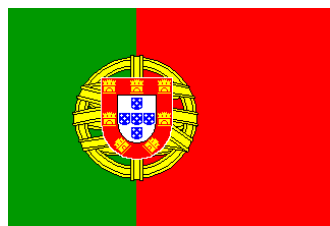


PORTUGAL (PT)

I. LEGISLATIVE PROFILE

1. National Legislation



a. Industrial Property

Capital: Lisbon
Population: 10,231,000

Patents:

- Industrial Property Code, Decree Law No. 16/95, January 1995.

Trade Marks:

As above, under Patents.

Industrial Designs:

As above, under Patents.

b. Copyright and Related Rights

Copyright:

- Code on Copyright and Neighboring Rights No. 63/85, March 1985, as amended by Law No. 45/85, September 1985 and Law No. 114/91, September 1991 and last supplemented by: Decree Law No. 252/94, October 1994 on legal protection of computer programs
- Decree Law Nos. 332, 333 and 334/97, November 1997 – transpositions of EEC directives in the field.
- Law No. 62/98, September 1998 on private copying.
- Decree Law No. 122/2000, July 2000 on legal protection of database.
- Decree Law No. 83/2001, August 2001 on organizations for the collective exercise and management of copyright and related rights societies.

Related Rights:

As above, under Copyright.

c. Other Country-Specific Legislation or Activities

Utility Models

As above, under Patents.

Appellations of Origin / Geographical Indications / Indications of Source:

As above, under Patents.

Layout Designs (Topographics) of Integrated Circuits:

- Integrated Circuits (Topographies), Law No. 16, June 1989.

Enforcement:

As above, under Patents.

d. Sources for Information on National Laws

Information not available.

2. Membership of International Bodies

a. Membership of WIPO Treaties:

- WIPO Convention, since April 1975
- Paris Convention (Industrial Property), since July 1884
- Berne Convention (Literary and Artistic Works), since March 1911.
- PCT (Patents), since November 1992.
- PLT (Patent Law Treaty), Signatory since June 2000.
- Madrid Agreement (False or Deceptive Indications of Source on Goods), October 1893.
- Madrid Agreement (International Registration of Marks), since October 1893.
- Madrid Protocol (International Registration of Marks), since March 1997.
- Nice Agreement (International Classification of Goods and Services), since April 1961.
- Lisbon Agreement (Appellations of Origin), since September 1966.
- Strasbourg Agreement (International Patent Classification), since May 1979.
- Rome Convention (Performers, Producers of Phonograms and Broadcasting Organizations), since July 2000.
- Brussels Convention (Distribution of Programme-Carrying Signals Transmitted by Satellite), since March 1996.
- Budapest Treaty (Deposit of Micro-organisms), since October 1997.

b. WTO: Member and Signatory to TRIPS Agreement, since January 1995.

c. Membership of other bodies/treaties: EPO, EU-OHIM, UCC, UPOV.

- Member of EPO since January 1992.
- Member of EU since January 1986.
- Member of UCC since September 1956.
- Member of UPOV since October 1995.

II. ADMINISTRATION

1. Industrial Property

Supervisory Ministry:

Ministério da Economia

Ministry of Economy

Rua da Horta Seca, 15

1294 Lisbon Codex

Title of Head: Minister of Economy

Tel.: (351.2) 13.22.86.00

Fax: (351.2) 13.22.88.11

Industrial Property Office:

*Instituto Nacional da Propriedade Industrial
(INPI)*

National Institute of Industrial Property

Campo das Cebolas

1149-035 Lisbon

Title of Head: President

Tel.: (351.21) 881.81.00/03

Fax: (351.21) 886.00.66

887.53.08

E-mail: inpi@mail.telepac.pt

2. Copyright and Related Rights

Supervisory Ministry:

Ministério da Cultura
 Ministry of Culture
 Palácio Nacional da Ajuda
 1300-013 Lisbon
Title of Head: Minister of Culture

Other Supervisory Body:

Inspecção Geral das Actividades Culturais
 (IGAC)
 Inspectorate General for Cultural Activities
Ministério da Cultura
 Ministry of Culture
 Palácio Foz, Praça dos Restauradores
 1250-187 Lisbon
Title of Head: Inspector

Tel.: (351.1) 321.25.00/27
 Fax: (351.1) 321.25.38

Copyright Office:

Gabinete do Direito de Autor (GDA)
 Copyright Bureau
Ministério da Cultura
 Ministry of Culture
 Rua Dom Francisco Manuel de Melo
 No. 15, 1st Floor
 1070-085 Lisbon
Title of Head: Director

Tel.: (351.2) 13.84.84.95
 Fax: (351.2) 13.84.84.99
 E-mail: gda@gda.pt
 Internet website: www.gda.pt

Collective Management Societies:

Sociedade Portuguesa de Autores (SPA)
 31, Av. Duque de Loulé
 1069-153 Lisbon

Tel.: (351.2) 13.59.44.00
 Fax: (351.2) 13.50.257
 E-mail: geral@spautores.pt
 Internet website: www.spautores.pt

Associação Fonográfica Portuguesa (AFP)
 No. 2 – 4, Rua Augusto dos Santos
 1000 Lisbon

Tel.: (351.2) 13.52.91.89
 Fax: (351.2) 13.14.73.25
 E-mail: afport@mail.telepac.pt

Associação Portuguesa de Escritores (APE)
 17, Rua de S. Domingos à Lapa
 1200 Lisbon

Tel.: (351.2) 17.93.23.22
 Fax: (351.2) 13.97.23.41

Associação Portuguesa de Editores e Livreiros
 (APEL)
 16 Largo de Andaluz, 1st Floor
 1050-004 Lisbon

Tel.: (351.2) 13.19.22.60
 Fax: (351.2) 13.15.35.53
 E-mail: cdb@apel.pt
 Internet website: www.apel.pt

*Coop. De Gestão dos Artistas em Portugal
(DAP)* Tel.: (351.2) 18.85.08.32
84, Rua de St. António dos Capuchos, 2nd Floor
1050 Lisbon

This list is not exhaustive. For assistance or additional information apply to the Copyright Bureau, as above, under Copyright Office.

III. AUTHORITIES ENFORCING INTELLECTUAL PROPERTY

Industrial Property Tribunal

There are no special Industrial Property Tribunals.

Contact point for trademarks, geographical indications, industrial designs, patents and layout-designs (topographies) of integrated circuits:

Instituto Nacional de Propriedade Industrial Tel.: (351.1) 888.11.01
As above, under Industrial Property Office.

Copyright Tribunal

*Contact point for copyright and related rights:
Gabinete do Direito de Autor.*

Copyright Bureau Tel.: (351.1) 381.30.10
Av. Eng. Duarte Pacheco No. 19-5^o Esq. Fax: (351.1) 381.30.19
1070 Lisbon

Other

Contact point for border measures:

Direcção de Serviços de Regulação Aduaneira Tel.: (351.1) 886.81.85
Direcção-Geral das Alfândegas 886.05.37
Rua da Alfândega No. 5 Fax: (351.1) 888.09.79
1194 Lisbon Codex

IV. EDUCATIONAL INSTITUTIONS TEACHING INTELLECTUAL PROPERTY

Information not available.

V. INDUSTRIAL PROPERTY STATISTICS

Applications filed and/or registered for 2002 and 2005:

		Patents (direct filings)	Trade Marks	Industrial Designs (2002)
Applications by:	residents	158	8,589	232
	non-residents	30	1,134	441
Grants to:	residents	144	6,468	173
	non-residents	52	927	430

PCT-2005

Applications by residents and non-residents: 17 (National Phase Entries)
Grants to residents and non-residents: 35 (1 resident, 34 non-residents)

Madrid System-2005International Registrations:

Total applications: 5,708 (non-residents only)
Total registrations: 5,406 (non-residents only)