

Topic 5-1



Effective Utilization of Patent Classification Systems Tokyo, December 2013

The Governing Intellectual Property Legislation

	PATENTS	INDUSTRIAL DESIGNS	TRADEMARKS	PLANT VARIETY PROTECTION (PVP)	COPYRIGHT*
Legislation	<ul style="list-style-type: none"> Patents Order, 2011 Patent Rules, 2012 	<ul style="list-style-type: none"> Industrial Designs Order, 1999 Industrial Designs Rules, 2000 	<ul style="list-style-type: none"> Trade Marks Act (Cap 98) Trade Marks Rules, 2000 	<ul style="list-style-type: none"> Plant Variety Protection Act (at finalisation stage) 	<ul style="list-style-type: none"> Copyright Order, 1999
Membership to International Conventions & Treaties and Work Sharing Initiatives	<ul style="list-style-type: none"> Patent Cooperation Treaty (PCT) for the International Filing of Patents Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure ASEAN Patent Search & Examination Cooperation (ASPEC) 	<ul style="list-style-type: none"> The Hague System for the International Registration of Industrial Designs by 2013 	<ul style="list-style-type: none"> The Madrid Protocol for the International Filing of Trademarks (the Madrid System) by 2014 	<ul style="list-style-type: none"> The International Union for the Protection of New Varieties of Plants (UPOV) by 2014 	<ul style="list-style-type: none"> Berne Convention for the Protection of Literary and Artistic Works <p>* Currently under the Attorney General's Chambers (AGC)</p>
	<ul style="list-style-type: none"> Paris Convention for the Protection of Industrial Property 				

Staff Composition (as of 1 June 2013)

Examiners (Formalities)	Patent	4
	Design	2
(Substantive)	Trademark	2
General Administrative or Other Staffs		12
Total		18

The Patent System in Brunei

Governing Legislation

- The Patents Order, 2011
- Patents Rules, 2011

Lead Agency

- The Brunei Intellectual Property Office (BruiPO) under the Brunei Economic Development Board (BEDB)

Protection System

- First-to-File basis
- Self-assessing system where decisions are governed by applicants themselves
- Formality-based: all search and examination work outsourced to foreign patent offices

PATENTS	2008	2009	2010	2011	2012
Number of applications (Local)	-	-	-	-	20
Number of applications (Foreign)	75	43	40	53	11
Number of applications (PCT)	-	-	-	-	2
Number of request for examination	-	-	-	-	2
Number of registered applications	75	43	40	53	63

NB: Statistics for 2008-2011 are for re-registration of patents under the repealed Inventions Act (Cap 72)

INDUSTRIAL DESIGNS	2008	2009	2010	2011	2012
Number of applications (Local)	1	5	-	2	1
Number of applications (Foreign)	16	26	12	18	19
Number of registered applications	17	31	12	20	20



- Expansion of BruIPO – PVP, Copyright and GIs
- To spin off into a full-fledged IP Office by April 2015
- To provide ease of registration through on-line filing system (e-filing)
- Utilizing the ASPEC tool for sharing of patent examination results further.
- To provide further IP support for SMEs and Institutions of Higher Learning (IHLs)
 - IP costs (e.g. Patent Subsidy)
 - Accessible IP information (e.g. PATSNAP)
 - Expertise on identifying technology trend and potential in commercialisation
 - National IP Policy



THANK YOU

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