

# Country Report On Search and Examination

Tanzanian

Intellectual Property System

Prepared by :Jubilate A. Muro

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# Tanzania

- Location

Tanzania is situated in East Africa, bordered by Kenya, Uganda, Democratic Republic of Congo, Malawi, Zambia, Mozambique, Rwanda, Burundi and the Indian Ocean

- History

Tanzania gained its independence in 1961 and became a United Republic in 1964 through the union of two independent states of Tanganyika and Zanzibar.

# Government Structure

- The United Republic of Tanzania is a unitary state based on the multiparty parliamentary democracy.
- The organs of the government are three; Executive, Judiciary and Legislature

# Sources of Law

- Tanzania legal system is based on the English Common Law system.

# Business Registrations and Licensing Agency - BRELA

- BRELA is a semi-autonomous Government Executive Agency under the Ministry of Industry, Trade and Investment.
- It was established under the Government Executive Agencies Act No. 30 of 1997 Cap 245.

# BRELA...cont.

- It is responsible for business facilitation and regulation.
- Has a role as a central registry for Business Activities Registration Act (BARA) of 2007
- It has three main technical departments;
  - a) Commercial Laws
  - b) Industry Licenses and;
  - c) Intellectual Property

# Trade and Service Marks

- Trade and Service Marks are protected under Trade and Service Marks Act No. 12 of 1986 and Trade and Service Marks Act CAP 326 (R.E 2002).
- The Act has played a major role on the protection, promotion and development of trade and service marks.
- However the government is in the due process of consolidating all Intellectual Properties laws together.



# Adoption of IPAS in Tanzania

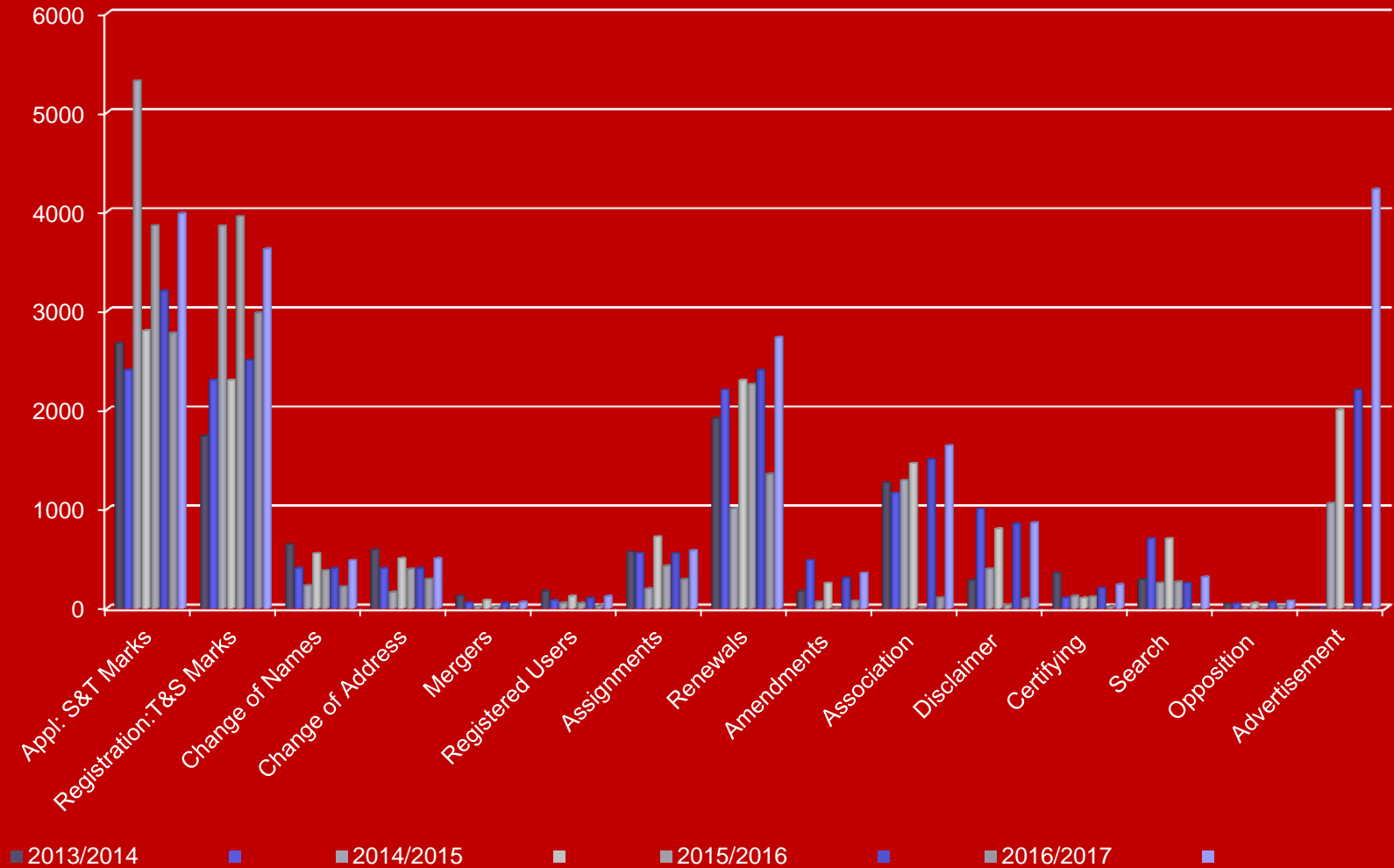
- IPAS introduced for the first time in the year 2005
- Was known as IPAS Centura
- In the year 2008 WIPO introduced to us a new version known as IPAS Java a web based technology
- IPAS Java replaced the past system which is IPAS Centura
- Fully utilization of IPAS started in the year 2014

# Status of automation

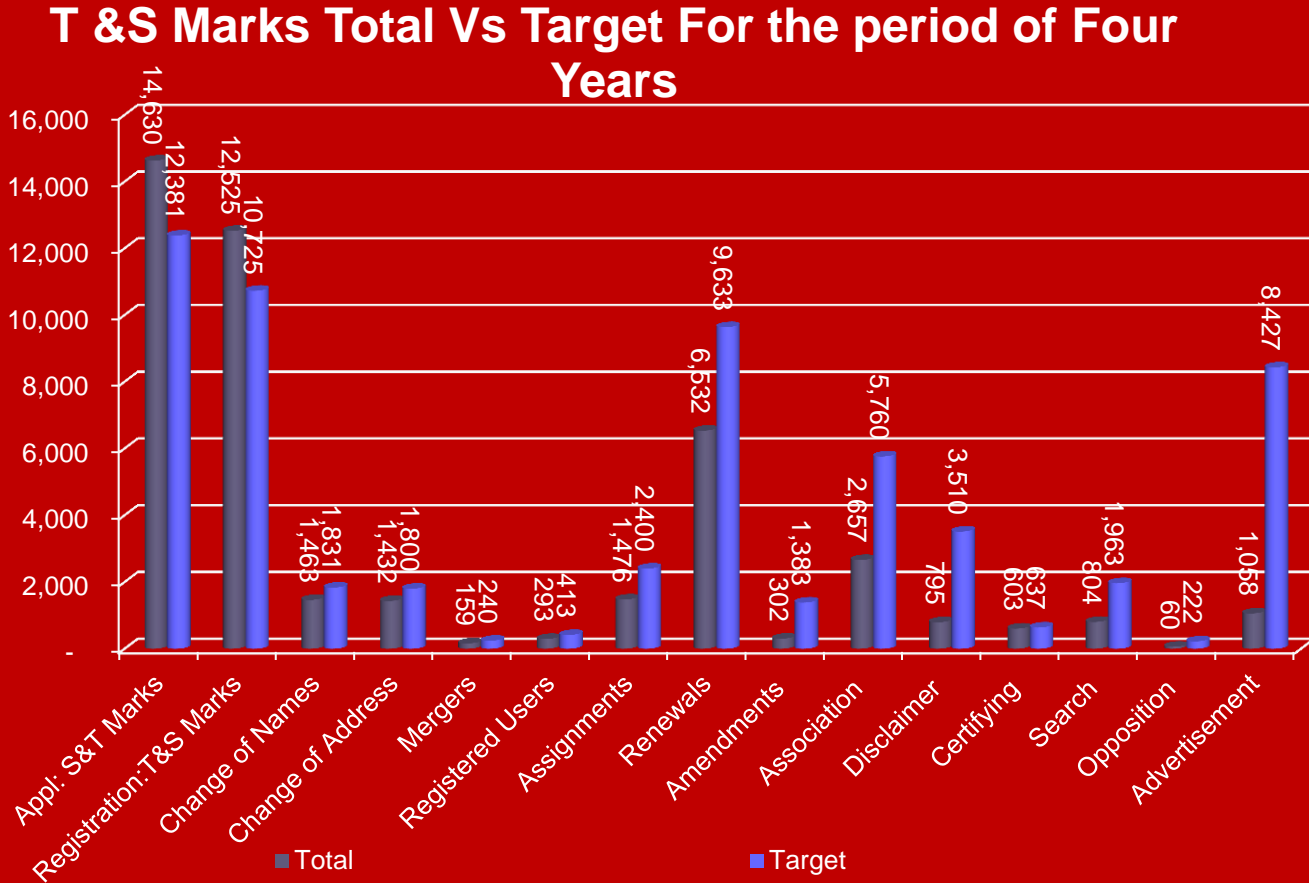
- Before the year 2008 every staff was less concern with IPAS
- In year 2008 we started scanning marks and data capturing as we receive applications
- In the year 2014 is where we started fully from reception to post registrations applications
- Right now we are in good progress to introduce online registration in this year

# Statistics

## T&S marks registration activities results for 2013-2017\*



# Statistics...cont.

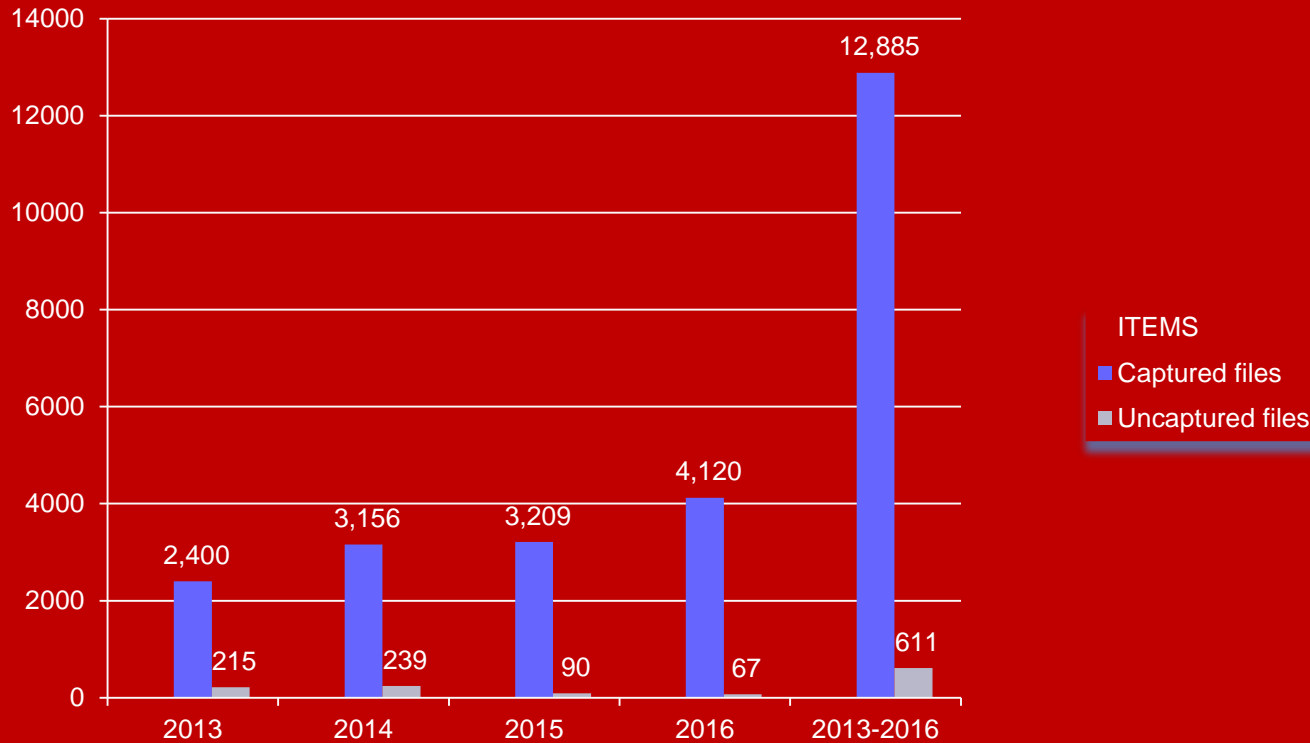


# Statistics...cont.

Years	2013	2014	2015	2016	2013-2016
ITEMS	Total	Total	Total	Total	Total
Captured files	2,400	3,156	3,209	4,120	12,885
Uncaptured files	215	239	90	67	611

# Statistics...cont.

## Captured Versus Uncaptured files



# Statistics...cont.

## General Observation:

- According to IPAS there are 65554 files already loaded in IPAS
- It is estimated that, backlog is 2000+ which means less than 3000 files
- The above given range of figures reveal those files which are not captured in IPAS
- Good thing we are still taking into consideration those files which not captured in the course of exercising our duties

# Statistics...cont.

During preparation of this presentation, I am so sorry to say the following:

- I failed to get statistics for processed and unprocessed files
- But also, statistics for verified and validated data
- ❖ I have noted those failures and take into consideration for future progress report on this area of concentration



# Strategies for data quality Management

- Introduction of record management section
- Progress on data capturing from old files into IPAS
- Introduction of EDMS
- Introduction of data capturing centre

# Future Plans

- The launch of ORS
- Introduction of EDMS
- Amendment of Law to be online compliant
- IP policy which will support online registration
- Online payment

# Conclusion

In August, 2017 all IP applications will be filed through Online Registration System (ORS) and IPAS still will be our working environment (production) and ORS is just a link/connection between applicant and our IPO.

There is a need of improvement in the usage of IPAS to serve the purpose of online registration.

# Presenter

Mr. Jubilate A. Muro

Senior Registration Assistant-Intellectual Property  
Department

Business Registrations and Licensing Agency(BRELA)

Contacts: [jubilate.muro@brela.go.tz](mailto:jubilate.muro@brela.go.tz)

[nitumie@gmail.com](mailto:nitumie@gmail.com)

[ceo@brela.go.tz](mailto:ceo@brela.go.tz)

[usajili@brela.go.tz](mailto:usajili@brela.go.tz)

URL address: [www.brela.go.tz](http://www.brela.go.tz)