

Model Form

**HAGUE AGREEMENT CONCERNING
THE INTERNATIONAL REGISTRATION OF INDUSTRIAL DESIGNS**

– NOTIFICATION OF REFUSAL –

Rule 18(2) of the Common Regulations

I. Office sending the notification: UKIPO
II. Number of the international registration: 221160
III. <input checked="" type="checkbox"/> Refusal for all the industrial designs <input type="checkbox"/> Refusal for the following industrial designs:
IV. Grounds for refusal (where applicable, see item V): Rule 9(4) of the Common Regulations of the Hague Agreement – As the appearance of the industrial design has not sufficiently been disclosed, the application is not acceptable in the United Kingdom.
V. Information relating to an earlier industrial design: (i) Filing date and number, and priority date (if any): (ii) Registration date and number (if available): (iii) Name and address of the owner: (iv) Reproduction of the earlier industrial design (if that reproduction is accessible to the public): N/A
VI. Corresponding essential provisions of the applicable law: The application discloses more than one design and therefore does not comply with section 1(2) of the Registered Designs Act 1949. An application can only contain one single design.

VII. Information relating to subsequent procedures:

(i) Time limit for requesting review or appeal:
Two Months

(ii) Authority to which such request for review or appeal should be made:
UKIPO

(iii) Indications concerning the appointment of a representative:
An address for service which is in the United Kingdom, the Channel Islands or Gibraltar is required for this application.

VIII. Date on which the refusal was pronounced:

15 December 2022

IX. Signature or official seal of the Office making the notification:

L. Roberts

(OPTIONAL ELEMENTS)

X. Contact details of the examiner:

(i) Name: Leah Roberts

(ii) Telephone number: 01633814193

(iii) Email address: designsexamination@ipo.gov.uk



World Intellectual Property
Organisation (WIPO)
International Bureau
34, Chemin des Colombettes
1211 Geneva 20
Switzerland

International Design No: 221160
Examiner: Leah Roberts
Direct Telephone: 01633 814193
Email: designsexamination@ipo.gov.uk
Date: 15 December 2022

HAGUE AGREEMENT CONCERNING THE INTERNATIONAL REGISTRATION OF INDUSTRIAL DESIGNS

NOTIFICATION OF REFUSAL

Please reply by 15 February 2022 quoting the International Registration Number

Examination report of the UK Intellectual Property Office

Indication of product: Animated graphical user interface
Applicant: Koninklijke Philips N.V.

Dear Sir or Madam,

Thank you for your design application filed on 25/05/2022

Unfortunately, your application has failed to meet the requirements set out in the Registered Designs Act 1949 (RDA) for the following reasons.

Refusal under section 1(2)

An objection under section 1(2) of the RDA has been raised as your representations show the appearance of more than one product.

I'm uncertain how the addition of the grey line in reproductions 1.4 to 1.6, 2.4 to 2.6, 3.4 to 3.6 and 4.4 to 4.6 appear in the sequences shown. It's unclear if the animated sequences shown show more than one clearly defined progression each, due to this additional feature appearing mid-way through sequence, as the additional feature (the grey line) cannot be seen at the start of the sequence. It's questionable if interaction is required to allow these additional features to appear mid-way through the sequence, as a result the designs are not showing self-contained animated sequences.

Therefore, it is my opinion that reproductions:

- 1.1 to 1.3 show one animated sequence and reproductions 1.4 to 1.6 show another.
- 2.1 to 2.3 show one animated sequence and reproductions 2.4 to 2.6 show another.
- 3.1 to 3.3 show one animated sequence and reproductions 3.4 to 2.6 show another.
- 4.1 to 4.3 show one animated sequence and reproductions 4.4 to 4.6 show another.

However, each reproduction can be viewed as its own individual design outside of the sequence, should you wish to protect these designs separately. If I have misinterpreted your designs in any way, please inform me and provide your reasoning as to why these applications show one animated sequence each.

Overcoming the refusal

You can overcome this refusal by removing designs from this application so that it relates to a single design only.

Registering designs that you remove from this application

You may wish to consider filing a UK national design application in respect of any designs that you remove from this application. Before doing so please consider:

- Whether such a new UK national application would be filed in time to claim priority from an earlier application under s.14. This can only be done where a later application is filed within 6 months of an earlier convention application. However, in this case it appears that longer than six months have passed since you filed this international application, in which case it won't be possible to claim priority from it.
- Whether more than 12 months have passed since your design was first made public. If more than 12 months have passed, and you now file a UK national application to register the design, the previous public disclosure of your design might be used to invalidate your registration.

If you decide to file a UK national application on a Form DF2A, please quote the international registration number as part of your reference in box 12.

Appointment of Representative

In respect of any proceedings under the RDA you are required to provide an address for service (correspondence address) within the UK, Channel Islands or Gibraltar, should you wish to proceed with the application.

Failure to Respond

If you would like to discuss your application, please contact me on the above telephone number. Alternatively, you may write to me at the email address shown above.

If you disagree with my findings, you can request a hearing with a senior officer of the registry.

If you fail to respond by the date given above your application will be refused under section 3A(4) of the RDA.

Yours faithfully,

Leah Roberts

Examiner
Designs Registry