

STATE PATENT OFFICE OF UKRAINE  
ANNUAL TECHNICAL REPORT  
ON TRADEMARK INFORMATION ACTIVITIES  
1998

**I. Evolution of registration activities**

– Changes experienced in terms of application filings and registrations with respect to the previous year:

Year	Applications filed	Registrations made
1997	4136	1639
1998	5070	1945

– Trends or areas experiencing rapid changes with respect to the previous year (by the classes of the Nice Classification):

Class	Applications filed in 1997	Applications filed in 1998
3	331	407
5	684	992
9	402	481
15	7	20
16	496	698
29	285	388
30	554	612
32	451	623
33	697	770
35	967	1287
40	114	143
41	91	480
42	1504	2178

**II. Matters concerning the generation, reproduction and distribution of secondary sources of trademark information, i.e., trademark gazettes:**

Data concerning the issue of certificates for the registered marks for goods and services are published in a separate section of the SPOU's Official Gazette "Promyslova Vlasnist' (Industrial Property). Inventions. Utility Models. Industrial Designs. Marks for Goods and Services. Plant Varieties ". The entries in the Official Gazette contain bibliographic data supplied with the INID codes and images of the registered marks ranged in the numerical order (according to INID code (111)). Notices concerning various modifications in respect of marks for goods and services published in the Official Gazette include:

- renewals,
  - changes in the full name and/or address of the holder of the registration,
  - renunciation of the mark certificate by the registration holder,
- invalidation due to failure to pay the fee or by the court (arbitration court) decision,
- complete or partial cancellation of the registration by a decision of the Appeals Board,
  - transfer of rights, partial transfer of rights and licensing contracts,
- issue of a copy of the mark certificate,
- correction of obvious errors in the publication of announcements on the issue of the mark certificates,
  - reclassification of the list of goods and services in accordance with the 7th edition of the Nice Classification,
  - other changes in respect of registration of marks for goods and services.

The Official Gazette also contained current classification indexes of numbers of marks certificates and numerical indexes of applications and certificates. The 1998 Annual Index contains, in addition to the numerical and classification indexes a name index of mark certificates holders.

During 1998 data concerning 1478 marks certificates were published in 6 issues of the Official Gazette.

Mark certificates containing bibliographic data and image of the mark were issued.

All the publications concerning marks for goods and services were made on paper.

The State Science and Technical Library and 17 Regional Centres of Science, Technical and Economic Information were supplied with the Official Gazette, containing announcements on industrial designs, free of charge by the SPOU. This publication was also distributed on subscription basis.

### **III. Matters concerning classifying, reclassifying and indexing of trademark information:**

The 7th edition of the International Classification of Goods and Services for the Purposes of Registration of Marks (The Nice Classification) and the 3rd edition of the International Classification of Figurative Elements of Marks (The Vienna Classification) were used by the examiners for classifying marks for goods and services.

Reclassification of goods and services in accordance with the 7th edition of the Nice Classification was conducted in respect of the applications filed before July 1, 1997. No electronic reclassification system was used.

Applicants are required to use the pre-defined terms of the Nice Classification (7th edition) for the indication of the goods and services in the mark application. Bibliographic data for search purposes were processed in the automated system "Marks for Goods and Services".

#### **IV. Trademark manual search file establishment and upkeep:**

Maintaining and updating the manual search file of domestic marks was continued in 1998, in particular, the card files of companies, of verbal and figurative signs.

A collection of international registrations available on the ROMARIN optical discs was used.

#### **V. Activities in the field of computerized trademark search system:**

In 1998 further development of the "Marks for Goods and Services" automated system was going on. As of 31.12.98, the total of 30 thousand applications for the registration of marks have been loaded into the database of the system. The processes of composition and printing of the master copies of the "Notices on the Issue of Certificates for Marks for Goods and Services", "Indexes" and "Notices" Sections of the Official Gazette "Promyslova Vlasnist", of the mark certificates and amendments to the mark certificates, formation and printing of pages of the register of marks for goods and services and supplementary pages to the marks certificates have been computerized.

Software for automated registration of marks certificates and maintenance of the State Register of marks for goods and services covering the control, search and printing functions was developed. Software for carrying out the functions of the applications routine and the examination procedures was developed.

A data retrieval system of state symbols (armorial bearings, flags, emblems, olympic symbols, emblems of international and intergovernmental organizations) was executed. A subsystem for automated examination of the list of goods and services as also for reclassifying from the 5th to the 7th edition of the Nice Classification.

The local area network of the system containing a dedicated server and 30 workstations has been enhanced by 8 additional PCs to be used as working places for the system users. Laser printers are connected in the LAN and the workstations are equipped with scanners, matrix and ink-jet printers.

The marks data back-up on high-capacity rewritable magneto-optical discs was performed.

**VI. Administration of trademark services available to the public (related to facilities , e.g , for lodging applications, registering trademarks, assisting clients with search procedures, obtaining official publications and registry extracts):**

The State science and technical library and the regional Centres of science, technical and economic information (there are 17 such Centres all over Ukraine) were supplied with the Official Gazette, containing announcements on marks, free of charge by the SPOU. This publication was also distributed on subscription basis.

The Official Gazettes containing trademark information issued by 35 industrial property offices and the WIPO's periodical "Les marques internationales" received by the SPOU were made available for use to the patent attorneys of Ukraine. They can also consult the legal, methodical and reference materials, including the records of the training seminars on trademarks held with the participation of foreign industrial property offices, available in the SPOU.

State Register extracts were provided on request.

No automated information services for the general public were available.

**VII. Matters concerning mutual exchange of trademark documentation and information:**

In 1998 the SPOU received Official Gazettes containing trademark information from 36 industrial property offices in the framework of mutual exchange of information and documentation. Besides, WIPO provided the SPOU with its Official Gazette "Les marques internationales" and international trademark publications on the ROMARIN CD-ROM. The German Patent Office was supplying the SPOU, besides the Trademark Gazette, with its national trademark publications on DEMAS CD-ROM.

The SPOU was sending its Official Gazette "Promyslova Vlasnist" containing publications concerning the marks for goods and services registered in Ukraine to all its exchange partners.

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

In 1998 the SPOU organized training and instruction methods support at the Patent Science Department, a specialized department of the Kyiv Inter-Industry Institute for the Staff Upgrading in the New Trends in the Development of Engineering and Technology. This Institute is a branch of the Kharkiv State Polytechnical University and provides a two-year course of extra-mural training. 18 staff members of the SPOU and NDCPE (Examination Body) specializing in innovation activity management and marketing graduated in the year under review, and another group of 20 persons was in the second year of studies. 25 staff members of the SPOU were enrolled for the first year of studies.

In 1998 the upgrading of the Intellectual Property and Law Institute (IPLI) was performed, and it was transformed into the State Institute for Training Specialists in the Field of Intellectual Property within the State system for the protection of intellectual property rights. Training programs for the Institute were developed. A group of examiners of NDCPE (5 persons) attended the London English language school supported by the British Embassy in Ukraine. Another group of 36 persons (the SPOU and NDCPE staff members) has taken an upgrading course of English under a contract between the SPOU and the Inter-regional Academy of Staff Management and another contract between the latter and the EPO under the TACIS project.

22 staff members of the SPOU and NDCPE have improved their knowledge in computer science in the Inter-regional Academy of Staff Management. 3 persons have attended the Microsoft courses on Microsoft Windows NT 4.0 and 4 persons have taken courses on the basics of Internet.

26 seminars dealing with intellectual property protection, among them 8 international and 3 regional ones, in particular, the international seminar "Intellectual Property Objects: the Questions of Licensing" jointly organized by WIPO, the SPOU and the National Academy of Sciences were held during the year under review.

The SPOU's specialists participated in the international and regional events organized by WIPO and the EPO, such as the sessions of the PCIPI Working Groups and Executive Coordination Committee of WIPO, the First Plenary of the Standing Committee on Information Technologies and its Working Groups.

In 1998 the SPOU's experts attended the seminar "Industrial property on the Internet" organized by the EPO and got familiarized with patent information activities of the French and German Patent Offices.

Within the framework of international cooperation the Presidents of the EPO and of the German Patent Office visited the SPOU, the discussions during the visit focused, in particular, on the problems of development of the SPOU's patent information base.