

**Von:** Newsletter Jurinfo  
**Gesendet:** Freitag, 5. August 2011 09:54  
**An:** Newsletter Jurinfo  
**Betreff:** Newsletter no. 5/2011 "Legal Information"

Dear Madam, Dear Sir,

We have the pleasure of sending you herewith no. 5/2011 of our Newsletter "Legal Information". We hope you will enjoy reading it.

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Published on 01.07.2011

### 1. Trademark Guidelines – Italian version

The Institute's guidelines for trademark examination of January 1st 2011 are now also available in Italian on the Institute's web site: <https://www.ige.ch/it/info-giuridiche/settori-giuridici/marchi/direttive-in-materia-di-marchi.html>. In case of questions or comments please contact Mrs Carol-Anne Ghiggi: [Carol-Anne.Ghiggi@ipi.ch](mailto:Carol-Anne.Ghiggi@ipi.ch)

Published on 01.07.2011

### 2. New version of the substantive examination directives (in German or French)

On 1 July, an updated version of the examination directives in German: [https://www.ige.ch/fileadmin/user\\_upload/Juristische\\_Infos/d/richtpat.pdf](https://www.ige.ch/fileadmin/user_upload/Juristische_Infos/d/richtpat.pdf) or French: [https://www.ige.ch/fileadmin/user\\_upload/Juristische\\_Infos/f/dirpat.pdf](https://www.ige.ch/fileadmin/user_upload/Juristische_Infos/f/dirpat.pdf) entered into force.

The main revision concerned Section 13 on supplementary protective certificates relating to Federal Administrative Court decisions that have a direct impact on our examination practice. The new version of the directives also takes into consideration the provisions of the Patent Attorney Act, which recently entered into force (No. 1.2.3). In addition, some imprecisions in the text and typographical errors were also corrected.

Published on 01.07.2011

### 3. Applicants with a principle place of business abroad must no longer appoint a representative

With the entry into force of the Patent Attorney Act (PatAA) on 1 July 2011, the mandatory appointment of a representative laid down in the Patent Act, Trade Mark Protection Act and Design Act will be set aside: whereas applicants without residence or a principle place of business in Switzerland previously had to appoint a representative domiciled in Switzerland, they may now indicate a correspondence address in Switzerland only (Art. 13, para. 1, PatA; Art. 42 TPA; Art. 18, para. 1 DesA).

The Patent Attorney Act now protects the professional title of patent attorney in Switzerland. See Press release:

[https://www.ige.ch/fileadmin/user\\_upload/Juristische\\_Infos/e/press\\_releases/press\\_release\\_pat-att\\_pat-court\\_20110511.pdf](https://www.ige.ch/fileadmin/user_upload/Juristische_Infos/e/press_releases/press_release_pat-att_pat-court_20110511.pdf). Whoever wishes to use this professional title must be able to prove specific professional qualifications as well as be registered in the Patent Attorney Register. The Patent Attorney Register is maintained by the IPI and can be viewed online with immediate effect: <https://www.ige.ch/en/patent-attorney-register.html>.

Published on 01.07.2011

#### **4. Change of practice: Filing of authorisation now no longer required in opposition procedures**

Change of practice: Filing of authorisation now no longer required in opposition procedures:  
<https://www.ige.ch/en/legal-info/legal-areas/trademarks.html#c22586>

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#### ***Training***

**Module: “In-depth IP rights” in autumn of 2010 in Bern.** For more information:

<https://www.ige.ch/en/legal-info/news/news-details/news/modul-vertiefung-schutzrechte-im-fruehling-und-im-herbst-2011-in-bern/161/next/1.html>

**Module: “A basic knowledge of protective rights” in autumn of 2011 in Bern.** For more information:

<https://www.ige.ch/en/legal-info/news/news-details/news/modul-basiswissen-schutzrechte-im-fruehling-und-im-herbst-2011-in-bern/161/next/1.html>

**Course: “Intellectual Property Law: A practice-oriented course” in spring and autumn of 2011 in Bern and Lausanne.** For more information:

<https://www.ige.ch/en/legal-info/news/news-details/news/kurs-immaterialgueterrechte-eine-praxisorientierte-ausbildung-im-fruehling-und-herbst-2011-in-be/161/next/1.html>

**Course: “Patents, Trade Marks & Co. ” – August 2011 in Bern.** For more information:

<https://www.ige.ch/en/legal-info/news/news-details/news/kurs-patente-marken-co-im-februar-mai-und-august-2011-in-bern/161/next/1.html>

**Training course: “Preparation for the Patent Attorney Examination” from September 2011 until June 2012 in Berne.** For more information:

<https://www.ige.ch/en/legal-info/news/news-details/news/lehrgang-vorbereitung-patentanwaltspruefung-vom-september-2011-bis-juni-2012-in-bern/161.html>

Yours sincerely,

Federal Institute of Intellectual Property  
Felix Addor  
Deputy Director General