

Response ID ANON-6TNE-VMWZ-H

Submitted to Reviewing the designs framework: Call for views
Submitted on 2022-03-05 16:54:27

Introduction

1 What is your name?

Name:

[REDACTED]

2 What is your organisation?

Organisation:

[REDACTED]

3 What is your email address?

Email:

[REDACTED]

4 The Intellectual Property Office may wish to contact you to discuss your response. Would you be happy to be contacted to discuss your response?

Yes

Respondent information

5 If you are an individual, are you?

Design consultant

If you have selected other please specify:

6 If you are responding on behalf of an organisation, are you?

A design organisation

If you selected other please specify:

7 In which main industry do you or your business operate?

Specialist design, e.g. fashion design, industrial design, graphic design

If you selected other please specify:

8 How many people does your business employ?

0-1

Registered designs - search and examination

9 Do you have views on whether the IPO should change examination practice for designs?

Please add your views here:

Yes, I would like to see an extension of the publishing deferement from 12 to 18 or even 24 months. In my case the concept to prototype cycle is going to be approx 24 month and the protection offered by IPO is crucial in giving the confidence to go for collaborative or investment opportunity. I would reasonably expect to pay a duplicate fee for double the deferement.

10 Do you think it would be useful to introduce any of the options outlined? (please select all that apply)

Prior art searching, Two-tier system, Use of AI tools, Bad faith and opposition periods, Other

Please provide more detail below:

There will be many orgs. Lacking the skills required to complete prior art searches with a 100% confidence. Also liability protection cover if made available could be popular for multi component designs. Thinking of Dyson here!

Simplifying the designs system

11 What form of designs protection works best for you at present?

Please add your views here:

12 Do the different and overlapping ways of protecting the appearance of a product present any issues to creators and users of the system? If you think the system could be simplified, we would like your views on how to do this.

Please add your views here:

N/A

13 Are there terms in the Registered Designs Act which would benefit from clarification or guidance e.g. "get up"?

Please add your views here:

N/A

14 Please share any issues you or your clients have experienced in relation to the changes to disclosure requirements for unregistered designs since the end of the transition period (31 December 2020).

Please add your views here:

N/A

15 Would any of the options outlined, such as simultaneous disclosure, address this issue? Are there any other ways of addressing the lack of reciprocal recognition for unregistered designs in the UK and EU? If so, please provide details on how they may work in practice.

Please add your views here:

N/A