

## REPUBLIC OF KOREA (KR)

### I. LEGISLATIVE PROFILE

#### 1. National Legislation



##### a. Industrial Property

**Capital:** Seoul  
**Population:** 47,645,000

##### Patents:

- Law on the Promotion of Inventions NC 4,757, March 1994.
- Patent Law NC 950, December 1961, as amended.

##### Trade Marks:

- Trademark Law NC 71, November 1946, as amended.

##### Industrial Designs:

- Design Law NC 951, December 1961, as amended.

##### b. Copyright and Related Rights

##### Copyright:

- Copyright Law NC 432, January 1957, as amended in 1986, the 1990s, 2000, 2003, 2004 and 2006.

##### Related Rights:

As above, under Copyright.

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

##### Utility Models:

- Utility Model Law NC 952, December 1961, as amended.

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

- Unfair Competition Prevention and Trade Secret Protection Act, NC 911, December 1961, as amended.

##### Unfair Competition

- The Monopoly Regulation and Fair Trade Act, 1980, as amended.  
As above, under Appellations of Origin/Geographical Indications/Indications of Source.

##### Computer Programs:

- Computer Program Protection Law NC 3920, December 1986, as amended.

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

- Layout Designs of Semi-conductor Integrated Circuits Act, 1992, as amended.

- d. Sources for Information on National Laws**  
*Patents, Trademarks, Industrial Designs, Utility Models:*  
 Korean Intellectual Property Office (KIPO)  
 As below, under Industrial Property Office.
- Copyright and Related Rights:*  
 Copyright Division  
 Ministry of Culture and Tourism (MCT)  
 As below, under Copyright Office.
- Computer Programs:*  
 Knowledge-based Industry Division  
 Ministry of Information and Communication  
 As below, under Copyright Office for Computer Programs.

## **2. Membership of International Bodies**

- a. Membership of WIPO Treaties:**
- WIPO Convention, since March 1979.
  - Paris Convention (Industrial Property), since May 1980.
  - Berne Convention (Literary and Artistic Works), since August 1996.
  - PCT (Patents), since August 1984.
  - Madrid Protocol (International Registration of Marks), since April 2003.
  - Nice Agreement (International Classification of Goods and Services), since January 1999.
  - Strasbourg Agreement (International Patent Classification), since October 1999.
  - Geneva Convention (Unauthorized Duplication of Phonograms), since October 1987.
  - Budapest Treaty (Deposit of Micro-organisms), since March 1988.
  - TLT (Trademarks), since February 2003
  - WCT (WIPO Copyright Treaty), since June 2004.
- b. WTO: Member and Signatory to TRIPS Agreement, since January 1995.**
- c. Membership of Other bodies/treaties: APEC, UCC, UPOV.**
- Member of APEC since November 1989.
  - Member of UCC since July 1987.
  - Member of UPOV from January 2002.

## II. ADMINISTRATION

### 1. Industrial Property

#### Supervisory Ministry:

Ministry of Trade, Industry and Energy  
 Government Complex – Daejeon Bldg.4  
 920 Dunsan-dong, Seo-gu  
 Daejeon Metropolitan City 302-701  
*Title of Head:* Minister for Trade, Industry and Energy.

Tel.: (82.42) 481.50.64/72  
 Fax: (82.42) 472.34.59  
 Internet website: <http://kipo.go.kr/eng>

#### Industrial Property Office:

Korean Intellectual Property Office (KIPO)  
 As above, under Supervisory Ministry  
*Title of Head:* Commissioner

Tel.: (82.42) 481.86.04/72  
 Fax: (82.42) 472.93.14  
 E-mail: [kipoicd@kipo.go.kr](mailto:kipoicd@kipo.go.kr)

### 2. Copyright and Related Rights

#### Supervisory Ministry:

Ministry of Culture and Tourism  
 82-1 Sejongno, Jongno-gu  
 Seoul 110-703  
*Title of Head:* Minister of Culture and Tourism

Tel.: (82.2) 37.04.91.14  
 Fax: (82.2) 37.04.94.79  
 E-mail: [webmaster@www.mct.go.kr](mailto:webmaster@www.mct.go.kr)  
 Internet website: [www.mct.go.kr](http://www.mct.go.kr)

#### Copyright Office:

Copyright Division  
 As above, under Supervisory Ministry  
*Title of Head:* Director

Tel.: (82.2) 37.04.94.70 - 6  
 Fax: (82.2) 37.04.94.79  
 E-mail: [yalee@mct.go.kr](mailto:yalee@mct.go.kr)

#### *For Computer Programs:*

#### Supervisory Ministry

Ministry of Information and Communication  
 100 Sejong-ro, Chongro-gu  
 Seoul 100-777  
*Title of Head:* Minister of Information and Communication

Tel.: (82.2) 750.21.14  
 Fax: (82.2) 750.23.92  
 Internet website: [www.mic.go.kr](http://www.mic.go.kr)

#### Copyright Office for Computer Programs

Knowledge-based Industry Division  
 As above, under Supervisory Ministry  
*Title of Head:* Director

Tel.: (82.2) 750.23.20  
 Fax: (82.2) 750.23.92  
 E-mail: [choijaey@mic.go.kr](mailto:choijaey@mic.go.kr)

Collective Management Societies:

Korea Music Copyright Association	Tel.:	(82.2)	36.60.09.00
KOMCA Building 649, Naebalsan-dong	Fax:	(82.2)	36.60.09.09
Gangseo-gu, Seoul 157-280			
<i>Title of Head:</i> President			
Korean Society of Authors	Tel.:	(82.2)	508.04.40
Olympia Center # 404	Fax:	(82.2)	539.39.93
828 Yeoksam-dong, Seocho-gu			
Seoul 135-935			
<i>Title of Head:</i> President			
Korean Radio & TV Writers Association	Tel.:	(82.2)	782.16.96
Geumsan Building # 504	Fax:	(82.2)	783.37.11
17 Yeoyido-dong, Yeongdeungpo-gu			
Seoul 150-010			
<i>Title of Head:</i> President			
Korea Art Performers Association	Tel.:	(82.2)	745.82.86
60 Chungshin-dong, Jongno-gu	Fax:	(82.2)	766.10.34
Seoul 110-490			
<i>Title of Head:</i> President			
Korean Reprographic and Transmission Rights Center	Tel.:	(82.2)	733.90.32
105-2 Sagan-dong, Jongno-gu	Fax:	(82.2)	733.90.37
Seoul 110-190			
<i>Title of Head:</i> President			
Korea Association of Phonogram Producers	Tel.:	(82.2)	31.41.90.87
Jeongseo Building 2 <sup>nd</sup> floor	Fax:	(82.2)	31.41.90.19
469-5 Seogyo-dong, Mapo-gu			
Seoul 121-842			
<i>Title of Head:</i> President			
Korea Scenario Writers Association	Tel.:	(82.2)	22.75.05.66
Capital Building # 202	Fax:	(82.2)	22.78.72.02
28-1 Pil-dong, Jung-gu			
Seoul 100-273			
<i>Title of Head:</i> President			

Korea Broadcasting Performers Association	Tel.:	(82.2)	784.34.11
Miwon Building # 1501	Fax:	(82.2)	784.34.12
Yeoyido-dong, Yeongdeungpo-gu			
Seoul 150-762			
<i>Title of Head:</i> President			

### III. AUTHORITIES ENFORCING INTELLECTUAL PROPERTY

#### Industrial Property Tribunal

Industrial Property Tribunal	Tel.:	(82.42)	481.58.79-83
Korean Intellectual Property Office (KIPO)	Fax:	(82.42)	472.34.74
As above, under Industrial Property Office.			
<i>Title of Head:</i> President			

*Contact point for industrial property rights:*  
 International Cooperation Division  
 Korean Industrial Property Office  
 As above, under Industrial Property Office.

District Court  
 High Court  
 Supreme Court

#### Copyright Tribunal

*Contact point for copyright and related rights:*  
 Copyright Division  
 Cultural Policy Bureau  
 As above, under Supervisory Ministry for  
 Copyright and Related Rights.

Copyright Deliberation and Conciliation Committee	Tel.:	(82.2)	2669.99.80
3-827 Banghwa-dong, Gangseo-gu	Fax:	(82.2)	2669.99.89
Seoul 157-857	Internet website:		
<i>Title of Head:</i> Chairman	<a href="http://www.copyright.or.kr">www.copyright.or.kr</a>		

*For Computer Programs:*

Program Deliberation and Mediation Committee	Tel.:	(82.2)	20.40.35.00
6 <sup>th</sup> Floor, Gangnam Post Office Bldg	Fax:	(82.2)	20.40.35.09
14-4 Gaepo-dong, Gangnam-gu	Internet website: <a href="http://www.pdmc.or.kr">www.pdmc.or.kr</a>		
Seoul 135-240			
<i>Title of Head:</i> Chairman			

District Court  
 High Court  
 Supreme Court

