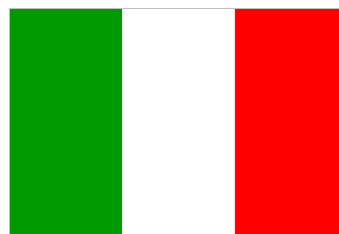


## ITALY (IT)

### I. LEGISLATIVE PROFILE

#### 1. National Legislation



##### a. Industrial Property

**Capital:** Rome  
**Population:** 57,691,000

##### Patents:

- Law on Patents for Inventions (Royal Decree No. 1127 of 1939), as last amended by Legislative Decree No. 198 of 1996.
- Law No. 64, June 1997, on the filing, granting and registration of patents, designs and trademarks.
- Decree No. 74, June 1999, contains the Regulation which fully implements Law No. 64, June 1997, making it possible to file patent, trademark and design applications in the Republic of San Marino.

##### Trade Marks:

- Trademark Law (Royal Decree No. 929 of 1942), as last amended by Legislative Decree No. 198 of 1996.

##### Industrial Designs:

- Legislative Provisions on Patents for Industrial Models, (Royal Decree No. 1411 of 1940), as last amended by Legislative Decree No. 198 of 1996.
- Decree No. 95, February 2001, in force April 2001, fully implements Directive 98/71/EC on the legal protection of designs.

##### b. Copyright and Related Rights

##### Copyright:

- Law on the Protection of Copyright and Neighboring Rights, No. 633, April 1941, as amended by Law No. 406, July 1981, Decree Law No. 154, May 1997, several laws on specific issues, and latest Legislative Decree on the Implementation of CEE Directive 92/100/CEE, November 1994.

##### Related Rights:

As above, under Copyright.

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

##### Unfair Competition:

- Competition and Fair Trading Act, Law No. 287, October 1990.

##### Layout Designs (Topographics) of Integrated Circuits

- Law No. 70 on the Legal Protection of Topographies of Semiconductor Products, February 1989.

- d. Sources for Information on National Laws  
Information not available.

## 2. Membership of International Bodies

### a. Membership of WIPO treaties:

- WIPO Convention, since April 1977.
- Paris Convention (Industrial Property), since July 1884.
- Berne Convention (Literary and Artistic Works), since December 1887.
- PCT (Patents), since March 1985.
- PLT (Patent Law Treaty), Signatory since June 2000.
- Madrid Agreement (False or Deceptive Indications of Source on Goods), March 1951.
- Madrid Agreement (International Registration of Marks), since October 1894.
- Madrid Protocol (International Registration of Marks), since April 2000.
- Hague Agreement (International Deposit of Industrial Designs), since June 1987.
- Nice Agreement (International Classification of Goods and Services), since April 1961.
- Lisbon Agreement (Appellations of Origin), since December 1968.
- Rome Convention (Performers, Producers of Phonograms and Broadcasting Organizations), since April 1975.
- Locarno Agreement (International Classification for Industrial Designs), since August 1975.
- Strasbourg Agreement (International Patent Classification), since March 1980.
- Geneva Convention (Unauthorized Duplication of Phonograms), since March 1977.
- Brussels Convention (Distribution of Programme-Carrying Signals Transmitted by Satellite), since July 1981.
- Budapest Treaty (Deposit of Micro-organisms), since March 1986.
- Nairobi Treaty (Olympic Symbol), since October 1985.

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

### c. Membership of other bodies/treaties: EPO, EU-OHIM, UCC, UPOV.

- Member of EPO since January 1978.
- Member of EU since March 1957.
- Member of UCC since October 1956.
- Member of UPOV since July 1977.

## II. ADMINISTRATION

### 1. Industrial Property

#### Supervisory Ministry:

*Ministero delle Attività Produttive*

Ministry of Production Activities

2, via Molise

I-00187 Rome

*Title of Head:* Minister of Production Activities

Industrial Property Office:

Directorate General Industrial Production	Tel.:	(39.06)	47.88.79.74
Italian Patent and Trademark Office			47.05.30.16
Ministry of Production Activities			(Director)
As above, under Supervisory Ministry.			47.05.27.36
<i>Title of Head:</i> Director			47.05.30.48
			47.05.30.68
			(Inventions)
			47.05.30.81
			(Trade Marks)
			47.05.30.65
			(Industrial Designs)
			47.05.30.54
			(Library)
	Fax:	(39.06)	47.05.56.35
			47.05.56.17
			(Division IX: International & EC Trademarks)
			Internet website:
			<a href="http://www.european-patent-office.org/it/">http://www.european-patent-office.org/it/</a>

**2. Copyright and Related Rights**Supervisory Ministry:

<i>Ministero per i Beni e le Attività Culturali</i>	Tel.:	(39.06)	77.70.12.03/08
<i>Segretariato Generale – Servizio XI</i>	Fax:	(39.06)	77.70.12.44/56
Via della Ferratella in Laterano, 51	E-mail:		<a href="mailto:dirittodautore@beniculturali.it">dirittodautore@beniculturali.it</a>
I-00184 Rome	Internet website:		
<i>Title of Head:</i> Minister			<a href="http://www.beniculturali.it">http://www.beniculturali.it</a>

Copyright Office:

*Diritto d'Autore e Vigilanza sulla S.I.A.E*  
As above, under Supervisory Ministry for  
Copyright and Related Rights.

Collective Management Societies:

Information not available.

**III. AUTHORITIES ENFORCING INTELLECTUAL PROPERTY**Industrial Property Tribunal

<i>Contact point for international treaties:</i>			
Ministry of Foreign Affairs	Tel.:	(39.06)	36.91.22.79
Deputy's Office for IP Agreements	Fax:	(39.06)	36.91.22.77
Head of Service for IP Agreements			
Piazzale della Farnesina 1			
I-00194 Rome			



## V. INDUSTRIAL PROPERTY STATISTICS

Applications filed and/or registered for 2000 and 2002: Patents filed by EPO

		Patents <u>2002</u>	Trade Marks <u>2000</u>	Industrial Designs <u>2000</u>
Applications by:	residents	2,439	39,459	1,372
	non-residents	50,330	8,135	1,057
Grants to:	residents	820	27,278	1,856
	non-residents	14,823	4,471	1,321

**PCT – 2002** Figures given for the EPO filed under the PCT:

Applications by residents and non-residents: 111,182 (1,647 residents, 109,535 non-residents)

Grants to residents and non-residents: 19,256 (465 residents, 18,791 non-residents)

### **Madrid System – 2002**

#### International Registrations:

Total applications: 9,385 (non-residents only)

Total registrations: 9,385 (non-residents only)

**The Hague System** – Information not available.

#### International Registrations:

Total applications:

Total registrations: