

A brief overview of the Madrid System in the Lao People's Democratic Republic

1. National Legislation Implementing Madrid Protocol Obligations

- Law on Intellectual Property;
- Decision of the Minister of Science and Technology on the Implementation of Law on Intellectual Property concerning Trademarks and Trade Names;
- Decision of the Minister of Science and Technology on the Implementation of the Procedure for the Registration and Protection of Trademark through the Protocol Relating to the Madrid Agreement Concerning the International registration of Marks.

2. Types of Marks that cannot be protected

- Smell (or scent)
- Sound

3. Individual Fees

The Lao PDR has made a declaration under Article 8(7)(a) of the Protocol (individual fees). Individual fee is 141 CHF for one class of goods and services and 101 CHF for each additional class.

4. Examination Procedure

In Lao PDR, the examination procedure examines on both absolute and relative grounds according to Lao IP law article 16 and 23.

5. Time Limits to issue a Provisional Refusal or Grant of Protection

The Lao PDR has made a declaration in accordance with Article 5(2)(b) of the Madrid Protocol (1989), the time limit of one year to exercise the right to notify a refusal of protection referred to in Article 5(2)(a) thereof is replaced by 18 months;

6. Review or Appeal of ex officio Provisional Refusals

A holder can submit a request for review or appeal of an ex officio provisional refusal within 60 days of notification date by WIPO.

7. Opposition Procedures

In Lao PDR, opposition system is not available.

At any time within five years from the date of publication of a registered mark, any interested party may object to the registration of the mark or request its cancellation; and any international registration containing a designation of Lao PDR within five years from the date of granting of protection in Lao PDR.

8. Contact Information

Ministry of Science and Technology
Department of Intellectual Property
Mr. Phengthong Chememalay
Miss. Dalavanh Khatignavong

dip.laopdr@gmail.com
ptcm186@gmail.com
dalavanh_sk@yahoo.com

Address: Nahaidyo Street, Vientiane, P.O.Box 2279