

CAMBODIA

INDUSTRIAL DESIGN HANDBOOK

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Legislation

Law on Patents, Utility Models and Industrial Designs (2003), Prakas (Declaration) on the Procedure for the Grant of Patents and Utility Model Certificates (2007).

Definition

An industrial design is the ornamental or aesthetic aspect of an article. The design may consist of three-dimensional features, such as the shape or surface of an article, or of two dimensional features, such as patterns, lines or color. Industrial designs are applied to a wide variety of products of industry and handicraft: from technical and medical instruments to watches, jewelry, and other luxury items; from housewares and electrical appliances to vehicles and architectural structures; from textile designs to leisure goods.

Criteria

The general requirements for a design to be eligible for protection are:

- novelty;
- it involves inventive step;
- it is susceptible of industrial application.

Rule of Priority

Applications for priority have to be made within six months from the earliest date of filing.

Duration

The duration of protection is 5 years from the official filing date in Cambodia. Thereafter, the registration may be renewed every 5 years up to a maximum of 15 years.



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Procedures

Application

Industrial design applications are filed with the Department of Industrial Property of the Ministry of Industry and Handicraft.

The application form and any documents forming a part of an application must be submitted in the Khmer.

As soon of the required documentation is submitted and an official fee is paid, the Registrar will provide an application number and filing date to the applicant.

Registration

The entire duration for obtaining a Patent for design will take approximately 12 months as of the official filing date.

Filing Requirements

The following information and/or documents are required to file an application for an industrial design application in Cambodia:-

- Application form:-

- Δ the name and address of the applicant.

- Δ description of the industrial design, comprising of:-

- (i) the name of the article to which the industrial design is applied;

- (ii) the field of using articles to which the industrial design is applied;

- (iii) stating the salient features of design to which the registration is sought.

- Δ a statement justifying the applicant's rights to the registration of the industrial design, if the creator himself is not the applicant.

- Power of Attorney.

- Six sets of representation of the design (drawings or photographs).

- Priority documents and certified English translation (if necessary) of the priority document.

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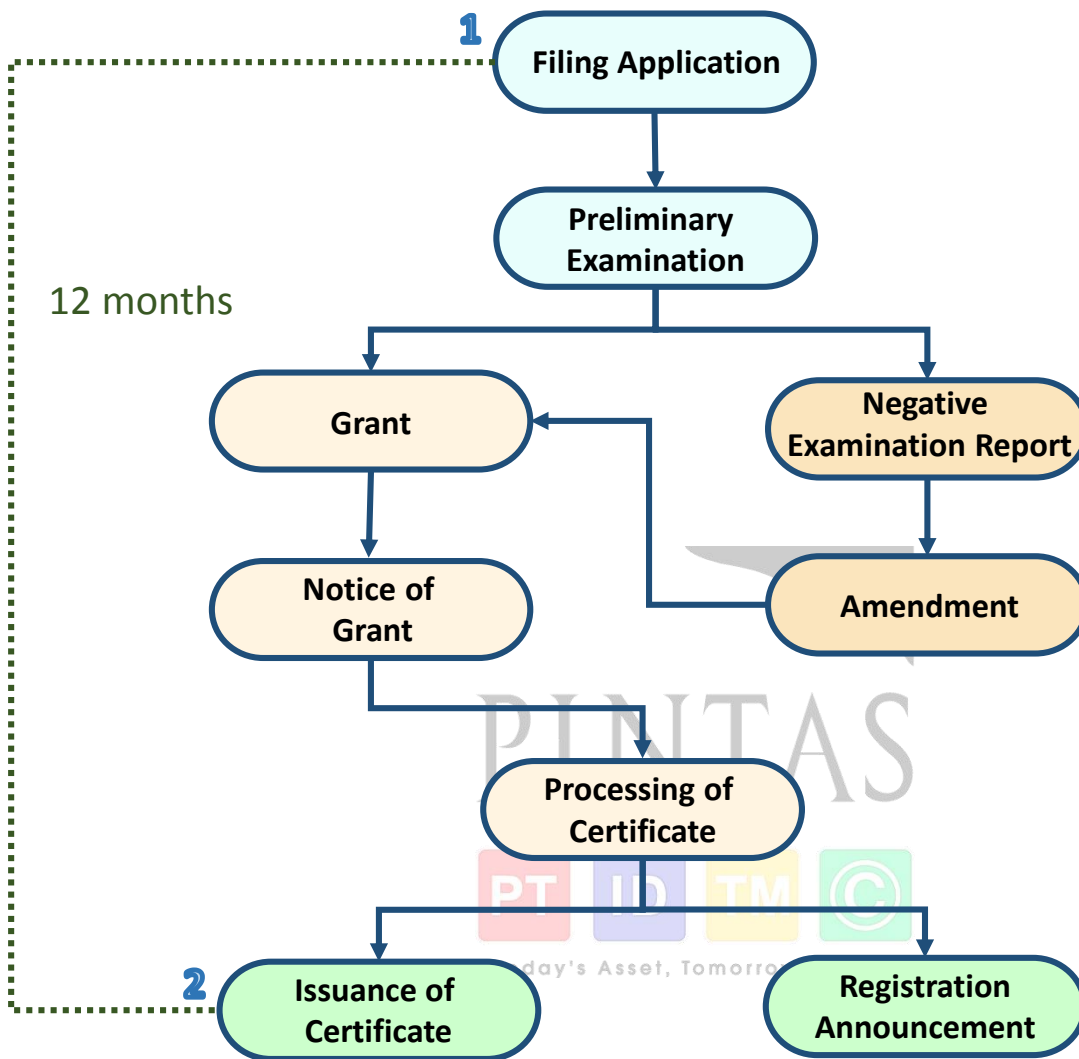
Documents To Be Furnished For Filing An Industrial Design Application in Cambodia

Basic Requirements		
Documents	Remarks	Time of Filing
Power of Attorney	Signed by applicant and notarized by the Notary Public	On filing date
Deed of Assignment	(if applicable) Signed by applicant and notarized by the Notary Public	On filing date
Drawing / Photographs	7-view orthographic drawings or photographs (must exhibit white background and be in grayscale) - front, back, left, right, top, bottom and perspective view. Dimension of representation should not be less than 90mm x 120mm and not exceeding 210mm x 297mm.	On filing date

Additional Documents for Claiming Convention Priority		
Documents	Remarks	Time of Filing
Priority documents	Certified	On filing date

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Industrial Design Application Process in Cambodia (Formality Examination Regime)



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2 The entire duration for obtaining a Patent for design will take approximately 12 months as of the official filing date.

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