

INTELLECTUAL PROPERTY RIGHTS (IPR) POLICY

Intellectual property is an intangible asset of a person. It is a legal concept which refers to creations of the mind for which exclusive rights are recognized. Intellectual property, like any other form of conventional forms of property, is an asset.

Intellectual Property Rights (IPRs) are the legally recognized exclusive rights to creations of the mind. Under these rights, like any other form of a conventional property, intellectual property can be bought, sold, licensed or exchanged. Under intellectual property law

OBJECTIVE & NEED FOR IPR POLICY

The objective of intellectual property law is to grant incentive to the creator of a work. Inventive activity is supposed to result in innovation, which further leads to technological advancement

Every creation requires time, energy and effort. The time involved varies greatly between projects.

All the settings add up to a huge investment on the part of any creative professional. Thus, it is necessary to recognize and respect the intellectual creations of a creator.

TYPES OF INTELLECTUAL PROPERTY RIGHTS

The common types of intellectual property rights are: patents, copyright, trademarks, industrial design, trademarks, trade secrets, geographical indicators and layout design for Integrated Circuits.

Patents

A patent is an exclusive right granted for an invention, which is a product or a process that provides a new way of doing something, or offers a new technical solution to a problem. An invention may be defined as the idea of making a new and useful article, method or substance. Patent protection means that the invention cannot be commercially made, used, distributed or sold without the patent owner's consent. A Patent is granted for a period of 20 years from the date of filing the application of patent

Copyright

Copyright is a legal term describing the rights given to creators for their literary and artistic works. Copyright may apply to a wide range of creative, intellectual, or artistic forms, or works. This right provides economic right to the creator that is the financial benefit for a period lasting of fifty years after the creator's death.

Design

A design consists of the creation of a shape, configuration or composition of pattern or color, or combination of patterns and colors in three dimensional forms

Trademark

A trademark refers to a recognizable sign, design or expression which identifies products or services of a particular source from those of others.

Trade secret

A trade secret is a formula, practice, process, design, instrument, pattern or compilation of information which is not generally known

Registering intellectual property rights in India

Fill out the application form

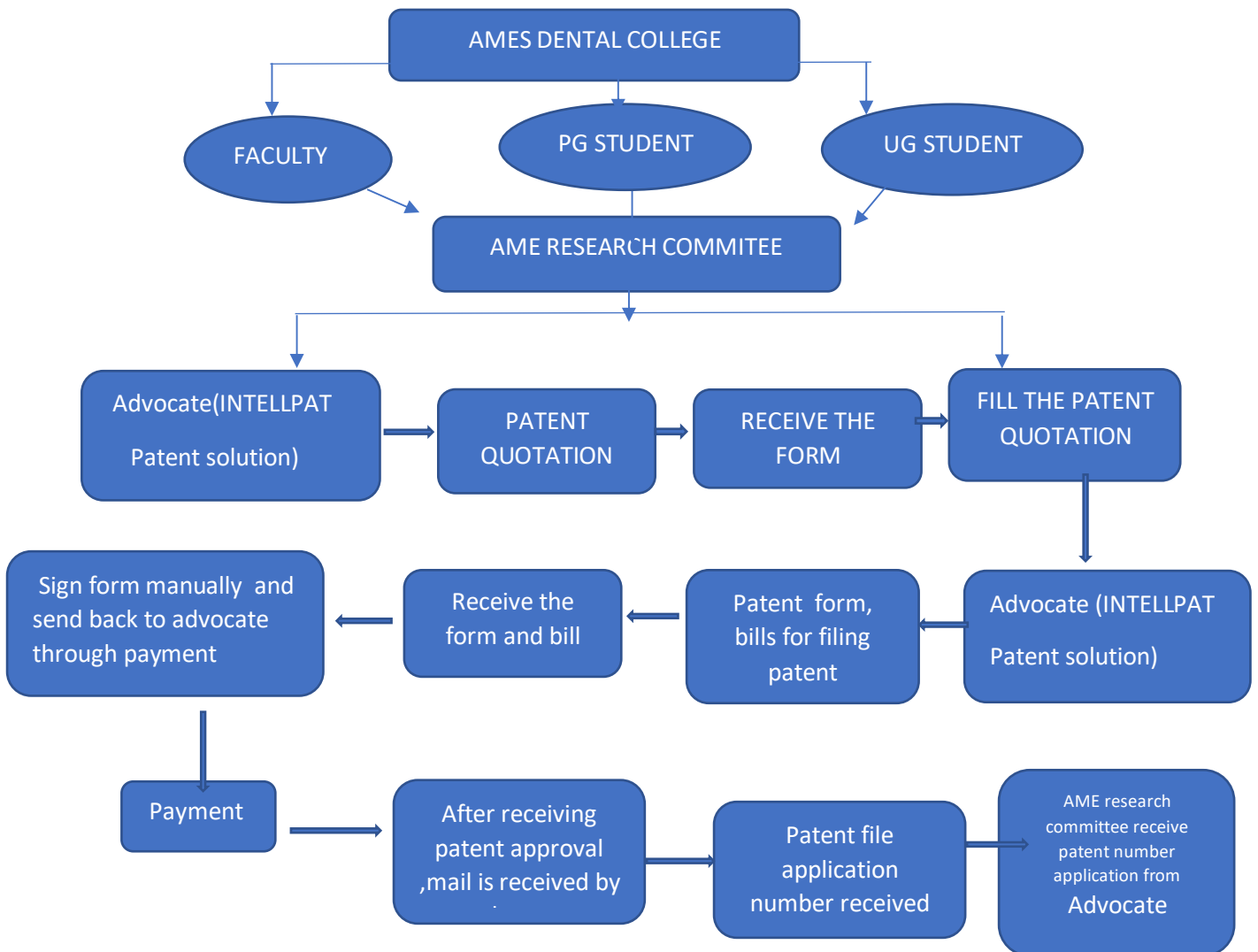
Preliminary analysis and examination

Objections are communicated via a show-cause notice

Publication in the IPR journal

Opposition of registration

IPR registration



LIST OF DOCUMENTS REQUIRED FOR PATENT FILING

- 1. Application form in duplicate (Form 1).
- 2. The provisional or complete specification in duplicate. If the provisional specification is filed, it must be followed by the complete specification within 12 months. (Form 2).
- 3. Drawing in duplicate (if necessary).
- 4. Abstract of the invention in duplicate.

- 5. Information & undertaking listing the number, filing date & current status of each foreign patent application in duplicate (Form 3)
- 6. Priority document (if the priority date is claimed) in convention application, when directed by the Controller
- 7. Declaration of inventor-ship where the provisional specification is followed by complete specification or in case of convention/PCT national phase application (Form 5).
- 8. Power of attorney (if filed through Patent Agent).
- 9. Fees (to be paid in cash/by cheque/by demand draft)

• **Application for Grant of Patent Form 01**

• **Provisional/Complete Specification Form 02**

• **Statement and Undertaking Under Section 8 Form 03**

• **Declaration as to Inventorship Form 05**

• **Request for Publication Form 09**

• **Request/Express Request for Examination of Application**

for Patent Form 18

• **Authorization of a Patent Agent/Or any Person in a Matter or Proceeding Under The Act Form 26**

