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DESIGNS JOURNAL

BRUNEI DARUSSALAM



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General Information

1. With effect from 1 June 2013, the Patent Registry Office (PRO) is known as the Brunei Darussalam Intellectual Property Office (BruIPO) and will be responsible for the registration of patents, industrial designs and trademarks.
3. The Brunei Darussalam Intellectual Property Office (BruIPO) will relocate to its new premises with effect from the 1 April 2019 situated at the following address:

Brunei Intellectual Property Office (BruIPO)
KHub Building, Simpang 32-37
Anggerek Desa Technology Park
Jalan Berakas BB3719
Bandar Seri Begawan
Negara Brunei Darussalam
Tel: +673 238 0966 | +673 238 0545
4. All applications for patents, trademarks and industrial designs must be lodged at the above address as BruIPO will cease to operate from its location at the Knowledge Hub (KHub), Anggerek Desa.

Opening Hours

1. The official opening hours of the Office are as follows:

| | | |
|---------------------------------------|---|--------------------------------------|
| Monday to Thursday | : | 8.00am – 12.30pm 2.00 – 5.00pm |
| Saturday | : | 8.00am – 12.00 noon 2.15 – 5.00pm |
| Friday, Sunday and Public Holidays | : | CLOSED |
2. The Office accepts payment as follows:

| | | |
|---------------------------------------|---|-----------------------------------|
| Monday to Thursday | : | 9.00am – 11.30am 2.30 – 3.30pm |
| Saturday | : | 9.00am – 11.00am |
| Friday, Sunday and Public Holidays | : | CLOSED |

Submission of Applications

1. All applications for the registration of industrial designs must be lodged with the Registrar of Industrial Designs at the Brunei Darussalam Intellectual Property Office (BruIPO).
2. Submission of applications via fax is acceptable provided the documents transmitted are clear and legible (in particular, drawings and abstracts). For applications that require the payment of a fee, actual lodgement of the prescribed fee is required before such applications can be processed.

Enquiries

1. For enquiries relating to any information in this Journal, kindly contact the Office at telephone numbers 238 0965 or 238 0966. Hard copies of the Journal can be purchased upon request from the Office at a cost of B\$10.00 per copy.
2. The website of the Brunei Darussalam Intellectual Property Office (BruIPO) is <http://www.bruipo.gov.bn>. All designs-related enquiries via email can be submitted to enquiries@bruipo.gov.bn

Industrial Designs Legislation

1. The legislation governing the registration of industrial designs in Brunei Darussalam is the Industrial Designs Order, 1999 while the subsidiary legislation is the Industrial Designs Rules, 2000.

Forms and Fees

1. For any proceedings before the Registry, the prescribed Form to be used and the accompanying Fee payable shall be in accordance with the First and Second Schedule of the Industrial Designs Rules, 2000.
2. Payment by cheque should be made out to 'BRUNEI INTELLECTUAL PROPERTY OFFICE'.

Guidelines on Representations and Statement of Novelty

Representations

1. Representations must either be drawings or photographs (except instant photos) affixed to good quality A4 size paper.
2. 7 identical sets of representations of the industrial design are required. 1 set must be attached to form part of the application form.
3. Only 1 side of the paper should be used. Each sheet should show the total number of sheets in the set, for example, 1/3, 2/3 or sheet 1 of 3, sheet 2 of 3, etc.
4. The drawings or photographs should only show the designed article. No other objects should be shown and the representations should not show any corrections.
5. Representations should be labelled and should include at least 1 perspective view. Representations should show all details of the article and should be capable of being reproduced clearly. Representations must be rectangular and each side should not be less than 30mm.
6. Representations should not contain other unnecessary descriptive wording such as measurements, disclaimers, etc.
7. Where an industrial design is to be applied to a set of articles, the representations should show the industrial design as applied to each different article included in the set.
8. For multiple applications, representations should be sorted into 7 identical sets and each labeled M001, M002, etc.
9. If the applicant wants protection for a particular part of an article only, that part of the article in which novelty is claimed must be clearly identified, for example by colouring, circling or drawing the part in solid lines.

Drawings

10. Drawings should not be more than 160mm by 160mm (half A4 size). The lines of drawings must be even and boldly drawn and should not show hidden details.

Photographs

11. Photographs should not be more than 160mm by 160mm (half A4 size) and must be clear originals and not photocopies. The Registry will not accept instant photographs. The photographs should show the article against a plain neutral background without shadows or reflections and should be firmly affixed to the backing sheets using double-sided adhesive tape.

Statement of Novelty

12. A statement of novelty is a statement which highlights the novel features of an industrial design. The statement of novelty must be printed on the front of the top sheet of each set of representation. A statement of novelty is not required for industrial designs intended to be applied to a textile article, wallpaper or similar wall covering, lace or sets of textile article or lace. The statement of novelty can be expressed in the following way:

"The features of the industrial design for which novelty is claimed are the shape* and configuration* of the article as shown in the representations*

(* "pattern", ornamentation", as appropriate)

13. The statement of novelty must not include any description of the use of the article or its features, advantages or method of construction. Where novelty is claimed for a particular part of an article, the statement of novelty can be expressed as follows:

"The features of the industrial design for which novelty is claimed are the *shape and *configuration of the part
**coloured blue in the representations"

(* "pattern", "ornamentation", as appropriate; ** "ringed in red", "shown in solid lines", as appropriate)

FEES AND CORRESPONDING FORM

| Matter of Proceeding | Amount | When Payable | Form |
|--|--|--|-------------|
| Application for registration of industrial design under section 15 and rule 6, one industrial design for articles not forming a set of articles | \$300.00 for each article to which the industrial design is to be applied | On filing application | D1 |
| Application for registration of industrial design under section 15 and rule 6, one industrial design for 1 set of articles | \$500.00 | On filing application | D1 |
| Application for registration of industrial design under section 15 and rules 6 and 16, two or more industrial designs for articles not forming a set of articles | \$300.00 for the first article to which first industrial design is to be applied and \$200.00 for each other article to which any of the industrial designs is to be applied | On filing application | D1 |
| Application for registration of industrial design under section 15 and rules 6 and 16, two or more industrial designs for articles forming a set of articles | \$500.00 for the first industrial design and \$300.00 for each other industrial | On filing application | D1 |
| Request to amend application for registration of industrial design under section 23 and rule 19 | \$100 | On filing request | D2 |
| Request for rectification of error in Register under section 66 and rule 48 | \$100 | On filing request | D2 |
| Request to correct error of translation or transcription or of any clerical error or mistake in any document under section 74 and rule 59 | \$100 | On filing request | D2 |
| Notice of withdrawal of application under section 20 and rule 17 | \$100 | On filing notice | D3 |
| For advertisement in <i>Gazette</i> of registration of industrial design | \$500 | On filing an application under section 15 and rule 6 | - |

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|---|---------------------------------------|---|-----|
| For certified copy of entry in Register or certified extract from Register under section 68 and rule 51 | \$50.00 | On filing application for copy | D4 |
| For certified copy of document kept by the Registry, not otherwise charged | \$50.00 | On filing application for copy | D4 |
| For uncertified copy of entry in Register or uncertified extract from Register under section 68 and rule 51 | 1.00 per copy | On filing application for copy | D5 |
| For uncertified copy of document kept by Registry, not otherwise charged | 1.00 per copy | On filing application for copy | D5 |
| For renewal of period of registration under sections 29(3) or (5) and rule 28, first 5 year extension | \$500.00 | On filing application for renewal | D6 |
| For renewal of period of registration under sections 29(3) or (5) and rule 28, second 5 year extension | \$700.00 | On filing application for renewal | D6 |
| Additional fee for renewal of period of registration under section 29(5) and rule 28 | \$200.00 | On filing application for renewal | D6 |
| Notice of particulars concerning any transaction, instrument or event under section 24 and rule 20 | \$200.00 | On filing notice | D7 |
| Application to register particulars of any transaction, instrument or event under Rules 30 or 31 | \$200.00 | On filing application | D7 |
| Counter-statement or Notice of Opposition under rules 35 or 36 | \$200.00 | On filing counter statement or notice of opposition | D8 |
| For certificate of Registrar under section 65(2) and rule 51 | \$50.00 | On filing application for certificate | D4 |
| Request for information or permission to inspect documents under section 69 and rule 52 | \$20.00 | On filing request | D9 |
| For inspecting and making search of Register under section 67 and rule 49 | 20 for each half-hour or part thereof | Before inspection or search | D10 |
| For extending period of time under rule 69 | \$150.00 | | D11 |

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| For appointment or change of agent under section 73 and rule 64 | - | - | D12 |
| Request for alteration of name, address and/or address for service under rules 61 and 63 | - | - | D13 |
| Notice to surrender registration under section 30 and rule 32 | - | - | D14 |