose legal address is 101 Woodbridge Tower, White Plains, NY 10603, United States of America)

Therefore, the required information/documents/your opinion must be reached our Department within Sixty (60) Days from this notification date. Otherwise, your above Mark Application(s) will be rejected.

Sincerely yours,
Phnom Penh, 23/10/2021
F-Director
Department of Intellectual Property

NOTIFICATION OF A PROVISIONAL REFUSAL OF MARK REGISTRATION

We regret to inform you that the following mark have been refused for the registration because of not capable of distinguishing (Art. 4 of TM Law).

Mark Name: Paramore
Application Number: 108861
Filing Date: August 8, 2023
Class(es): 9
Applicant Name and Address: UNIQUE NOBLE TRADING CO., LTD. (whose legal address is 36, 2nd Floor, Office No: A2-09, Street 289, Phase 12, Sangkat Sneung Teuk 2, Khan Toul Kork, Phnom Penh, Cambodia)

Grounds for the Provisional Refusal:
Lack of distinctiveness (descriptive)

It consists exclusively of signs or indications that may serve in trade to designate the kind, quality, quantity, intrinsic purpose, value, geographical origin, time of production of the goods or rendering of the services, or other characteristics of the goods or services.

Article 4A mark cannot be validly registered,
(Article is incapable of distinguishing the goods or services of one enterprise from those of other enterprises.

Please be informed that your legal arguments, amendments, modifications, conditions, decisions (on any element(s) of the mark), limitation must be reached our Department within sixty (60) days (Article 17-2 of Sub-Decree for Implementing TM law). Otherwise, your applied mark will be rejected.

Sincerely yours,
Phnom Penh, 31/12/2023
F-Director
Department of Intellectual Property

Local Address for Service:
Tilleke & Gibbins (Cambodia) Ltd., 11th Floor, Phnom Penh Tower, #495, Monivong Blvd., Sangkat Soeng Phral, Khan 7 Makara, Phnom Penh, Cambodia
4- Business Operation Challenges

• No budget
• Lack of officials
• Online filing is not going well
  E-Payment Fee: 1usd extra each transaction
  Stability of the system (electricity, internet…)
  Fee transaction error (Bank side)
  KHQR code is planned
• Digitization of document
  lack of high performance scanners and other devices
• Equipment and software
  Old PCs, Servers, unlicensed software
• Data center
  Now moving to new Data Center (technical support, unmanageable)
IT solution which currently under checking! By Using WIPOStat

-Since the limitation of IPAS, DIP need to use some additional tools to get some statistic and productivity.
-To obtain the statistic of Filing and Registration, DIP using the WIPOStat tool.
-How does it work?
  - It script base, can customize in Excel file
  -Run the batch file, the report will be generate in the Report folder
Using Reporting tool (Phython), still checking by IT

This tool allow us to also customize the report base on script and generate as excel files too but this tool able to send email to recipient weekly/monthly/yearly basic automatically.

Currently, DIP customize 4 reports.
1. Reception report
2. Registration Monthly report
3. Registration Yearly report
4. Payment report
## Productivities yearly report

<table>
<thead>
<tr>
<th>Registration Year</th>
<th>Registration Type</th>
<th>Number of Registration</th>
<th>Avg. Months</th>
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</thead>
<tbody>
<tr>
<td>2018</td>
<td>Madrid</td>
<td>1,377</td>
<td>16</td>
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<tr>
<td>2018</td>
<td>National</td>
<td>4,076</td>
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<tr>
<td>2019</td>
<td>Madrid</td>
<td>1,901</td>
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<tr>
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<tr>
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<td>National</td>
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</table>
Thank You!