HASAN AND SINGH Intellectuals @ Law

Advocates, Patent And Trademark Attorneys

#### NEWSLETTER OCTOBER 2024

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NEWSLETTER OCTOBER 2024

### 01. Fee changes from 1 October 2024

COMMENCE FROM MIDNIGHT TUESDAY, OCTOBER 1, 2024 We are updating some of our fees to continue covering the costs of administering intellectual property (IP) rights and their associated legislation. The changes to our fees will commence from midnight Tuesday 1 October 2024. We review fees every 4 years, with the last update in October 2020. Our latest fee review commenced in 2023, aligning with our commitment to keeping our cost recovery arrangements consistent with the Australian Government Charging Policy.

The fee changes follow a review process of more than 15 months, including 2 public consultation phases. We carefully considered all the feedback received before finalising our new fee arrangements... <u>Read more</u>

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### 02. Simplification of filing and signing of authorisations

ACCEPTANCE OF ELECTRONIC SIGNATURES ON AUTHORISATIONS & INFORMATION IN CASE OF CHANGE OF REPRESENTATIVE In its commitment to promote digital transformation and simplify procedures for users, the EPO will streamline the handling of authorisations as of 1 November 2024.

## Equal treatment of legal practitioners and professional representatives regarding the filing of authorisations

Legal practitioners will no longer need to file an authorisation as a matter of principle. Only in exceptional cases will they need to file such authorisation, namely either upon invitation by the EPO or in the event of a change of representative involving representatives who are not members of the same association and without explicit withdrawal of the previous representative. This aligns with the existing requirements for professional representatives... <u>Read more</u>

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### 03. Regional seminar for judges held in Latvia

IT WILL BE BETTER ABLE TO NAVIGATE THE COMPLEXITIES OF INTELLECTUAL PROPERTY LAW IN A RAPIDLY CHANGING TECHNOLOGICAL WORLD On 3-4 September, the Patent Office of the Republic of Latvia, in collaboration with the European Patent Office (EPO), the World Intellectual Property Organization (WIPO) and the European Union Intellectual Property Office (EUIPO), hosted a regional seminar for judges. The seminar brought together legal experts from across the Baltics and Europe to discuss current issues in intellectual property rights. EPO President António Campinos opened the event with a video message to underline the importance of the judiciary in navigating new challenges arising in rapidly evolving technological and legal landscapes. He paid tribute to the early success of the Unitary Patent system, particularly its positive impact on SMEs and the innovation hub in the Baltic states, noting the remarkable uptake rate in Latvia.... <u>Read more</u>

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#### 04. Uruguay joins the Budapest Treaty

"MICRO-ORGANISM" INCLUDES ANY BIOLOGICAL MATERIAL NECESSARY FOR DISCLOSURE, ESPECIALLY FOR FOOD & PHARMACEUTICAL INVENTIONS

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In August, Uruguay's parliament approved accession to the Budapest Treaty, which has been in force since 1977 and includes 87 countries such as Chile, Colombia and Peru. The main feature of the Treaty is that if a contracting state requires or allows the deposit of micro-organisms for patent procedures, it must accept a deposit made with any "international depositary authority". This applies whether the authority is located within or outside the territory of the State. For a patent to be granted, the invention must be fully disclosed. This is usually done by means of a written description However, a written disclosure is insufficient if the invention involves a micro-organism. Instead, a microorganism sample must be deposited with a specialised institution.... <u>Read more</u>

## 05. The Dominican Republic joins TMview

TMVIEW'S DATABASE, NOW HOLDS 125 MILLION TRADE MARKS

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As of September 16, 2024, the Dominican Republic's National Industrial Property Office (ONAPI) has joined the TMview trade mark search tool. This move adds over 298,000 Dominican trademarks to the TMview's database, which now holds more than 125 million trade marks from 78 offices globally... <u>Read more</u>

## 06. Developments in IP Enforcement: Thailand

TRACING THE IDENTITY OF ONLINE INFRINGERS With the emergence of online marketplaces and e-commerce platforms, consumers have transformed their ways of engaging in transactions, gaining unprecedented convenience and access to a vast array of products. These platforms allow small businesses and individual entrepreneurs to reach... <u>Read more</u>

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### 07. Design Law Treaty: Consultation now open

INVITES YOU TO SHARE YOUR VIEWS ON AN INTERNATIONAL TREATY DRAFT AIMED AT HARMONISING THE ADMINISTRATIVE PROCESS FOR DESIGN PROTECTION In November this year, the World Intellectual Property Organisation (WIPO) will host a diplomatic conference to finalise a Design Law Treaty (DLT). A diplomatic conference represents the final stage in a treaty negotiation, after many years of discussions at the international level. The DLT is a procedural treaty. It is designed to create a framework to harmonise administrative procedures for protecting designs in different countries, rather than change the law around what a design right protects. We are interested to hear from you, to inform our negotiations at the diplomatic conference Find out more about this consultation and access the draft treaty and regulations via the link <u>DLT consultation</u>... <u>Read more</u>

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08. Agreement on the enhancement of Japan-ASEAN IP Cooperation at the 14th Japan-ASEAN Heads of IP Offices Meeting in Brunei

THE JPO HELD BILATERIAL MEETINGS WITH THE PHILIPPINES AND THAILAND, WHEREIN THE CONTINUOUS PROMOTION OF BILATERAL COOPERATION WAS CONFIRMED On September 3, 2024, the Japan Patent Office (JPO) and the intellectual property offices (IPOs) of the Association of Southeast Asian Nations (ASEAN) Member States held the 14th Japan-ASEAN Heads of IP Offices Meeting in Brunei. At this meeting, the Japan-ASEAN Joint Statement on IP 2024 was adopted, and the JPO and ASEAN IPOs agreed on the FY2024-2025 Japan-ASEAN IP Rights Action Plan In addition, the Economic Research Institute for ASEAN and East Asia (ERIA)\* presented their interim reports on research and studies related to branding strategies being implemented in cooperation with ASEAN countries, as well as research... <u>Read more</u>

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09. Judicial Symposium on Intellectual Property/TOKYO 2024 - JSIP2024 $\sim$ IP Dispute Resolution in Japan, the United States, and Europe  $\sim$ 

PRE-REGISTRATION IS REQUIRED FOR BOTH ON -SITE PARTICIPATION & THE SIMULTANEOUS INTERNET STREAMING, PRE-REGISTRATION CAN BE MADE AT JSIP2024 Judicial Symposium on Intellectual Property (JSIP) / TOKYO 2024 (JSIP2024) will be held on October 24 and 25, 2024, co-hosted by the Supreme Court, the Intellectual Property High Court, the Ministry of Justice, the Japan Patent Office, the Japan Federation of Bar Associations, and the IP Lawyers Network Japan. The JSIP is held with the aim of deepening understanding of each country's trial and appeal system and IP judicial system. The symposium will be held in Japan in hybrid format. In addition to the on-site participation, the simultaneous Internet streaming is also available... <u>Read more</u>

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## 10. PATLIB2024 conference in Türkiye focuses on Strategic Plan 2028, digitalisation and support for SMEs

PROMOTING ECONOMIC GROWTH AND AWARENESS OF PATENTS THROUGH BILATERAL CO-OPERATION On 19 and 20 September, the EPO held the PATLIB2024 conference in Ankara. The conference is the annual event of the PATLIB network, comprising over 330 patent information centres (PATLIBs) throughout Europe. Organised in co-operation with the Turkish Patent and Trademark Office TÜRKPATENT, the hybrid event was hosted on the premises of the national office and attended on-site and online by more than 1 350 participants from 80 countries. In addition, the conference was streamed on EPO social media channels, attracting a further 1 400 viewers. In his welcome address, EPO President António Campinos emphasised the impressive progress made by PATLIB centres over the past three decades, and the network's... <u>Read more</u>

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## 11. WIPO Patent Landscape Report on Agrifood: India Records the Fastest Annual Growth in Patent Applications

AS PER THE PATENT LANDSCAPE REPORT, INDIA, HAS SEEN THE FASTEST ANNUAL GROWTH IN PATENT APPLICATIONS The World Intellectual Property Organization (WIPO) Patent Landscape Report on Agrifood indicates that over the past 20 years, more than 3.5 million inventions in the Agrifood sector have been patented. Additionally, investments in Agrifood technology have surged from \$3 billion in 2012 to nearly \$30 billion in 2022. Agrifood encompasses a broad spectrum of activities linked to agriculture and food production, including farming, distribution, consumption, and waste management. This sector is crucial for ensuring global food security, fostering economic growth, and promoting sustainability. By harnessing innovation and technology, agrifood systems enhance productivity, minimize waste, and ensure access to safe, nutritious food for an increasing population... <u>Read more</u>

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## 12. The 6th TRIPO Trademark Expert Meeting and User Symposium Held

EACH OFFICE MADE PRESENTATIONS ON THEMES RELATED TO THE LATEST INITIATIVES & PROTECTION OF WELL-KNOWN TRADEMARKS On August 28th, the 6th TRIPO Trademark Expert Meeting was held in Seoul, South Korea, where the Japan Patent Office (JPO) exchanged information with the China National Intellectual Property Administration (CNIPA) and the Korean Intellectual Property Office (KIPO) on the latest measures taken by each office and the contents of recent revisions to the Trademark Act in each of the three countries. A User Symposium was also held on the same day for the users of each country. It was attended by approximately 100 people online, and each office made presentations on themes related to the latest initiatives and protection of well-known TM's... <u>Read more</u>

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# 13. Brazil improves industrial design examination procedure, updates trade mark manual and approves IP law to protect electronic games

BRAZIL ENHANCES IP PROTECTION - KEY UPDATES FROM NATIONAL INSTITUTE OF INDUSTRIAL PROPERTY

#### INPI improves the industrial design examination procedure:

On 1 August 2024, Brazil's National Institute of Industrial Property (INPI) optimised the examination process for industrial designs by allowing the applicant's declaration of truthfulness to be sufficient to fulfill the formal requirements of the power of attorney, eliminating the need to check its content, except in specific cases.

#### INPI Brazil updates its Trade Mark Manual

INPI has announced that from August 2024 the Trade Mark Manual will be updated continuously, with the date of the last update instead of the edition number. In addition, new clarifications have been added regarding the need for express authorisation when registering names, signatures or images as trademarks... <u>Read more</u>

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## 14. International Dialogue on Artificial Intelligence and Intellectual Property

JPO'S YASUDA FUTOSHI, PARTICIPATES IN G7 DIALOGUE ON ARTIFICIAL INTELLIGENCE AND INTELLECTUAL PROPERTY On September 9, 2024, Mr. YASUDA Futoshi, Deputy Commissioner of the Japan Patent Office (JPO), attended the International Dialogue on Artificial Intelligence and Intellectual Property hosted as a videoconference by the United States Patent and Trademark Office (USPTO), bringing together the IP offices of G7 member states\* and European Patent Office (EPO). During the meeting, the participating offices held a lively discussion covering AI-related topics such as the inventorship of AI-related inventions and patent subject matter eligibility for AI-related inventions.

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\* The Italian Patent and Trademark Office was unable... <u>Read more</u>