

# CWS.ATR.TM.2011.HR

## Annual Technical Report 2011 on Trademark Information Activities submitted by Croatia (CWS/ATR/TM/2011/HR)

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.

### I. Evolution of registration activities

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

Application filings and registrations.

Year 2010 2011

National Applications 2401 2292

National Registrations 2072 2471

International Applications (designation HR) 5486 5463

International Registrations (designation HR) 6209 5203

International Registrations (office of origin HR) 124 180

Total number of active national registrations 26983 (Residents: 11778, Non/Residents 15205)

Total number of active international registrations 105774

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

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#### Trends or areas experiencing rapid changes with respect to the previous year

The number of trademark applications filed by national route shows a slight decrease of 9% in comparison with the previous year. The significant number of trademark applicants renounced the application in the final phase of payment for the maintenance for the first ten years and for the publication of the trademark registration i.e. about 6% in comparison with the total number of applications in 2011.

However, the recently introduced legal institute of reinstatements of rights proved to be a useful relief measure for 23% of those applicants who missed the time limits for the payments of maintenance fees.

The number of national registrations increased 19% due to the speeded up examination procedure.

The number of international application (designation HR) remains at almost the same level In comparison with the previous year.

About 61 % of the national applications originated from the Croatian commercial entities. The majority of applications were filed in the class 35 and 41 followed by the classes 16, 42, 05.

The system of electronic notifications to the International Bureau of the Statements of Grant of Protection (Rule 18ter (1)) that was put in place at the end of previous year was extended in 2011 with the ex officio provisional refusals (Rule 17(1))

The number of international registrations (office of origin HR) increased 45% in relation to the previous year thus being near the number of registrations in 2009.

#### URLs of web pages of the Office's website that provide statistics related to trademarks

The statistics are provided at the SIPO Croatia web-page (<http://www.dziv.hr/en/about-sipo/ip-statistics/>), as well as a part of the monthly official Gazette published on the same web page (<http://www.dziv.hr/en/e-services/the-croatian-intellectual/> )

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

### **Publishing, printing, copying techniques**

Since the 2006 Official Gazette of the SIPO is published monthly, and starting with the issue No. 05/2009 of May 2009 the Office discontinued publishing the Gazette in printed version and publishes it only as an electronic publication. The frequency of publication remained unchanged. It is fully available free of charge in the PDF-format at the official Office's web site ([www.dziv.hr](http://www.dziv.hr)), including the archive of the earlier editions since the beginning of the electronic publication only. The gazette is also published on CD-ROM as an annual collection or individual publication at the request of a user (against the payment).

Official Gazette contains the following published information on trademarks: Publication of Trademark Applications, Trademark application Indexes by Numbers, Classification Symbols and Applicants, Publication of Record of Changes to the Register of Trademark Applications, Publication of Information on International Registrations of Marks for which Protection has been requested in the Republic of Croatia, Publication of Trademarks, Trademark Indexes by Numbers, Classification Symbols and Owners, Publication of Changes Entered into the Trademark Register, Publication of Trademark Extensions and Publication of Trademarks Expirations.

The information regarding published trademark applications and registrations is also available in the Office database containing public data from the Trademarks register, accessible through the Office website, free of charge. A range of search options is available including: Application Date, Registration Data, Proprietor, Attorney, Mark, Nice Class, Vienna class, Appearance, Register number. Data are updated monthly, upon the issue of the Official Gazette.

### **Main types of announcements of the Office in the field of trademark information**

Office notices on trademarks are published in the Official Gazette of the Office, as well as on the Office's web site within the Data base on published application and registrations of Industrial property rights in the Republic of Croatia.

### **Mass storage media and microforms used**

The bibliographic data are stored in Ingres 9.3.1 database and trademark images are stored in a LINUX network file directory. The Office maintains a complete history of its trademark files in paper form and all information for trademarks applied from 2000 to date in electronic form.

### **Word processing and office automation**

All staff uses MS-Word 2003 for word-processing that is operating in a Windows XP Professional environment. Outgoing letters and SIPO's Gazette are fully automated and generated in MS Word.

### **Techniques used for the generation of trademark information (printing, recording, photocomposing, etc.)**

The bibliographic data are stored in the SIPO's database via the application "Trademark's Register" (which is developed in INGRES OpenROAD application development tool). Trademark images are stored on network discs (which are LINUX file directories).

Output documents and SIPO's gazette are produced from automated MS Word templates.

Almost each outgoing letter is a MS Word template that consists of permanent text. Data, which are changeable and depend on application /publication number are retrieved from the SIPO's database via ODBC (Open DataBase Connectivity). A trademark's image is imported from the network disc.

All publishing data in SIPO's Gazette are formatted and followed by the INID codes according to the WIPO standard ST.60.

### **URLs of web pages of the Office's website that provide access to online trademark gazettes and to other sources of trademark information, including download of bulk trademark data**

<http://www.dziv.hr/en/e-services/the-croatian-intellectual/>

<http://www.dziv.hr/en/e-services/on-line-database-search/trademarks/>

<http://www.dziv.hr/en/e-services/on-line-database-search/international-trademarks-hr/>

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

**Classification and reclassification activities; Classification systems used, e.g., International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification), International Classification of the Figurative Elements of Marks (Vienna Classification), other classification (please indicate whether goods and services for the registration of marks and whether the figurative elements of marks are classified by your Office and, if so, which classification(s) is (are) used)**

The Nice Classification Systems of Goods and Services, 9th edition, is used for the registration of marks. The classification specialist of the Office checks if the correct classification and wording is used.

For figurative marks Vienna classification (5th edition) is applied by office staff at the time of application. Marks are scanned and the Vienna classification allocated.

### **Use of electronic classification systems to check the classification symbols furnished by an applicant and which are contained in the lists of goods and/or services**

No electronic classification systems are used to check the lists of goods and services provided by applicants. Classification is checked only manually by the Office specialists.

### **Obligation for applicants to use pre-defined terms of the classification applied**

The applicants are not obliged to use pre-defined terms of the classification system.

## **Bibliographic data and processing**

Bibliographic data elements and classifications are searchable. The images are displayed together with these data elements. This search is available in-house and via Internet.

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

### **File Building**

Trademark applications are filed either in paper using forms available at the Office web site and at the receiving office, or since June 2011 electronically by the system of e-filing. All applications are built into electronic files (e-filed) and paper case files and kept in the office area until the procedure for registration is finished. Afterwards they are stored in the archive area in the same building, whereas for the e-filed applications the electronic archiving system is under development.

### **Updating**

The search files contain HR domestic marks; designations to the HR under the Madrid system are updated monthly. All searches performed by examiners are completed using an automated search system.

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

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

Trademark search is executed by electronic means. The database of the search system includes active national trademarks and international trademarks in Croatia.

### **External databases**

Access to the database ROMARIN express is available and also used for information services.

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

Applications are developed in INGRES OpenROAD. SIPO uses an INGRES database. An application "Trademark's Register" is used for filing all bibliographic data concerning the particular trademark. All trademark changes (change of ownership, change of name, address, license, etc.) are recorded and are maintained by Trademark Register user interface.

Since year 2000 SIPO has developed its own document management system in electronic form that covers office needs (all incoming and outgoing documents have been scanned in Adobe Acrobat). International trademark data in XML format are weekly loaded from the WIPO's ftp site. After processing data are available through the application "MECA". Those data are used for examination and publication purposes. Web application for ex officio examination of the international trademark registrations enables rendering XML and PDF files that are uploaded to the WIPO ftp site through the MECA input system. Also, the same system enables rendering and uploading Grant of protection data in XML format and ex-officio provisional refusals. MS Word is used for automatic generation of output documents. MS Excel is used for (automatic) generation of specific reports, which are used, for annual SIPO's report, WIPO statistics and for other purposes (improving trademark processes).

Published trademark data (applications/grants) can be searched at the SIPO's Internet site <http://www.dziv.hr/en/e-services/on-line-database-search/trademarks/> through the SIPO's web-server application (MS Windows 2003 server and MySQL database).

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

- 10Mbit/s leased line used for Internet connection, CISCO Network Equipment (LAN based on Fast Ethernet - 1000/100/10 Mbit/s).
- MICROSOFT environment:
  - Servers: Fujitsu Siemens-Primergy RX 300/ OS - Win SERVER 2003 St. Ed. ; IBM System x 3650 / OS - Win SERVER 2008 ; Fujitsu RX300 S5 / OS Win SERVER 2008 R2 Enterprise.
  - Workstations: Desktop-PC Pentium IV with WIN XP PROF., Notebooks - OS - MS WIN 7.
  - MS Exchange 2010 Server Enterprise, ISA 2004 (proxy).
- Linux (Red Hat 5 Enterprise Linux Advanced Platform) - two cluster application: database and file sharing. Two server nodes ( type of cluster is fail over ) on Fujitsu Siemens-Primergy RX 600 Servers.
- SAN (storage area network) connected with fiber channel switches to server nodes and backup device. SAN consists of two FiberCAT CX500 (EMC ) devices. Each of them has two-service processor and 10 disks in RAID-5 system (9 x 146 Gb FC disks + 1 x 146 Gb FC hotspare disk).
- Backup software is Backbone NetVault 7.1. Backup device is a MTC - 9084-221 FC (tape library) with two LTO 2 tape drives and 21 slot tape robot connected to fiber channel switch. Also the library offers a mail slot for exchanging offsite/onsite tapes. Total capacity installed on MTC library is 4 Tb of uncompressed data.

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

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

SIPO Croatia offers free information services on general legal matters, registration procedures, and status of registered trademarks (national as well as international). The inquiries can be made by phone, at the SIPO premises or by e-mail. Registry extracts are available upon request and payment. Copies of the file contents are available upon written request and payment.

## **Collection management, preservation**

The trademark search collection is managed in electronic form. Data are updated monthly (upon the publication of the Official Gazette). A structured backup regime is in place to ensure preservation of the information.

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

Trademark information services for the public are provided through the Office's Intellectual Property Information Centre (called INCENTIV, member of the EPO's Patlib centres network) providing (among others) information concerning trademark applications filing, procedure information etc. It is possible to get help either by phone, e-mail (info@dziv.hr) or personal visit. Since 2008, when INCENTIV started its activities the number of contacts is growing which is visible in SIPO annual reports.

The Office's new website provides a wide range of information on IP, including basic information on IP rights, filing and registration instructions, fee information and full texts of legal documents. There are also FAQ which have been updated and amended as required. The Office provides a wide range of brochures and guides free of charge. They can be downloaded in PDF format from the Office's web site, picked up in the Information centre or sent upon request.

Concerning search services customers can search public (free of charge) trademark databases in the library's reading room, where INCENTIV staff is available for support.

Commercial trademark search services, which are done by Office specialists, are also available upon order and against payment. The search tool Ascepto is being used for trademark searches.

The following trademark services are offered by SIPO:

- trademark similarity search
- search by trademark owner
- trademark monitoring
- competition watch
- domain name search
- printout of bibliographic data
- excerpt from the register
- CETMOS search

State Intellectual Office of the Republic of Croatia is a partner in the CETMOS service offering trade mark search in the national and international trade mark registers of 9 countries, i.e. Austria, Bulgaria, Czech Republic, Croatia, Poland, Hungary, Romania, Slovakia and Slovenia, as well as in the register of Community trade marks valid in the territory of the European Union. CETMOS service is available upon a single order, covering all the participating states, and operated under short deadlines and a favorable schedule of fees.

The SIPO library operates within the Information Centre. The collections contain over 1050 books, 70 Croatian and foreign periodicals available to the readers, all specialized in IP. The library is open to the public Monday to Friday from 8.00 am to 4.00 pm, except Thursday 10.00 am to 6.00 pm.

A multifunctional public reading room is an integral part of the Information Centre.

Navigation:

Homepage: <http://www.dziv.hr>

Information on Commercial Search Services:

<http://www.dziv.hr/en/sipo-information-services/>

Searchable free of charge Database:

<http://www.dziv.hr/DigitalLibrary/default.asp?izb=en>

General information on trademarks and related services:

INCENTIV - Intellectual Property Information Centre

Phone: +385 1 610 98 25; fax: +385 1 611 20 17; e-mail: [info@dziv.hr](mailto:info@dziv.hr)

[http://www.dziv.hr/webcontent/file\\_library/inf\\_usluge/Incentiv.htm](http://www.dziv.hr/webcontent/file_library/inf_usluge/Incentiv.htm)

## **URLs of web pages of the Office's website for electronic filing of trademark applications**

<http://www.dziv.hr/hr/e-usluge/e-prijava/> (Croatian version)

<http://www.dziv.hr/en/e-services/e-filing/>

(English version is for information purpose only)

## **URLs of web pages of the Office's website that provide information on business procedures such as: filing, publication, examination and registration procedures related to trademarks; opposition and appeal procedures related to trademarks; etc.**

<http://www.dziv.hr/en/intellectual-property-protection/trademarks/> (in English)

<http://www.dziv.hr/hr/intelektualno-vlasnistvo/zigovi/najcesca-pitanja/> (in Croatian)

FAQ:

<http://www.dziv.hr/hr/intelektualno-vlasnistvo/zigovi/najcesca-pitanja/> (in Croatian)

**URLs of web pages of the Office's website that provide a description of information products and services offered by the Office (e.g., trademark search service(s) and trademark databases), as well as information on how to access and utilize them**

Information on Commercial Search Services:  
<http://www.dziv.hr/en/sipo-information-services/>

Searchable free of charge Database:  
<http://www.dziv.hr/DigitalLibrary/default.asp?izb=en>  
Navigation:  
Homepage: <http://www.dziv.hr>

General information in industrial design and related services:  
INCENTIV - Intellectual Property Information Centre  
Phone: +385 1 610 98 25; fax: +385 1 611 20 17; e-mail: [info@dziv.hr](mailto:info@dziv.hr)  
[http://www.dziv.hr/webcontent/file\\_library/inf\\_usluge/Incentiv.htm](http://www.dziv.hr/webcontent/file_library/inf_usluge/Incentiv.htm)

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

### **International or regional cooperation in the exchange of trademark information, e.g., in the form of official gazettes**

Since 2007 SIPO Croatia participates in providing CETMOS service that offers trade mark search in the national and international trade mark registers of 9 countries, i.e. Austria, Bulgaria, Czech Republic, Croatia, Poland, Hungary, Romania, Slovakia and Slovenia, as well as in the register of Community trade marks valid in the territory of the European Union. CETMOS service is available upon a single order, covering all the participating states, and operated under short deadlines and a favorable schedule of fees.

## **VIII. Matters concerning education and training, including technical assistance to developing countries (please indicate URLs of web pages of the Office's website wherever appropriate)**

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

SIPO organizes different promotional activities according to the annual plans. Among others, it provides lectures and workshops to increase general IP knowledge in order to facilitate an efficient use of industrial property rights in business. SIPO also organizes information stands at major fairs and exhibitions of innovations. In cooperation with different partners it also organizes public exhibitions aimed at promoting inventiveness and creativity.

In 2011 within its overall promotional activities Office organized informational and promotional activities on all IP issues (including trademarks) at four public events in Croatia (AGRO ARCA 2011 – Exhibition of innovations, new ideas, products and technology in agriculture, Slatina, 6-8 05 2011; ARCA 2011 – Exhibition of innovations, Zagreb, 12-15 10 2011; CROPAK2011 – Trends in packaging industry, Zagreb, 5-6 05, 2011; SASO2011 – International trade fair, Split, 19-23 10 2011).

### **Training courses for national and foreign participants**

The Office organizes educational and training activities through the Section for Education and Development of Use of Intellectual Property (IP Academy). Through its programs the Academy organizes the internal education for the Office employees, and develops public educational programs in the intellectual property field, in cooperation with its partners.

Education organized and delivered to external users in 2011:

Seminar Intellectual property – visit to State Intellectual property Office, for the students of Law Faculty, University of Zagreb, 17. 01. 2011.  
Workshop Searching and using IP information, Faculty of Chemical Engineering and Technology, University of Zagreb, 21. 02. 2011.  
Presentation Intellectual property – why to protect and how to use? Economic forum of Histria 2011, Pula, 27. 04. 2011., Histrian Development Agency  
Presentation Trademarks and their relationship to Geographical indications/Appellations of origin, Conference on the system of geographic indications, Dugopolje, 04. 05. 2011., Organizer: Administrative department for economy, development and European integrations of Split-Dalmatian County.  
Lecture How to Achieve Competitive Edge by Way of the Brand Name Protection? CROPAK Conference, Zagreb, 05. 05. 2011.

Seminar Intellectual property in small and medium size enterprises, for entrepreneurs, BICRO, Zagreb, 24. 05. 2011. Seminar has been held in the framework of collaboration of State Intellectual Property Office with members of Enterprise Europe Network.

WIPO Croatia Summer School, Dubrovnik, 30. 05.-10. 06. 2011., collaboration of WIPO, State Intellectual Property Office and University of Dubrovnik.

Seminar Basics of intellectual property for scientists, for students and staff of the University of Osijek, Tera tehnopolis, 27. 09. 2011. Seminar has been held in the framework of collaboration of State Intellectual Property Office with members of Enterprise Europe Network.

Workshop Searching in registered IP data base and its role in the scientific research. Faculty of Pharmacy and Biochemistry, University of Zagreb, 29. 09. 2011.

Seminar Basics of intellectual property for small and medium size entrepreneurs, Tera tehnopolis, Osijek, 16. 12. 2011. Seminar has been held in the framework of collaboration of State Intellectual Property Office with members of Enterprise Europe Network.

Education for Intellectual Property Office staff in 2011:  
WIPO-UNISA Intellectual Property Specialization Program, 2010-2011  
Seminar Intellectual property, OHIM, 26 09 - 07 10 2011  
Distance learning course DL-101 General Course on Intellectual Property, WIPO, 2011

**IX. Other general information related to the Office that is available on the Internet -- URLs of web pages of the Office's website that:**

**provide information on legislation related to trademarks**

<http://www.dziv.hr/en/ip-legislation/national-legislation/trademarks/>

**contain the Annual Report of the Office**

<http://www.dziv.hr/en/about-sipo/annual-report/archive/>

Office's web-site: <http://www.dziv.hr/>

**contain trademark-related news regarding the Office**

News are available at the Office web site on the "news and notifications page" <http://www.dziv.hr/en/news/>

**X. Other relevant matters**