

ECUADOR (EC)

I. LEGISLATIVE PROFILE

1. National Legislation



a. Industrial Property

Capital: Quito
Population: 12,880,000

Patents:

- Decisión No. 486, Régimen Común sobre Propiedad Industrial – Comisión de la Comunidad Andina, diciembre 2000. Decision No. 486, Andean Community Common Provisions on Industrial Property, December 2000.
- Ley de Propiedad Intelectual, publicada en el Registro Oficial No. 320, mayo 1998. Intellectual Property Law No. 320, May 1998.
- *Reglamento a la Ley de Propiedad Intelectual, publicado en el Registro Oficial No. 20, febrero 1999.* Regulations to the Intellectual Property Law, published February 1999.

Trade Marks:

As above, under Patents.

Industrial Designs:

As above, under Patents.

b. Copyright and Related Rights

Copyright:

- Decision No. 351 of the Cartagena Agreement, October 1993, which establishes a common regime on copyright and related rights for the Member Countries of the Andean Group.
- Regulation of the Copyright Law and Decision No. 351 of Cartagena Agreement, which establishes a common regime on copyright and related rights for the Member Countries of the Andean Group, March 1995.
As above, under Patents, *Ley de Propiedad Intelectual.*
As above, under Patents, *Reglamento a la Ley de Propiedad Intelectual.*

Related Rights:

As above, under Copyright.

c. Other Country-Specific Legislation or Activities

Utility Models:

As above, under Patents.

Appellations of Origin / Geographical Indications / Indications of Source:

As above, under Patents.

Transfer of Technology:

- Andean Group Common Provisions on the Treatment of Foreign Capital, Licensing and Royalties, Decision No. 291 of the Commission of the Cartagena Agreement, March 1991.

Protection of Undisclosed Information:

As above, under Patents.

Layout Designs (Topographies) of Integrated Circuits:

As above, under Patents.

Plant Variety Protection:

- Decisión No. 345, Régimen Común de Protección a los derechos de los Obtentores de Variedades Vegetales – Comisión de la Comunidad Andina, octubre 1993.
Decision No. 345, Common Regime for the Protection of Plant Breeders' Rights – Commission of the Andean Community, October 1993.
- Reglamento a la Decisión No. 345.
As above, under Patents, *Ley de Propiedad Intelectual*.
As above, under Patents, *Reglamento a la Ley de Propiedad Intelectual*.

d. Sources for Information on National Laws

<i>Centro Regional para el Fomento del Libro en América Latina y el Caribe (CERLALC)</i>	Tel.: (571) 212.60.56
Calle 70 No. 9-52	Fax: (571) 321.75.03
Santafé de Bogotá	E-mail: cerlalc@imposat.net.co
Colombia	

Publications: DATALEX

<i>Tribunal de Justicia de la Comunidad Andina</i>	Tel.: (593.22) 52.99.90/8
Calle Roca 450 y Avenida 6 de Diciembre	Fax: (593.22) 55.45.33
Quito	E-mail: tjca@impsat.net.ec
<i>Title of Head:</i> President	

Publication: *Jurisprudencia del Tribunal Andino de Justicia de la Comunidad Andina de Naciones.*

2. Membership in International Bodies**a. Membership in WIPO Treaties:**

- WIPO Convention, since May 1988.
- Paris Convention (Industrial Property), since June 1999.
- Berne Convention (Literary and Artistic Works), since October 1991.
- PCT (Patents), since May 2001.
- Rome Convention (Performers, Producers of Phonograms and Broadcasting Organizations), since May 1964
- Geneva Convention (Unauthorized Duplication of Phonograms), since September 1974.
- WCT (WIPO Copyright Treaty), since March 2002.
- WPPT (WIPO Performances and Phonograms Treaty), since May 2002.

b. WTO: Member and Signatory to TRIPS Agreement, since January 1996.**c. Membership of other bodies: Andean Community, UCC, UPOV.**

- Member of Andean Community since January 1993.
- Member of UCC since March 1957.

- Member of UPOV since August 1997.

II. ADMINISTRATIVE PROFILE

1. Industrial Property

Supervisory Ministry:

Ministerio de Comercio Exterior
 Ministry of Foreign Trade
 Av. Eloy Alfaro 30-350 y Amazonas
 Edificio MAG-MICIP, piso 3
 Casilla 17-03-194-A
 Quito

Title of Head: Minister of Foreign Trade

Tel.: (593.22) 56.66.86
 Fax: (593.22) 56.22.58
 E-mail: micipl@micip.gov.ec

Industrial Property Office:

*Instituto Ecuatoriano de la Propiedad
 Intelectual (IEPI)*
 Ecuadorian Institute of Intellectual Property
 Avenida República 396 y Diego de Almagro
 Edificio FORUM 300
 Quito

Title of Head: President

Tel.: (593.22) 50.79.98
 50.80.00/2/3/4
 Fax: (593.22) 50.80.26
 E-mail: iepi@interactive.net.ec
 website: <http://www.iepi.ec/>

*Dirección Nacional de Propiedad Intelectual
 del IEPI*

As above, under Industrial Property Office
Title of Head: Director

Tel.: (593.22) 50.80.19
 50.80.00
 Fax: (593.22) 50.80.26
 E-mail: iepi@interactive.net.ec

2. Copyright and Related Rights:

Supervisory Ministry:

Ministerio de Educación y Cultura
 Ministry of Education and Culture
 Edificio "Fried"
 Calle Mejía 322 y Guayaquil
 Quito

Title of Head: Director

Tel.: (593.22) 52.20.20
 Fax: (593.22) 58.33.41

Copyright Office:

*Dirección Nacional de Derecho de Autor
 y Derechos Conexos del IEPI*
 As above, under Industrial Property Office
Title of Head: Director

Tel.: (593.22) 50.80.20
 50.80.00
 Fax: (593.22) 50.80.26
 E-mail: iepi@interactive.net.ec

Collective Management Societies:

<i>Sociedades de Autores Cinematográficos (ASOCINE)</i>	Tel.: (593.22) 22.99.15 50.95.54
Yáñez Pinzón 215 y Avenida Colón	Fax: (593.22) 50.95.54
Quito	E-mail: asocine@andinanet.net
<i>Title of Head: Director General</i>	
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<i>Sociedad de Artistas, Intérpretes y Músicos Ejecutantes del Ecuador (SARIME)</i>	Tel.: (593.22) 22.47.89 22.60.14
Checa Oe2-32 y Manuel Larrea	Fax: (593.22) 22.47.89
Quito	22.60.14
<i>Title of Head: President</i>	E-mail: aapp@uio.satnet.net
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<i>Sociedad de Autores y Compositores Ecuatorianos (SAYCE)</i>	Tel.: (593.22) 24.30.83 92.17.36
Av. 10 de Agosto N43-147 y Río Coca	92.17.37
Quito	Fax: (593.22) 46.26.38
<i>Title of Head: President</i>	E-mail: matriz@porta.net
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<i>Sociedad de Productores Fonográficos (SOPROFON)</i>	Fax: (593.22) 52.62.12 52.62.52
Av. Colón 1468 y 9 de Octubre	E-mail: mromero@marklaw.com.ec
Edif. Solamar, 6º. piso, oficina 608	
Quito	
<i>Title of Head: Representante Legal</i>	

III. AUTHORITIES ENFORCING INTELLECTUAL PROPERTYIndustrial Property Tribunals

Regional level for industrial property and copyright issues (civil and penal cases) in member states of the Andean Pact (Bolivia, Colombia, Ecuador, Peru and Venezuela):

Tribunal de Justicia de la Comunidad Andina
As above, under Sources for Information on
National Laws

<i>Corte Suprema de Justicia</i>	Tel.: (593.22) 90.04.24
6 de Diciembre y Piedrahita	29.004.01
Palacio de Justicia	to 18 Troncal
Quito	Fax: (593.22) 90.04.25
<i>Title of Head: President</i>	E-mail: pres-csj@access.net.ec
<hr/>	
<i>Corte Superior de Justicia</i>	Tel.: (593.22) 90.04.89
As above, under <i>Corte Suprema de Justicia</i>	90.04.23
<i>Title of Head: President</i>	90.04.15
	Fax: (593.22) 90.04.88

Tribunales Distritales de lo Contencioso
Administrativo
Distrito No. 1
 9 de Octubre 1203 y Santa María
 Quito
Title of Head: President

Tel.: (593.22) 54.18.07
 Fax: (593.22) 54.02.58

Contact point:
Instituto Ecuatoriano de la Propiedad
Intelectual (IEPI)
 As above, under Industrial Property Office

Tel.: (593.2) 54.38.94
 Fax: (593.2) 50.75.49

Comité de Propiedad Intelectual,
Industrial y Obtenciones Vegetales del IEPI
 As above, under Industrial Property Office

Tel.: (593.22) 50.80.21
 50.80.00
 Fax: (593.22) 50.80.26
 E-mail: iepi@interactive.net.ec

Copyright Tribunal

As above, under Industrial Property Tribunal.

Other

Information not available.

IV. EDUCATIONAL INSTITUTIONS TEACHING INTELLECTUAL PROPERTY

Universidad del Azuay
 Av. 24 de Mayo 777 y Hernán Malo
 Cuenca
Title of Head: Rector

Tel.: (593.7) 88.13.33
 Fax: (593.7) 81.59.97
 E-mail: mast@uazuay.edu.ec

Universidad Católica de Santiago de Guayaquil
 Av. Carlos Julio Arosemena, Km 1½
 Guayaquil
Title of Head: Rector

Tel.: (593.42) 20.13.49
 Fax: (593.42) 20.00.71
 E-mail: doumetmi@ucesg.edu.ec

Pontificia Universidad Católica del Ecuador
 Av. 12 de Octubre y Roca
 Quito
Title of Head: Rector

Tel.: (593.22) 56.56.27
 Fax: (593.22) 56.71.17
 E-mail: administrador@puceuo.puce.edu.ec

Universidad de las Américas
 Av. Colón E9-241 y 6 de Diciembre
 Quito
Title of Head: Rector

Tel.: (593.22) 55.57.35
 56.61.79
 Fax: (593.22) 56.37.57
 E-mail: admision@uamericas.edu.ec

Universidad San Francisco de Quito
 Jardines del Este, Círculo de Cumbayá
 Quito
Title of Head: Chancellor

Tel.: (593.22) 89.17.72
 Fax: (593.22) 89.00.70
 E-mail: santiago@mail.usq.edu.ec

Universidad Central del Ecuador
 Ciudadela Universitaria
 Quito
Title of Head: Rector

Tel.: (593.22) 22.60.80
 22.65.21
 22.65.90
 Fax: (593.22) 50.58.60
 E-mail: rectorado@ucentral.edu.ec
 Internet website: www.ucentral.edu.ec

Universidad Andina Simón Bolívar
 Toledo N22-80. Plaza Brasilia
 Quito
Title of Head: Rector

Tel.: (593.22) 22.14.93
 Fax: (593.22) 50.81.56
 E-mail: uasb@uasb.edu.ec

V. INDUSTRIAL PROPERTY STATISTICS

Applications filed and / or registered for 2002 and 2005:

		Patents (direct filings)	Trade Marks	Industrial Designs (2002)
Applications by:	residents	11	5,907	21
	non-residents	151	2,148	62
Grants to:	residents		4,110	16
	non-residents		2,407	50

PCT-2005

Applications by residents and non-residents: 429 (National Phase Entries)
 Grants to residents and non-residents: Information not available.