

Von: Newsletter Jurinfo
Gesendet: Dienstag, 22. Juli 2008 13:38
An: Newsletter Jurinfo
Betreff: Newsletter no. 7/2008 "Legal Information"

Dear Madam, Dear Sir,

We have the pleasure of sending you herewith no. 7/2008 of our Newsletter "Legal Information". We hope you will enjoy reading it.

Table of Contents:

1. Copy protection will be federally monitored
2. Press conference «Improved protection for intellectual property as of July 1, 2008»
3. Madrid System: Repeal of the Safeguard Clause and other changes
4. Revision of the Trademarks Guidelines for July 1, 2008
5. Amended Plant Breeders' Rights Act Enters Into Force

1. Copy protection will be federally monitored

Circumventing technological measures such as access and copy barriers for protecting copyright protected works is illegal as of July 1, 2008. To assure that the interests of the arts and entertainment industry and those of the general public are equally met, an independent observer has been appointed by the Federal Council to identify any problems that arise and to mediate between those involved to find mutually satisfactory solutions. (Media release:

http://www.ige.ch/e/news/2008/documents/7_Beobachtungsstelle_E.pdf.

2. Press conference «Improved protection for intellectual property as of July 1, 2008»

Legal measures for dealing with counterfeited goods and piracy products will be more comprehensive in Switzerland begin-ning July 1, 2008. They reflect current developments and affect consumers as well. A joint press conference about the changes was held by the Federal Institute of Intellectual Property, Federal Councillor Eveline Widmer-Schlumpf and the STOP PIRA-CY association. Media release:

http://www.ige.ch/e/news/2008/documents/3_MM_E.pdf.

3. Madrid System: Repeal of the Safeguard Clause and other changes

The Institute has analyzed the consequences of repealing the safeguard clause for rights holders of international registrations based on a Swiss registration or one with extension to Switzerland. More information on this subject as well as a summary of other modifications which are also entering into force on September 1, 2008 in French (http://www.ige.ch/pool4s/documents/2008/nlm0061_f.pdf) or in German (http://www.ige.ch/pool4s/documents/2008/nlm0061_d.pdf).

4. Revision of the Trademarks Guidelines for July 1, 2008

The Institute has updated its trademark guidelines to conform with the latest developments particularly taking current judicature and changed legislative provisions into account. In particular, the revised fee ordinance should be mentioned. A few editorial changes were also made. The revised guidelines in German (<http://www.ige.ch/d/jurinfo/j10102.shtm>) or French (<http://www.ige.ch/f/jurinfo/j10102.shtm>) go into effect July 1, 2008 and will apply to all pending procedures.

5. Amended Plant Breeders' Rights Act Enters Into Force

The Federal Council has decided to put the amendment of the Plant Breeders' Rights Act into force as of September 1, 2008. In the context of the revision of the Plant Breeders' Rights Act, provisions on the Farmers' Privilege (new Arts. 35a und 35b) and on compulsory licenses for dependent plant breeders' rights (new Art. 36a) will be introduced in the Patent Act: <http://www.ige.ch/e/jurinfo/j100.shtm#a04>.

Yours sincerely,

Federal Institute of Intellectual Property
Felix Addor
Deputy Director General