# HASAN AND SINGH Intellectuals @ Law

Advocates, Patent And Trademark Attorneys

**NEWSLETTER JULY 2023** 

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## NEWSLETTER

# 01. Intellectual Property Laws Amendment (Regulator Performance) Bill 2023

THE BILL INCLUDES
AMENDMENTS TO
THE TRADE MARKS ACT
1995, PATENTS ACT
1990 AND OLYMPIC
INSIGNIA PROTECTION
ACT 1987

The Intellectual Property Laws Amendment (Regulator Performance) Bill 2023 was introduced into the House of Representatives on 22 June 2023 and is currently before the Parliament for consideration. Changes to the Olympic Insignia Protection Act, Trade Marks Act, and Patents Act. The Bill makes a small number of amendments to the Olympic Insignia Protection Act 1987, the Trade Marks Act 1995, and the Patents Act 1990. The Bill is divided into the following 6 parts.

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Part 1 – Trade marks that contain, or consist of, olympic motto etc.

Clarifies that only the Australian Olympic Committee (AOC) and

International Olympic Committee (IOC) are permitted ...Read more

#### 02. First Unitary Patents on their way to publication

THE UNITARY PATENT
SYSTEM OFFERS A HOST
OF EXPECTED
SUBSTANTIAL
IMPROVEMENTS FOR
USERS

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The European Patent Register contains for the first time data on European patents with request for unitary effect following the entry into operation of the Unitary Patent system on 1 June.

Data on 600 patents with such requests are mentioned and will be published as granted in the forthcoming edition of the Bulletin. In total, the EPO had received 800 requests for unitary effect by the end of May, as well as 4 500 requests for deferred publication of the grant of the European patent which will make those patents eligible for requesting unitary effect in June and early July.

The entry into force of the Unitary Patent system for 17 EU Member States has been the single most important development in European patent history since the signing of the European Patent Convention on 5 October 1973, nearly fifty years ago The Unitary....Read more

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#### 03. New PCT fees

FROM SEPTEMBER 01, 2023 From 1 September 2023 new equivalent amounts in PCT-fees are established

Search fee and also for non-unity inventions and for Supplementary International Searches:

NATIONAL PATENT APPLICATIONS			
ID	Name of fee	Mandatory	Fee (SEK)
SE-1	Filing fee Registration fee: 500 SEK, Search fee: 2500 SEK,	Yes	3 000 kr
SE-2	Filing fee for pursued international patent application Registration fee: 500 kr. Search fee: 2500 kr.	Yes	3 000 kr

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20 760 SEK ... Read more

#### 04. New e-submission form for DK/EP validations

WITH THE NEW
SOLUTION, YOU WILL
EXPERIENCE A
NUMBER OF
ADVANTAGES:
YOU CAN SAVE YOUR
WORK

On the 1st of July 2023, the Danish Patent and Trademark Office will launch a new electronic submission form for DK/EP validations. This means that you will be able to use the same point of entry for submitting DK/EP validations as for Danish patent applications.

With the new solution, you will experience a number of advantages:

- You can save your work. This means that you don't need to complete the whole form once you have started the process. If you forget to fill in fields, the system will let you know.
- When you have finished filling out the form, you will be directed directly to our payment solution. You can pay both with PVS Account and via PVS Pay.
- You have access to the submitted documents for 30 days.
- We have created a quick guide that can help you to fill in the form for DK/EP validations....Read more

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#### 05.Latvia joins the EUIPO's Blockchain project

DATA STORED ON
DIFFERENT SERVERS
ANYWHERE IN THE WORLD
USING A NETWORK IN A
WAY THAT ALLOWS THIS
DATA TO REMAIN
UNCHANGED

On 31 May 2023, the Patent Office joined the IP Register in Blockchain project of the European Union Intellectual Property Office (EUIPO), thereby supplementing the IP Register in Blockchain network with information on trademarks and designs registered in Latvia.

By joining the IP Register in Blockchain network, Latvia has become the seventh project member, adding over sixty-eight thousand registered trademarks and over three thousand designs to the network.

The other project participants are EUIPO, Malta, Estonia, Lithuania, Poland, and Italy.

Implementing the project ensures that data added to the IP Register in Blockchain platform is stored automatically....Read more

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#### 06. New pre-assessment checks in your EUTM application

ARTIFICIAL
INTELLIGENCE,
PROVIDING A MORE
SEAMLESS AND USERFRIENDLY EXPERIENCE
FOR APPLICANTS

New pre-assessment checks are now available to European Union trademark (EUTM) applicants, making the process of securing your trademark smoother, simpler and less prone to errors.

Illustration tablet and form field in the air coming out of the screen

With just a click of the button, applicants can now run some of the checks usually carried out by EUIPO examiners, allowing them to detect specific problems before filing.

This new feature can benefit potential applicants in numerous ways, primarily by reducing delays and rejections of trademark applications. However, it is not a substitute for the examination of each application on a case-by-case basis and cannot be considered legal or professional advice. The results of the tool...Read more

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#### 7. EUIPO Guidelines now available in 23 EU languages

THIS TRADE MARKS
GUIDELINES AVAILABLE
FOR COMMENTS BY USER
GROUPS, NATIONAL IP
OFFICES & ACADEMIC
INSTITUTIONS

The EUIPO has published the translations of the current Trademark and Design Guidelines in 23 European Union languages. The guidelines are originally published in the five working languages of the Office (EN, ES, DE, FR & IT) and, on a regular basis, they are translated into other EU languages.

In addition, the Office made draft 2024 Trade Marks Guidelines available for comments by User Groups, National IP offices and Academic institutions. The proposed changes include developments in relation to Virtual Goods and NFTs in addition to a consolidated chapter on presenting evidence before the Office ... Read more

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## 8. New Method of Online Payment of Fees to the International Bureau

EWALLET' CAN NOW

BE USED BY HAGUE

USERS WHO HAVE

APPLE PAY, GOOGLE

PAY AND SAMSUNG

PAY ACCOUNTS

The WIPO Pay platform now offers an additional online payment method for the payment of filing and renewal fees under the Hague System to the International Bureau: 'eWallet' can now be used by Hague users who have Apple Pay, Google Pay and Samsung Pay accounts.



Further information on the payment of fees to WIPO can be found here....Read more

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# 9. PPH pilot program between the Japan Patent Office (JPO) and the National Institute of Industrial property of Brazil (INPI)

THE TWO OFFICES
AGREED TO RENEW
THE PROGRAM TO
EXTEND THE PILOT
PERIOD UNTIL
NOVEMBER 30, 2026

The Japan Patent Office (JPO) and the National Institute of Industrial Property of Brazil (INPI) have been implementing the Patent Prosecution Highway pilot program since April 2017. On November 9, 2021, the two Offices agreed to renew the program to extend the pilot period until November 30, 2026. The period may be further extended as necessary.

#### INPI has stopped accepting PCT-PPH requests in 2023

The INPI has stopped accepting PCT-PPH requests because it has already accepted a maximum of 100 PCT-PPH requests in 2023. Details are available on the INPI's PPH page (External link).

The INPI still accepts normal PPH requests.....<u>Read more</u>

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# 10. U.S. Copyright Office Announces Start of Ninth Triennial Rulemaking Proceeding Under Section 1201

THE OFFICE IS AGAIN
USING A STREAMLINED
PROCEDURE FOR THE
RENEWAL OF
EXEMPTIONS

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The Copyright Office has published a notice of inquiry and request for petitions initiating the ninth triennial rulemaking proceeding under the Digital Millennium Copyright Act (DMCA), section 1201 of Title 17 of the United States Code. Section 1201 provides that the Librarian of Congress, upon the recommendation of the Register of Copyrights, may adopt temporary exemptions to the DMCA's prohibition against circumvention of technological measures that control access to copyrighted works. The ultimate goal of the proceeding is to determine whether there are particular classes of works as to which users are, or are likely to be in the next...Read more