

# SCIT.ATR.ID.2005.CA

## Annual Technical Report 2005 on Industrial Design Information Activities submitted by Canada (SCIT/ATR/ID/2005/CA)

Where URLs are requested below, it is preferred that either URLs which are likely to remain stable over time (three years or more) are provided, or home (main) page URLs are provided with a short explanation of how to access the corresponding information.

The expression "industrial designs" covers industrial designs and models. Offices which issue design patents should report their design patent information activities in this series of Annual Technical Reports.

### I. Evolution of registration activities

#### Changes experienced in terms of application filings and grants (registrations) with respect to the previous year

##### Industrial Design Applications

Year 2001: Residents: 640; Non-residents: 2,058; Total: 2,698  
Year 2002: Residents: 752; Non-residents: 2,641; Total: 3,393; %change: 25.76%  
Year 2003: Residents: 748; Non-residents: 2,951; Total: 3,699; %change: 9.02%  
Year 2004: Residents: 636; Non-residents: 3,488; Total: 4,124; %change: 11.49%  
Year 2005: Residents: 583; Non-residents: 3,886; Total: 4,469; %change: 7.72%

##### Industrial Design Registrations

Year 2001: Residents: 479; Non-residents: 2,366; Total: 2,845  
Year 2002: Residents: 499; Non-residents: 1,679; Total: 2,178; %change: -23.44%  
Year 2003: Residents: 460; Non-residents: 2,130; Total: 2,590; %change: 18.92%  
Year 2004: Residents: 564; Non-residents: 2,546; Total: 3,110; %change: 22.15%  
Year 2005: Residents: 530; Non-residents: 2,771; Total: 3,301; %change: 5.79%

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

#### Publishing, including printing, copying techniques and electronic printing

CIPO does not publish an industrial design gazette. The automated processing system called 'DesignPlus' (since June 2002) along with existing media such as word processing software, microfiche, fiche readers/printers, CD-Roms and photocopiers are used to produce searchable records of registered industrial designs.

#### Main types of announcements of the Office in the field of industrial design information

In 2005 a new organizational structure was implemented and resources were increased to assist in the reduction of inventory and improve turnaround times. As a result, two supervisory positions were created and a total of 11 new full-time resources were hired, mainly to increase capabilities in search and examination.

On December 1st, 2005, industrial design records from June 2002 to present were made available for public viewing at no cost, via CIPO's website. A complete database of industrial design records is expected to be available on-line within the next year.

The Industrial Design Office continued building strong relationships with its stakeholders through the spring and fall meetings of the Partnership Committee on Industrial Design.

#### Mass storage media and microforms used

The archival of industrial design documents is done electronically in 'DesignPlus' as well as on paper, microfiche and CD-Roms.

#### Databases and office automation

Since the launch of 'DesignPlus' in June 2002, applications and requests have been entered, processed and stored electronically in the system. Registrations from 2002 to date are now available online via CIPO's website. A complete database of Industrial Design registrations since inception (December 1861) is expected to be available on-line within the next year.

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

**Classification and reclassification activities; Classification system used, e.g., International Classification for Industrial Designs (Locarno Classification), other classification (please indicate whether industrial designs are classified by your Office and, if so, which classification is used)**

Industrial design documents are classified according to the Canadian Industrial Design Classification Standard.

Over the last year, CIPO conducted the second important phase of the Industrial Design re-engineering initiative to address needed improvements to the classification process. Specifically, the Canadian Industrial Design Classification Standard is in need of updating and simplification. In 2005 CIPO conducted an analysis of the Locarno Classification and a comparison study of other IPO classification standards. Recommendations from this initiative will identify the approach CIPO will take to address the deficiencies in the current system and any possible implementation of Locarno Standard as the main framework

### **Bibliographic data and processing for search purposes**

Designs are searchable by class and are organized according to the Canadian Industrial Design Classification Standard.

## **IV. Search file establishment and upkeep**

### **File building**

The Canadian industrial design prior art search file comprises approximately 100,000 registered designs.

Since the launch of 'DesignPlus', all designs registered since June 2002 are stored electronically in 'DesignPlus'. Access to these registered designs is now available for public search via the CIPO's web site.

Industrial designs registered prior to June 2002 are stored in paper (including document files and index cards), microfiche and CD-rom formats. They are available for public searching through the Client Service Centre.

The Industrial Design Division maintains a searchable record of registered industrial designs as follows:

- On-Line Electronic search file: For designs registered since June 2002 in the 'DesignPlus' system, this search file includes the application as registered (owner name/address, title, description, agent and/or representative for service in Canada), drawings, and bibliographic data (filing date, priority date, registration date, classification). Registrations are searchable by registration number, title, agent name, owner name, and by class.
- Paper drawings search file: For designs registered prior to June 2002, this search file includes the drawings with bibliographic data such as filing date, registration date, classification, title and owner name. The paper drawings are arranged by class according to the Canadian Industrial Design Classification Standard.
- Microfiche / CD-rom search file: For designs registered prior to June 2002, this search file includes microfiche and CD copies of the registration certificate, the application as registered, assignments and maintenance documents. It is maintained in numerical order by registration number.
- Paper correspondence file: This search file includes a complete file document history including prosecution and correspondence. These files are maintained in numerical order by application number.
- Index cards: For designs registered prior to June 2002, an alphabetical index card system arranged by owner, assignee and licensee is maintained as a means of obtaining the registration number of a particular design.

### **Updating**

The Canadian industrial design prior art search file is updated on a daily basis.

### **Storage, including mass storage media**

Industrial design documents are currently stored electronically in 'DesignPlus'(designs filed and registered since June 2002), as well as on paper, microfiche, and CD-Rom.

### **Documentation from other offices maintained and/or considered part of the available search file**

CIPO maintains a collection of WIPO International Design Bulletins and United States patent gazettes.

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

### **In-house systems (online/offline)**

The Industrial Design Division has automated the operational and administrative processes of the office. The automated system 'DesignPlus' was launched in June 2002. For electronic search purposes the Canadian Patent Database is used for internal searching.

### **External databases**

The design databases maintained by the United States Patent and Trademark Office and by IP Australia are accessible via the Web to industrial design searchers for search purposes.

### **Administrative management systems (e.g., register, legal status, statistics, administrative support, etc.)**

The 'DesignPlus' system provides statistics for customized reports, file tracking (location of all paper and electronic application/registration files), and status information.

### **Equipment used (hardware, including the types of terminal and network used, and software), data carriers used**

Pentium 3.2 Ghz computers and the Windows 2000 operating system are used. WordPerfect, Freelance Graphics, Lotus 123, MS Outlook, and Microsoft Word comprise the standard ID desktop software. Industrial design staff are connected via a Novell network. 'DesignPlus' was created using Oracle.

## **VI. Administration of industrial design services available to the public (relating to facilities, e.g., for lodging applications, registering designs, assisting clients with search procedures, obtaining official publications and registry extracts)**

### **Planning, administration, automation, security**

The Industrial Design Division within the Copyright and Industrial Design Branch of CIPO manages the industrial design product line. The primary function is the granting of exclusive industrial design rights and the maintenance of the Canadian Register of Industrial Designs. The Division also provides certified documents for use in civil proceedings and criminal investigations, furnishes information to the public by making the registers accessible, answers detailed questions, distributes information materials, advises on appropriate legislative change, and manages new and revised regulations.

The industrial design search files are located in the Client Service Centre search room at CIPO Headquarters at 50 Victoria Street, Gatineau, Québec. K1A 0C9.

### **Collection management, preservation**

The Industrial Design Division maintains a complete historical register in electronic form for designs registered since June 2002, and for designs prior to June 2002 in paper form as well as on microfiche and CD-Rom. Archival material is disposed of in accordance with National Library and National Archives requirements.

### **Information services available to the public (including computerized services and search files contained in libraries remote from your Office and industrial design information posted by your Office on the World Wide Web).**

The CIPO Internet website was first established in 1995, and has continued with major enhancements since 1999. These enhancements included the use of the website for major consultations on new intellectual property legislation, the posting of new industrial design regulations and office practice notices and the provision of electronic filing services.

The Guide to Industrial Designs and the Industrial Design Office Practices manual can be found under the Industrial Design link of the CIPO website.

The CIPO Client Service Centre provides general information to clients interested in applying for industrial design registration as well as assisting clients to perform searches in the prior art.

Industrial design examination staff are available to provide additional guidance and assistance to the public interested in searching the prior art.

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

There is no mutual exchange of industrial design documentation and information at this time. However, information exchange with respect to classification issues and other matters of mutual interest continue to be exchanged with counterparts from the United States Patent and Trademark Office (USPTO).

Discussions are continuing with the USPTO with respect to the potential exchange of registered designs between Offices over the Internet.

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

### **Promotional activities (seminars, exhibitions, visits, advertising, etc.)**

The Information Branch of CIPO is responsible for coordinating and carrying out activities related to promoting the benefits of intellectual property and disseminating the associated technological and business information to Canadians. Like other product lines of CIPO, the Industrial Design Division provides input on publications (paper or web) destined for clients pertaining to industrial design.

## **IX. Other relevant matters**