

## CUBA (CU)

### I. LEGISLATIVE PROFILE

#### 1. National Legislation



##### a. Industrial Property

**Capital:** Havana  
**Population:** 11,222,000

##### Patents:

- Decree Law No. 68, May 1983.
- Resolution No. 999 of the Academy of Science of Cuba, June 1983, as last amended by Resolution No. 1046, September 1983 (under the Decree Law No. 68).
- Resolution No. 1100 of the Academy of Science of Cuba, November 1983, (under the Decree Law No. 68).
- Decree Law No. 160, June 1995 (to facilitate the filing and modification of patent applications for pharmaceutical products and chemical products in agriculture).

##### Trade Marks:

As above, under Patents.

##### Industrial Designs:

As above, under Patents.

##### b. Copyright and Related Rights

##### Copyright:

- *Ley de Derecho de Autor No. 14.* Copyright Law No. 14, December 1977.
- Decreto No. 20 de Creación de CENDA, February 1978.
- *Decreto ley No. 156.* Decree Law No. 156, September 1994 on the duration of copyright protection.

##### Related Rights:

None.

##### c. Other Country-Specific Legislation or Activities

##### Appellations of Origin / Geographical Indications / Indications of Source:

As above, under Patents, Decree Law No. 68.

##### Unfair Competition:

As above, under Patents, Decree Law No. 68.

##### Transfer of Technology:

As above, under Patents, Decree Law No. 68.

##### d. Sources for Information on National Laws

Information not available.

## 2. Membership of International Bodies

### a. Membership of WIPO treaties:

- WIPO Convention, since March 1975.
- Paris Convention (Industrial Property), since November 1904.
- Berne Convention (Literary and Artistic Works), since February 1997.
- PCT (Patents), since July 1996.
- PLT (Patent Law Treaty), Signatory since June 2000.
- Madrid Agreement (International Registrations of Marks), since December 1989.
- Madrid Protocol (International Registration of Marks), since December 1995.
- Madrid Agreement (False or Deceptive Indications of Source on Goods), since January 1905.
- Nice Agreement (International Classification of Goods and Services), since December 1995.
- Lisbon Agreement (Appellations of Origin), since September 1966.
- Locarno Agreement (International Classification for Industrial Designs), since October 1998.
- Strasbourg Agreement (International Patent Classification), since November 1996.
- Vienna Agreement (International Classification of the Figurative Elements of Marks), since July 1997.
- Budapest Treaty (Deposit of Micro-organisms), since February 1994.
- Nairobi Treaty (Olympic Symbol), since October 1984.

b. WTO: Member and Signatory to TRIPS Agreement, since April 1995.

### c. Membership of other bodies/treaties: UCC.

- Member of UCC since March 1957.

## II. ADMINISTRATION

### 1. Industrial Property

#### Supervisory Ministry:

*Ministerio de Ciencia, Tecnología y Medio Ambiente*

Ministry of Science, Technology and the Environment

Capitolio Nacional

C.P. 12400, Havana

*Title of Head:* Minister of Science, Technology and Environment

Tel.: (537) 67.07.56

Fax: (537) 33.86.54

E-mail: [rosae@ceniai.inf.cu](mailto:rosae@ceniai.inf.cu)

#### Industrial Property Office:

*Oficina Cubana de la Propiedad Industrial (OCPI)*

Cuban Industrial Property Office

Calle Picota N° 15 entre Luz y Acosta

1, La Habana Vieja

C.P. 10100, Havana

*Title of Head:* Director

Tel.: (537) 866.05.56/7/8  
866.05.50

Fax: (537) 866.56.10

E-mail: [ocpi@ocpi.cu](mailto:ocpi@ocpi.cu)

Internet website: [www.ocpi.cu](http://www.ocpi.cu)

## 2. Copyright and Related Rights

### Supervisory Ministry:

*Ministerio de Cultura* Tel.: (537) 55.22.76/50/60  
 Ministry of Culture Fax: (537) 33.30.13  
 Calle 2 entre 11 y 13  
 Zona 4, Vedado  
 Havana 10400  
*Title of Head:* Minister of Culture

### Copyright Office:

*Centro Nacional de Derecho de Autor (CENDA)* Tel.: (537) 832.35.71-73  
 National Copyright Center 830.64.65  
 Calle 15 No. 604 entre B y C (Director General)  
 Zona 4, Vedado Fax: (537) 833.20.30  
 Apartado Postal 4521 E-mail: [cenda@cubarte.cult.cu](mailto:cenda@cubarte.cult.cu)  
 Havana 10400 Internet: [www.cenda.cu](http://www.cenda.cu)  
*Title of Head:* Director General

### Collective Management Societies:

*Agencia Cubana de Derechos de Autor Musical (ACDAM)* Tel.: (537) 36.341  
 30.27.44  
 Calle 6, No. 313 entre 13 y 15 30.28.18  
 Zone 4, Vedado Fax: (537) 33.43.47  
 Apartado Postal 4133 E-mail: [acdam@acdam.cult.cu](mailto:acdam@acdam.cult.cu)  
 Havana 10400  
*Title of Head:* Director General

*Agencia de Autores Visuales (ADAVIS)* Tel.: (537) 203.85.81  
 Calle 3ra. No. 1205 entre 12 y 14 202.43.27  
 Playa. Ciudad de La Habana 209.65.69  
 Havana Fax: (537) 204.27.44  
*Title of Head:* Director General E-mail: [adavis.cnap@cubarte.cult.cu](mailto:adavis.cnap@cubarte.cult.cu)

## III. AUTHORITIES ENFORCING INTELLECTUAL PROPERTY

### Industrial Property Tribunal

*Contact point:*  
 As above, under Industrial Property Office.

### Copyright Tribunal

No courts specifically for copyright issues.

*El Tribunal Supremo Popular.*  
 Provincial courts.

*Contact point:*  
 As above, under Copyright Office.

### Other

Information not available.

#### IV. EDUCATIONAL INSTITUTIONS TEACHING INTELLECTUAL PROPERTY

*Universidad de la Habana*  
*Facultad de Derecho*  
 Calle L y San Lázaro  
 Vedado  
 Havana

Fax: (537) 78.04.13  
 E-mail: [fderecho@comuh.uh.cu](mailto:fderecho@comuh.uh.cu)

In addition to the above, other universities offering courses in Intellectual Property include:

*Universidad Central de Las Villas "Martha Abreu"*  
*Filial de Cienfuegos*  
*Filial de Sancti Espiritu*  
*Universidad de Camagüey*  
*Universidad de Santiago de Cuba*

#### V. INDUSTRIAL PROPERTY STATISTICS

Applications filed and/or registered for 1999 and 2005:

		Patents (direct filings)	Trade Marks	Industrial Designs <u>1999</u>
Applications by:	residents	94	301	84
	non-residents	5	482	9
Grants to:	residents	34		41
	non-residents	2		11

##### **PCT – 2005**

Applications by residents and non-residents:

186 (National Phase Entries)

Grants to residents and non-residents:

Information not available

##### **Madrid System – 2005**

###### International Registrations:

Total applications: 1,895 (non-residents only)

Total registrations: 1,689  
 (non-residents only)