

## JAMAICA (JM)

### I. LEGISLATIVE PROFILE

#### 1. National Legislation

##### a. Industrial Property

**Capital:** Kingston  
**Population:** 2,668,000



##### Patents:

- Patent Act No. 30 of 1857.
- Patent Amendment Act No. 42-74, October 1974.
- Patent Amendment Act No. 8-75, March 1975.
- Draft Patents and Designs Act, 2001, under consideration.

##### Trade Marks:

- Trademarks Act No. 32 of 1999 and Trademarks Rules, 2001, in force since September 2001; this legislation has replaced the 1957 Act and Rules.

##### Industrial Designs:

- Industrial Designs Act No. 32, July 1937.
- Industrial Designs (Amendment) Act No. 9-75, March 1975.
- Designs Rules, September 1937.
- Designs (Amendment) Rules No. 171, December 1983.  
As above, under Patents (Draft Patents and Designs Act, 2001).

##### b. Copyright and Related Rights

##### Copyright:

- The Copyright Act No. 46, December 1911 (an Imperial Statute in force in Jamaica).
- The Copyright Act No. 12, July 1913 (a local statute dealing mainly with penalties for copyright offences and the application in Jamaica of the 1911 Act).
- The Copyright Act No. 17, July 1977 (a local statute enacted as Act 17 of 1977, which was never brought into operation).
- The Copyright Act No. 4, September 1993.
- The Copyright Amendment Act No. 29, September 1999.

##### Related Rights:

As above, under Copyright.

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

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

- Draft Protection of Geographical Indications Act, 2001, under consideration.

##### Protection of Undisclosed Information:

As above, under Patents (Draft Patents and Designs Act, 2001).

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

- Layout Designs Act No. 30, September 1999.

- d. Sources for Information on National Laws  
 Jamaica Intellectual Property Office  
 As below, under Industrial Property Office

## 2. Membership of International Bodies

### a. Membership of WIPO treaties:

- WIPO Convention, since December 1978.
- Paris Convention (Industrial Property), since December 1999.
- Berne Convention (Literary and Artistic Works), since January 1994.
- Nice Agreement (International Classification of Goods and Services), since February 2006.
- Rome Convention (Performers, Producers of Phonograms and Broadcasting Organizations), since January 1994.
- Geneva Convention (Unauthorized Duplication of Phonograms), since January 1994.
- Vienna Agreement (International Classification of the Figurative Elements of Marks), since February 2006.
- Brussels Convention (Distribution of Programme-Carrying Signals Transmitted by Satellite), since January 2000.
- Nairobi Treaty (Olympic Symbol), since March 1984.
- WCT (WIPO Copyright Treaty), since June 2002.
- WPPT (WIPO Performances and Phonograms Treaty), since June 2002.

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

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

None.

## II. ADMINISTRATION

### 1. Industrial Property

#### Supervisory Ministry:

Ministry of Commerce, Science and Technology	Tel.:	(876)	754.55.01-04
36 Trafalgar Road	Fax:	(876)	929.43.50
PCJ Building (4th floor)			929.00.05
Kingston 10	Internet website:		
<i>Title of Head:</i> Minister of Commerce, Science and Technology			<a href="http://www.jipo.gov.jm/">http://www.jipo.gov.jm/</a>

#### Industrial Property Office:

Jamaica Intellectual Property Office (JIPO)	Tel.:	(876)	754.95.43/5
As above, under Supervisory Ministry			929.48.74
<i>Title of Head:</i> Executive Director			960.18.52
	Fax:	(876)	929.11.90
	E-mail:		<a href="mailto:info@jipo.gov.jm">info@jipo.gov.jm</a>

## 2. Copyright and Related Rights

### Supervisory Ministry:

As above, under Supervisory Ministry for Industrial Property.

### Copyright Office:

Jamaica Intellectual Property Office  
As above, under Industrial Property Office.  
*Title of Head:* Executive Director  
Manager

Tel.:	(876)	754.95.45
Fax:	(876)	922.11.90

### Collective Management Societies:

Jamaica Association of Composers, Authors & Publishers (JACAP)  
5 Windsor Avenue  
Kingston 5  
*Title of Head:* Chairman

Tel.:	(876)	978.35.91
Fax:	(876)	927.72.65
E-mail:	<a href="mailto:jacap@jamweb.net">jacap@jamweb.net</a>	

Jamaica Copyright Licensing Agency  
(JAMCOPY)  
17 Ruthven Road  
2<sup>nd</sup> Floor Building No. 3  
Kingston 10  
*Title of Head:* Chairperson

Tel.:	(876)	754.89.10
Fax:	(876)	920.94.44
E-mail:	<a href="mailto:jamcopy@cwjamaica.com">jamcopy@cwjamaica.com</a>	

## III. AUTHORITIES ENFORCING INTELLECTUAL PROPERTY

### Industrial Property Tribunal

Supreme Court of Jamaica  
134 Tower Street  
Kingston  
*Title of Head:* Chief Justice

Tel.:	(876)	922.83.00-6
Fax:	(876)	967.06.69
E-mail:	<a href="mailto:webmaster@sc.yov.jm.web">webmaster@sc.yov.jm.web</a>	
Internet website:	<a href="http://www.sc.gov.jm">http://www.sc.gov.jm</a>	

Registrar of Industrial Property  
Jamaica Intellectual Property Office  
(conducts hearings for opposition to trademarks applications).  
As above, under Industrial Property Office.

### Copyright Tribunal

Copyright Tribunal  
The Copyright Directorate  
Jamaica Intellectual Property Office (JIPO)  
Ministry of Industry, Commerce and Technology  
As above, under Supervisory Ministry for Industrial Property.  
*Title of Head:* Chairman

Tel.:	(876)	754.95.45
Fax:	(876)	929.11.90

Other

Ministry of Foreign Affairs and Foreign Trade	Tel.:	(809)	929.68.90
21 Dominica Drive	Fax:	(809)	929.67.33
Kingston 5			

**IV. EDUCATIONAL INSTITUTIONS TEACHING INTELLECTUAL PROPERTY**

None.

**V. INDUSTRIAL PROPERTY STATISTICS**

Applications filed and/or registered for 2002 and 2005:

		Patents (direct filings)	Trade Marks	Industrial Designs
		<u>2005</u>		
Applications by:	residents	10	663	4
	non-residents	59	1,433	2
Grants to:	residents		287	3
	non-residents		1,208	