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Annual Technical Report on Industrial Design Information Activities in 1998

I. Evolution of registration activities:

Change experienced in terms of application filings and grants (registrations) with respect of the previous year:

	National procedure	
Applications	1997	81
	1998	107
Registrations	1997	82
	1998	107

There are no particular areas experiencing rapid changes with respect to the previous year.

II. Matters concerning the generation, reproduction and distribution of industrial design documents and of secondary sources of industrial design information, i.e., official gazettes:

Mongolia carries out the substantive examination of industrial design applications. That is, the procedure is terminated positively by the part of filed applications only what means that the applicant becomes the owner of the granted exclusive right to the industrial design. The procedure can be terminated also negatively. Procedure is terminated by the refusal of the application in case that the subject matter does not fulfil legal conditions of registration. Procedure is terminated by the suspension in case that the applicant revokes the application or he does not comply with the invitation of the Office to remove the formal defects of the application. The subject matter of an application (representation or description) is not published in the course of the procedure. If the application is settled negatively, the subject matter is also never published.

In case of positive termination of the procedure, the industrial design is recorded in the register and the applicant receives the patent of this registration. As from the moment of the registration the legal effect of the exclusive industrial right is falling and the applicant becomes the owner of the patent right.

At the moment of registration, the representation (and/or description) of the industrial design is made available to the public, i.e. it is included in the Office's collection open to the public in the Office's building.

Subsequently, the representation of the subject matter of the industrial design together with bibliographic data is published in the official Gazette. Outside the reading room, industrial design information is distributed and accessible in this printed form only.

Official Gazette of the Intellectual Property Office is issued monthly in 150 copies, contains inventions, utility models, industrial designs and trademarks and appellations of origin.

Announcements by this office are made monthly in the form of design gazette concerning:

- examined design applications to give the public an opportunity to enter any opposition
- design registrations
- cancelled and rejected applications
- expired registrations

Simultaneously with the publication search cards are prepared which are put in the Industrial Design Search Room. The search cards contain the bibliographic data, the classification symbol and all photos or drawings of the design.

After publication the application is available to the public, any person may inspect the files.

Registration takes place in the third month following publication, it is announced "Granted industrial design protection" by indicating the bibliographic data, registration number and date of the registration.

Lapse of protection are announced in separate columns. Changes in ownership, representation, name and addresses, as well as recording of exploitation contracts in the Register.

On registration a registration sheet is prepared which contains the photos or drawings of the design, bibliographic and registration data and the classification symbol. All changes affecting protection are continuously entered in the registration sheet.

III. Matters concerning classifying, reclassifying and indexing of industrial design information according to the classification systems applied:

Industrial designs are classified only according to the Locarno Agreement. We have no reclassification activities regarding registered designs but certain rearrangements are made to update the examination material after amendments concerning the Locarno Agreement.

All the bibliographic data (names, addresses, goods, classes, dates and so on) we have in our database can be used search purposes.

The classification is used for the novelty examination and for search purposes in the paper files, for statistics and for searches in the Official gazettes.

IV. Search file establishment and upkeep:

The Intellectual Property Office of Mongolia maintains Register and four paper files (archives) of the industrial designs.

1. Dossiers of the registered designs arranged in numerical order according to the registration number.
2. Dossiers of the rejected design applications arranged in numerical order according to the application number.
3. Paper card file in form A4, containing the bibliographical data and the graphical presentation of all registered industrial designs, arranged according to the classification symbols.
4. The order paper card file contains the bibliographic data and the graphical presentation of all rejected applications for industrial designs. The file is arranged according to the classes and subclasses of the Locarno Classification.
 - The updating of the files is regular depending on the number of registrations and rejections.
 - The storage is in boxes and storage closets.
 - The documentation from other offices maintained and considered part of the available search file is constituted from the following official bulletins:

WIPO "INTERNATIONAL DESIGNS BULLETIN" since 1996.

"OFFICIAL GAZETTE OF JAPAN" since 1995.

In the Industrial Design Search Room any person may inspect and search free of charge the search cards of published national industrial design applications and of international applications received in the International Designs Bulletin. In addition to the search cards, the registration sheets of every valid industrial design protection, arranged in ascending order of registration numbers, are also available to any person free of charge.

On request, copies are made of the registration sheets and search card against the payment of a fee.

Search files are now maintained using the Locarno classification system. Representations of designs applied for covering at least the previous more than fifteen years are stored as paper copy. Search material is updated daily with copies of all new applications received. Search files are entirely paper based and stored in A4 size search boxes stacked on fixed racking. All search material is stored within the Registry.

There is no mass electronic storage media for designs search material.

V. Activities in the field of computerized search systems for industrial designs:

In the Mongolian Intellectual Property Office aided possibilities only for searching industrial design information. For some purposes the computerized administrative system is used therefore.

There are no external databases available. There is a computerized system for administrative support û register, legal status, fees, statistics. However, we are now studying possibilities to insert also images into our database in purpose to develop our computerized system further. We are intrested in system that is based on two different databases, one for bibliographic data and the other one images only. A special script between these two databases makes it possible to make searches that can be done with FileMaker Pro« i.e. all the bibliographic data (names, addresses, goods, classes, dates and so on) we have in our database could be used for search purposes and corresponding images should be easily found. In the future this system could be used not only for administrative support but also by public. Updated versions of these programmes can be bought if needed so that we don't need to buy expensive programing seviles

VI. Administration of industrial design services available to the public (relating to facilities, e.g. for lodging applications, to register designs, for assisting clients on searching procedures, for obtaining official publication and registry extracts):

The information services available to the public through the Intellectual Property Office are as follows:

1. State of the art search
2. Numerical search
3. Searches related to the legal status
4. Searches in one or several classes
5. Searches on firm names
6. Combination of the above mentioned.

All the searches are carried in house and in the available collections of documents and official bulletins and paper cards.

In the headquarters of the Intellectual Property Office there is a room solely for industrial design searches. Search cards, registration sheets, bulletins of international publications, periodicals and foreign gazettes relating to industrial designs can be found there. The reference staff of the search room help in finding the documents.

After publishing the documents the application are available to the public, any person may inspect them at the examiner and may get copies against the payment of a fee. Prior to publication the Intellectual Property Office handles the applications secretly, only the applicant or his/her representative may inspect the files.

Examination material, like representations of applied and registered designs as well as representations of opposition material is available for the public in the design division.

An information center functions during the hours of work of the IPO. It provides the public with general information concerning industrial property protection and the applicant with necessary information.

In the public reading room, open practically during the hours of work, there are available for the public the industrial design collections. Some gazettes are available to the users by selfservice, the other are supplied on order.

Personal assistance and consultations for beginners are carried out by the reading room staff. The register section supplies legal status information.

The public can order the searches made by the Office's experts as the paid service. The subscription of the IPO Gazette or its study in the city's technical libraries are actually the possibilities to receive industrial design information out of the Office.

VII. Matters concerning mutual exchange of industrial design documentation and information:

The international and regional cooperation is in the form of exchange of official gazettes. There is no exchange of machine readable information on industrial designs. The countries, from which we receive the Gazette see chapter IV. The Gazette of the Mongolian IPO is sent to these countries to the offices and other institutions and to interested parties in 2 countries.

VIII. Matters concerning education and training including technical assistance to developing countries:

There are no activities to report.

IX. Other relevant matters:

There are no other relevant matters to mention.