



WIPO | HAGUE

The International
Design System

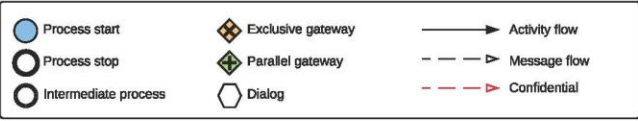


Information Technology (IT) Aspects Relating to the Hague System

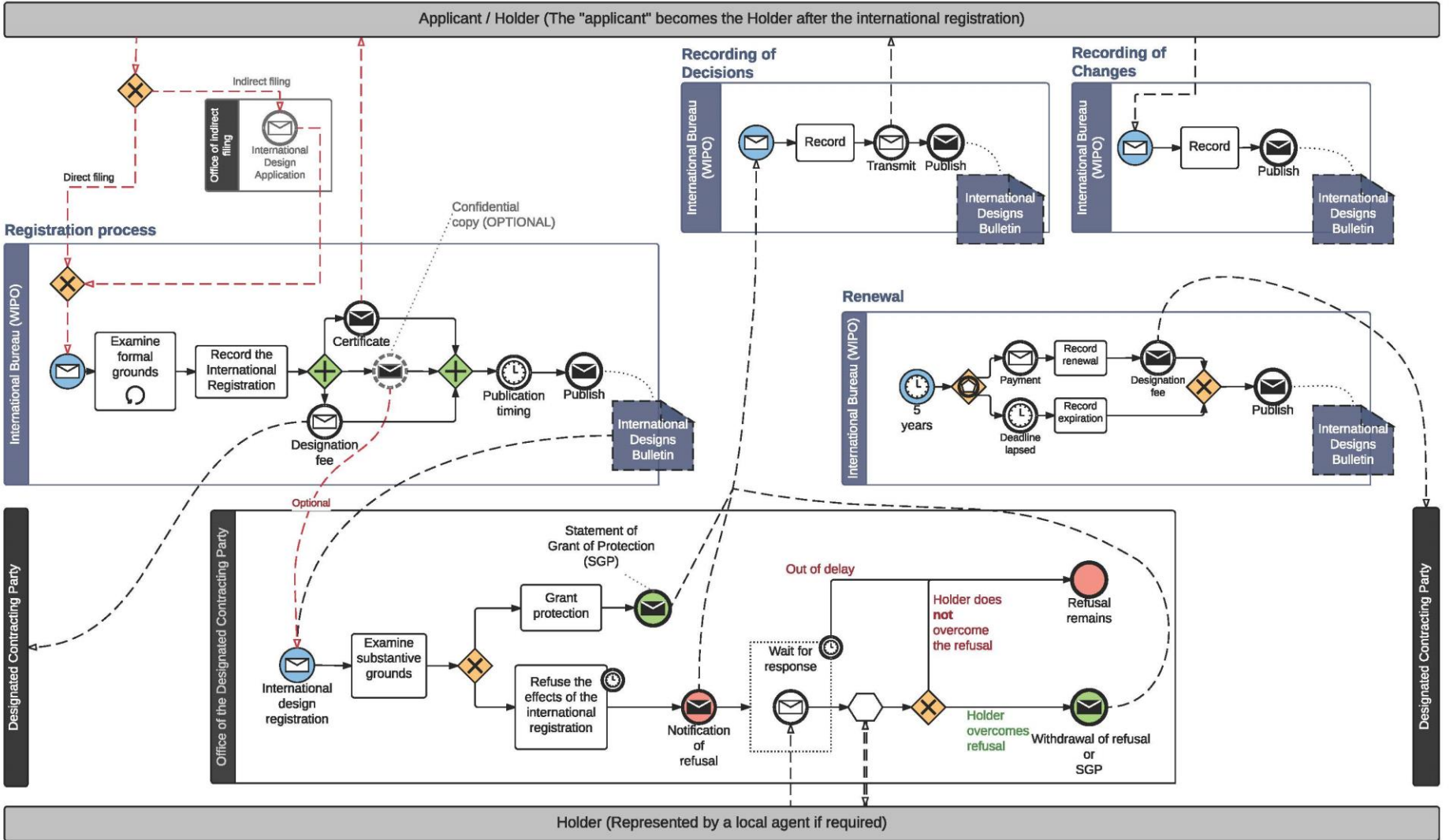
**Hanoi
4 March
2016**

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The Hague Registry

Hague System High-Level Workflow: the Role of the International Bureau and of the Office of the Designated Contracting Party



Last revised: 10/02/2016
 Jean-François Ouellette, Associate Business Analyst
 Operations Service, The Hague Registry, Brands and Designs Sector, WIPO



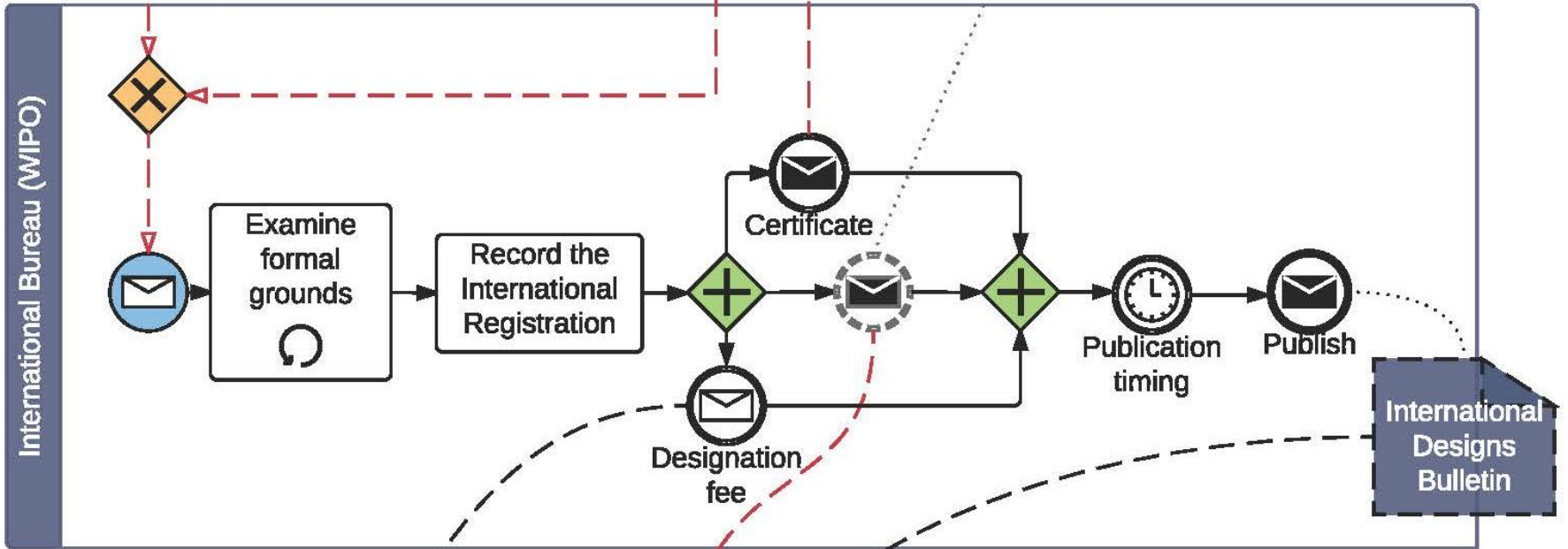
Topic 2

Roles of the International Bureau and the Office of the Designated Contracting Party

Topic 2 – Role of the International Bureau

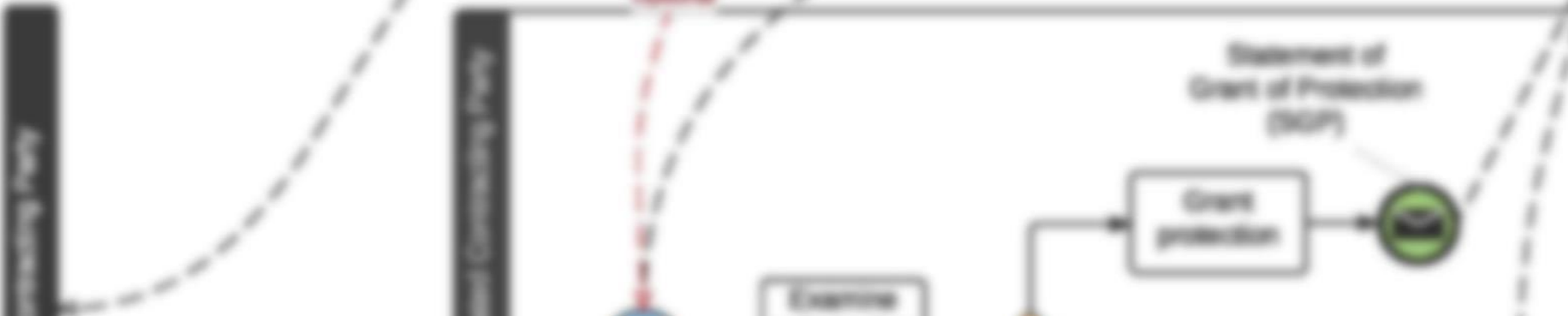
THE INTERNATIONAL REGISTRATION PROCESS

Registration process



International Bureau (WIPO)

International Designs Bulletin



The Role of the International Bureau

- Formal examination
- Registration and recording in the International Register
- Translation and Publication in the International Designs Bulletin
- Transmission of the designation fee to the Contracting Parties
- “Notification” to Designated Contracting Parties
(through the publication of the Bulletin on WIPO website)
 - Web interface Bulletin:
<http://www.wipo.int/haguebulletin/>
 - XML Bulletin: <ftp://ftpird.wipo.int/wipo/hague/>

Registration Published in the Bulletin

Registrations (1960 and 1999 Acts)

Bulletin No. 05/2016 - 05.02.2016



Print

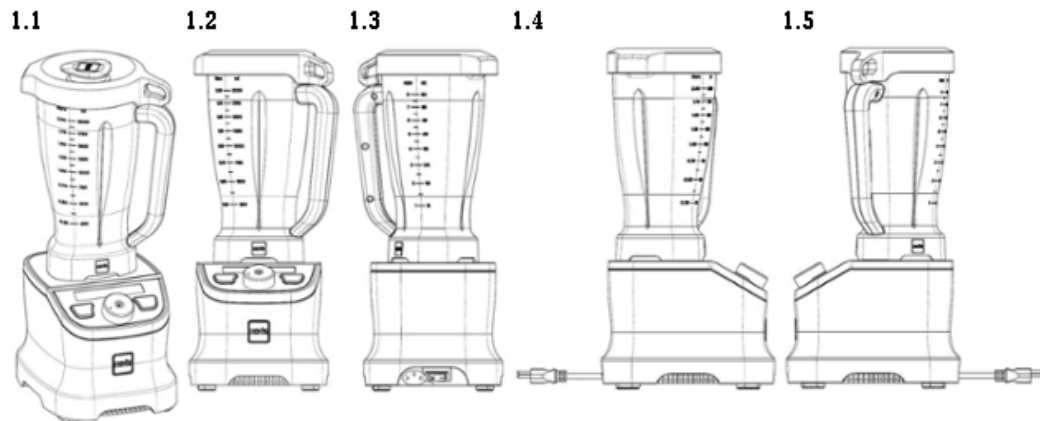


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(11) DM/089 112 (15) 08.01.2016

(22) 08.01.2016 (73) NOVIS AG, Ave Guillaume 11, L-1651 Luxembourg (LU) (86) BX, EM (87) EM (88) -- (85) -- (89) EM (74) Patentanwälte Munk, Prinzregentenstr. 3, 86150 Augsburg (DE) (72) Kévin Lecoutre, rue du Soleil 17, 2504 Biel/Bienne, Switzerland; Luigi Laflamme, rue du Soleil 17, 2504 Biel/Bienne, Switzerland (28) 1 (51) Cl. 31-00 (54) 1. Blender / 1. Blender / 1. Licuadora (57) The design concerns a blender as shown in figures 1.1 to 1.7; fig. 1.1 shows a perspective view of the blender, fig. 1.2 shows a front side view of the blender, fig. 1.3 shows a back side view of the blender, fig. 1.4 shows a left side view of the blender, fig. 1.5 shows a right side view of the blender, fig. 1.6 shows a top view and fig. 1.7 a bottom view of the blender / Ce modèle concerne un blender tel qu'apparaissant sur les figures 1.1 à 1.7; la fig. 1.1 montre une vue perspective du blender; la fig. 1.2 en montre une vue latérale de face; la fig. 1.3 en montre une vue latérale arrière; la fig. 1.4 en montre une vue latérale gauche; la fig. 1.5 en montre une vue latérale droite; la fig. 1.6 en montre une vue de dessus et la fig. 1.7 une vue de dessous / El dibujo o modelo consiste en una licuadora, tal como se muestra en las figuras 1.1 a 1.7; la figura 1.1 muestra una vista en perspectiva de la licuadora; la figura 1.2 muestra una vista lateral frontal de la licuadora; la figura 1.3 muestra una vista lateral posterior de la licuadora; la figura 1.4 muestra una vista lateral izquierda de la licuadora; la figura 1.5 muestra una vista lateral derecha de la licuadora; la figura 1.6 muestra una vista superior y la figura 1.7 una vista inferior de la licuadora (82) III. US: The ornamental design for a blender as shown and described / Dessin ou modèle ornemental de blender, tel que montré et décrit / Dibujo o modelo ornamental de una licuadora, tal como se ilustra y se describe (81) III. CH, EM, US (55) 1.1) Perspective; 1.2) Front; 1.3) Back; 1.4) Left; 1.5) Right; 1.6) Top; 1.7) Bottom / 1.1) Perspective; 1.2) Face; 1.3) Derrière; 1.4) Gauche; 1.5) Droite; 1.6) Dessus; 1.7) Dessous / 1.1) Perspectiva; 1.2) Frente; 1.3) Posterior; 1.4) Izquierda; 1.5) Derecha; 1.6) Superior; 1.7) Inferior



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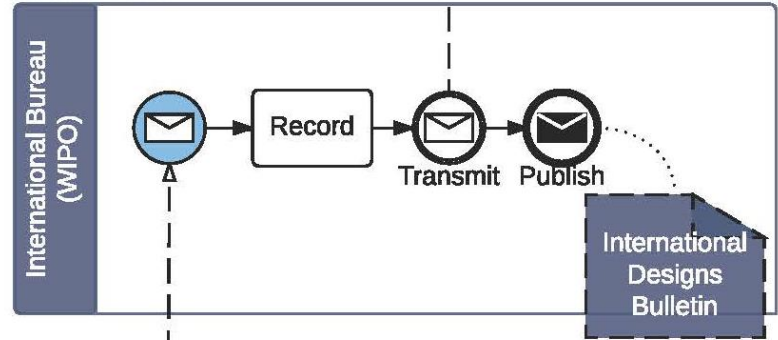


Topic 2 – Role of the International Bureau

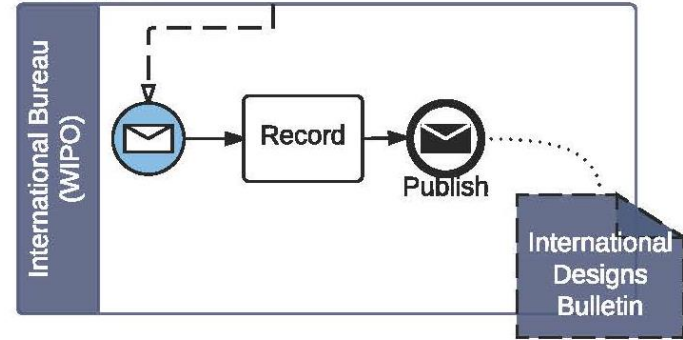
ADMINISTRATION OF THE INTERNATIONAL REGISTER

(The "applicant" becomes the Holder after the international registration)

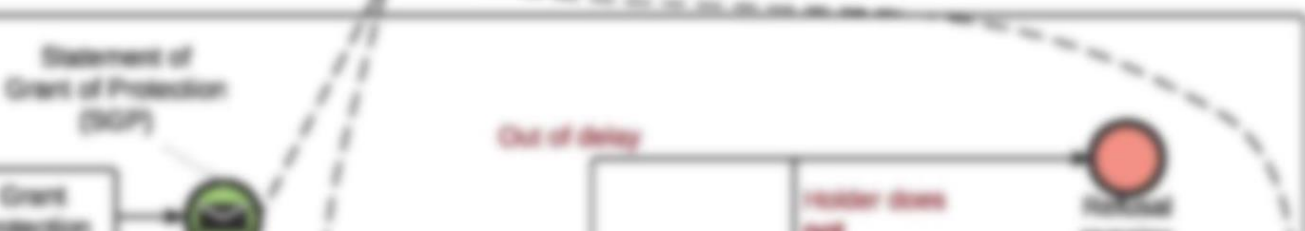
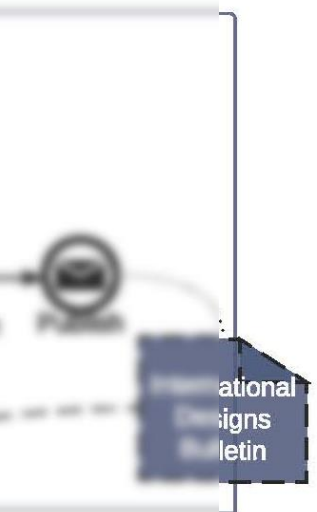
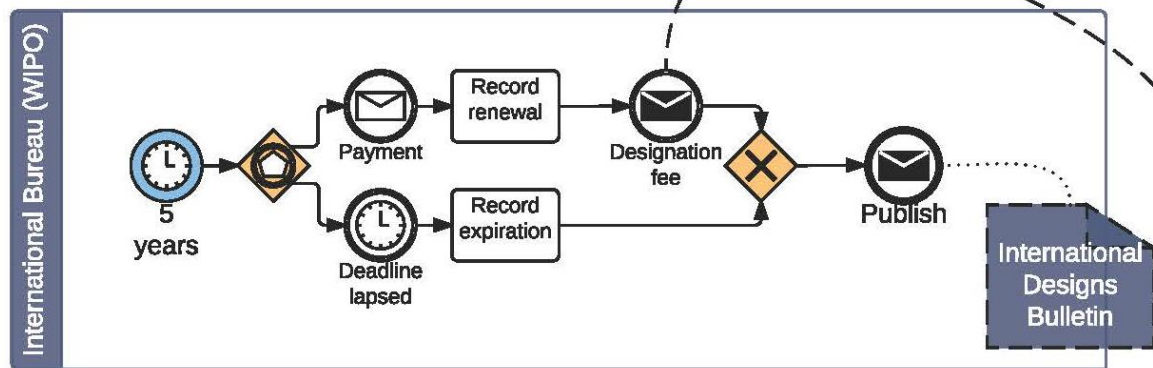
Recording of Decisions



Recording of Changes



Renewal



Changes to the Register

- The International Bureau examines, records and publishes the following changes:
 - Change in ownership
 - Change in the name/address of the holder
 - Renunciation
 - Limitation
 - Merger of International Registrations
 - Corrections

Recording of Decisions

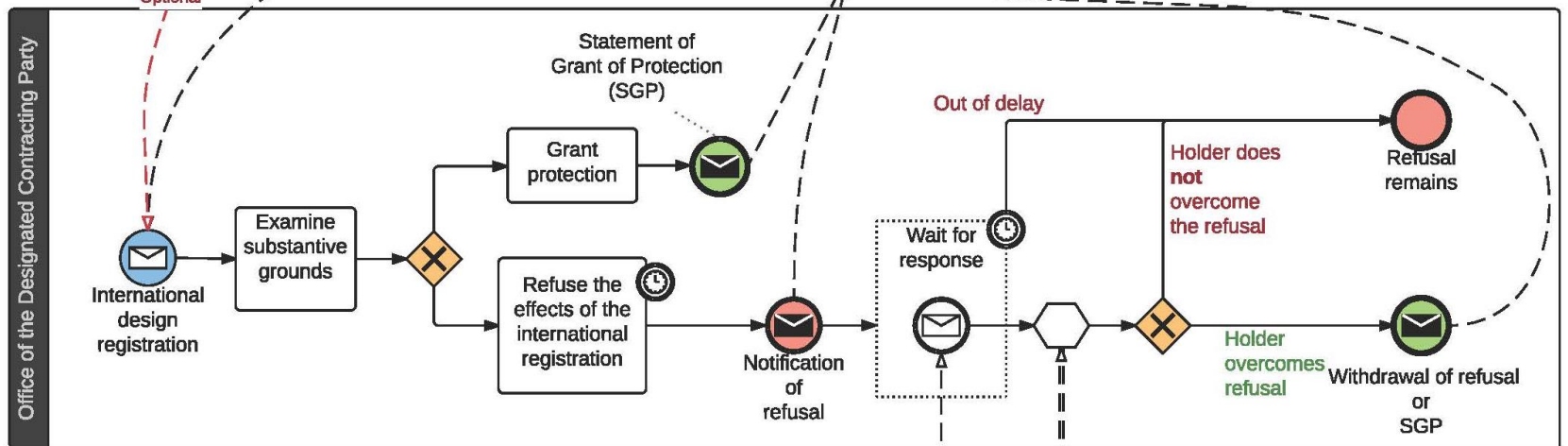
- The International Bureau examines, records and publishes the following decisions by the Designated Contracting Parties:
 - Statement of Grant of Protection
 - Refusal of the Effects of the International Registration
 - Withdrawal of a refusal
 - Declaration that a change in ownership has no effect
 - Withdrawal of a declaration that a change in ownership has no effect
 - Invalidation
 - Refusal of correction
 - Cancellation for non-payment with respect to a Contracting Party

Renewal

- The International Bureau sends an unofficial notice to remind the holder that the renewal is approaching.
- The Renewal cycle is of **five years** from the International registration date.
- If the applicant does not renew within the six months grace period, the International Bureau publishes the information that the registration has not been renewed.
- The International Bureau collects and transmits to the Office the designation fee.

Topic 2 – Role of the Designated Contracting Party

THE SUBSTANTIVE EXAMINATION PROCESS



Holder (Represented by a local agent if required)

Timing of the Decision

- The decision must be sent within six months after the publication of the international registration (or 12 months following declaration)

Refusal: Communications between the Office and the Holder

- The initial contact transits through the International Bureau.
- Afterwards, responsibility of the holder to contact the Office (following the Office domestic procedure, language and requirements)

Monitoring the Changes to the Register

- Looking out for corrections
- Hague Express History view

Topic 3

Communications between the Office of a Designated Contracting Party and the International Bureau, and the Electronic Environment

System High-Level Workflow: the Role of the International



Applicant / Holder (The "applicant" becomes



Topic 3 – Communications

COMMENTS ON INFORMATION SECURITY

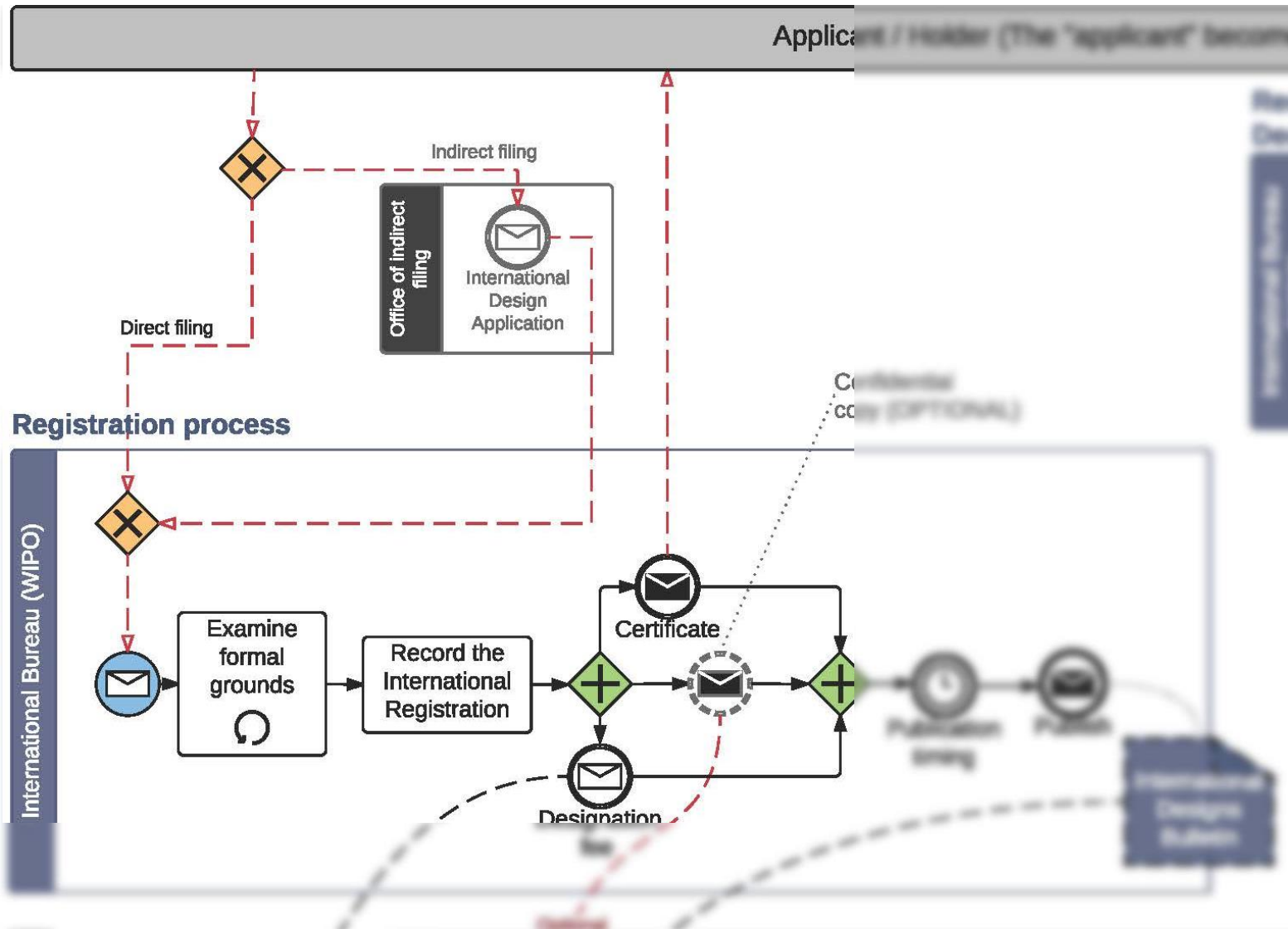
Information Security: Confidentiality

- Indirect filing and confidential copies are confidential.
- Data must be stored and transmitted in confidence.
- Disclosures of unpublished documents present an **important risk** of:
 - Loss of rights for the applicants/holders;
 - Loss of market shares and revenues for applicants/holders;
 - Loss of trust in the Office and WIPO.
- Appropriate security level must be in place.

Topic 3 – Communications Office -> IB (WIPO)

INDIRECT FILING

Indirect Filing



Indirect Filing

- Formats of reception by the Office
 - DM/1 paper form (provided by the IB)
 - DM/1 in PDF (provided by the IB)
 - Electronic form (provided by the Office)

- Formats for sending to the International Bureau
 - Registered mail
 - XML data with image files and PDFs

Indirect Filing

DM/1 form (paper/PDF)

DM/1(E)
R INTERNATIONAL REGISTRATION
<u>For use by the Office of indirect filing</u>
OFFICE TRANSMITTING THE INTERNATIONAL APPLICATION (if applicable)
Name of the Office:
Office reference:
Date of receipt of the international application by the Office:
Signature and/or seal of the Office:
.....

Electronic (ST.96)

```
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  </com:RequestIdentifier>
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  </dgn:ApplicantBag>
</dgn:DesignApplication>
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Topic 3 – Communications IB (WIPO) -> Office
DESIGNATION FEE

Administrative Considerations

- Between the deposit of the instrument of accession and the entry into force (usually 3 months), WIPO's Finance team contacts the Office to establish the exchange and transfer mechanism.
- The funds and fee reports are sent to the competent authority of the Contracting Party.
 - (may be the Office, but not necessarily)

Transfer of Designation Fee

■ Fee reports

- Sent **monthly** via e-mail, mail or FTP
- Different formats possible: PDF, Excel or XML

■ Fund transfer

- Sent **monthly**
- Via
 - WIPO current account; or
 - Bank transfer

Example of a breakdown of fee example in Excel

53	EM	201401	D071656	66	DRE	DM Renewal	DRES	Renewal State Fee for 1D
54	EM	201401	D071672	34	DRE	DM Renewal	DRES	Renewal State Fee for 1D
55	EM	201401	D071690	374	DRE	DM Renewal	DRES	Renewal State Fee for 1D
56	EM	201401	D071695	34	DRE	DM Renewal	DRES	Renewal State Fee for 1D
57	EM	201401	D071717	204	DRE	DM Renewal	DRES	Renewal State Fee for 1D
58	EM	201401	D071734	68	DRE	DM Renewal	DRES	Renewal State Fee for 1D
59	EM	201401	D071748	578	DRE	DM Renewal	DRES	Renewal State Fee for 1D
60	EM	201401	D071758	34	DRE	DM Renewal	DRES	Renewal State Fee for 1D
61	EM	201401	D071781	68	DRE	DM Renewal	DRES	Renewal State Fee for 1D
62	EM	201401	D071798	238	DRE	DM Renewal	DRES	Renewal State Fee for 1D
63	EM	201401	D072042	136	DRE	DM Renewal	DRES	Renewal State Fee for 1D
64	EM	201401	D082551	134	DEN	DEN Registration	DENS	Deposit State Fee for 1D
65	EM	201401	D082552	67	DEN	DEN Registration	DENS	Deposit State Fee for 1D
66	EM	201401	D082553	134	DEN	DEN Registration	DENS	Deposit State Fee for 1D
67	EM	201401	D082554	67	DEN	DEN Registration	DENS	Deposit State Fee for 1D
68	EM	201401	D082555	67	DEN	DEN Registration	DENS	Deposit State Fee for 1D
69	EM	201401	D082556	804	DEN	DEN Registration	DENS	Deposit State Fee for 1D
70	EM	201401	D082558	536	DEN	DEN Registration	DENS	Deposit State Fee for 1D
71	EM	201401	D082559	469	DEN	DEN Registration	DENS	Deposit State Fee for 1D
72	EM	201401	D082560	670	DEN	DEN Registration	DENS	Deposit State Fee for 1D
73	EM	201401	D082561	67	DEN	DEN Registration	DENS	Deposit State Fee for 1D
74	EM	201401	D082562	268	DEN	DEN Registration	DENS	Deposit State Fee for 1D
75	EM	201401	D082563	268	DEN	DEN Registration	DENS	Deposit State Fee for 1D
76	EM	201401	D082564	67	DEN	DEN Registration	DENS	Deposit State Fee for 1D
77	EM	201401	D082565	402	DEN	DEN Registration	DENS	Deposit State Fee for 1D
78	EM	201401	D082566	134	DEN	DEN Registration	DENS	Deposit State Fee for 1D
79	EM	201401	D082567	67	DEN	DEN Registration	DENS	Deposit State Fee for 1D

Topic 3 – Communications IB (WIPO) -> Office

THE HAGUE BULLETIN

International Designs Bulletin

The Bulletin is the official publication of the Hague System. It contains data regarding new international registrations, renewals, and modifications affecting existing international registrations.

Publication

Year

Bulletin No. - Publication date

Recording Type

Query

=

=

=

=

=

=

=

Shortcuts

[Help](#)

[Bulletin archives 2004-2011](#)

[Download XML Bulletin](#)

[Notes on Bulletin information](#)

[Country Codes \(ST.3\) PDF](#)

[INID Codes \(ST.80\) PDF](#)

[Locarno classification](#)

The Hague Bulletin

- Has the effect of a legal notification
- Exists in two formats:
 - Web interface
 - XML and image files
- Contains the IB (WIPO) -> Office transactions
- Published weekly on Friday, at 12:00 [Geneva local time]

XML Bulletin

DTD file is available:

<ftp://ftpird.wipo.int/wipo/hague/>

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<H0731>FOURPOINTS INVEST S.A.</H0731>
<H0732>6, rue d'Arlon,
L-8399 WINDHOF</H0732>
<H0733>LU</H0733>
<H0735>L-8399</H0735>
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<H0742>234, route d'Arlon,
B.P. 48,
L-8010 Strassen</H0742>
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<H0745>L-8010</H0745>
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XML Bulletin

Relevant transactions for
Designated Contracting Party

XML element	Bulletin recording type
NEN	“Registration under 1999 Act”
NRE	“Renewals”
NRL	“Refusals”
NRA2	“Non renewed registrations”
NTR	“Changes in ownership”
NFU	“Mergers of international registrations”
NMT	“Changes in Name/Address of the holder”
NRN	“Renunciations”
NLI	“Limitations”
NWR	“Withdrawals of refusals”
NRT	“Declaration that a change in ownership has no effect”
NWT	“Withdrawal of declaration that a change in ownership has no effect” (?)
NGP	“Statements of grant of protection”
NIN	“Invalidations”
NRI	“Corrections”

Images Files

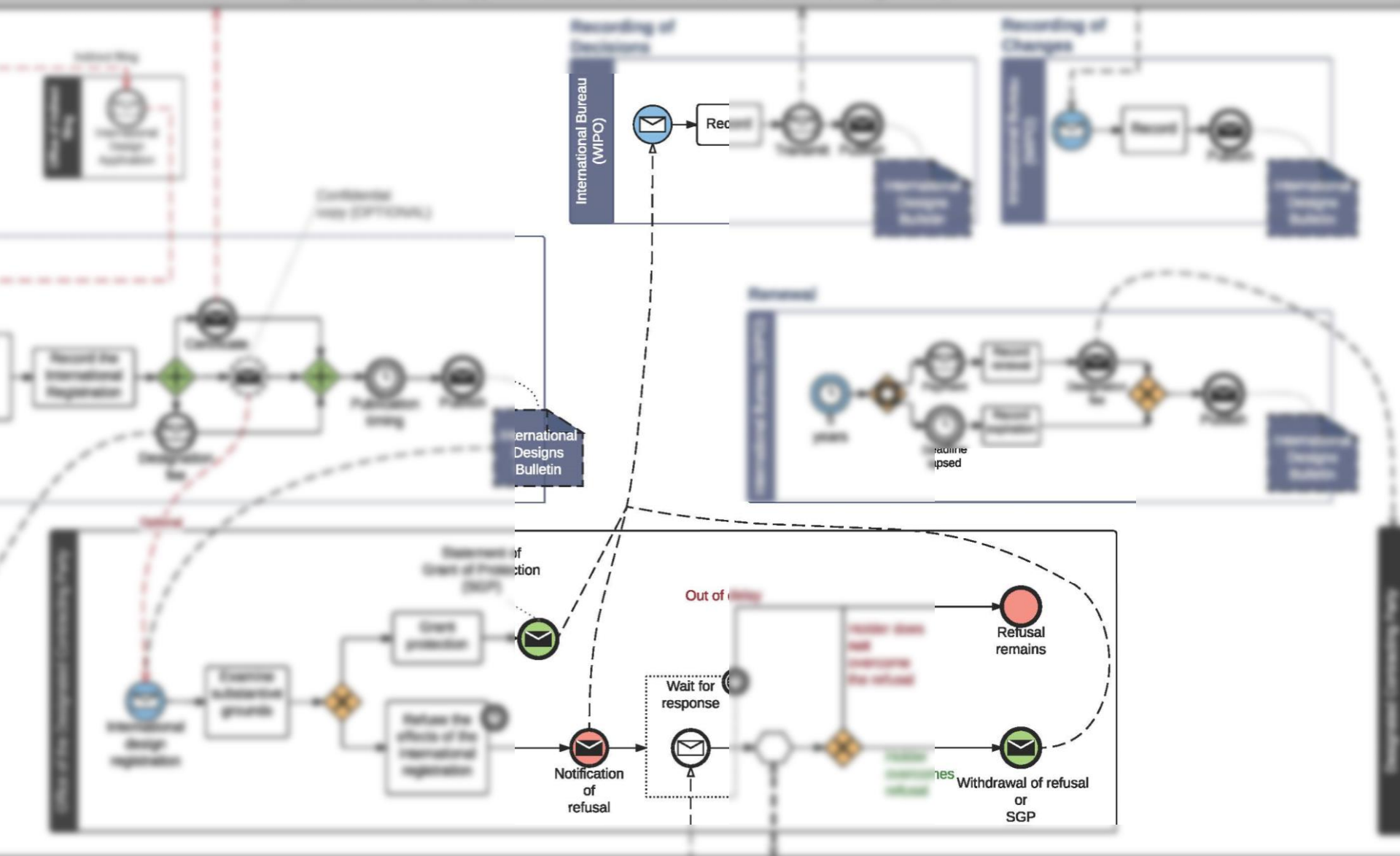
- Published in JPG, in two sizes.
 - Images with prefix **s_** are preview images with a resolution of 72 dpi and the numbering embedded in the image;
 - Images with a prefix **m_** are the normal sized images with a resolution of 300 dpi.
- The size of the normal images does not exceed 1866 pixels (16cm @ 300 dpi).

Topic 3 – Communications Office -> IB (WIPO)

DECISIONS



Applicant / holder (The 'applicant' becomes the holder after the international registration)



Holder (represented by a local agent if required)

Forms

Model Form
**HAGUE AGREEMENT CONCERNING
THE INTERNATIONAL REGISTRATION OF INDUSTRIAL DESIGNS**
– NOTIFICATION OF REFUSAL –
Rule 18(2) of the Common Regulations

I.	Office sending the notification:
II.	Number of the international registration:
III.	<input type="checkbox"/> Refusal for all the industrial designs <input type="checkbox"/> Refusal for the following industrial designs: [followed by design numbers]
IV.	Grounds for refusal (where applicable, see item V):

Electronic Decisions

- XML sent over FTP (public or private)
- Current format MECAIN (similar to the DTD of the Bulletin)
- New format coming shortly: ST.96

- A document in PDF must also be attached.

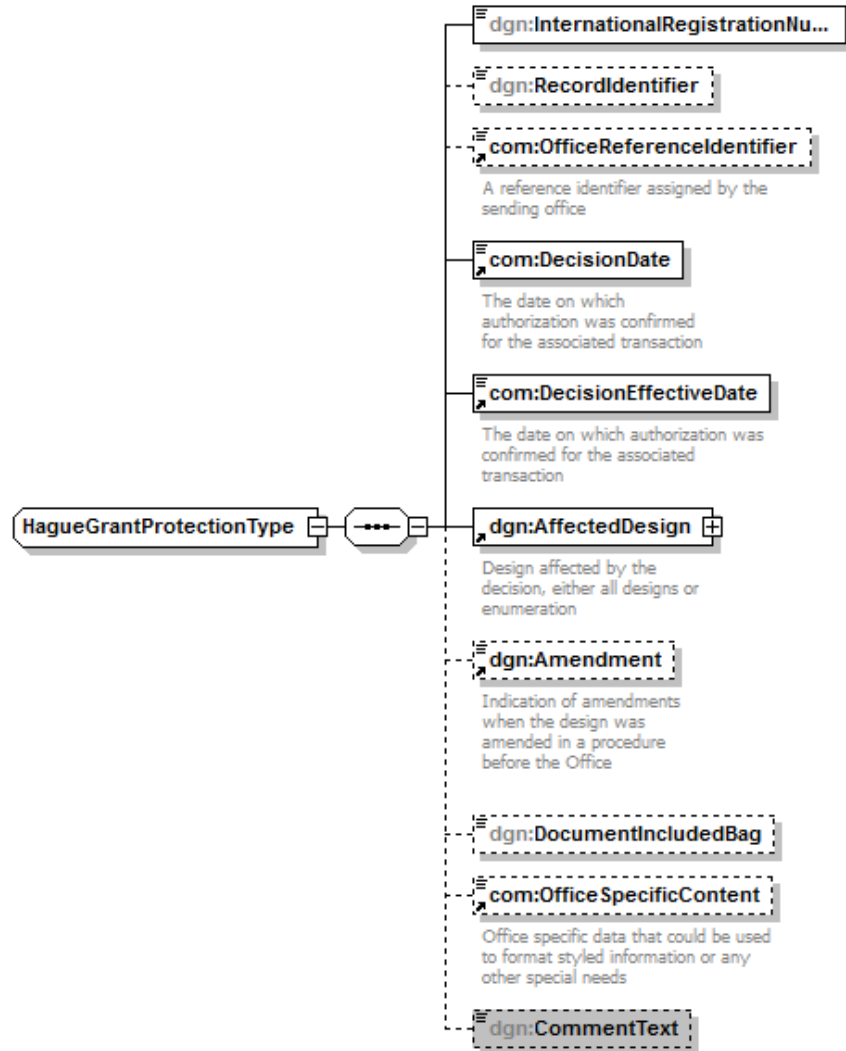
- The PDF document is made available to the public and transmitted to the holder.

Example Decisions in XML MECAIN

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</TRANDWR>
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Example Decision in ST.96 (Coming soon)

A new dedicated XML schema will be released soon.



Topic 4

Discussion on Future Steps to be Taken

Looking at the **International Designs Bulletin** and **Hague Express** is a good start.

- Hague Express and Global Designs database has a « History » view that lists all transactions concerning a given international registration.

The screenshot shows the 'Hague Registration' page with a 'History' tab selected. The page displays two historical entries for the registration number DM/079 999. Each entry includes a 'Statement of Grant of Protection' and a list of details such as the international registration number, the designated contracting party, and the date of recording in the International Register.

back (Information valid as of 20160205)

1 / 10751

Hague Registration

Current Status | **History**

History

Designated contracting parties:

All AL AM AZ BA BZ CH EM GE HR KG LI MA MC MD ME MK MN NO OM SG TJ TN TR UA

Statement of Grant of Protection: MD: Bulletin No. 06/2014

(11) International registration number
DM/079 999

(81) Designated Contracting Party which made the notification, followed by the date on which protection was granted where that date was communicated to the International Bureau
MD

(58) Date of recording in the International Register
06.02.2014

Statement of Grant of Protection: NO: Bulletin No. 35/2013

(11) International registration number
DM/079 999

(81) Designated Contracting Party which made the notification, followed by the date on which protection was granted where that date was communicated to the International Bureau
NO

(58) Date of recording in the International Register
09.08.2013

The **Accession Checklist** provides a comprehensive list of policy and technical points to address.

Annex X, page 3

Designated CP	InBound Function	Demonstrated	Not Demonstrated	Comments
	Fees – Monthly notice (XML/Excel/PDF reconciliation)			Fee transferred before publication In Swiss francs (CHF)
	Fees – Access to WIPO current account			
	Notifications through the Bulletin			
	International registration			
	Renewal			
	Partial renewal – some designs			
	Complementary renewal (Rule 24(1)(c), second sentence)			
	Non-renewed registrations			
	Renunciation (Rule 21(1)(a)(iii)) – all designs			May concern more than one IR
	Limitation (Rule 21(1)(a)(iv)) – some designs			New IRN assigned
	Change in ownership			New IRN assigned
	Partial change in ownership – some designs (for some or all of designated CPs)			Parent + Child or Child + Child
	Partial change in ownership – all designs (for some of designated CPs)			May concern more than one IR
	Merger of international registrations			May concern any item
	Change in name/address of the holder			To make a duplicated transaction null and void
	Corrections			Subject to declaration under Rule 12(3)(a)
	Corrections (null)			From the IB against an irregular notification (refusal, etc.)
	Notification of payment of the second part of individual designation fee (Rule 12(3)(c))			
	Notification of irregular communication			
	Notifications through Office private repository (Secure server)			Subject to a request in accordance with Article 10(5); Section 901(a)/902(a)
	Confidential copy: international registration			If a certain supporting documentation is required (Section 408)
	Confidential copy: cancellation pursuant to Rule 16(5)			
	Documents accompanying the international application			

The Electronic Communication Form helps the Office and WIPO to establish the necessary communication channels.

OFFICE-TO-INTERNATIONAL BUREAU COMMUNICATIONS

Indirect filing

- International applications filed indirectly through the Office (Article 4(1) of the Geneva Act and Rule 13(1)¹)
Note: It is recalled that under Article 4(1)(b) of the Geneva Act, a Contracting Party may notify the Director General that international applications may not be filed through its Office

Decisions

- Notifications of refusal (Rule 18)
- Notifications of withdrawal of refusal (Rule 18(4))
- Statements of grant of protection (Rule 18bis(1) and 18bis(2))
- Notifications of invalidation (Rule 20(1))
- Notifications of division of an international registration (Rule 18(3))
- Declarations that a change in ownership has no effect (Rule 21bis(1))
- Withdrawals of a declaration that a change in ownership has no effect (Rule 21bis(5))
- Refusals of a correction (Rule 22(2))
- Notifications that the second part of the designation fee is ready to be paid (Rule 13(3)(a))
- Requests for cancellation for non-payment with respect to a Contracting Party (Rule 13(3)(c))

INTERNATIONAL BUREAU-TO-OFFICE COMMUNICATIONS

Bulletin

Please note that the Bulletin is publicly available in a machine-readable format at the following address:
<ftp://ftpird.wipo.int/wipo/hague/>
The folder is updated weekly each Friday at noon (12:00) Geneva time.

Confidential copy and/or additional accompanying documents

Testing

- Testing each electronic exchange mechanism with test data is important to detect potential miscommunications.