

Datasheet for business formalities.

Technical Assistance for Business Regulation Review and Rationalization in Lao PDR

REGISTRATION DATA		
Name of formality	Certificate for the Registration of Industrial Design	
Type of formality	Certificate	
Formality Code	Date of last modification	Responsible Authority
MoST-IPD-19	22.12.2017	Intellectual Property Department

BACKGROUND DATA	
Means of presentation	At the Authority Offices
Specific sector linked to the formality	All sectors
Purpose for enforcing the business formality	Registration to get the legal protection of their industrial design under the Lao PDR law and in Lao PDR
Who should complete this business formality?	The owner of the 'industrial design' that means the form or shape of the product, which is to be created, including the shape, pattern, line, colour, etc. and that owner intends to get the full protection over such Industrial Design within Lao PDR
The formality has online information?	YES
Link to online information	www.most.gov.la
The formality has an application form?	YES
Any additional comment concerning the formality	1. Any individual, legal entity or organisation residing in a foreign country, who intends to apply for this Formality shall appoint an authorised representative in Lao PDR to carry out transactions relating to this Formality in Lao PDR 2. Application and any supporting documents may be filed in either Lao or English language; provided, however, that for any application filed in English, the applicant must within 90 days of such filing supply a Lao translation as certified to the authority again. 3. Where an Industrial Design has been registered, the third party may request an objection or a cancellation of such registration within period of 5 years from the date of publication in the official gazette.

REQUIREMENTS AND SUPPORTING EVIDENCE	
Time it takes to the authorities to process the formality	180

Datasheet for business formalities.

Technical Assistance for Business Regulation Review and Rationalization in Lao PDR

REQUIREMENTS AND SUPPORTING EVIDENCE	
Qualifications needed by the business to get the formality	1. The Industrial Design that will be registered shall meet the following requirements: (i) the industrial design shall be new - meaning that it has not been disclosed to the public by publications or by use or displayed, or in any other means in Lao PDR or any place in the world prior to the date of filing the application for registration or prior to the priority date of the application for registration; and (ii) the Industrial Design shall be ornamental - meaning that it gives a special appearance to the object to which the design is applied or in which it is embodied; 2. Persons eligible to obtain protection for this Formality include: (i) a Lao citizen or resident in Lao PDR, or a legal entity or organisations established under the Lao PDR laws; (ii) an individual that is a national or resident of any country which is a member of the Paris Convention or other international agreement relating to the protection of industrial property and of which Lao PDR is also a member; (iii) an individual, legal entity or organisation with a real and effective industrial or commercial establishment in the territory of any member of the Paris Convention or of any other international agreement that relates to the protection of industrial property of which Lao PDR is also a member.
Is there any reason for the authority to deny the issuing of the formality?	Deny in the case that the Industrial Design cannot be registered in the following circumstances: (i) a design the appearance of which is dictated by technical features of the object to which the design is applied or in which it is embodied; or (ii) a design that is contrary to social order and the fine traditions of the nation.

RENEWAL INFORMATION	
Does the formality have a validity or an expiration date?	How long will the formality be valid for? (in months)
YES	180
What is the process and conditions to renew the formality?	In order to maintain the term of protection, the Industrial Design owner shall pay annual fees in advance.

ISSUING FEES				
Has application fees?	Service fees businesses need to disburse	Certificate fees businesses need to disburse	Application fees businesses need to disburse	Total fees businesses need to disburse
YES	200000.00	0.00	100000.00	300000.00
Comments	Reference: Comments from the Authority			

RENEWAL FEES

Datasheet for business formalities.

Technical Assistance for Business Regulation Review and Rationalization in Lao PDR

RENEWAL FEES				
Has renewal fees?	Service fees businesses need to disburse	Certificate fees businesses need to disburse	Renewal fees businesses need to disburse	Total renewal fees businesses need to disburse
YES	100000.00	0.00	0.00	100000.00
Comments	Reference: Comments from the Authority			

LEGAL FRAMEWORK			
Name	Number	Date	Comment
Law on Intellectual Property (Revised)	01/ສພຊ	20.12.2011	Part III Industrial Property Chapter 1 Industrial Property Requirements (Article 15) Chapter 2 Industrial Property Ineligible for Protection (Article 22) Chapter 3 Protection of Industrial Property (Article 26, 27, 32, 37, 38 to 41) Chapter 5 Terms of Protection of Patents (Article 50)

REQUIRED DOCUMENTS	
Document Name	Comment
Receipt for Fee Payment	ໃບຮັບເງິນຄ່າທຳນຽມ Receipt of payment of fees.
Abstract	ບົດອະທິບາຍໂດຍສັງເຂບ ກ່ຽວກັບ ຊະນິດສິນຄ້າ ທີ່ກ່ຽວຂ້ອງກັບ ແບບອຸດສາຫະກຳ. A brief statement of the type of goods to which the industrial design relates.
Drawings	ຮູບແຕ້ມ ຫຼື ຮູບຖ່າຍ ຈຳນວນໜຶ່ງຮູບ ຫຼື ຫຼາຍຮູບ ທີ່ບົ່ງບອກເຖິງແບບອຸດສາຫະກຳ ຢ່າງຈະແຈ້ງ ເພື່ອສະແດງໃຫ້ເຫັນລັກສະນະຮູບຊົງຂອງແບບນັ້ນ. One or more drawings or photographs that clearly disclose the industrial design as needed to illustrate its appearance.
Power of Attorney	ໃບມອບສິດທິບົ່ງບອກຊື່ ແລະ ທີ່ຢູ່ ຂອງຜູ້ຕາງໜ້າຕົນ ຢູ່ ສ ບປ ລາວ ໃນກໍລະນີ ທີ່ ຍື່ນຄຳຮ້ອງຂໍຜ່ານຜູ້ຕາງໜ້າ. If the applicant is represented, a power of attorney and the name and address of the applicant's representative in the Lao PDR.

Datasheet for business formalities.
Technical Assistance for Business Regulation Review and Rationalization in Lao PDR

REQUIRED DOCUMENTS	
Application Form	ຄໍາຮ້ອງຂໍຈົດທະບຽນແບບອຸດສາຫະກຳ A request for registration of the industrial design.

STATISTICS (Issue or/and renewed number)		
Year	Issued	Renewed
2016	17	30

LIST OF ATTACHED DOCUMENTS		
Name of document	Type of document	File of document