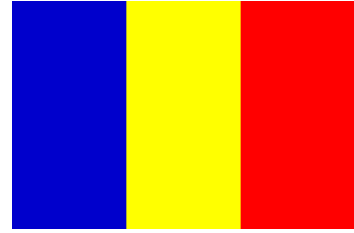


## ROMANIA (RO)



### I. LEGISLATIVE PROFILE

#### 1. National Legislation

##### a. Industrial Property

**Capital:** Bucharest  
**Population:** 22,397,000

##### Patents:

- Law on Patents of Inventions No. 64, October 1991.
- Law on transitional protection of patents for inventions No. 93, May 1998.
- Law No. 32/1997 for approving the Government Ordinance No. 32/1996 regarding the ratification of the Agreement on Cooperation in the patent field concluded between the Government of Romania and the European Patent Organisation.
- Government Decision No. 573, September 1998 on the Organization and Functioning of the State Office for Inventions and Trademarks (OSIM).

##### Trade Marks:

- Law on Trademarks and Geographical Indications No. 84, April 1998.

##### Industrial Designs:

- Industrial Design Law No. 129, December 1992.

##### b. Copyright and Related Rights

##### Copyright:

- Law on Copyright and Related Rights No. 8, March 1996.

##### Related Rights:

As above, under Copyright.

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

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

As above, under Trademarks.

##### Unfair Competition:

- Law on Combatting Unfair Competition No. 11, January 1991.

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

- Law No. 16, March 1995 on the Protection of Topographies of Integrated Circuits.

##### Plant Variety Protection:

- Law on the Protection of New Plant Varieties No. 255, December 1998.

Specific Regional Agreements:

- Agreement between the Government of Romania and EPO on Cooperation in the field of Patents, September 1994.
- d. Sources for Information on National Laws  
As below, under Industrial Property Office and Copyright Office.

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

- WIPO Convention, since April 1970.
- Paris Convention (Industrial Property), since October 1920.
- Berne Convention (Literary and Artistic Works), since January 1927.
- PCT (Patents), since July 1979.
- PLT (Patent Law Treaty), since April 2005.
- Madrid Agreement (International Registration of Marks), since October 1920.
- Madrid Protocol (International Registration of Marks), since July 1998.
- Singapore Treaty (Law of Trademarks), since March 2009.
- Hague Agreement (International Deposit of Industrial Designs), since July 1992.
- Rome Convention (Performers, Producers of Phonograms and Broadcasting Organizations), since October 1998.
- Nice Agreement (International Classification of Goods and Services), since June 1998.
- Strasbourg Agreement (International Patent Classification), since March 1999.
- Locarno Agreement (International Classification for Industrial Designs), since June 1998.
- Geneva Convention (Unauthorized Duplication of Phonograms), since October 1998.
- Vienna Agreement (International Classification of the Figurative Elements of Marks), since June 1998.
- Budapest Treaty (Deposit of Micro-organisms), since September 1999.
- Nairobi Treaty (Olympic Symbol), since July 2005.
- TLT (Trademarks), since July 1998.
- 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 1995.****c. Membership of Other bodies/treaties: BSEC, CEFTA, EPO, UPOV.**

- Member of BSEC since June 1992.
- Member of CEFTA since April 1997.
- Member of EPO (Extension State) since October 1996.
- Participant in the Regional Industrial Property Programme of EPO.
- Agreement on trade relationship between the Government of Romania and the Government of the United States of America, May 1992.
- European Agreement establishing an association between Romania and the European Communities and its member states, February 1993.

- Member of UPOV since March 2001.

## II. ADMINISTRATION

### 1. Industrial Property

#### Supervisory Ministry:

Ministry of Justice  
17, Apolodor Street  
70663 – Bucharest 1  
*Title of Head:* Minister of Justice

Tel.: (40.1) 410.74.20  
Fax: (40.1) 312.40.23  
E-mail: [palin@minjust.kappa.ro](mailto:palin@minjust.kappa.ro)

#### Industrial Property Office:

*Oficiul de Stat pentru Inventii si Marci*  
State Office for Inventions and Trademarks  
5, Ion Ghica Street  
Sector 3  
Postal Office 1 - Box 52  
70018 Bucarest  
*Title of Head:* Director General

Tel.: (40.1) 315.19.63 to 66  
314 59 64 to 66  
315.90.66  
314 67 20  
313.24.92  
(Legal & International Affairs)  
Fax: (40.1) 312.38.19  
E-mail: [office@osim.ro](mailto:office@osim.ro)  
Internet website: <http://www.osim.ro>

### 2. Copyright and Related Rights

#### Supervisory Ministry:

Ministry of Culture and Religious Affairs  
Piata Presei Libere, 1  
Bucharest 1  
*Title of Head:* Minister

Tel.: (40.1) 224.36.63  
Fax: (40.1) 223.49.51

#### Copyright Office:

*Oficiul Roman pentru Drepturile de Autor*  
(ORDA)  
Romanian Copyright Office  
Calea Victoriei, 91-93, 1<sup>st</sup> Floor  
P.O. Box 22  
71.109 Bucharest 1  
*Title of Head:* Director General

Tel.: (40.1) 212.50.60/  
70/80/90  
Fax: (40.1) 212.50.60/90  
E-mail: [orda@kappa.ro](mailto:orda@kappa.ro)

#### Collective Management Societies:

Romanian Musical Mechanical and Performing  
Rights Society (UCMR-ADA)  
141, Calea Victoriei  
Bucharest 1  
*Title of Head:* Director

Tel.: (40.1) 659.55.69  
311.24.51  
Fax: (40.1) 211.85.77

<p>The Romanian Center for Managing Performer Rights (CREDIDAM) 52, Frumoasei Street Bucharest 1 <i>Title of Head:</i> President</p>	<p>Fax: (40.1)</p>	<p>650.27.68</p>
<p>The Romanian Collective Administration Body of Copyright in Cinematography (DACIN-SARA) 28-30, Mendeleev Street 70164 – Bucharest 1 <i>Title of Head:</i> President</p>	<p>Fax: (40.1)</p>	<p>314.57.31</p>
<p>Collecting Society for Related Rights (SADCO) 14, Batistei Street Bucharest 1 <i>Title of Head:</i> President</p>	<p>Fax: (40.1)</p>	<p>211.37.43</p>
<p>The Romanian Film Producers Union (UPFAR) 4-6, Demetru Dobrescu Street Bucharest 1 <i>Title of Head:</i> President</p>	<p>Fax: (40.1)</p>	<p>310.09.04</p>
<p>COPY RO 115, Calea Victoriei Bucharest 1 <i>Title of Head:</i> Director</p>	<p>Fax: (40.1)</p>	<p>650.37.94 650.53.81</p>
<p>Romanian Music Producers Union (UPFR) 16, Octavian Goga Street B1.M46, Et.4, Ap. 38 Bucharest 3 <i>Title of Head:</i> President</p>	<p>Fax: (40.1)</p>	<p>322.32.39</p>

### III. AUTHORITIES ENFORCING INTELLECTUAL PROPERTY

#### Industrial Property Tribunal

*Contact point for industrial property:*

As above, under Industrial Property Office.

District courts of Bucharest and other towns of Romania.

Law courts of other towns of Romania.

Prosecuting Magistracies around District courts and Law courts of other towns of Romania.

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Law Court of Bucharest  
5, Splaiul Independentei  
Bucharest 4  
*Title of Head: President*

Tel.: (40.1) 335.41.23-29  
Fax: (40.1) 335.52.98

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Court of Appeal  
107-111, Soseaua Oltenitei  
Bucharest 4  
*Title of Head: President*

Fax: (40.1) 332.35.64

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Supreme Court of Justice  
25, Batistei Street  
Bucharest 2  
*Title of Head: President*

Fax: (40.1) 310.39.08/09

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Prosecuting Magistracy around the Supreme  
Court of Justice (General Prosecuting  
Magistracy)  
2-4, Bulevardul Unirii  
Bucharest 3  
*Title of Head: General Prosecutor*

Tel.: (40.1) 410.19.04  
Fax: (40.1) 312.45.53

*Contact Point for Industrial Property:  
Oficiul de Stat pentru Inventii si Marci  
State Office for Inventions and Trademarks  
As above, under Industrial Property Office*

### **Copyright Tribunal**

*Contact point for copyright and related rights:  
As above, under Copyright Office.*

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As above, under Industrial Property Tribunal.  
Civil Litigation in Law courts  
Criminal Litigation by benches

*For further information:  
Ministry of Justice  
As above, under Supervisory Ministry for  
Industrial Property.*

Fax: (40.1) 410.34.00

**Other***Contact point for general issues:**Ministerul Industriei si Comertului*

Ministry of Industry and Commerce

152-154, Calea Victoriei

Bucharest 1

*Title of Head: Minister*

Tel.: (40.1) 315.07.57

Fax: (40.1) 315.04.49

*Contact point for border measures – trade in counterfeit goods:**Ministerul Finantelor**Directia Generala a Vamilor*

General Customs Directorate

13, Matei Milo Street

Bucharest 1

*Title of Head: Director General*

Tel.: (40.1) 210.40.96

210.40.93

Fax: (40.1) 311.24.91

General Inspectorate of Police

13, Stefan cel Mare Street

Bucharest

*Title of Head: Inspector General*

Tel.: (40.1) 210.258.25

Fax: (40.1) 210.66.65

**IV. EDUCATIONAL INSTITUTIONS TEACHING INTELLECTUAL PROPERTY**

Intellectual Property is a subject taught in most of the Law Schools in Romania. The list given below is not exhaustive.

For further information, contact:

Ministry of National Education

28-30, General Berthelot Street

70749 - Bucharest

Tel.: (40.1) 315.74.30

Fax: (40.1) 312.47.19

*Universitatea din Bucuresti*

University of Bucharest – Faculty of Law

60 Blvd. Mihail Kogalniceanu

Bucharest

*Title of Head: Dean*

Tel.: (40.1) 315.59.47

*Universitatea “Transilvania” din Brasov*

University of Transilvania – BRASOV

29 Blvd. Eroilor

2200 – Brasov

Tel.: (40.68) 14.15.80

Fax: (40.68) 15.02.74

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*Universitatea "Babes-Bolyai" din Cluj-Napoca*  
1, Mikhail Kogalniceanu Street  
3400 – Cluj Napoca

Tel.: (40.64) 19.43.15  
Fax: (40.64) 19.50.51

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*Universitatea "Ovidius" din Constanta*  
6 bis Blvd. Mamaia  
8700 – Constanta

Tel.: (40.41) 66.18.64

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*Universitatea "Alexandru Ioan Cuza" din Iasi*  
11 Blvd. Copou  
6600 – Iasi

Tel.: (40.32) 21.65.55

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*Universitatea din Oradea*  
26, Blvd. General Magheru  
3700 – Oradea

Tel.: (40.59) 47.99.80

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*Universitatea "Lucian Blaga" din Sibiu*  
10, Blvd. Victoriei  
2400 – Sibiu

Tel.: (40.69) 21.60.62  
Fax: (40.69) 21.78.87

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*Universitatea de Vest din Timisoara*  
Blvd. Vasile Parvan  
1900 – Timisoara

Tel.: (40.56) 19.40.02

#### **Military University:**

*Academia de Politie "Alexandru Ioan Cuza"*  
*din Bucuresti*  
Police Academy  
Aleea Privighetorilor 1  
Bucharest 1

Tel.: (40.1) 230.48.33

#### **Private Universities:**

The Institute Nicolae Titulescu  
185, Calea Vacaresti  
Bucharest 4

Tel.: (40.1) 330.90.32

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The Christian University D. Cantemir  
176, Splaiul Unirii  
Bucharest

Tel.: (40.1) 330.65.39/40  
Fax: (40.1) 330.79.14

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Ecological University  
4-6, Dobrescu Demetru Ion Street  
Bucharest 1

Tel.: (40.1) 313.74.68

<i>Universitatea "Hyperion" din Bucuresti</i>	Tel.:	(40.1)	321.46.67
70, Culmea Veche Street	Fax:	(40.1)	321.64.25
Bucharest 1			

<i>Universitatea Independenta "Titu Maiorescu" din Bucuresti</i>	Tel.:	(40.1)	659.64.31
70, Dionisie Lupu Street	Fax:	(40.1)	659.70.65
Bucharest 1			

<i>Universitatea Romano-Americana din Bucuresti</i>	Tel.:	(40.1)	313.15.01
Romanian-American University			312.25.75
1-3, Blvd. General Gheorghe Magheru			
Bucharest 1			

## V. INDUSTRIAL PROPERTY STATISTICS

Applications filed and/or registered for 2002 and 2005:

		Patents (direct filings)	Trade Marks	Industrial Designs (2002)
Applications by:	residents	916	11,121	845
	non-residents	30	2,090	863
Grants to:	residents	522	4,541	564
	non-residents	34	1,116	38

### PCT-2005

Applications by residents and non-residents: 38 (National Phase Entries)  
Grants to residents and non-residents: 203 (non-residents only)

### Madrid System-2005

#### International Registrations:

Total applications: 7,780 (non-residents only)  
Total registrations: 6,672 (non-residents only)

### The Hague System-2002

#### International Registrations:

Total applications: Information not available  
Total registrations: 819 (non-residents only)