

MALAWI (MW)



I. LEGISLATIVE PROFILE

1. National Legislation

a. Industrial Property

Capital: Lilongwe
Population: 10,526,000

Patents:

- Patents Act No. 13, cap. 49:02, April 1958 (F).
- Statute Law (Miscellaneous Amendments) Act No. 9, April 1985; Section 10A: Patents granted under the ARIPO Harare Protocol, amending the Patents Act cap. 49:02.

Trade Marks:

- Trade Marks Act No. 14, cap. 49:01, April 1958(F).
- Trade Descriptions Act No. 18, August 1987.

Industrial Designs:

- Registered Designs Act No. 12, cap. 49:05, December 1958(F).
- Statute Law (Miscellaneous Amendments) Act No. 9, April 1985; Section 7A: Designs registered under the [ARIPO] Harare Protocol, amending the Registered Designs Act cap. 49:05.

b. Copyright and Related Rights

Copyright:

- Copyright Act No. 9, Cap. 49:03, June 1989.

Related Rights:

As above, under Copyright.

c. Other Country-Specific Legislation or Activities

Utility Models

As above, under Industrial Designs.

d. Sources for Information on National Laws

Department of the Registrar General
As below, under Industrial Property Office.

2. Membership of International Bodies

a. Membership of WIPO treaties:

- WIPO Convention, since June 1970.
- Paris Convention (Industrial Property), since July 1964.

- Berne Convention (Literary and Artistic Works), since October 1991.
 - PCT (Patents), since January 1978.
 - PLT (Patent Law Treaty), Signatory since June 2000.
 - Nice Agreement (International Classification of Goods and Services), since October 1995.
 - Locarno Agreement (International Classification for Industrial Designs), since October 1995.
 - Strasbourg Agreement (International Patent Classification), since July 1996.
- b. WTO:** Member and Signatory to TRIPS Agreement, since May 1995.
- c. Membership of other bodies/treaties:** ARIPO, UCC.
- Member of ARIPO since February 1978.
 - Member of UCC since July 1965.

II. ADMINISTRATION

1. Industrial Property

Supervisory Ministry:

Ministry of Justice and Constitutional Affairs	Tel.:	(265.1)	78.24.11
Private Bag 333	Fax:	(265.1)	78.21.76
Lilongwe 3			
<i>Title of Head:</i> Minister for Justice			

Industrial Property Office:

Department of the Registrar General	Tel.:	(265.1)	85.10.22
Fatima Arcade Building	Fax:	(265.1)	84.08.77
Haile Selassie Road	E-mail:	reg@malawi.net	
Blantyre			
<i>Title of Head:</i> Registrar General			

Mailing Address:

P.O. Box 100
Blantyre

2. Copyright and Related Rights

Supervisory Ministry:

Ministry of Education, Sports and Culture	Tel.:	(265.1)	78.48.00
Private Bag 328	Fax:	(265.1)	78.28.73
Lilongwe 3			
<i>Title of Head:</i> Minister for Education, Sports and Culture			

Copyright Office:

Copyright Society of Malawi (COSOMA)
 COSOMA House
 Off Chilambula Road
 Next to Malawi Rural Finance
 Company
 Lilongwe
Title of Head: Executive Director

Tel.: (265.1) 75.11.48
 Fax: (265.1) 75.30.18
 E-mail: cosoma@cosoma.org

Mailing Address:

P.O. Box 30784
 Capital City
 Lilongwe 3

Collective Management Societies:

As above, under Copyright Office.

III. AUTHORITIES ENFORCING INTELLECTUAL PROPERTY**Industrial Property Tribunal***Contact point:*

As above, under Industrial Property Office.

Tel.: (265.1) 85.10.22
 Fax: (265.1) 84.08.77

Copyright Tribunal*Contact point:*

As above, under Copyright Office.

Tel.: (265.1) 78.12.45
 Fax: (265.1) 78.10.16

Other*Contact point:*

Ministry of Commerce and Industry
 P.O. Box 30366
 Lilongwe 3

Tel.: (265.1) 78.02.44
 Fax: (265.1) 78.06.80

Main contact point:

The Secretary for Commerce and Industry
 P.O. Box 30366
 Lilongwe 3

Tel.: (265.1) 77.03.37
 77.02.44
 77.46.79

Contact Official: Ms. Colleen Zamba
 Principal Secretary

77.06.47
 Tel/Fax: (265.1) 77.06.80
 E-mail: minci@malawi.net

IV. EDUCATIONAL INSTITUTIONS TEACHING INTELLECTUAL PROPERTY

University of Malawi
Chancellor College
P.O. Box 280
Zomba

V. INDUSTRIAL PROPERTY STATISTICS

Applications filed and/or registered for 2002:

		Patents	Trade Marks	Industrial Designs
Applications by:	residents		138	10
	non-residents	1	440	12
Grants to:	residents		81	3
	non-residents		367	9

PCT

Applications by residents and non-residents: 88,936(non-residents only)
Grants to residents and non-residents: 2 (non-residents only)