Country Report Madagascar

IP Office Automation Status and Road Map

IP Office Business Solutions Division

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IPAS Administrator

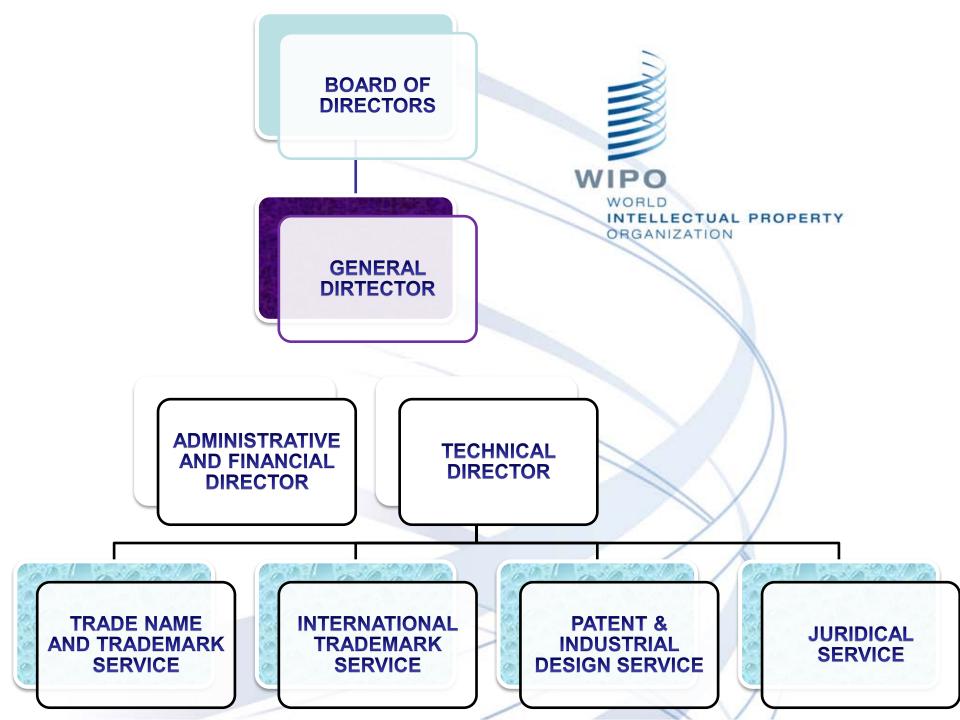Madagascar

I- IP Office Overview

- <u>Structure</u>
    - The Malagasy office of industrial property (OMAPI) is a public establishment with financial and administrative autonomy. The office is under the responsibility of the Ministry of industry and the development of private sector.
- <u>total staff :</u> 29
- <u>total number of IP Staff</u> : 11
- <u>total number of ICT Staff</u> : 3

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                    │   DIRECTORS     │
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      │  AND FINANCIAL   │      │  DIRECTOR    │
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| TRADE NAME AND TRADEMARK SERVICE | INTERNATIONAL TRADEMARK SERVICE | PATENT & INDUSTRIAL DESIGN SERVICE | JURIDICAL SERVICE |

I- IP Office Overview

- <u>National IP legislation</u>;
  - The office is created by the decree n°92-994 of 2 December 1992. As it is in charge of industrial property administration and the promotion of inventive activity in Madagascar, the ordinance n° 89-019 of 31 July 1989 which is about the industrial property protection.
  - Madagascar had also signed the following treaty :
    - 21/121963 : Paris convention of 1883 for the protection of industrial property
    - 24/01/1978: Patent Corporation Treaty
    - 28/04/2008: the Protocol relating to the Madrid Agreement concerning the international registration of trademark

I- IP Office Overview

- <u>IP functions</u> :
  - Trademarks
  - Patents
  - Designs
  - Trade name
- IP Volumes since creation of the Office (1994-2015)

Inventions	952
Industrial design	5 121
Trademark	24 890
Trade name	1 028
Total	31 991

I- IP Office Overview (cont.)

IP Volumes (registered/granted since 2010)

Year	2010	2011	2012	2013	2014	2015	Total
Inventions	55	41	44	40	24	23	**227**
Design	313	271	295	274	172	244	**1 569**
Trademark	1525	*1362*	2 095	2 051	1 777	1884	**10 694**
Trade name	22	47	37	53	24	17	**200**
Total	**1915**	**1721**	**2471**	**2418**	**1997**	**2168**	**12960**

I- IP Office Overview (cont.)

IP Backlog (non Digitized files, file already captured)

	Total : 1994 to 2016
Inventions	101
Industrial design	4 461
trademark	22 317
Trade name	972
Total	27 851

- 🟦 <u>number of verified and validated records on your automation system</u>; 12.322
- 🟦 <u>number of Digitized files</u> : 4.140

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II Current Automation Status

- <u>Reception of new applications</u> (patent, trademark, design, trade name), and their related user documents;

- <u>Data Validation and verification functions / procedures</u>
  - Verification from payment fee - reception (application, user document) - data capture (application, user document)
  - Data capture verification : verification after capturing and before issuing certificates and publication

II Current Automation Status (cont.)

■ <u>Data Validation and verification functions / procedures (cont.)</u>

- ■ during log closing (mainly, userdoc capturing, wrong userdoc type)
- ■ control of new application data digitized
- ■ control of backlog digitized

■ <u>journal production processes</u> : semi-manual

■ <u>journal publication</u> : the list of published granted or registered application is available online

■ <u>journal publication</u> : is available for a fee

II Current Automation Status (cont.)

- <u>Implementation challenges & difficulties you are facing</u>
  - The upgrade of IPAS CENTURA to IPAS JAVA has improved the quality of the services but there is some data inconstancy.
  - The process of application transferred has faced some difficulties and have not been accomplished.
  - The EDMS represents some errors while entering documents
- <u>Staff compliment </u>: Since the implementation of IPAS, the OMAPI has recruited 2 ICT staff and 5 IP technician

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II Current Automation Status (cont.)

- <u>Communication/transmission of data undertaken with regard to international treaties</u>;
  - The implementation of the Madrid module accelerates and facilitates the procedures.
- <u>any experiences & best practices that may be useful to other IP offices</u>.
  - The Helpdesk (ipas@wipo.int) and the wipo wiki are very helpful and efficient. We recommend it to other Office.
  - A daily backup is recommended.
  - There should have one computer or a server for test and training.

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IP Office Planning Worksheet

Infrastructure, Management	IP Administration System	Electronic Registry	Document Management	Online Services for Users

My Goals	Target dates	Actions for my office	WIPO support to be requested
1 A valid data and up to date	This year	We have to reinforce data verification and validation.	
2 Upgrade to IPAS 3.1.1	This year	Prepare the upgrade	Support this upgrade
3.On-line application filing	2017	Review legal framework and policies for online transactions. Improve security Aqcuire SSL certificate	Implementation of WIPO File WIPO specifications and advice.
4. On-line portfolio management and e-communication with applicants	2018	Review legal framework and policies for online transactions. Improve security	Implementation of WIPO File WIPO specifications and advice.
5. On-line file access to applicants and 3rd	2018	Allow file access. Review fee structure.	Implementation of WIPO Publish WIPO advice.

Thank you!

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