

PATENTS OFFICE



OIFIG NA bPAITINNÍ

**Eightieth An tOchtódú
Annual Report Thuarascáil Bhliantúil
of the de chuid
Controller of Patents, an Cheannasaí Paitinní,
Designs Dearaí
and Trade Marks agus Trádmharcanna**

2007

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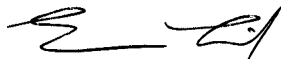
INTRODUCTION

I was appointed Controller of Patents, Designs and Trade Marks by the Government for a term of 5 years, with effect from 15 October 2007. In accordance with the provisions of Section 103 of the Patents Act, 1992, I now have the honour to submit my Report to the Oireachtas for the year ended 31 December 2007 in respect of the execution of my statutory functions under the Patents Act, 1992, the Trade Marks Act, 1996; the Industrial Designs Act, 2001, the Statutory Rules and Regulations made under these Acts; and the European Communities (Supplementary Protection Certificate) Regulations.

Decisions under these Acts, Rules and Regulations rest with me in my statutory capacity, subject to certain rights of appeal to the High Court. I also have certain statutory functions under the Copyright and Related Rights Act, 2000 largely concerned with dispute resolution, copyright licensing schemes and with registration of licensing bodies. In addition, my Office makes information available on Industrial and Intellectual Property.

The Intellectual Property Unit of the Department of Enterprise, Trade and Employment has responsibility for intellectual property policy and preparation of legislation in this field. My Office furnishes advice in these matters to the Department, including comments on the impact on its work of proposed legal or regulatory changes.

In my report, unless the context otherwise indicates, a reference to the 1963 Act means the Trade Marks Act, 1963, to the 1964 Act means the Patents Act, 1964, to the 1992 Act the Patents Act, 1992, to the 1996 Act the Trade Marks Act, 1996 and a reference to the 2001 Act means the Industrial Designs Act, 2001.



Eamonn Laird
Controller

Dated 9 June 2008

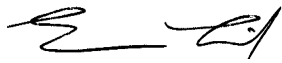
RÉAMHRÁ

Cheap an Rialtas mé i mo Cheannasaí Paitinní, Dearaí agus Trádmharcanna do théarma 5 bliana, le héifeacht ón 15 Deireadh Fómhair 2007. Ag teacht le forálacha Ailt 103 d'Acht na bPaitinní, 1992, is onóir dom anois mo Thuarascáil a chur faoi bhráid an Oireachtais don Bhliain dar chríoch 31 Nollaig 2007 maidir le comhlíonadh m'fheidhmeanna faoi Acht na bPaitinní, 1992, Acht na dTrádmharcanna, 1996; Acht Dearadh Tionsclaíoch, 2001, na Rialacha agus na Rialacháin Reachtúla a rinneadh faoi na hAchtanna seo; agus Rialacháin na gComhphobal Eorpacha (Deimhniú Cosanta Forlíontach).

Fúmsa i mo cháilíocht reachtúil atá déanamh cinntí faoi na hAchtanna, Rialacha agus Rialacháin seo faoi réir ag cearta áirithe achomhairc san Ard-Chúirt. Tá feidhmeanna áirithe agam faoin Acht Cóipchirt agus Ceart Gaolmhar, 2000 go príomha maidir le réiteach conspóide, scéimeanna ceadúnúcháin cóipchirt agus le clárú comhlachtaí ceadúnúcháin. Chomh maith leis sin, cuireann m'Oifig eolas ar fáil ar Mhaoin Thionsclaíoch agus Intleachtúil.

Tá freagracht ar Aonad um Maoin Intleachtúil an Roinn Fiontar, Trádála agus Fostaíochta as polasaí um maoin intleachtúil agus as ullmhúchán reachtaíochta sa réimse seo. Soláthraíonn m'Oifig comhairle maidir leis na nithe seo don Roinn, ag áireamh nótaí tráchta ar an tionchar ar a cuid oibre ag athruithe dlíthiúla nó rialaithe a bheadh molta.

I mo thuarascáil, mura gcuireann an comhthéacs a mhalairt in iúl, ciallaíonn tagairt d'Acht 1963 Acht na dTrádmharcanna, 1963, ciallaíonn Acht 1964 Acht na bPaitinní, 1964, d'Acht 1992 Acht na bPaitinní, 1992, d'Acht 1996 Acht na dTrádmharcanna, 1996 agus ciallaíonn tagairt d'Acht 2001 Acht Dearadh Tionsclaíoch, 2001.



Eamonn Laird
Ceannasaí

Arna dhátú 9ú Meitheamh 2008

GENERAL

The Patents Office is responsible for the grant and registration of patent, trade mark and design rights in Ireland. Intellectual property rights derived from innovation and creativity are being increasingly acknowledged as important business assets and contributors to economic growth, enabling companies to gain a competitive edge in the marketplace. Through the provision and administration of these rights, the Office assists Irish business, industry and individual entrepreneurs to optimise the economic potential of their intellectual property.

Business volumes during 2007 remained generally on a par with previous years with the exception of applications for registration of industrial designs which have seen a steady decline since 2003 with the availability of a Community Design registration. Also of some note is an increase in the number of applications for Supplementary Protection Certificates (from 38 in 2006 to 65 in 2007) indicating the considerable importance of SPC's to the pharmaceutical industry anxious to extend as far as possible the duration of their protection.

In December 2007, the Office produced a new Statement of Strategy for the period 2008 to 2010. The strategy sets out the following six objectives, the achievement of which is seen as central to fulfilling the mission of the Office. They also support the wider national objectives of supporting and encouraging enterprise and innovation and the fostering of an effective business environment in Ireland.

Objective (1)

To grant and maintain patents, to register and maintain trademarks and designs and to carry out the statutory functions under the Copyright legislation, transparently and accountably, based on international best practice.

Objective (2)

To recognise staff as a key asset and to have a well-trained, flexible and customer-focussed team.

Objective (3)

To continuously review our processes, procedures and computer systems to improve our service to our customers.

Objective (4)

To increase awareness of intellectual property.

Objective (5)

To continue to foster good relations with the Department and contribute to the development of legislation relating to Intellectual Property.

Objective (6)

To represent Ireland at international fora.

The Office's new Customer Service Action Plan for the period 2006 to 2009 emphasised the promotion and development of a strong customer service ethos. The Plan sets out a series of customer service targets including several new and revised targets against which performance is monitored during the year. The targets address key business processes and the Office sees achievement of these targets as essential to providing a quality service. The level of performance against specific customer service targets achieved during 2007 was generally satisfactory overall; in many cases the targets set were met fully. However, there was a dip in performance in the case of several targets mainly associated with the initial processing stages of applications during the last quarter of 2007. This was mainly due to many staff being dedicated to the user testing of a new version of the Office's Ptolemy administration system, and a number of unfilled vacancies.

GINEARÁLTA

Tá Oifig na bPaitinní freagrach as deonadh agus chlárú cearta paitinne, trádmhairc agus deartha in Éirinn. Admhaítear níos mó ná riamh cearta um maoin intleachtúil a dhíorthaítear ó nuálaíocht agus chruthaithíocht mar shóchmhainní tábhachtacha gnó agus mar chomhdhéantasaigh d'fhás eacnamaíochta, ag cumasú cuideachtaí le buntáiste iomaíochta a ghnóthú ar láthair an mhargaidh. Trí sholáthar agus riarachán na gceart seo, cuidíonn an Oifig le gnóthas, tionsclaíocht agus fiontraíthe indibhidiúla na hÉireann uasmhéadú a dhéanamh ar acmhainn eacnamaíochta a gcuid maoin intleachtúil.

Lean méid an ghnó i rith 2007 mórán mar a chéile le blianta roimhe sin ach amháin d'iarratais ar chlárúchán do dhearaí tionsclaíochta atá ag laghdú go seasta ó 2003 nuair a cuireadh clárúchán Dearaigh an Chomhphobail ar fáil. Is fiú tagairt chomh maith do mhéadú i líon na n-iarratas ar Dheimhnithe Cosanta Forlíontacha (ó 38 in 2006 go 65 in 2007) ag léiriú mórthábhacht DCFanna don tionscal cógaisíochta atá ag iarraidh saol a gcosanta a shíneadh chomh fada agus is féidir.

I Nollaig 2007, tháinig an Oifig Ráiteas Straitéise nua don tréimhse 2008 go 2010. Leagann an straitéis amach na sé chuspóir seo a leanas, a bhfeictear a mbaint amach a bheith lárnach do chomhlíonadh misean na hOifige. Tugann siad tacaíocht chomh maith do na cuspóirí leathana náisiúnta tacaíocht agus spreagadh a thabhairt d'fhiontraíocht agus do nuálaíocht agus do chothabháil timpeallachta éifeachtach gnó in Éirinn.

Cuspóir (1)

Paitinní a dheonadh agus a chaomhnú, clárú agus caomhnú a dhéanamh ar thrádmharcanna agus ar dhearaí agus na feidhmeanna reachtúla a chur i gcrích faoin reachtaíocht Chóipchirt, go trédhearcach agus go cuntasach, bunaithe ar an gealachas idirnáisiúnta is fearr.

Cuspóir (2)

An fhoireann a aithint mar phríomhshóchmhainn agus buíon dea-oilte, solúbtha agus custaiméirdhírthe a bheith ann.

Cuspóir (3)

Athbhreithniú leanúnach a dhéanamh ar ár gcuid próiseas, nósanna imeachta agus córas ríomhaireachta le feabhas a chur ar ár seirbhís dár gcustaiméirí.

Cuspóir (4)

Feasacht a mhéadú ar mhaoin intleachtúil.

Cuspóir (5)

Leanúint ar dhea-chaidreamh a chothú leis an Roinn agus leanúint ar fhorbairt reachtaíochta maidir le Maoin Intleachtúil.

Cuspóir (6)

Ionadaíocht a dhéanamh ar Éirinn ag fóraim idirnáisiúnta.

Leag Plean Gníomhaíochta nua na hOifige do Sheirbhísí do Chustaiméirí don tréimhse 2006 go 2009 béim ar chur chun cinn agus ar fhorbairt éitis láidir ar sheirbhís do chustaiméirí. Leagann an Plean amach sraith spriocanna um sheirbhís do chustaiméirí a r a n-áirítear mórán sprioc nua agus athbhreithnithe lena ndéanfar monatóireacht i rith na bliana. Tugann na spriocanna aghaidh ar eochairphróisis gnó agus meastar don Oifig baint amach na sprioc seo a bheith riachtanach le seirbhís ardchaighdeán a sholáthar. Bhí an leibhéal feidhmíochta a baineadh amach i gcomparáid le sainspriocanna seirbhíse do chustaiméirí i rith 2007 sásúil trína chéile; i mórán cás baineadh amach go hiomlán na spriocanna a bhí leagtha síos. Ar a shon sin, bhí íslíú feidhmíochta ann i gcás mórán sprioc a bhain den chuid is mó le tús na próiseála ar iarratais sa ráithe dheireanach de 2007. Ba phríomhchúis leis sin mórán ball den fhoireann a bheith tiomnaithe do thástáil úsáideora ar leagan nua na hOifige de chóras riaracháin Ptolemy agus an áirithe sin folúntas nár líonadh.

The Office will, through the relevant bodies and the Patents Office User's Council, continue to consult users/customers about the discharge of the Office's functions vis-à-vis their expectations.

During 2007 some 20% of the staff complement of the Office departed, some on promotion and the majority availing of the opportunity to relocate to other decentralised locations. While every effort was made to minimise the adverse effect on delivery of services which resulted from these departures and to ensure that all consequential vacancies were filled as rapidly as possible, some vacancies remained unfilled for considerable periods and 3 posts remained unfilled at the end of 2007. During 2007, staff development continued with the aim of ensuring that all staff, including new staff obtained appropriate training in the skills and competencies required to undertake their job to the highest standard. In accordance with the Performance Management Development System (PMDS) operated in the Office, a development plan for training was drafted which took into account the various training needs which staff had identified in their personal development plans. I would like to formally acknowledge the commitment of the staff in the Office to meeting the business objectives, customer service targets and key tasks in the Office's Business Plan.

Information technology developments have been consolidated during the year in line with Objective 3 of the Office's strategy statement and continue to be one of the main areas where administrative efficiencies can be achieved. During 2007 concentration was mainly focused on testing and validating a new version of the Office's PTOLEMY administration system. This coming year, following migration to the new system, we intend implementing on-line payment of patent grant fees and trade mark and design registration fees; introducing a publication server which will allow online access to published Irish patent specifications; considerably increasing the level of correspondence by e.mail with customers as well as improving the accessibility levels of the Office's website. We also intend to review our internal business processes and our forms.

Raising awareness of the importance of intellectual property and its effective protection continues to be a significant focus for the Office and is recognised in Objective 4 of the Office's strategy. In the past year we have had a presence at a range of public events where we have availed of opportunities to make contacts and disseminate information on IP. As in previous years, the Patents Office was an exhibitor at the National Ploughing Championship, the Tullamore Show and the annual BT Young Scientist & Technology Exhibition. The Office again sponsored a special award in the Young Scientist & Technology Exhibition which was won by Patrick Collins and Michael Connor of Rossa College, Skibbereen, Co. Cork for their project "*Safe Spike*"; -an innovative device for making bale spikes on tractors safer and which was the subject of a patent application.

The Office also sought to promote awareness of intellectual property, particularly for SME's, small business and individual entrepreneurs. Staff gave talks on IP with an emphasis on trademarks to participants at "start your own business courses" organised by nine County Enterprise Boards. The Office intends to develop an information dissemination strategy during 2008 to bring more focus and fluency to this area of our business.

During 2007 staff from the Office attended meetings with the EU Commission, the Administrative Council Of the EPO and several of its Committees, OHIM and WIPO which dealt with various issues concerning intellectual property. In the coming year we will continue to explore ways in which connections with the European Patents Office and OHIM can be deepened with respect to co-operation between our Offices. We will also continue to develop our relationships with our international counterparts through participation in various international IP fora.

Leanfaidh an Oifig, trí na comhlachtaí ábhartha agus Chomhairle Úsáideora Oifig na bPaitinní, ag dul i gcomhairle leis na húsáideoirí/custaiméirí maidir le comhlíonadh feidhmeanna na hOifige i leith a n-ionchas.

I rith 2007 d'imigh 20% éigin d'fhoireann na hOifige, cuid díobh ar ardú céime agus a bhformhór ag baint feidhme as an deis dláraithe go láithreacha eile dláraithe. Ainneoin gach iarracht a bheith déanta le maolú ar an drochéifeacht ar sheachadadh seirbhísí de dheasca na n-imeachtaí seo agus le deimhin a dhéanamh de go líonfaí na folúntais a bhí ann dá dtoradh a thapúla agus ab fhéidir, bhí folúntais áirithe gan líonadh go ceann tréimhsí fada agus bhí 3 phost fós gan líonadh ag deireadh 2007. I gcaitheamh 2007, leanadh d'fhorbairt foirne d'fhonn a chinntiú go bhfaigheadh an fhoireann uile, nuabhaill na foirne san áireamh, oiliúint chuif sna scileanna agus sna hinniúlachtaí riachtanacha le tabhairt faoina gcúram ar an gcaighdeán is airde. Ag teacht leis an gCóras Bainistíochta agus Forbartha Gníomhúcháin (CBFG) a fheidhmítear san Oifig, dréachtadh plean forbartha traenála a chuir san áireamh na riachtanais éagsúla traenála a bhí aitheanta ag an bhfoireann ina gcuid pleananna forbartha pearsanta. Ba mhaith liom admháil foirmeálta a dhéanamh ar thiomantas na foirne san Oifig do chomhlánú na gcuspóirí gnó, na spriocanna seirbhíse do chustaiméirí agus na príomhthascanna i bPlean Gnó na hOifige.

Rinneadh comhdhlúthú ar na forbairtí sa teicneolaíocht faisnéise i rith na bliana ag teacht le Cuspóir 3 de ráiteas straitéise na hOifige agus tá sé i gcónaí ar cheann de na príomhréimsí inar féidir éifeachtaí riaracháin a bhaint amach. I rith 2007 díródh go príomha ar thástáil agus bailíochtú leagain nua de chóras riaracháin PTOLEMY na hOifige. Sa bhliain seo chugainn, ag leanúint ar aistriú go dtí an córas nua, tá sé ar intinn againn feidhmiú a dhéanamh ar fochaíocht ar-líne táillí deonta paitinne agus táillí clárúcháin trádmhairc agus dearaidh; freastalaí foilseachán a thabhairt isteach a cheadóidh rochtain ar-líne ar shonraí paitinne foilsithe na hÉireann; méadú suntasach ar leibhéal an chomhfhreagrais r-phoist le custaiméirí chomh maith le feabhsú ar leibhéal rochtana ar shuíomh gréasáin na hOifige. Tá sé i gceist againn chomh maith athbhreithniú a dhéanamh ar ár gcuid bpróiseas inmheánacha agus ár bhfoirmeacha.

Tá méadú feasachta ar thábhacht na maoin intleachtúil agus a chosaint éifeachtach ina bhfócas suntasach don Oifig i gcónaí agus aithnítear é sin i gCuspóir 4 de straitéis na hOifige. Le bliain anuas bhí láithreach ag againn ag raon d'imeachtaí poiblí mar a thapaíomar deiseanna le teagmhála a dhéanamh agus eolas a leathadh ar MI. Mar ab amhlaidh blianta eile, bhí Oifig na bPaitinní ina thaispeántóir ag an gComórtas Náisiúnta Treabhdóireachta, Taispeántas na Tulaí Móire agus Taispeántas Bliantúil Eolaí Óg agus Teicneolaíochta BT. Rinne an Oifig urraíocht arís eile ar dhámhachtain speisialta sa Taispeántas Eolaí Óg agus Teicneolaíochta, a bhuaigh Patrick Collins agus Michael Connor ó Choláiste Rosa, an Sciobairín, Co. Chorcaí ar a dtionscnamh "*Safe Spike*";- gaireas nuálaíoch leis na spící bhúlraí ar tharraiceoirí a dhéanamh níos sábháilte agus a bhí ina iarratasóir ar phaitinn.

Rinne an Oifig iarracht chomh maith ar fheasacht a chur chun cinn ar mhaoin intleachtúil, go háirithe do ghnóthais bheaga agus mheánacha agus d'fiontraíthe indibhidiúla. Thug baill den bhfoireann cainteanna ar MI le béim ar thrádmharcanna do rannpháirtithe ag "cúrsaí ar thionscaint do ghnó féin" arna n-eagrú ag naoi gcinn de Bhoird Fiontar Contae. Tá sé i gceist ag an Oifig straitéis leata faisnéise a fhorbairt i rith 2008 le níos mó fócais agus éascaíochta don réimse seo dár ngnó.

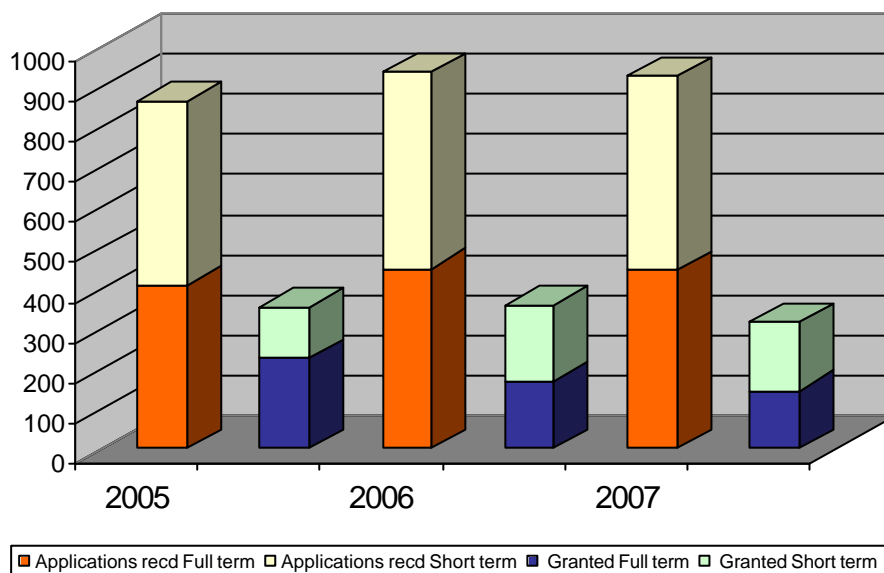
I rith 2007 d'fhreastail baill foirne ón Oifig ar chruinnithe le Coimisiún an AE, Comhairle Riaracháin an EPE agus mórán dá Choistí, OCMÍ agus EDMÍ a dhéanann déileáil le ceisteanna éagsúla maidir le maoin intleachtúil. Sa bhliain atá romhainn leanfaimid ag taiscéaladh bealaí ina bhféadfaí dlúthú a dhéanamh ar theagmhálaithe le hOifig Paitinní na hEorpa agus OCMÍ maidir le comhoibriú idir ár nOifigí. Leanfaimid chomh maith le forbairt ár gcaidreamh lenár gcontrapháirtithe idirnáisiúnta trí rannpháirtíocht i bhfóiraim éagsúla idirnáisiúnta um MI.

BUSINESS STATISTICS

PATENTS

YEAR	APPLICATIONS RECEIVED			PATENTS GRANTED		
	For Full 20 year Term	For Short Term (10 year)	TOTAL	For Full 20 year Term	For Short Term (10 year)	TOTAL
2005	406	458	864	226	123	349
2006	448	487	935	167	190	357
2007	444	481	925	144	170	314

PATENT APPLICATIONS AND GRANTS 2005 - 2007



As at 31 December 2007, there were a total of 2143 pending applications on hand. Of these 960 applications were awaiting the submission of evidence of novelty.

The number of applications received from applicants in the State was 850 compared with 838 in 2006.

Patents granted in 2007 having effect in the State

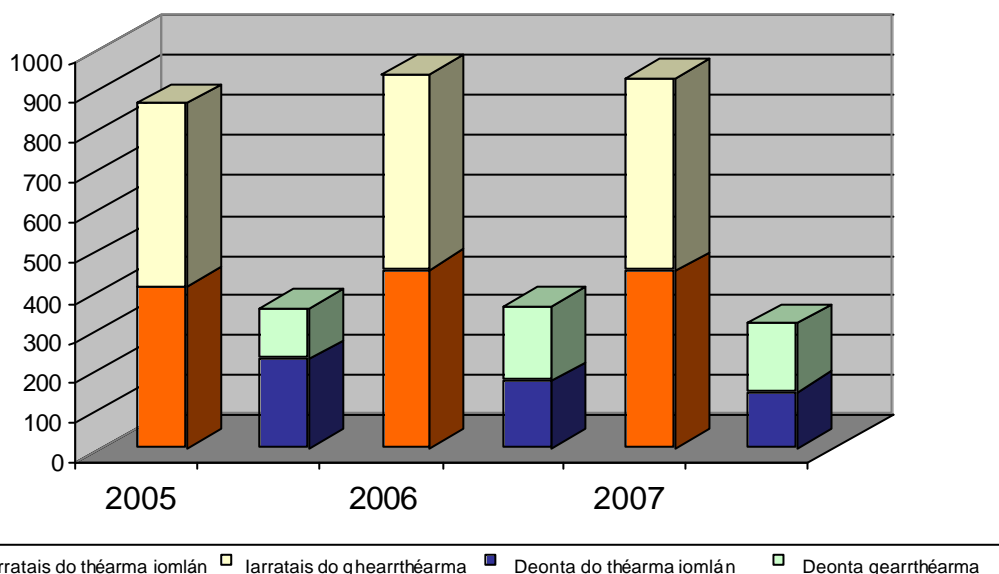
	Number	Number of patents granted to Applicants from within the State	% of patents granted to Applicants from within the State
Granted by Office	314	261	83%
Granted by EPO	31,723	126	0.39%
Total Grants	32,037	387	1.20%

STADREAMH GNÓ

PAITINNÍ

BLIAIN	IARRATAIS FAIGHTE			PAITINNÍ DEONTA		
	Do Théarma Iomlán 20 bliain	Do Ghearr Théarma (10 mbliana)	IOMLÁN	Do Théarma Iomlán 20 bliain	Do Ghearr Théarma (10 mbliana)	IOMLÁN
2005	406	458	864	226	123	349
2006	448	487	935	167	190	357
2007	444	481	925	144	170	314

IARRATAIS AR PHAITINNÍ AGUS DEONTAIS 2005-2007



Mar a bhí ar an 31 Nollaig 2007, bhí iomlán de 2143 iarratas ar feitheamh idir lámha. Díobh seo, bhí 960 iarratas ag fanacht go gcuirfí isteach fianaise ar nuagacht.

Fuarthas 850 iarratas ó iarratasóirí sa Stát i gcomparáid le 838 in 2006.

Paitinní a deonadh in 2007 a raibh feidhm leo sa Stát

	Líon	Líon na bpaitinní a deonadh d'iarratasóirí ó laistigh den Stát	% na bpaitinní a deonadh d'iarratasóirí ó laistigh den Stát
Deonta ag an Oifig	314	261	83%
Deonta ag EPE	31,723	126	0.39%
Iomlán Deonta	32,037	387	1.20%

European applications designating Ireland (first arising in 1992) are not included in the above charts and amount to:

Year	Filings
1992	11,755
1993	35,762
1994	40,705
1995	44,161
1996	52,755
1997	41,875
1998	61,584
1999	65,708
2000	76,806
2001	103,659
2002	96,779
2003	104,529
2004	111,537
2005	117,096
2006	123,912
2007	129,890

In 2007, the number of **granted** European patents designating Ireland was 31,723. These patents were entered in the National Register of Patents. They have the same legal status in Ireland as if they had been granted by my Office.

Other matters affecting the Register of Patents

	2005	2006	2007
Patents and patent applications the subject of assignments (Section 85 of the Patents Act 1992)	343	818	695
Patents revoked	0	1	1
Patents surrendered	1	0	2
Patents lapsed	16,383	17,286	18,339
Patents restored	10	19	13
Patents renewed	36,543	38,692	40,911
Patents expired	374	368	386
Patents in force	58,887	68,289	70,166

Requests for Supplementary Protection Certificates

A total of 65 requests for Supplementary Protection Certificates were received during the year under the European Communities (Supplementary Protection Certificates) Regulations, 1992 (medicinal) and 1996 (plant protection products). During the year, 27 certificates were granted (medicinal and plant protection). 9 requests were rejected. At the end of the year there were 77 requests pending.

Hearings & Miscellaneous Matters

	2005	2006	2007
Hearings	2	1	0
International Patent Co-operation Treaty (PCT) Applications received for transmission to WIPO	147	145	125
European Patent Applications received for transmission to the EPO	37	27	37

Register of Patent Agents

At the end of the year, there were fifty three individuals and six partnerships entered in the Register of Patent Agents.

Níl iarratais Eorpacha a rinne sainiú ar Éirinn (ag teacht i gceist den chéad uair in 1992) san áireamh sna cairteanna seo thuas agus tagann siad go:

BLIAIN	Comhadaithe
1992	11,755
1993	35,762
1994	40,705
1995	44,161
1996	52,755
1997	41,875
1998	61,584
1999	65,708
2000	76,806
2001	103,659
2002	96,779
2003	104,529
2004	111,537
2005	117,096
2006	123,912
2007	129,890

In 2007, **deonadh** 31,723 paitinn Eorpacha a rinne sainiú ar Éirinn. Iontráladh na paitinní seo i gClár Náisiúnta na bPaitinní. Tá an seasamh céanna dlíthiúil acu in Éirinn is a bheadh dá mbeidís deonta ag m'Oifig -se.

Nithe eile a bhaineann le Clár na bPaitinní

	2005	2006	2007
Paitinní agus iarratais ar phaitinní ina n-ábhar ag sainithe (Alt 85 d' Acht na bPaitinní 1992)	343	818	695
Paitinní cúlghairthe	0	1	1
Paitinní tugtha suas	1	0	2
Paitinní tite ar lár	16,383	17,286	18,339
Paitinní curtha ar ais	10	19	13
Paitinní athnuaite	36,543	38,692	40,911
Paitinní éagtha	374	368	386
Paitinní i bhfeidhm	58,887	68,289	70,166

Iarratais ar Dheimhnithe Cosanta Forlíontacha

Fuarthas iomlán de 65 iarratas ar Dheimhnithe Cosanta Forlíontacha i rith na bliana faoi Rialacháin na gComhphobal Eorpacha (Deimhnithe Cosanta Forlíontacha), 1992 (míochaineach) agus 1996 (táirgí cosanta plandaí). I rith na bliana, deonadh 27 deimhniú (cosaint míochaineach agus plandaí) Diúltaíodh do 9 n-iarratas. Ag deireadh na bliana bhí 77 iarratas ar feitheamh.

Éisteachtaí agus Ilnithe

	2005	2006	2007
Éisteachtaí	2	1	0
Iarratais Idirnáisiúnta um Comhoibriú Paitinne (CCP) a fuarthas le cur chuig EDMI	147	145	125
Iarratais ar Phaitinní Eorpacha a fuarthas le cur chuig EPE	37	27	37

Clár na nGníomhairí Paitinne

Ag deireadh na bliana, bhí caoga is a trí duine aonair agus sé comhpháirtíochtaí iontráilte i gClár na nGníomhairí Paitinne.

**CLASSIFICATION OF PATENTS GRANTED BY THE OFFICE IN YEAR ENDED 31 DECEMBER 2007
ACCORDING TO THE INTERNATIONAL PATENT CLASSIFICATION (IPC)**

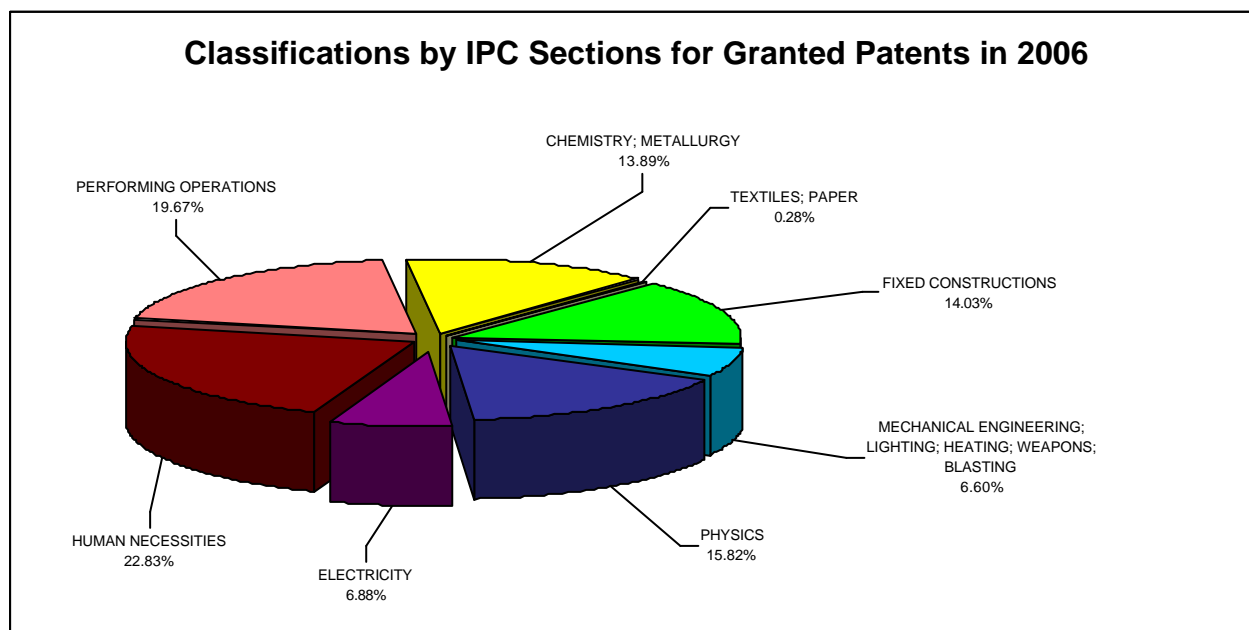
Note on Patent Classification

Patents are given classifications based on their technical content. Such classification allows retrieval of patents according to the nature of the inventions revealed therein. The International Patent Classification (IPC) is the standard system for patent classification. It consists of about 70,000 classification symbols divided between 8 basic sections (A to H), relating to different basic kinds of technology. In 2007, it was in its 8th edition (Int. Cl. (2006)). A classification code is given for each inventive thing in a patent. A patent may contain two or more inventions as long as they are sufficiently related; for instance, a new chemical compound and its use as a medicine or herbicide, or a new laser and its use eye surgery or data readers. Accordingly, a patent may need a number of classification symbols to cover the whole of its content.

The accompanying table and graph collates the total number of classifications allocated to granted patents in 2007. Each individual classification represents an inventive thing disclosed in a patent, so this is akin to a tally of inventiveness. The classifications are grouped by IPC section.

CLASSIFICATION	No of grants in Classification *
A. HUMAN NECESSITIES: e.g. Foodstuffs, Health, Personal Articles	166
B. PERFORMING OPERATIONS; TRANSPORTING: e.g. Shaping, printing, vehicle technology.	143
C. CHEMISTRY; METALLURGY	101
D. TEXTILES; PAPER	2
E. FIXED CONSTRUCTIONS: e.g. Building, drilling, mining.	102
F. MECHANICAL ENGINEERING; LIGHTING; HEATING; WEAPONS; BLASTING	48
G. PHYSICS: e.g. Optics, computing, nuclear physics	115
H. ELECTRICITY: e.g. Electronic circuits, electricity generation and distribution	50

* Note:- Because it is possible that a granted patent may be classified in more than one technical field, the number of classifications into which these patents fall will exceed the total number of patents granted.



**AICMIÚ AR NA PAITINNÍ A DHEONAIGH AN OIFIG SA BHLIAIN DAR CHRÍOCH 31
NOLLAIG 2007
DAR LEIS AN AICMIÚ IDIRNÁISIÚNTA PAITINNE (AIP)**

Nóta ar Aicmiú Paitinne

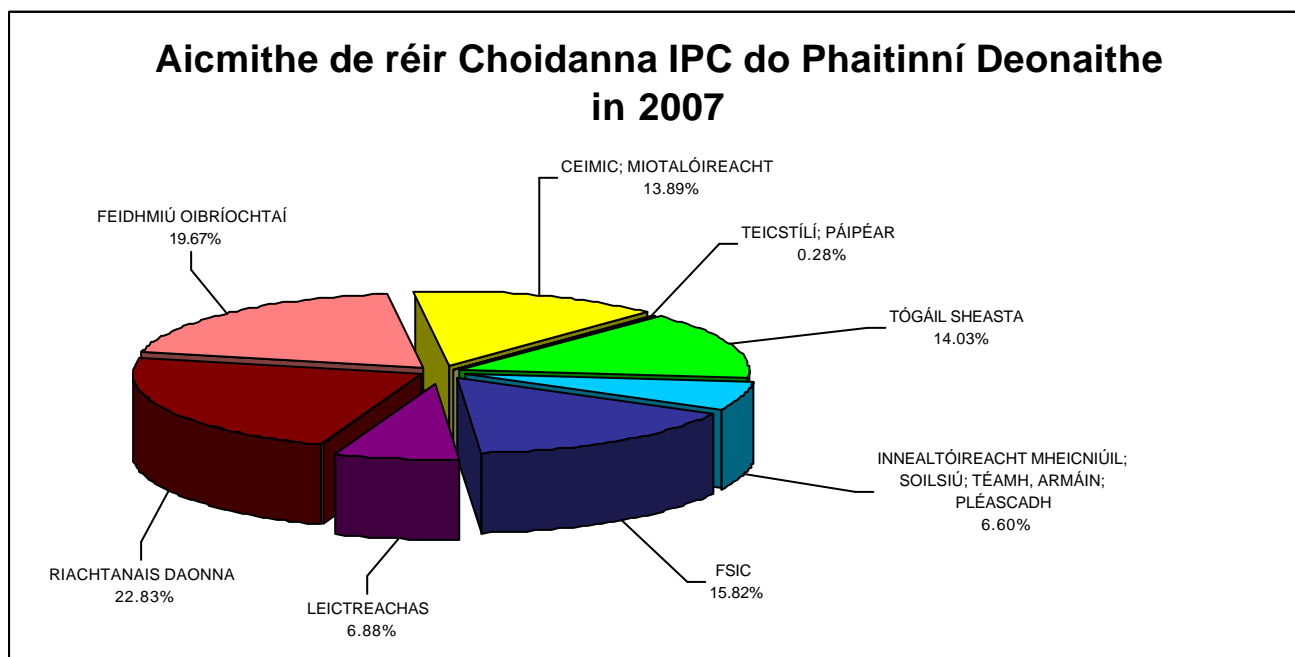
Déantar aicmiú ar phaitinní bunaithe ar a n-ábhar teicniúil. Ceadaíonn aicmiú den chineál sin aisghabháil paitinní de réir nádúr na n-aireagán a nochtar iontu. Is é an tAicmiú Idirnáisiúnta Paitinne (AIP) an córas caighdeánach do rangú paitinne. Tá sé comhdhéanta de thart ar 70,000 siombal aicmithe roinnte ar 8 rannóg bunúsacha (A go H), a bhaineann le cineálacha difriúla bunúsacha teicneolaíochta. Bhí sé ina 8ú eagrán (Int. Cl. in 2006)).

Tugtar cód aicmithe ar gach ní airgtheach i bpaitinn. Is féidir dhá aireagán nó níos mó a bheith i bpaitinn chomh fada is atá leorghaol eatarthu; mar shampla, comheascán nua ceimice agus a úsáid mar mhíochaine nó mar luibhicíd, nó léasar nua agus a úsáid do mháinliacht súl nó léamh sonraí. Dá réir sin, is féidir go dteastódh líon áirithe siombal aicmiúcháin lena ábhar ar fad a chlúdach.

Déanann an tábla agus an graf atá leis seo comhordú ar líon iomlán na n-aicmí a leithdháileadh do phaitinní in 2007. Seasann gach rangú ar leith do ní airgtheach a nochtar i bpaitinn, agus dá bhrí sin is ionann seo cuid mhaith agus cuntas scóir ar airgtheacht. Tá na haicmí curtha i ngrúpaí de réir rannóga AIP.

ICMIÚ	
A. RIACHTANAIS DAONNA e.g. Ábhair bia, Sláinte, Nithe Pearsanta	166
B. FEIDHMIÚ OIBRÍOCHTAÍ; IOMPAR: e.g. Teicneolaíocht múnlaíthe, priontála, feithicle.	143
C. CEIMIC; MIOTALÓIREACHT	101
D. TEICSTÍLÍ; PÁIPÉAR	2
E. TÓGÁIL SHEASTA: e.g. Foirgníocht, druileáil, mianadóireacht.	102
F. INNEALTÓIREACHT MHEICNIÚIL; SOILSIÚ; TÉAMH, ARMÁIN; PLÉASCADH	48
G. FSIC: e.g. Optaic, ríomhaireacht, fisic núicléach	115
H. LEICTREACHAS: e.g. Ciorcaid leictreonacha, giniúint agus dáileadh leictreachais	50

* Nóta:- Toisc gur féidir paitinn a dheontar a bheith aicmithe i níos mó ná réimse amháin teicneolaíochta, beidh líon na rangaithe ina mbeidh aireagáin níos mó ná líon na bpaitinní a dheontar.



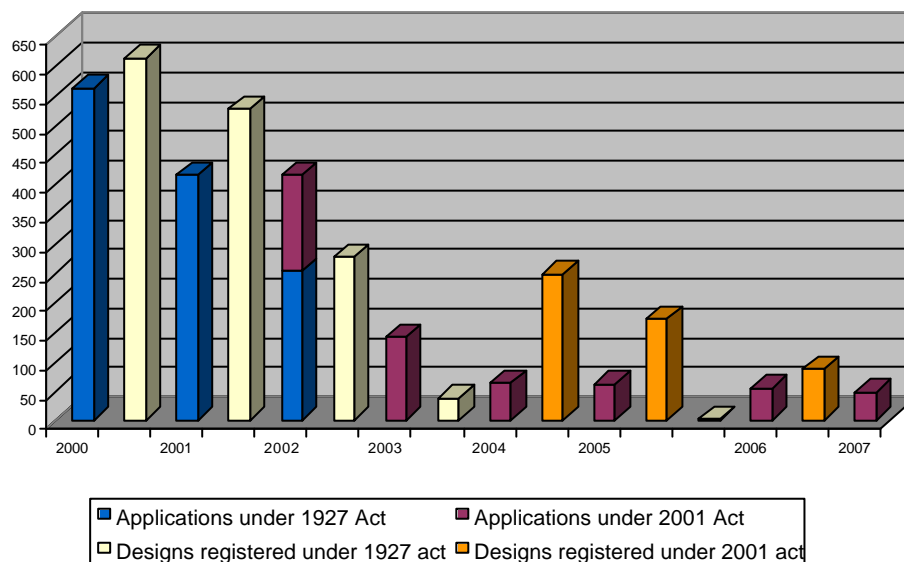
DESIGNS

Matters affecting the Register of Industrial Designs

	2005	2006	2007
Design Applications*	60	53	47
Number of designs applied for*	134	90	97
Designs registered	171	86	67
Designs lapsed	86	362	345
Designs renewed (1927 Act)	333	313	163
Designs renewed (2001 Act)	0	29	200
Designs in force (1927 Act)	2,487	2,125	1,781
Designs in force (2001 Act)	848	934	875

*Note-Rule 19 of the Industrial Designs Regulations 2002 provides that 2 or more designs subject to a maximum of 100 designs may be combined in one multiple application for registration of designs.

DESIGN APPLICATIONS AND REGISTRATIONS 2000-2007



	2005	2006	2007
Community Design Applications filed through the Patents Office and forwarded to the Office for Harmonisation in the Internal Market (O.H.I.M).	15	10	20

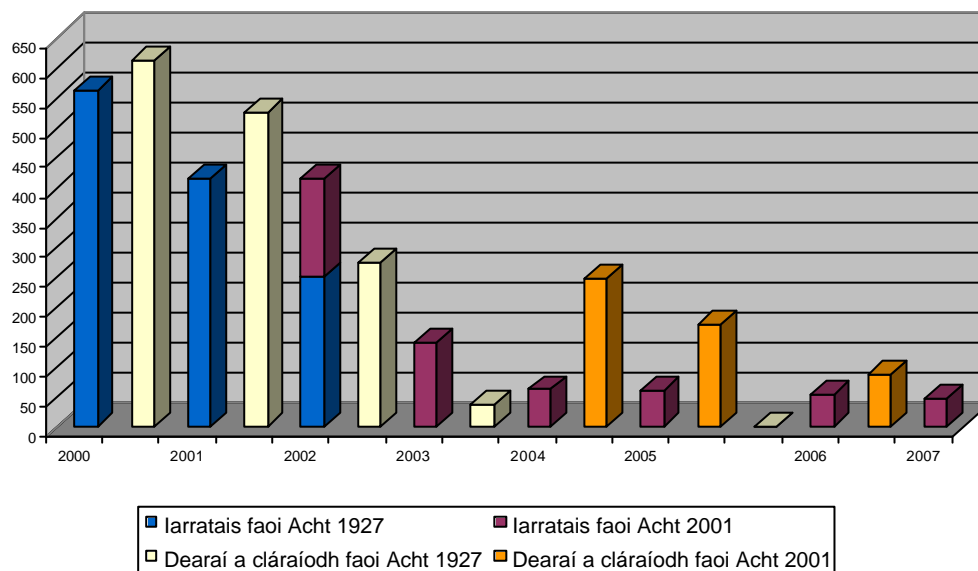
DEARAÍ

Nithe a bhaineann le Clár na nDearaí Tionsclaíocha

	2005	2006	2007
Iarratais ar Dhearaí*	60	53	47
Líon na ndearaí iarrtha*	134	90	97
Dearaí cláraithe	171	86	67
Dearaí tite ar lár	86	362	345
Dearaí athnuaite (Acht 1927)	333	313	163
Dearaí athnuaite (Acht 2001)	0	29	200
Dearaí i bhfeidhm (Acht 1927)	2,487	2,125	1,781
Dearaí i bhfeidhm (Acht 2001)	848	934	875

*Nóta - Déanann Rial 19 de Rialachán um Dhearadh Tionsclaíoch 2002 soláthar gur féidir 2 dhearadh nó níos mó faoi réir ag uaslíon de 100 dearadh a bheith comhcheangailte in aon iliaratas amháin ar chláir dearaí.

Iarratais Dearaidh agus Clárúcháin 2000 - 2007



	2005	2006	2007
Iarratais Chomhphobail comhadaithe trí Oifig na bPaitinní agus a cuireadh ar aghaidh chuig an Oifig um Chomhchuibhiú sa Mhargadh Innheánach (O.C.M.I.)	15	10	20

**DESIGNS REGISTERED UNDER THE INDUSTRIAL DESIGNS ACT, 2001 DURING THE YEAR
ENDED 31 DECEMBER 2007
LISTED ACCORDING TO THE INTERNATIONAL CLASSIFICATION**

A multilateral treaty called “the Locarno Agreement Establishing an International Classification for Industrial Designs” established a classification system for industrial designs. The Locarno Classification comprises a list of 32 classes of goods in which industrial designs may be incorporated. The classification is administered by the World Intellectual Property Organisation (WIPO) and the current (eighth) edition has been in force since January 1, 2004.

Class	Classification	Designs Registered
1	Foodstuffs	
2	Articles of Clothing and Haberdashery	8
3	Travel Goods, Cases, Parasols and Personal Belongings, not elsewhere specified	
4	Brushware	
5	Textile Piecegood Articles, Artificial and Natural Sheet Material	
6	Furnishings	15
7	Household Goods, not elsewhere specified	3
8	Tools and Hardware	
9	Packages and Containers for the Transport or Handling of Goods	5
10	Clocks and Watches and other Measuring Instruments, Checking and Signalling Instruments	
11	Articles of Adornment	2
12	Means of Transport or Hoisting	
13	Equipment for Production, Distribution or Transformation of Electricity	
14	Recording, Communication or Information Retrieval Equipment	
15	Machines, not elsewhere specified	
16	Photographic, Cinematographic and Optical Apparatus	
17	Musical Instruments	
18	Printing and Office Machinery	
19	Stationery and Office Equipment, Artists' and Teaching Materials	3
20	Sales and Advertising Equipment, Signs	16
21	Games, Toys, Tents and Sports Goods	3
22	Arms, Pyrotechnic Articles, Articles for Hunting, Fishing and Pest Killing	
23	Fluid Distribution Equipment, Sanitary, Heating, Ventilation and Air-Conditioning Equipment, Solid Fuel	11
24	Medical and Laboratory Equipment	
25	Building Units and Construction Elements	4
26	Lighting Apparatus	1
27	Tobacco and Smokers' Supplies	
28	Pharmaceutical Products and Cosmetic Products, Toilet Articles and Apparatus	1
29	Devices and Equipment Against Fire Hazards, for Accident Prevention and for Rescue	
30	Articles for the Care and Handling of Animals	
31	Machines and Appliances for Preparing Food or Drink, not elsewhere specified	
99	Miscellaneous	1
	TOTAL	73*
	*A Design may be registered in more than one class, therefore the total number of designs in the classes exceeds the number of designs actually registered.	

**DEARAÍ A CLÁRAÍODH FAOI ACHT DEARADH TIONSCLAÍOCH, 2001 I GCAITHEAMH NA
BLIANA DAR CHRÍOCH 31 NOLLAIG 2007
LIOSTÁILTE AG TEACHT LEIS AN AICMIÚ IDIRNÁISIÚNTA PAITINNE**

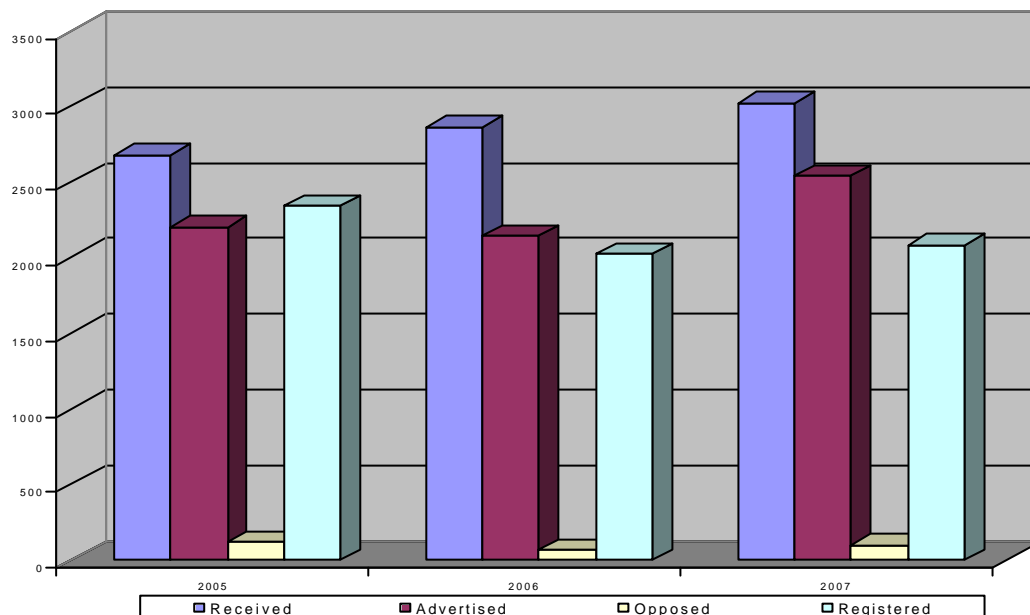
Bhunaigh conradh iltaobhach dá ngairtear “Comhaontú Locarnó ag bunú Aicmiúcháin Idirnáisiúnta do Dhearaí Tionsclaíocha” córas aicmiúcháin do dhearaí tionsclaíocha. Tá Aicmiú Locarnó comhdhéanta de liosta de 32 cineál earraí inar féidir dearaí tionsclaíocha a ionchorprú. Riarann An Eagraíocht Domhanda um Maoin Intleachtúil (EDMI) an t-aicmiúchán agus tá an t-eagrán reatha (an t-ochtú ceann) i bhfeidhm ó Eanáir 1, 2004.

Rang	Aicmiúchán	Dearaí Cláraithe
1	Ábhair Bia	
2	Baill éadaigh agus Mionéadaí	8
3	Earraí Taistil, Cásanna, Parasóil agus Earraí Pearsanta, nach bhfuil sonraithe in áit eile	
4	Earraí scuaibe	
5	Earraí Gréasáin Teicstíle, Leatháin Shaorga agus Náidúrtha	
6	Feistis	15
7	Earraí Tí, nach bhfuil sonraithe in áit eile	3
8	Uirlisí agus Crua-earraí	
9	Pacáistí agus Gabhdáin d’Iompar nó do Láimhseáil Earraí	5
10	Cloig, Uaireadóirí agus Ionstraimí eile Tomhais, Ionstraimí Seiceála agus Comharthaíochta	
11	Earraí Maisiúcháin	2
12	Modhanna Iompair nó Ardaithe	
13	Trealamh do Tháirgeadh, Dáileadh nó Tarchur Leictreachais	
14	Trealamh chun Taifeadadh, Cumarsáide nó Aisghabháil Faisnéise	
15	Meaisíní, nach bhfuil sonraithe in áit eile	
16	Gaireas Fótagrafaíochta, Cineamatagrafaíochta agus Optaice	
17	Uirlisí Ceoil	
18	Meaisíní Priontála agus Oifige	
19	Stáiseanóireacht agus Trealamh Oifige, Ábhair Ealaíontóirí agus Múinteoireachta	3
20	Trealamh Díolacháin agus Fógraíochta, Comharthaí	16
21	Cluichí, Bréagáin, Pubail agus Earraí Spóirt	3
22	Airm, Earraí Piortheicniúla, Earraí chun Fiaigh, Iascaireachta agus Marú Lotnaidí	
23	Trealamh Dáilithe Leachta, Trealamh Sláintíochta, Téimh, Aerála agus Aerchóirithe, Breosla Soladach	11
24	Trealamh Míochaine agus Saotharlainne	
25	Aonaid Foirgníochta agus Eilimintí Tógála	4
26	Fearas Soilsithe	1
27	Tobac agus Soláthairtí do Lucht Caite Tobac	
28	Táirgí Cógaisíochta agus Cosmaíde, Earraí agus Fearas Maisiúcháin	1
29	Gléasanna agus Trealamh in aghaidh Guaise, do Chosc ar Thionóisc agus chun Tarrthála	
30	Earraí um Chúram agus Láimhseáil Ainmhithe	
31	Meaisíní agus Fearas d’Ullmhúchán Bia agus Dí, nach bhfuil sonraithe in áit eile	
99	Ilnithe	1
	IOMLÁN	73*
	*Is féidir dearaí a bheith cláraithe i níos mó ná aicme amháin, agus dá bhrí sin sáraíonn líon na ndearaí sna ranganna líon na ndearaí atá cláraithe.	

TRADE MARKS

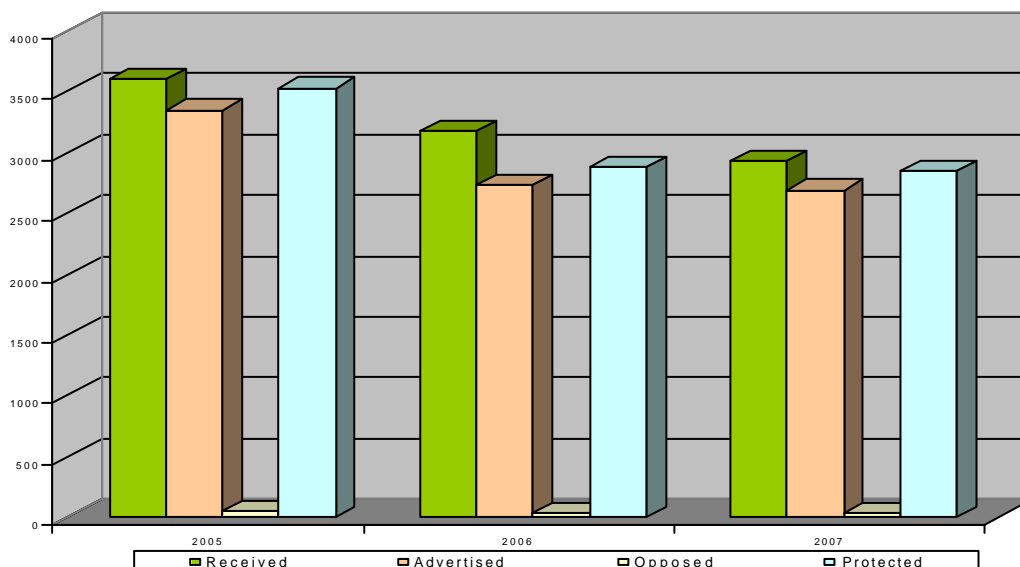
Year ended	National Applications			
	Received	Advertised	Opposed	Registered
2005	2,677	2,202	115	2,338
2006	2,864	2,143	66	2,019
2007	3,021	2,541	100	2,084

National Trade Marks 2005 - 2007



Year ended	International Registrations designating Ireland			
	Received	Advertised	Opposed	Protected
2005	3,599	3,348	55	3,528
2006	3,172	2,726	32	2,882
2007	2,930	2,691	35	2,850

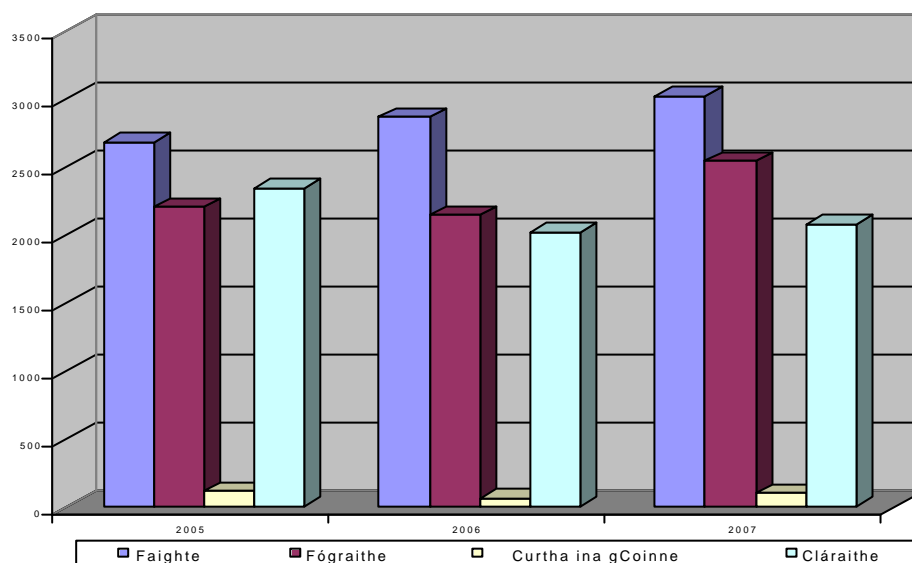
International Trade Marks 2005 - 2007



TRÁDMHARCANNA

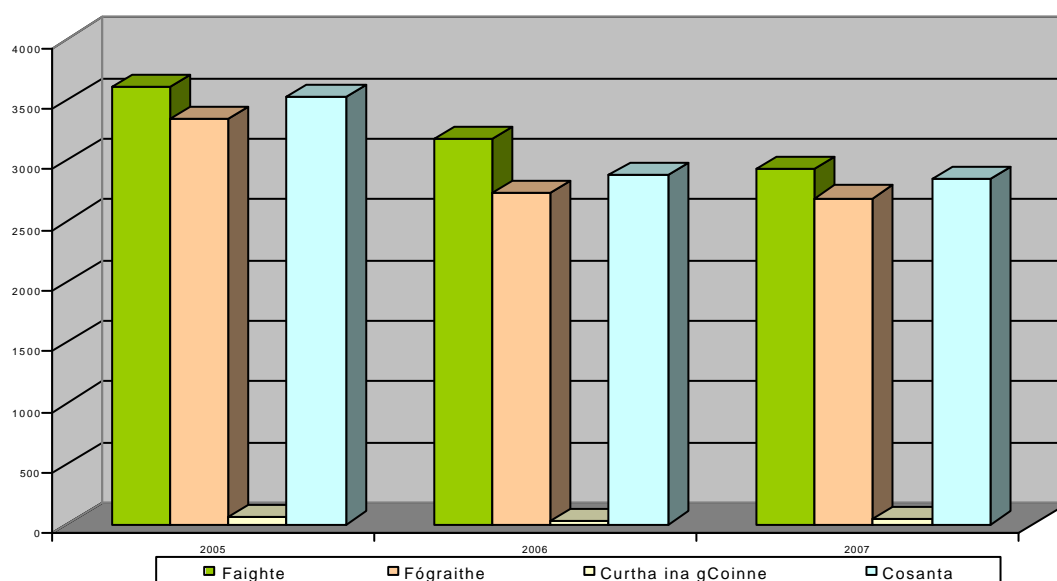
BLIAIN DAR CHRÍOCH	Iarratais Náisiúnta			
	IARRATAIS a FUARTHAS	Fógraithe	Curtha ina Choinne	Dearaí cláraithe
2005	2,677	2,202	115	2,338
2006	2,864	2,143	66	2,019
2007	3,021	2,541	100	2,084

Trádmharcanna Náisiúnta 2005 - 2007



BLIAIN DAR CHRÍOCH	Clárúcháin Idirnáisiúnta ina sainíodh Éire			
	IARRATAIS a FUARTHAS	Fógraithe	Curtha ina Choinne	Cosanta
2005	3,599	3,348	55	3,528
2006	3,172	2,726	32	2,882
2007	2,930	2,691	35	2,850

Trádmharcanna Idirnáisiúnta 2005 - 2007



Other matters affecting the Register of Trade Marks

	2005	2006	2007
Number of trademarks the subject of assignments	1,848	1,512	1,907
Number of licences of trade marks recorded in the register	11	17	2
Trade mark registrations removed for non payment of renewal fees	1,763	1,991	4,873
Trade mark registrations surrendered	30	16	24
Trade mark registrations restored	2	2	5
Trade mark registrations renewed	1,958	6,052	6,462
National Trade marks revoked in full and in part	5	9	5
International National Trade marks revoked in full and in part	0	0	0
National Trade Marks declared invalid	3	2	6
International Trade Marks declared invalid	0	0	1
National registered trade marks in force	88,674	88,501	85,275
International trade marks in force	11,730	14,311	17,051
Total trade marks in force	100,404	102,812	102,326

Hearings and Miscellaneous Matters

	2005	2006	2007
Hearings (<i>ex-parte</i>)	27	23	7
Hearings (<i>inter-partes</i>)	14	21	13
Applications to convert European Community Trade Mark applications into national applications	41	57	75
International trade mark applications with Ireland as the Office of Origin filed and transmitted to WIPO	35	33	52
Community Trade Mark applications filed through the Office and forwarded to the Office for Harmonisation in the Internal Market (O.H.I.M),	31	2	4

Register of Trade Mark Agents

At the end of the year under review, there were 171 individuals and 5 partnerships entered on the Register.

Nithe eile a bhaineann le Clár na dTrádmhairc

	2005	2006	2007
Líon na dtrádmhairc ina n-ábhar sainithe	1,848	1,512	1,907
Líon na gceadúnas ar thrádmhairc taifeadta sa chlár	11	17	2
Clárúcháin Trádmhairc asbhainte de dheasca neamhfocaíocht na dtáillí athnuachana	1,763	1,991	4,873
Clárúcháin trádmhairc tugtha suas	30	16	24
Clárúcháin trádmhairc tugtha ar ais	2	2	5
Clárúcháin trádmhairc athnuaithe	1,958	6,052	6,462
Trádmhairc Náisiúnta cúlghairthe go hiomlán nó i bpáirt	5	9	5
Trádmhairc Idirnáisiúnta cúlghairthe go hiomlán nó i bpáirt	0	0	0
Trádmhairc Náisiúnta fógraithe neamhbhailí	3	2	6
Trádmhairc Idirnáisiúnta fógraithe neamhbhailí	0	0	1
Trádmhairc náisiúnta cláraithe i bhfeidhm	88,674	88,501	85,275
Trádmhairc Idirnáisiúnta i bhfeidhm	11,730	14,311	17,051
Iomlán na dTrádmhairc i bhfeidhm	100,404	102,812	102,326

Éisteachtaí agus Ilnithe

	2005	2006	2007
Éisteachtaí (<i>ex-parte</i>)	27	23	7
Éisteachtaí (<i>idir-partes</i>)	14	21	13
Iarratais le hiarratais Trádmhairc na bPobal Eorpacha a aistriú go hiarratais náisiúnta	41	57	75
Iarratais idirnáisiúnta trádmhairc ina raibh Éire ina hOifig Tionscnaimh comhadaithe agus curtha chuig EDM I	35	33	52
Iarratais Chomhphobail comhadaithe tríd an Oifig agus a cuireadh ar aghaidh chuig an Oifig um Chomhchuibhiú sa Mhargadh Innheánach (O.C.M.I.)	31	2	4

Clár na nGníomhairí Trádmhairc

Ag deireadh na bliana atá faoi athbhreithniú, bhí 171 duine aonair agus 5 compháirtíocht iontráilte ar an gClár.

INTERNATIONAL CLASSIFICATION OF GOODS AND SERVICES INTO WHICH MARKS REGISTERED IN 2007 FALL

A multilateral treaty called the “Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks” established a classification system for trade marks. The Nice Classification comprises 45 class headings which describe in very broad terms the nature of the goods or services contained in each of the 34 classes of goods and 11 classes of services into which trade marks may fall. The classification is administered by the World Intellectual Property Organisation (WIPO) and the current (ninth) edition has been in force since January 1, 2007.

Class	Classification of Goods	No of marks in classification
1	Chemical Products, etc.	51
2	Paints, etc.	39
3	Bleaching Preparations, etc.	164
4	Industrial Oils, etc.	32
5	Pharmaceutical Substances, etc.	226
6	Unwrought and Partly Wrought Common Metals and their Alloys	46
7	Machines and Machine Tools, etc.	29
8	Hand Tools and Instruments, Cutlery, etc.	37
9	Scientific Apparatus and Instruments, etc.	236
10	Surgical Instruments, etc.	32
11	Installations for Lighting, etc.	82
12	Vehicles; Apparatus for Locomotion by Land, Air or Water	26
13	Firearms, Ammunition and Projectiles; Explosive Substances; Fireworks	2
14	Precious Metals and their Alloys, etc.	33
15	Musical Instruments (other than talk ing machines and wireless apparatus)	3
16	Paper, etc.	307
17	Gutta Percha, India Rubber, etc.	36
18	Leather, etc.	57
19	Building Materials, etc.	59
20	Furniture, etc.	64
21	Small Domestic Utensils, etc.	67
22	Ropes, etc.	10
23	Yarns, Threads	1
24	Tissues (piece goods), etc.	46
25	Clothing, including Boots, Shoes and Slippers	171
26	Lace and Embroidery, etc.	14
27	Carpets, etc.	18
28	Games, etc.	60
29	Meat, Fish, Poultry and Game, etc.	233
30	Coffee, Tea, Cocoa, Sugar, Rice, etc.	275
31	Agricultural Products, etc.	58
32	Beer, etc.	115
33	Wines, Spirits and Liqueurs	69
34	Tobacco, etc.	26
35	Advertising, Business Management, etc.	319
36	Insurance, Financial Affairs, etc.	187
37	Building Construction, Repair, Installation Services.	89
38	Telecommunications	96
39	Transport, Packaging and Storage of Goods, etc.	81
40	Treatment of Materials	40
41	Education, Entertainment, etc.	277
42	Scientific and technological services	157
43	Providing food and drink	121
44	Medical services, etc	91
45	Personal and social services	32

AICMIÚ IDIRNÁISIÚNTA AR EARRAÍ AGUS AR SHEIRBHÍSÍ INA GCUIRTEAR NA MARCANN A CLÁRAÍODH IN 2007

Rinne conradh iltaobhach ar a ghairtear “Comhaontú Nice Maidir le hAicmiú Idirnáisiúnta Earraí agus Seirbhísí chun Críocha Clárú Marcanna.” Tá Aicmiúchán Nice comhdhéanta de 45 ceannteideal aicmiúcháin a dhéanann cur síos an-leathan ar nádúr na n-earraí nó na seirbhísí atá i ngach ceann de na 34 aicme earraí agus na 11 aicme seirbhísí inar féidir trádmharcanna a chur. Riarann An Eagraíocht Domhanda um Maoin Intleachtúil (EDMI) an t-aicmiúchán agus tá an t-eagrán reatha (an naoú ceann) i bhfeidhm ó Eanáir 1, 2007.

Aicme	Aicmiúchán Earraí	Líon na marc san aicme
1	Táirgí Ceimiceacha, etc.	51
2	Péinteanna, etc.	39
3	Ullmhóidí Tuartha, etc.	164
4	Oláí Tionsclaíochta, etc.	32
5	Substaintí Cógaisíochta, etc.	226
6	Miotail Choitianta agus a gcóimhiotail Neamhoibrithe agus Páirt Oibrithe	46
7	Meaisíní agus Inneal Úirlisí, etc.	29
8	Uirlisí agus Ionstraimí Láimhe, Sceanra, etc.	37
9	Fearas agus Ionstraimí Eolaíochta, etc.	236
10	Uirlisí Mháinliachta, etc.	32
11	Fearas do Shoilsíú, etc.	82
12	Feithiclí; Fearas Gluaiseachta ar Thalamh, san Aer agus ar Uisce	26
13	Airm Thine, Lón Lámhaigh agus Diúracáin; Substaintí Pléascacha; Spréachairí	2
14	Miotail lómhara agus a gCóimhiotail, etc.	33
15	Uirlisí Ceoil (seachas meaisíní cainte agus fearas raidió)	3
16	Páipéar, etc.	307
17	Guma Peirc, Cúitiúc, etc.	36
18	Leathar, etc.	57
19	Ábhair Thógála, etc.	59
20	Troscán, Etc.	64
21	Acraí Beaga Tí, etc.	67
22	Rópaí, etc.	10
23	Snáitheanna	1
24	Fíocháin (gréasáin), etc.	46
25	Éadaí, ag áireamh Buataisí, Bróga agus Slipéir	171
26	Lása agus Bróidnéireacht, etc.	14
27	Cairpéid, etc.	18
28	Cluichí, etc.	60
29	Feoil, Iasc, Éineoil agus Géim, etc.	233
30	Caifé, Tae, Cócó, Siúcra, Rís, etc.	275
31	Táirgí Talmhaíochta, etc.	58
32	Beoir, etc.	115
33	Fíonta, Biotáille agus Licéir	69
34	Tobac, etc.	26
35	Fógraíocht, Bainistiú Gnó, etc.	319
36	Árachas, Gnóthaí Airgeadais, etc.	187
37	Tógáil Foirgníochta, Deisiúchán, Suiteáil Seirbhísí.	89
38	Teileachumarsáidí	96
39	Iompar, Pacáistiú agus Stóráil Earraí, etc.	81
40	Cóiriú Ábhar	40
41	Oideachas, Siamsaíocht, etc.	277
42	Seirbhísí eolaíochta agus teicneolaíochta	157
43	Soláthar bia agus dí	121
44	Seirbhísí míochaine, etc.	91
45	Seirbhísí pearsanta agus sóisialta	32

COPYRIGHT

References to the Controller under the Copyright & Related Rights Act, 2000

Under Section 38 of the Act, disputes between persons playing sound recordings in public and the owner of the copyright subsisting in the recordings, regarding the equitable remuneration payable to the copyright owner, may be referred to the Controller for determination.

Under Section 152 of the Act where a dispute arises between the operator of a licensing scheme concerned with copyright works and a person claiming that he or she requires a licence under the scheme, that person or operator may refer the scheme to the Controller for determination.

	Number of disputes referred to the Controller as at 31/12/2006	Number of new references received in 2007	No. of cases settled.	No. of cases determined/ withdrawn/ deemed invalid	No. of cases pending
Disputes submitted under Section 38(4)	13	8	5	3	13 ⁽¹⁾
Disputes submitted under Section 152	1	0	0	1	0

(1) Of the 13 Section 38(4) references pending at the end of 2007 the parties were requested to review the issues with a view to resolution in 6 cases and it is understood that in the 7 remaining cases, the venues are in negotiation with the licensing body with a view to resolving their respective disputes -

Registers

The Act also makes provision for me to establish and maintain the following Registers;

- Register of Copyright Licensing Bodies
- Register of Licensing Bodies for Performers' Property Rights
- Register of Licensing Bodies for Database Rights

One new application for registration was received in 2007 and to-date the office has registered 10 bodies in the Register of Copyright Licensing Bodies.

There is one application on hands for registration in the Register of Licensing Bodies for Performers' Property Rights. A decision on that application will be made when the statutory instrument regulating the registration procedure in respect of this matter has been made by the Minister.

CÓIPCHEART

Tagairtí don Cheannasaí faoin Acht Cóipchirt agus Ceart Gaolmhar, 2000

Faoi Alt 38 den Acht, is féidir conspóidí idir dhaoine a sheinneann taifid fuaime go poiblí agus úinéir an chóipchirt atá sna taifid, maidir le luach saothair chóir iníoctha le húinéir an chóipchirt, a chur faoi bhráid an Rialtóra le cinneadh a dhéanamh.

Faoi Alt 152 den Acht, nuair a éiríonn díospóid idir oibritheoir scéim cheadúnais maidir le hoibreacha cóipchirt agus duine a éilíonn gur gá dó nó di ceadúnas faoin scéim, tig leis an duine nó leis an oibritheoir sin an scéim a chur faoi bhráid an Rialtóra le cinneadh a dhéanamh.

	Líon na ndíospóid a cuireadh faoi bhráid an Cheannasaí mar a bhí ar an 31/12/2006	Líon na dtarchur nua a fuarthas in 2007	Líon na gcás a socraíodh	Líon na gcás a cinneadh/a tarraingeadh siar/ a measadh a bheith neamhbhailí	Líon na gcás ar feitheamh
Díospóidí a cuireadh isteach faoi Alt 38 (4)	13	8	5	3	13 ⁽¹⁾
Díospóidí a cuireadh isteach faoi Alt 152	1	0	0	1	0

(1) De na 13 tarchur faoi Alt 38 (4) ar feitheamh ag deireadh 2007 d'iarradh ar na páirtithe athbhreithniú a dhéanamh ar na ceisteanna le súil le teacht chun réitigh i 6 chás agus tuigtear go bhfuil na láithreacha atá i gceist leis na 7 gcás atá fágtha ag idirbheartaíocht leis an gcomhlacht ceadúnúcháin le súil le teacht chun réitigh faoina ndíospóidí faoi seach.

Cláir

Déanann an tAcht soláthar chomh maith dom leis na Cláir seo a leanas a bhunú agus a chothabháil;

- Clár de na Comhlachtaí Ceadúnúcháin Cóipchirt
- Clár de na Comhlachtaí Ceadúnúcháin um Chearta Maoine Thaibheoirí
- Clár de na Comhlachtaí Ceadúnúcháin um Chearta do Bhunachair Sonraí

Fuarthas iarratas amháin ar chláirúchán in 2007 agus go dtí seo tá 10 gcomhlacht cláraithe sa Chlár do Chomhlachtaí Ceadúnúcháin Chóipchirt.

Tá iarratas amháin idir lámha ar chláirúchán ar an gClár de na Comhlachtaí Ceadúnúcháin um Chearta Maoine Thaibheoirí. Déanfar cinneadh ar an iarratas sin nuair a bheidh an ionstraim reachtúil ag rialú an nós imeachta cláirúcháin maidir leis an gceist seo déanta ag an Aire.

PERSONNEL

STAFF SERVING AT 31 DECEMBER 2007

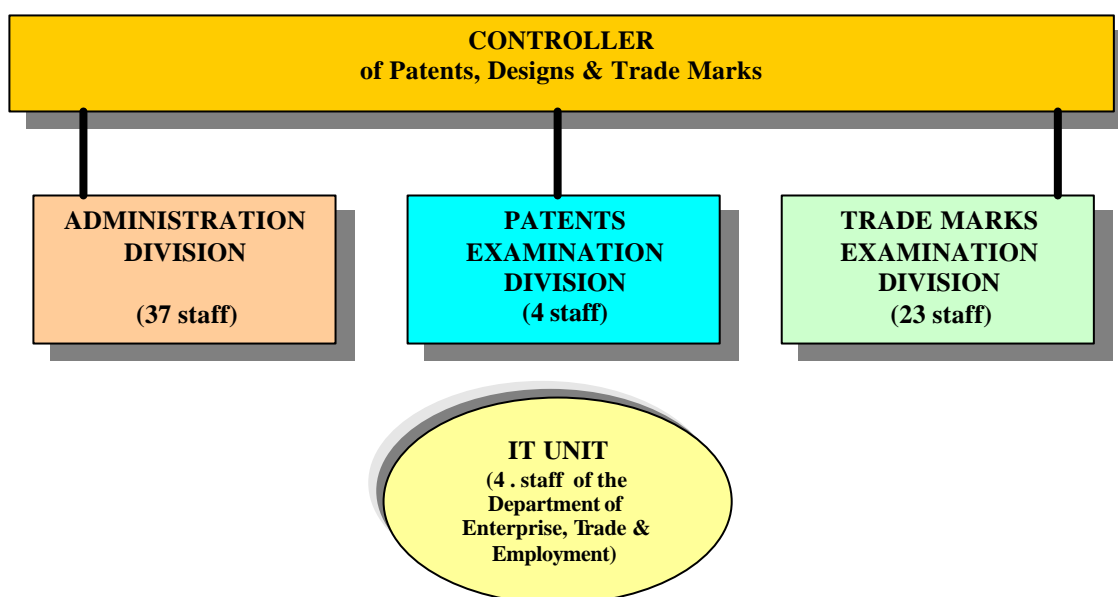
Number of posts	Staff
1	Controller
2	Assistant Principal
1	Senior Patent Examiner
6	Higher Executive Officer
3	Patent Examiner
21	Executive Officer
2	Staff Officer
28	Clerical Officer
1	Services Officer
65*	

* Includes nineteen staff (3 Higher Executive Officers, 11 Executive Officers and 5 Clerical Officers) who availed of a worksharing scheme which permits a variety of attendance patterns. Four staff availed of a teleworking scheme which permits staff to carry out their duties from home for part of the week.

Two staff were on long term sick leave. There were two vacancies at CO level and one vacancy at EO level.

In addition there are 4 staff members of the Department of Enterprise, Trade and Employment's IT Unit (1HEO, 2 EO's and 1 CO) providing information technology services to the Office.

OFFICE STRUCTURE



PEARSANRA

FOIREANN AR SEIRBHÍS AR AN 31 NOLLAIG 2007

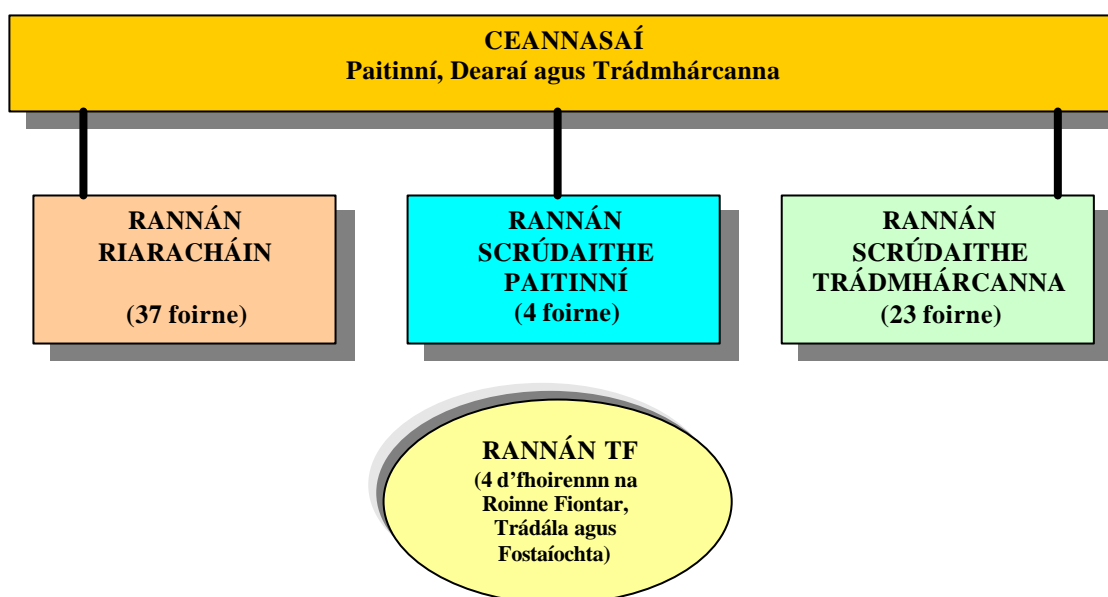
Líon Na bpost	Foireann
1	Ceannasaí
2	Príomhoifigeach Cúnta
1	Scrúdaitheoir Sinsearach Paitinne
6	Ardoifigeach Feidhmiúcháin
3	Scrúdaitheoir Paitinne
21	Oifigeach Feidhmiúcháin
2	Oifigeach Foirne
28	Oifigeach Cléireachais
1	Oifigeach Seirbhísí
65*	

* Cuimsíonn naoi mball déag foirne (3 Ardoifigeach Feidhmiúcháin, 11 Oifigeach Feidhmiúcháin agus 5 Oifigeach Cléireachais) a bhain feidhm as scéim oibre i bpáirt a cheadaíonn patrúin éagsúla tinnrimh. Bhain ceathrar ball foirne feidhm as scéim teilea-oibre a cheadaíonn dóibh cuid dá ndualgas a chomhlíonadh ó bhaile ar feadh cuid den tseachtain.

Bhí beirt den fhoireann ar saoire bhreiteachta fadtéarmach. Bhí dhá fholúntas ann ar leibhéal OC agus folúntas amháin ar leibhéal OFe.

Ina theannta sin tá ceathrar ball d'fhoireann Aonaid TF an Roinn Fiontar, Trádála agus Fostaíochta (1 AF, 2 OF agus 1OC) ag soláthar seirbhísí teicneolaíochta faisnéise don Oifig.

STRUCHTÚR NA HOIFIGE



FINANCIAL INFORMATION

RECEIPTS AND EXPENSES - YEAR ENDED 31 DECEMBER 2007

Receipts	€000
Patent fees (Notes 1 & 2)	5,570
Trade Mark fees	2,866
International Trade Mark Registration – fees received from WIPO (Note 3)	958
Fees received for the searching of Community Trade Marks (Note 4)	1,041
Design fees	85
Other fees	55
Less refunds made in respect of fees paid in error	77
Less transaction fees arising in respect of online credit card payments	96
Net receipts accruing to the exchequer	10,402

Expenses	€000
Salaries	2,613
Travel & Subsistence	54
Miscellaneous & Incidental expenses	76
Postal & Telecommunications Services	89
Office Machinery and other Office Supplies	586
Office Premises Expenses	162
Information resources, books periodicals, etc.	6
Subscriptions to Industrial Property Unions	292,
Total	3,879

Note 1

In accordance with the European Patent Convention, to which Ireland is a party, the Patents Office is obliged to remit to the European Patents Office 50% of all renewal fees received in respect of European Patents which have been validated in Ireland and which are entered in the national register of patents.

	€000
Patent fees	9,418
Less Proportion of patent renewal fees transferred to the European Patent Office, Munich.	3,848
Net Patent fees which accrue to the Exchequer	5,570

Note 2

The Patents Office acts as a receiving Office for patent applications made under the Patent Co-operation Treaty and as such receives fees for onward transmission to both the European Patent Office and the World Intellectual Property Organisations. These fees do not accrue to the Irish exchequer and are therefore not included in the figure for net receipts. Details of the fees transferred to the EPO and WIPO during 2006 are as follows:

	€000
PCT Basic and Designation Fees transferred to WIPO, Geneva	135
PCT Search fees transferred to EPO, Munich.	202
Total	337

Note 3

As a consequence of Ireland's ratification of the Protocol relating to the Madrid Agreement concerning the International Registration of Marks (the Madrid Protocol) on 19 July 2001, the Office receives fees due in respect of International Trade Mark applications seeking protection in Ireland from the World Intellectual Property Organisation (WIPO).

Note 4

Under Article 39(3) of Council Regulation No.40/94 of December 1993 on the Community Trade Mark, the Office may search CTM applications and convey the result of its search to OHIM. OHIM pays a search fee to the Patents Office for this service.

FAISNÉIS AIRGEADAIS

FÁLTAIS AGUS CAITEACHAS – AN BHLIAIN DAR CHRÍOCH 31 NOLLAIG 2007

Fáltais	€000
Táillí Paitinne (Nótaí 1 & 2)	5,570
Táillí Trádmhairc	2,866
Clárúchán ar Thrádmhairc Idirnáisiúnta – táillí a fuarthas ó EDMÍ (Nóta 3)	958
Táillí a fuarthas a chuardach ar Thrádmhairc an Chomhphobail (Nóta 4)	1,041
Táillí Dearaidh	85
Táillí eile	55
Lúide aisíochtaí i leith táillí a fócadh i ndearmad	77
Lúide táillí idirbhearta i leith fócaíochtaí ar-líne le cártaí creidmheasa	96
Fáltais ghlan fabhraíthe don Stáitchiste	10,402

Costais	€000
Tuarastail	2,613
Taisteal & Cothabháil	54
Ilnithe & Costais Theagmhasacha	76
Seirbhísí Poist agus Teileachumarsáide	89
Meaisíní Oifige agus Soláthairtí eile Oifige	586
Costais Áitreabh Oifige	162
Foinsí eolais, leabhair, tréimhseacháin, etc.	6
Síntiúis do Chumainn Mhaoine Tionsclaíocha	292,
IOMLÁN	3,879

Nóta 1

Ag teacht leis an gCoimhinsiún don Phaitinn Eorpach, ina bhfuil Éire rannpháirteach, tá ar Oifig na bPaitinní 50% de na táillí uile athnuachana a fhaightear i leith Paitinní Eorpacha a ndearnathas bailíochtú orthu in Éirinn agus atá iontráilte ar chlár náisiúnta na bPaitinní, a chur chuig Oifig Paitinní na hEorpa.

	€000
Táillí Paitinne	9,418
Lúide an cion de na táillí athnuachan paitinne a aistríodh go hOifig na bPaitinní Eorpacha, Munich.	3,848
Táillí Paitinne glan fabhraíthe don Stáitchiste	5,570

Nóta 2

Feidhmíonn Oifig na bPaitinní mar Oifig fháltas d'iarraitaí ar phaitinní a dhéantar faoin Chonradh Comhair Paitinní agus sa cháilíocht sin faigheann sí táillí ar tharchur chuig Oifig Paitinní na hEorpa agus chuig An Eagraíocht Domhanda um maoin Intleachtúil araon. Ní fhabhraíonn na táillí do Stáitchiste na hÉireann agus dá bhrí sin níl siad san áireamh sa bhfigiúr ar an bhfáltas glan. Seo a leanas mionsonraí ar na táillí a aistríodh chuig an EPE agus an EDMÍ i rith 2006:

	€000
Táillí Bunaigh agus Sainithe CCP tarchurtha chuig EDMÍ, an Ghinéiv	135
Táillí cuardaigh CCP tarchurtha chuig EPE, Munich.	202
IOMLÁN	337

Nóta 3

De bhun daingnithe na hÉireann ar an bPrótacal maidir le Comhaontú Maidrid maidir le Clárú Idirnáisiúnta ar Mharcanna (Prótacal Maidrid) ar an 19 Iúil 2001, faigheann an Oifig táillí dlite i leith iarraitas Idirnáisiúnta Trádmhairc a lorgaíonn cosaint in Éirinn, ón Eagraíocht Domhanda um maoin Intleachtúil (EDMÍ).

Nóta 4

Faoi Airteagal 39 (3) de Rialachán Uimh. 40/94 na Comhairle de Nollaig 1993 ar Thrádmhairc an Chomhphobail, tig leis an Oifig iarraitas TC a chuardach agus toradh a cuid cuardaigh a thabhairt do OCMI. Íocann OCMI táille cuardaigh le hOifig na bPaitinní as an tseirbhís seo.

PERFORMANCE TARGETS 2007

Area of Activity	Level of Achievement				
	Jan – Mar 07	April - June 07	July – Sept 07	Oct – Dec 07	Annual
Patents					
<i>Issue formal filing receipts for correctly filed applications within 5 working days.</i>	61%	55%	71%	14%	50%
<i>Issue certified copies of patent documents within 5 working days of receipt of request.</i>	100%	100%	100%	100%	100%
<i>Issue confirmation of payment of patent renewal fees within 6 working days of receipt.</i>	100%	100%	89%	100%	97%
<i>Process applications for registration of assignments within 10 working days of submission of a properly fully completed application.</i>	100%	97%	67%	48%	78%
<i>Issue confirmation that applications for amendments to the patents register in respect of names and address of applicants, proprietors and patent agents and address for service have been recorded within 5 working days of receipt of a properly completed application.</i>	100%	93%	67%	32%	73%
<i>Grant patents within 10 working days of receipt of grant fee.</i>	100%	100%	100%	100%	100%
<i>Issue patent certificate and specification within 10 working days of publication.</i>	100%	100%	100%	58%	90%
<i>Transmit European and PCT applications and relevant statistical data to EPO/WIPO within 5 working days of receipt.</i>	100%	100%	100%	100%	100%
<i>To approve the grant of short term patents within a period of 6 to 9 months from filing of a proper, complete application.</i>	56%	94%	100%	67%	79%
<i>Following receipt of all necessary documents and responses to official objections associated with patent applications, to decide on whether to grant or refuse a patent within two months.</i>	74%	86%	73%	93%	82%
<i>To ensure that notification of formal defects is issued within 15 working days of filing.</i>	96%	100%	95%	84%	94%
<i>Issue confirmation that applications for amendments to the patent register (pending applications) have been recorded within 10 working days of receipt of properly completed application.</i>	100%	100%	100%	100%	100%
Supplementary Protection Certificates					
<i>Issue notification of formal defects within 15 working days of filing date</i>	100%	100%	100%	100%	100%
<i>Issue formal filing receipts for correctly filed SPC applications within 5 working days.</i>	75%	83%	89%	67%	79%

Area of Activity	Level of Achievement				
	Jan – Mar 07	April - June 07	July – Sept 07	Oct – Dec 07	Annual
Designs					
<i>Issue formal filing receipts for correctly filed design applications within 5 working days.</i>	68%	92%	48%	100%	77%
<i>Issue initial objections letter/acceptance letter within 12 weeks of receipt of application.</i>	100%	100%	100%	100%	100%
<i>Respond to 95% of correspondence on individual applications in examination within 5 weeks.</i>	100%	100%	100%	100%	100%
<i>To issue decisions in hearings within 1 month of hearing.</i>	N/A*	N/A*	N/A*	N/A*	N/A*
<i>To issue written grounds within 2 months of request.</i>	N/A*	N/A*	N/A*	N/A*	N/A*
<i>Issue Design registration certificates within 7 working days of the application being accepted by examination division</i>	100%	100%	100%	39%	85%
<i>Issue design renewal certificates within 6 working days of payment of the renewal fee.</i>	100%	100%	100%	100%	100%
<i>Transmit Community Design Applications to OHIM within 5 working days of receipt..</i>	100%	100%	100%	100%	100%

* denotes no hearings during the period.

SPRIOCANNA FEIDHMIÚCHÁIN 2007

Réimse Gníomhaíochta PAITINNÍ	Leibhéal Bainte Amach				
	<i>Ean – Már 07</i>	<i>Aib. – Meith. 07</i>	<i>Iúil – M.Fómh. 07</i>	<i>D.Fóm – Noll 07</i>	<i>Bliantúil</i>
<i>Admhála foirmeálta a eisiúint ar chomhadú ar iarratais ceartchomhdaithe laistigh de 5 lá oibre.</i>	61%	55%	71%	14%	50%
<i>Cóipeanna deimhnithe de dhoiciméid paitinne a eisiúint laistigh de 5 lá oibre ó fhaightear iarratas</i>	100%	100%	100%	100%	100%
<i>Deimhniú ar focaíocht táillí athnuachana paitinne a eisiúint laistigh de 6 lá oibre ó fhaightear í.</i>	100%	100%	89%	100%	97%
<i>Próiseáil a dhéanamh ar iarratais ar chlárúchán ar shainithe laistigh de 10 lá oibre ó chuirtear isteach iarratas lánchomhlánaithe.</i>	100%	97%	67%	48%	78%
<i>Deimhniú go bhfuil iarratais ar leasuithe ar chlár na bpaitinní maidir le haimmneacha agus seolta iarratasóirí, úinéirí agus gníomhairí paitinne agus seoladh chun seirbhís a sheachadadh taifeadta laistigh de 5 lá oibre ó fhaightear iarratas ceartchomhlánaithe.</i>	100%	93%	67%	32%	73%
<i>Paitinní a dheonadh laistigh de 10 lá oibre ó fhaightear táille deonta.</i>	100%	100%	100%	100%	100%
<i>Deimhniú agus sonraí paitinne a eisiúint laistigh de 10 lá oibre ó fhoilsíú.</i>	100%	100%	100%	58%	90%
<i>Iarratais Eorpacha agus CCP agus sonraí ábhartha staidrimh a thraschur go EPE/EDMI laistigh de 5 lá oibre ó fhaightear iad.</i>	100%	100%	100%	100%	100%
<i>Faomhadh a thabhairt do dheonadh paitinní gearrthéarmacha laistigh de thréimhse 6 go 9 mí ó dhéantar comhadú ar iarratas ceartchomhlánaithe.</i>	56%	94%	100%	67%	79%
<i>Tar éis na ndoiciméad agus na bhfreagraí uile riachtanacha ar agóidí oifigiúla a bhaineann le hiarratais ar pháitinn a fháil, cinneadh ar dheonadh nó eiteach paitinne a dhéanamh laistigh de thréimhse dhá mhí.</i>	74%	86%	73%	93%	82%
<i>A chinntiú go n-eisítear fógra ar mháchainíl foirmeálta laistigh de 15 lá oibre ó chomhadú.</i>	96%	100%	95%	84%	94%
<i>Deimhniú a eisiúint go bhfuil taifead déanta ar iarratais ar leasuithe do chlár na bpaitinní (iarratais ar feitheamh) laistigh de 10 lá oibre ó fhaightear iarratas comhlánaithe i gceart.</i>	100%	100%	100%	100%	100%
Deimhnithe Cosanta Forlíontacha					
<i>Fógra a eisiúint ar mháchainíl foirmeálta laistigh de 15 lá oibre ón dáta comhdaithe</i>	100%	100%	100%	100%	100%
<i>Admhála foirmeálta a eisiúint ar iarratais DCF ceartchomhdaithe laistigh de 5 lá oibre.</i>	75%	83%	89%	67%	79%
Réimse Gníomhaíochta					
DEARAÍ					
<i>Admhála foirmeálta a eisiúint ar chomhadú ar iarratais ceartchomhdaithe laistigh de 5 lá oibre.</i>	68%	92%	48%	100%	77%
<i>Litir thosaigh agóide/ghlactha a eisiúint laistigh de 12 seachtaine ó fhaightear iarratas.</i>	100%	100%	100%	100%	100%
<i>Freagra a thabhairt ar 95% den chomhfhreagras ar iarratais indibhidiúla laistigh de 5 seachtaine.</i>	100%	100%	100%	100%	100%
<i>Cinntí in éisteachtaí a eisiúint laistigh de 1 mhí ón éisteacht.</i>	N/A*	N/A*	N/A*	N/A*	N/A*
<i>Forais a eisiúint i scríbhinn laistigh de 2 mhí ó iarratas.</i>	N/A*	N/A*	N/A*	N/A*	N/A*
<i>Deimhnithe ar Chláirí Dearaidh a eisiúint laistigh de 7 lá oibre ó ghlactar leis an iarratas sa rannóg scrúdaithe</i>	100%	100%	100%	39%	85%
<i>Deimhnithe athnuachana dearaidh a eisiúint laistigh de 6 lá oibre ó íoctar an táille athnuachana.</i>	100%	100%	100%	100%	100%
<i>Iarratas ar Dhearaí Comhphobail a tharchur chuig OCMI laistigh de 5 lá oibre ó fhaightear iad.</i>	100%	100%	100%	100%	100%

Ciallaíonn * nár déanadh aon éisteachtaí sa tréimhse.

Eightieth Annual Report of the Controller of Patents, Designs and Trade Marks

Area of Activity	Level of Achievement				
Trade Marks	Jan – Mar 07	April - June 07	July – Sept 07	Oct – Dec 07	Annual
<i>Issue formal filing receipts for correctly filed trade mark applications within 7 working days.</i>	56%	74%	88%	61%	70%
<i>Issue reminder for trade mark renewal not later than 4 weeks before the expiration of the registration of the trade mark or any Renewal thereof.</i>	100%	100%	100%	100%	100%
<i>To process assignment applications within 10 working days of receipt of fully completed application</i>	100%	100%	100%	100%	100%
<i>Issue certified copies and extracts from the Trade Marks Register within 5 working days of application.</i>	100%	100%	100%	100%	100%
<i>Issue a request for payment of registration fees within 10 working days of the expiration of the period for filing of opposition where no opposition is received</i>	980%	97%	99%	85%	95%
<i>Where opposition is filed and the proceedings are determined in favour of the applicant, the request for registration fee will be issued within 10 working days of the expiration of the time allowed for appeal</i>	100%	100%	100%	100%	100%
<i>Issue of renewal certificate within 6 working days of receipt of payment.</i>	100%	100%	100%	100%	100%
<i>To issue confirmation that applications for amendments to the Trade Marks register in respect of names and addresses of proprietors and trade mark agents and address for service have been recorded within 5 working days of receipt of a properly completed application</i>	100%	100%	69%	47%	79%
<i>Respond to 95% of correspondence on individual applications in examination within 4 weeks.</i>	95%	95%	95%	95%	95%
<i>To issue initial objections/acceptance letter within 12 weeks of receipt of new application in the Section.</i>	100%	100%	100%	100%	100%
<i>To issue written grounds of decisions in hearings within (3 months) 10 weeks of the hearing.</i>	100%	100%	100%	66%	92%
<i>To issue preliminary search reports within 3 weeks of receipt of request.</i>	100%	100%	100%	100%	100%
<i>To issue copy notice of opposition, application for revocation, application for invalidity within 4 weeks of receipt.</i>	100%	100%	100%	100%	100%
<i>To respond to 95% of correspondence on individual applications (Opposition, revocation, invalidity) within 5 weeks.</i>	100%	100%	100%	100%	100%
<i>Respond to requests for extensions of time prior to the expiry of the relevant deadline where the request is made not later than 2 weeks before such expiry.</i>	100%	100%	100%	100%	100%
<i>Issue registration certificates within 6 working days of receipt of registration fee.</i>	100%	100%	100%	100%	100%
<i>Issue an overdue reminder for any unpaid registration fee within 7 working days after the 2 month time period permitted for payment has elapsed</i>	100%	100%	99%	97%	99%
<i>Transmit CTM application received in the office with 5 working days of receipt to OHIM</i>	100%	100%	100%	100%	100%
<i>Conduct formalities check on applications for International Trade Mark Registrations received in the Office within 5 working days of receipt</i>	100%	100%	100%	100%	100%

Area of Activity	Level of Achievement				
General	Jan – Mar 07	April - June 07	July – Sept 07	Oct – Dec 07	Annual
<i>Issue payment receipts for all fees received within 2 working days</i>	100%	100%	100%	100%	100%

An tOchtódú Thuarascáil Bhliantúil de chuid an Cheannasaí Paitinní, Dearaí & Trádmhairc

Réimse Gníomhaíochta TRÁDMHARCANNA	Leibhéal Bainte Amach				
	<i>Ean – Már 07</i>	<i>Aib - Meith 07</i>	<i>Iúil – M.Fóm 07</i>	<i>D.Fóm – Noll 07</i>	<i>Bliantúil</i>
<i>Admhála foirmeálta a eisiúint ar chomhadú ar iarratais ceartchomhdaithe trádmhairc laistigh de 7 lá oibre.</i>	56%	74%	88%	61%	70%
<i>Meabhrúchán ar athnuachan trádmhairc a eisiúint nach déanaí ná 4 seachtaine ó éag an trádmhairc nó aon Athnuachana air.</i>	100%	100%	100%	100%	100%
<i>Próiseáil a dhéanamh ar iarratais sainithe laistigh de 10 lá oibre ó fhaightear iarratas comhlánaithe go hiomlán</i>	100%	100%	100%	100%	100%
<i>Cóipeanna deimhnithe agus sleachta ó Chlár na dTrádmharc a eisiúint laistigh de 5 lá oibre ó iarratas.</i>	100%	100%	100%	100%	100%
<i>Iarratas ar íocaíocht ar tháillí clárúcháin laistigh de 10 lá oibre ó éag na tréimhse le hágóid a chomhadú nuair nach bhfuarthas aon agóid</i>	980%	97%	99%	85%	95%
<i>Nuair a rinneadh agóid agus gur cinneadh na himeachtaí i bhfabhar an iarratasóra, eiseofar an t-iarratas ar tháille cláraithe laistigh de 10 lá oibre ó dheireadh na tréimhse ama a ceadáíodh d' achomharc</i>	100%	100%	100%	100%	100%
<i>Deimhniú ar athnuachan a eisiúint laistigh de 6 lá oibre ó fhaightear an íocaíocht.</i>	100%	100%	100%	100%	100%
<i>Deimhniú a eisiúint go bhfuil iarratais ar leasuithe ar chlár na dTrádmharc maidir le hainmneacha agus seolta iarratasóirí, úinéirí agus gníomhairí trádmhairc agus seoladh chun seirbhís taifeadta laistigh de 5 lá oibre ó fhaightear iarratas ceartchomhlánaithe.</i>	100%	100%	69%	47%	79%
<i>Freagra a thabhairt ar 95% den chomhfhreagras ar iarratais indibhidiúla faoi scrúdú laistigh de 4 seachtaine.</i>	95%	95%	95%	95%	95%
<i>Litir thosaigh agóide/ghlactha a eisiúint laistigh de 12 seachtaine ó fhaightear iarratas nua sa Rannóg.</i>	100%	100%	100%	100%	100%
<i>Forais i scríbhinn ar chinntí in éisteachtaí a eisiúint laistigh de (3mhí) 10 seachtaine ón éisteacht.</i>	100%	100%	100%	66%	92%
<i>Réamhthuarascála cuardaigh a eisiúint laistigh de 3 seachtaine ó fhaightear iarratas.</i>	100%	100%	100%	100%	100%
<i>Cóip d'fhógra ar agóid, iarratas ar aisghairm, iarratas ar neamhbhailíocht a eisiúint laistigh de 4 seachtaine ó fhaightear iad.</i>	100%	100%	100%	100%	100%
<i>Freagra a thabhairt ar 95% den chomhfhreagras ar iarratais indibhidiúla (Agóidí, aisghairm, neamhbhailíocht) laistigh de 5 seachtaine.</i>	100%	100%	100%	100%	100%
<i>Freagra a thabhairt ar iarratais ar shínte ama roimh an sprioclíne ábhartha nuair dhéantar an t-iarratas nach déanaí ná 2 sheachtain roimh éag dá leithéid.</i>	100%	100%	100%	100%	100%
<i>Deimhnithe clárúcháin a eisiúint laistigh de 6 lá oibre ó fhaightear an táille chlárúcháin.</i>	100%	100%	100%	100%	100%
<i>Meabhrúchán ar aon tábille chlárúcháin atá thar téarma laistigh de 7 lá oibre tar éis an tréimhse ama 2 mí a ceadáíodh d'íocaíocht a bheith istigh</i>	100%	100%	99%	97%	99%
<i>Iarratais CT a fhaightear san oifig a thraschur chuig OCMI laistigh de 5 lá oibre ó fhaightear iad.</i>	100%	100%	100%	100%	100%
<i>Seiceáil ar na foirmeáltachtaí ar aon iarratais ar Thrádmharc Idirnáisiúnta a fhaightear san Oifig laistigh de 5 lá oibre ó fhaightear iad</i>	100%	100%	100%	100%	100%

Réimse Gníomhaíochta GINEARÁLTA	Leibhéal Bainte Amach				
	<i>Ean – Már 07</i>	<i>Aib - Meith 07</i>	<i>Iúil – M.Fóm .07</i>	<i>D.Fóm – Noll 07</i>	<i>Bliantúil</i>
<i>Admhála ar íocaíocht a eisiúint ar na táillí uile a fhaightear laistigh de 2 lá oibre</i>	100%	100%	100%	100%	100%

LEGISLATION

The intellectual Property Unit of the Department of enterprise, trade & employment has responsibility for policy and the preparation of legislation relating to intellectual property.

Legislation enacted in 2007

Copyright and Related Rights (Amendment) Act 2007 [No. 39 of 2007]

This legislation regularises the position in Ireland on lending through the public library system in line with the EU Directive on Rental and Lending (92/100/EEC). The directive requires the creation of an exclusive right (i.e. the right of the author to authorise or prohibit) in respect of the public lending of copyright works. This exclusive right can, however, be substituted by a right to remuneration whereby the author would effectively receive a royalty payment for the lending of his or her work.

Under this Act, authors are conferred with an exclusive right to allow the lending of their works in public libraries. Equally, the legislation foresees the establishment, under Regulations to be brought forward by the Minister for the Environment, Heritage and Local Government, of a Public Lending Remuneration scheme under which authors would receive a royalty payment for the lending of their works. An operational lending scheme is expected to be effective from January 2009.

Statutory Instruments made during 2007

Patents (Amendment) Act 2006 (Certain Provisions) (Commencement) Order 2007 [S.I. No. 761 of 2007]

This Order appointed the day (13th December 2007) on which specified provisions of the Patents (Amendment) Act 2006, arising from the revision of the European Patent Convention, came into operation. The Patents Act, 1992 was amended by the Patents (Amendment) Act 2006 to implement the changes brought about by the revised Convention in national law. The revised Convention entered into force on 13th December 2007.

Copyright and Related Rights Act 2000 (Certain Provisions) (Commencement) Order 2007 [S.I. No 157 of 2007]

The Order, essentially, appointed the day (1st May 2007) on which Section 198 of the Copyright and Related Rights Act 2000 came into operation. The purpose of Section 198 of the Act is to ensure that copies of books first made available in the State are delivered to certain deposit libraries.

Industrial Designs (Amendment) Regulations 2007 [S.I. No. 620 of 2007]

The Regulations make a slight change to the Industrial Design Regulations 2002 by allowing a person, involved in any proceeding before the Controller of Patents, Designs and Trade Marks or a registered proprietor of a design, to have an address for service in the European Union as opposed to in the State.

Trade Marks (Amendment) Rules 2007 [S.I. No. 621 of 2007]

These Rules set out the evidential requirements with which a person established in another Member State of the European Community and qualified to act under the law of that State as a trade mark agent must comply in order to act for another person in relation to trade mark matters before the Controller of Patents, Designs and Trade Marks. They also set down the minimum educational qualifications a person must have in order to apply for registration in the register of Trade Mark Agents in Ireland and clarify certain functions to be carried out by the Trade Mark Agents Board.

European Communities (Provision of Services concerning Trade Marks and Industrial Designs) Regulations 2007 [S.I. No. 622 of 2007]

These Regulations, made pursuant to the European Communities Act, 1972, amend certain provisions of the Trade Marks Act, 1996 and the Industrial Designs Act, 2001 in order to allow a person, established in another Member State of the European Community and qualified under the law of that State to act as a trade mark agent, to act for another person in relation to trade mark matters before the Controller of Patents, Designs and Trade Marks.

REACHTAÍOCHT

Tá freagracht ar Aonad um Maoin Intleachtúil an Roinn Fiontar, Trádála agus Fostaíochta as polasaí um maoin intleachtúil agus as ullmhúchán reachtaíochta maidir le maoin intleachtúil.

Reachtaíocht a achtaíodh in 2007

Acht Cóipchirt agus Ceart Gaolmhar (Leasú) 2007 [Uimh. 39 de 2007]

Tugann an reachtaíocht seo an scéal chun rialtacha in Éirinn ar iasachtaí a thabhairt trí chóras poiblí leabharlainne ag teacht le Treoir an AE ar Chíosóireacht agus Iasachtú (92/100/AE). Éilíonn an treoir go gcruthófaí ceart eisiach (i.e. ceart an údair cead nó cosc) maidir le hoibreacha cóipchirt a thabhairt ar iasacht phoiblí. Is féidir ceart eile a chur in áit an chirt seo, áfach, ceart ar luach saothair faoina ndéanfaí rud ab ionann agus dleacht údair a íoc leis an údar as a c(h)uid saothair a thabhairt ar iasacht.

Faoin acht seo, tugtar an ceart eisiach d'údair iasacht a saothar a cheadú i leabharlanna poiblí. Chomh maith céanna, feictear don reachtaíocht go mbunófaí, faoi Rialacháin atá le tabhairt chun cinn ag an Aire Comhshaoil, Oidhreachta agus Rialtais Áitiúil, scéim Íocaíochta Luach Saothair ar Iasachtú Poiblí faoina dtabharfaí d'údair dleacht údair as iasachtú a gcuid saothar. Táthar ag súil go mbeidh scéim oibríteach iasachtaithe i bhfeidhm ó Eanáir 2009.

Ionstraimí Reachtúla a rinneadh i rith 2007

Ordú (Tosach Feidhme) 2007 Act na bPaitinní (Leasú) 2006 (Forálacha Áirithe) [I.R. Uimh. 761 de 2007]

Cheap an tOrdú seo an lá (13^ú Nollaig 2007) ar a dtáinig sainfhorálacha Acht na bPaitinní (Leasú) 2006, ag éirí as athbhreithniú ar an gCoinbhinsiún don Phaitinn Eorpach, i bhfeidhm. Leasaíodh Acht na bPaitinní, 1992 ag Acht na bPaitinní (Leasú) 2006 le feidhm a thabhairt do na hathruithe a tugadh isteach ag athbhreithniú an Choinbhinsiúin sa dlí náisiúnta. Tháinig an Coinbhinsiún athbhreithnithe i bhfeidhm ar an 13^ú Nollaig 2007.

Ordú (Tosach Feidhme) 2007 Acht Cóipchirt agus Ceart Gaolmhar 2000 (Forálacha Áirithe) [I.R. Uimh. 157 de 2007]

Go bunúsach, cheap an tOrdú an lá (1^ú Bealtaine 2007) ar a dtáinig Alt 198 den Acht Cóipchirt agus Ceart Gaolmhar 2000 i bhfeidhm. Is cuspóir d'Alt 198 den Acht a chinntiú go seachadtar cóipeanna de leabhair a cuireadh ar fail sa Stát den chéad uair do leabharlanna áirithe taisce.

Rialacháin um Dhearadh Tionsclaíoch (Leasú) 2007 [I.R. Uimh. 620 de 2007]

Déanann na Rialacháin athrú beag ar na Rialacháin um Dhearadh Tionsclaíoch 2002 trí chead a thabhairt do dhuine, ag plé le haon imeacht faoi bhráid an Cheannasaí Paitinní, Dearaí agus Trádmhairc nó úinéir cláraithe dearaidh, seoladh so sheirbhís a bheith aige san Aontas Eorpach seachas sa Stát.

Rialacha Trádmhairc (Leasú) 2007 [I.R. Uimh. 621 de 2007]

Leagann na Rialacha seo amach na riachtanais fianaise lenar gá do dhuine atá bunaithe i mBall-Stát eile den Chomhphobal Eorpach agus atá cáilithe le gníomhú faoi dhlí an Stáit sin mar ghníomhaire trádmhairc, géilleadh d'fhonn gníomhú thar ceann duine eile maidir le ceisteanna trádmhairc faoi bhráid an Cheannasaí Paitinní, Dearaí agus Trádmhairc. Leagann siad síos chomh maith na híoscháilíochtaí oideachais is gá do dhuine a bheith aige do chlárúchán ar chlár na nGníomhairí Trádmhairc in Éirinn agus déanann soiléiriú ar fheidhmeanna áirithe atá le feidhmiú ag Bord na nGníomhairí Trádmhairc.

Rialacháin na gComhphobal Eorpacha (Soláthar Seirbhísí maidir le Trádmhairc agus Dearaí Tionsclaíoch) 2007 [I.R. Uimh. 622 de 2007]

Déanann na Rialacha seo, a rinneadh de bhun Acht na gComhphobal Eorpacha, 1972, leasú ar fhorálacha áirithe d'Acht na dTrádmharcanna, 1996 agus d'Acht Dearadh Tionsclaíoch, 2001 d'fhonn a cheadú do dhuine atá bunaithe i mBall-Stát eile den Chomhphobal Eorpach agus atá cáilithe le gníomhú faoi dhlí an Stáit sin mar ghníomhaire trádmhairc, gníomhú thar ceann duine eile maidir le ceisteanna trádmhairc faoi bhráid an Cheannasaí Paitinní, Dearaí agus Trádmhairc.