

SCIT.ATR.TM.2006.CZ

Annual Technical Report 2006 on Trademark Information Activities submitted by Czech Republic (SCIT/ATR/TM/2006/CZ)

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

The trend of submitting great number of applications for registrations remained stable. In 2006 the Office received 10,537 (10,252 in 2005) national trademark applications, 9,553 (9,279 in 2005) of them were submitted by domestic applicants and 984 (973 in 2005) by foreign applicants. 5,160 (5,987 in 2005) international trademarks were registered in accordance with the Madrid Agreement Concerning the International Registration of Marks and/or the Protocol to this Agreement with designation of the Czech Republic. 632 applications for international registration of trademarks abroad were submitted via the Office in 2006. The procedures resulted in registration of 8,858 (9,013 in 2005) trademarks and acknowledgement of protection for the Czech Republic in 5,942 (6,990 in 2005) international trademarks in 2006. In 2006 the registration procedure time period ranged from 6,8 to 9,2 months from the date of submitting the trademark registration application. This time period included formal and substantive examination of the applications, technical preparation for publication, threemonth statutory time limit for opposition and registration time. Thanks to shorter procedure time there has been a decrease in the number of pending applications. While in 2004 there were on average 8,817 pending applications, in 2005 there were 7,732 and in 2006 there were only 6,906 of them.

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

The trademarks information is accessible in the Official Bulletin.

Official Bulletin of the Industrial Property Office of the Czech Republic is published exclusively in electronic form as from the beginning 2007. The paper version has been discontinued.

The Bulletin is published on a weekly basis (updated every Wednesday) instead of the monthly basis as it was before. The files are downloadable free of charge with no prior registration / subscription needed. The Acrobat Reader viewer enabling you to open, view and print PDF files. The information as published shall be the authentic one for legal purposes. You can find it here: http://isdvapl.upv.cz/servlet/page?_pageid=82,116&_dad=portal30&_schema=PORTAL30&447__102.menu_f=4314&448__102.folder_f=28831

The Bulletin contained the following types of announcements:

Survey of the INID codes for identification of bibliographic data

Survey of the chapters

Codes of the states

Refused or partially refused trademark applications before publication

Survey of the published trademark applications

Published trademark applications

Refused or partially refused trademark applications after publication

Rejected oppositions

Survey of the trademark registrations without change in relation to published applications

Registrations of trademarks without change in relation to published applications

Survey of the trademark registrations with change in relation to published applications

Registrations of trademarks with change in relation to published applications

Recording of license contracts concerning trademarks

Recording of license contracts concerning internationally registered trademarks

Trademarks cancelled and declared invalid

Survey of the renewals of trademark registrations

Renewals of trademark registrations

Laps of trademarks due to expiration of the period of protection

Surrender of the right to the trademark

Changes in the wording/reproduction of the trademarks and the list of goods and services

Changes in the ownership of the trademarks

Changes in the ownership of the trademarks for a part of goods and services

Amendments in the data concerning trademark holders

Excuse of failure to comply with a time limit

Other relevant data and official rectification

Appellations of origin/geographical indications

Survey of the published applications of the coloured trademarks

As from No. 1/2000, the Official Bulletin has been available on the web site of the IPO CZ as an electronic book in PDF format.

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

The 8th edition of the Nice Classification of Goods and Services for the Purposes of the Registration of Marks has been used since January 01, 2002 for the purposes of trademark filing and registration.

Every trademark application shall contain a list of goods or services for which the mark is to be registered. Goods and services are listed in sequence of classes of the Nice Classification and the appropriate number of this classification is mentioned.

The 5th edition of the Vienna Classification of the Figurative Elements of Marks has been used.

In order to assist the applicants in the orientation in the above mentioned trademark classifications, classification systems were displayed on the web site of the IPO CZ (www.upv.cz), too.

IV. Trademark manual search file establishment and upkeep

A manual search file is not built nor used since 1996. The trademark register is kept in electronic form only. Trademark bulletins of foreign offices, ROMARIN CDs, DVDs from WIPO and Community Trademarks Bulletin on CDs from OHIM were received.

V. Activities in the field of computerized trademark search systems

In January 2004, the standard operation of the internal information system for application proceedings and for keeping registers of subject matters of industrial rights (IS SyPP) was started. The aim of the project was to create a modifiable and extendable information system over one unified database and to replace two originally separated systems with different conceptions, designed separately for patents and utility models and separately for trademarks. The system is equipped with electronic archiving of incoming and outgoing files. The system makes it possible to process data of proceedings for the database and for publishing in the Office Bulletin.

An information system accessible for public is available on the web page of the IPO CZ.

(<http://isdvapl.upv.cz/pls/portal30/oz.ozfrm>) and allows its users to search within the national trademark database, CTM Online, Madrid Express and other free of charge TM databases of national offices.

The trademark examiners and clients of the public reading room can use a so-called common search triple interface comprising a database of not only Czech trademarks and international trademarks valid in the territory of the Czech Republic, but also a database of Community trademarks registered by the Office for Harmonization in the Internal Market.

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)

Trademark information services for the public are provided within the Trademark Information Center (information concerning trademark applications filing, telephone queries, procedure information etc), in the public reading room (various kinds of trademark searches), common questions can be addressed to the helpdesk (helpdesk@upv.cz) or on the basis of orders (trademark searches). In 2006, 2,089 trademark searches for the public were carried out.

VII. Matters concerning mutual exchange of trademark documentation and information

Foreign official bulletins in paper or electronic form were received on exchange basis.

The IPO CZ participated in the CD-ROM TRACES project (electronic data sending) and in the Project for Eastern Europe of the Compu-Mark company (electronic data sending).

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)

Various courses and seminars were organized for the students and representatives of SMEs or research institutions; Groups of university students were accepted in the premises of the IPO CZ.

In 2004, the two years study course of industrial property rights was conducted within the Office's own educational facility - the Industrial Property Training Institute.

The IPO CZ presented its information activities and products at the following exhibitions and trade fairs:

- International Machinery Trade Fair (Brno, CZ)
- MACH 2006 (Prague, CZ)
- FOR ARCH 2006 (Prague, CZ)
- Innovation 2006 (Prague, CZ)
- IENA - Exhibition of Inventions and Innovations (Nurnberg, DE)
- Exhibition of Inventions (Geneva, CH)
- PATLIB 2006 (Vilamoura, PT)
- EPO Patent Information Conference 2006 (Budapest, HU)

The IPO CZ issued the Industrial Property Journal every week.

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

The helpdesk (helpdesk@upv.cz)

The Bulletin: http://isdvapl.upv.cz/servlet/page?_pageid=82,116&_dad=portal30&_schema=PORTAL30&447__102.menu_f=4314&448__102.folder_f=28831

X. Other relevant matters