

SIMPOSIO INTERNACIONAL Protección de los Diseños Industriales

INTERNATIONAL SYMPOSIUM Protection of Industrial Designs

- Santiago, Chile, 16-17, nov 2011.



La Protección de los Diseños en Ciertos Países de América Latina

The Protection of Designs in Some Countries of the Latin American Region

Susana Maria Serrão Guimarães



LOS DISEÑOS INDUSTRIALES REGISTRABLES

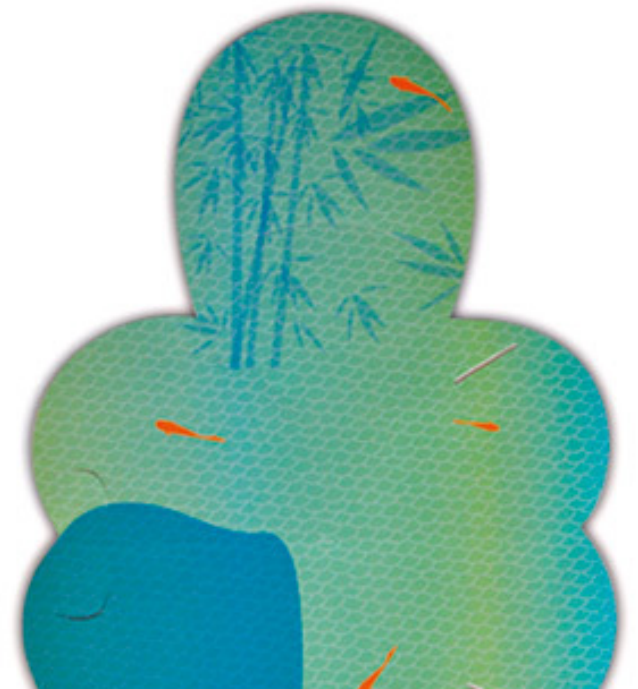
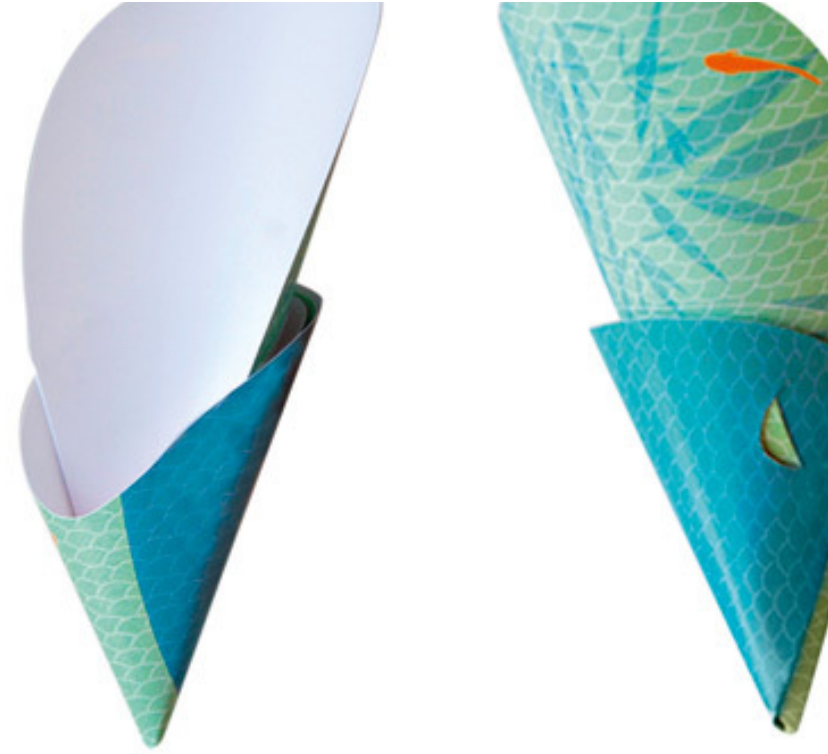
Considérase diseño industrial la forma plástica ornamental de un objeto o el conjunto ornamental de líneas y colores que puedan ser aplicados a un producto, proporcionando resultado visual nuevo y original en su configuración externa y que pueda servir de tipo de fabricación industrial.

REGISTRABLE INDUSTRIAL DESIGNS

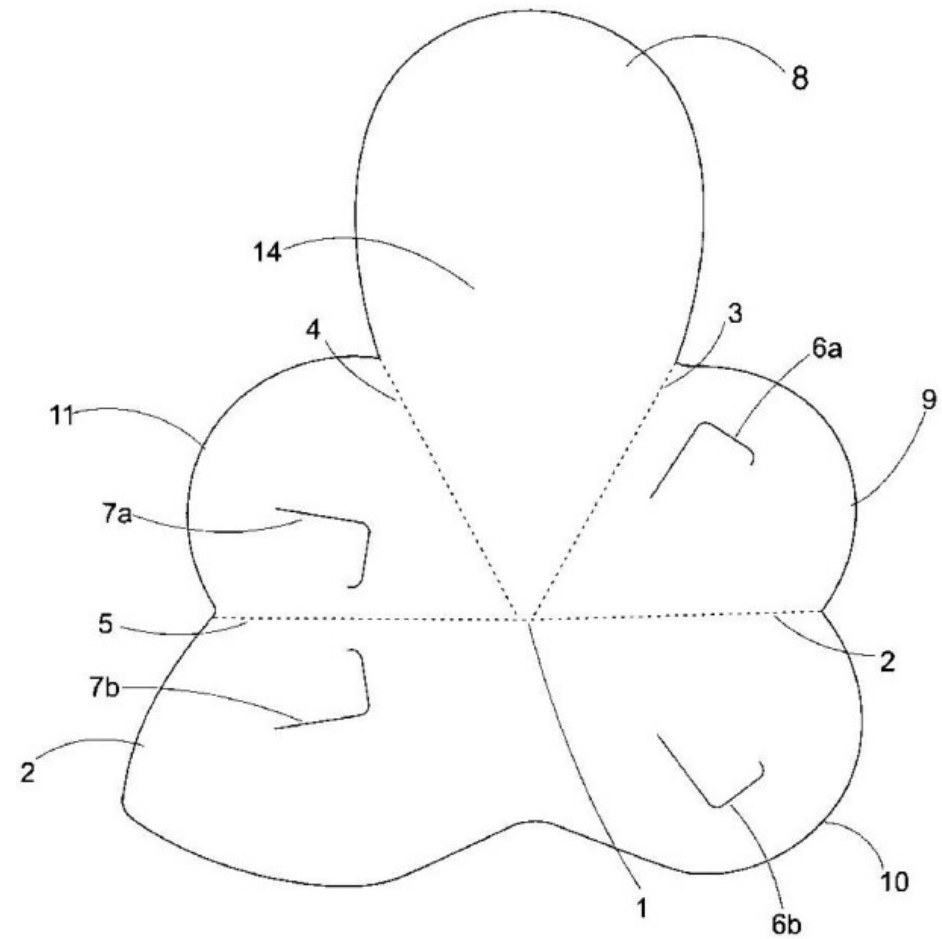
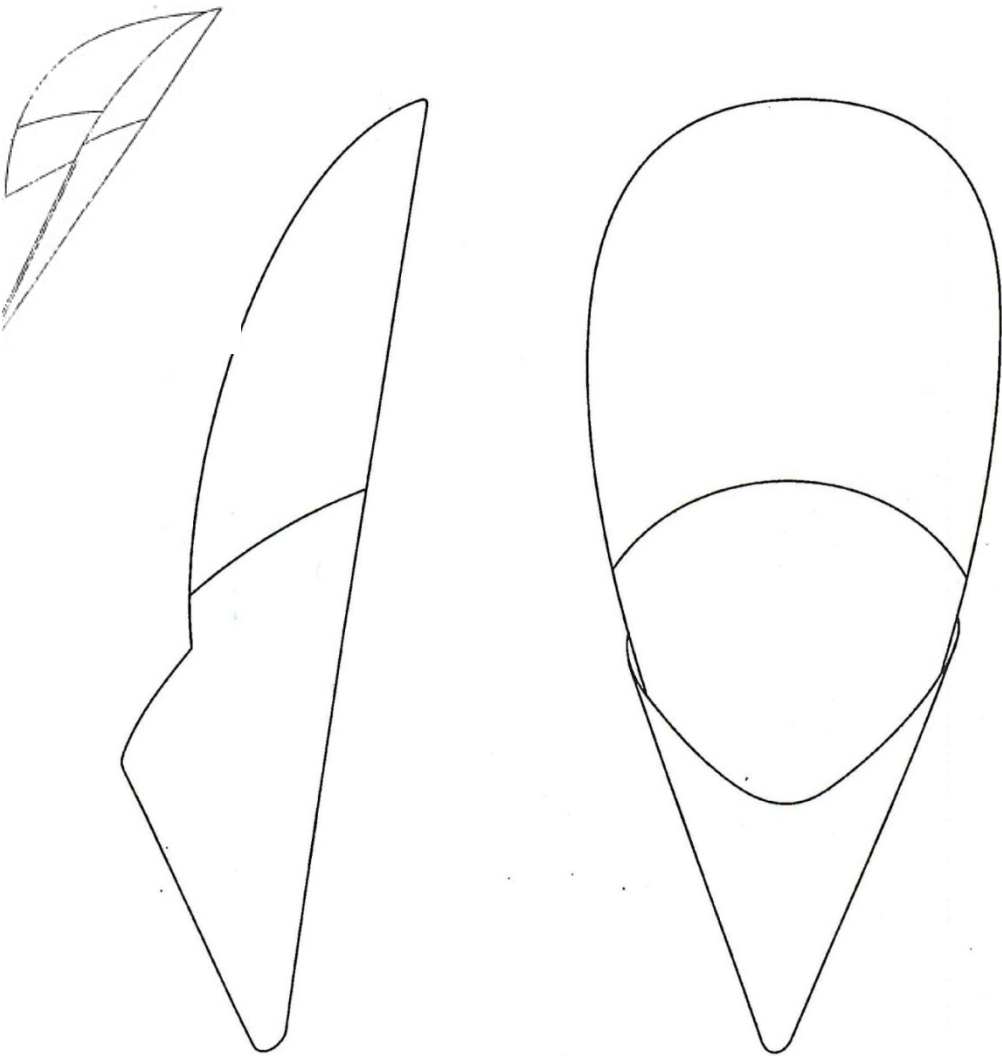
An industrial design is considered to be any ornamental plastic form of an object or any ornamental arrangement of lines and colours that may be applied to a product, that provides a new and original visual result in its external configuration, and that may serve as a type for industrial manufacture.

Diseños
industriales

Industrial
Designs



Objeto / Object



La vigencia del registro

The term of the registration

- El registro vigorará por el plazo de 10 (diez) años contados a partir de la fecha del registro, prorrogable por 3 (tres) períodos sucesivos de 5 (cinco) años cada.
- The registration will have a term of 10 (ten) years counted from the date of filing and will be renewable for three successive periods of 5 (five) years each.

DAMI - Oficina de Armonización del Mercado Interior

OHIM - Office of Harmonization for the Internal Marke





0/01/2006

5/02/2005 EM 000301437

0/01/2006

9-01.B 0440

CONFIGURAÇÃO APLICADA A GARRAFA

teckitt Benckiser (US)

Christopher Dumont

Di Blasi, Parente, S.G. & Associados

de validade: 10 (dez) anos contados a partir de 25/08/2005, observadas as
ções legais.



Originalidad

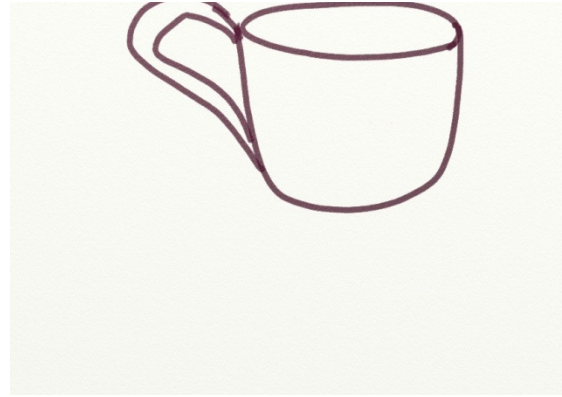
El diseño industrial es considerado original cuando de él resulte una configuración visual distintiva, en relación a otros objetos anteriores.

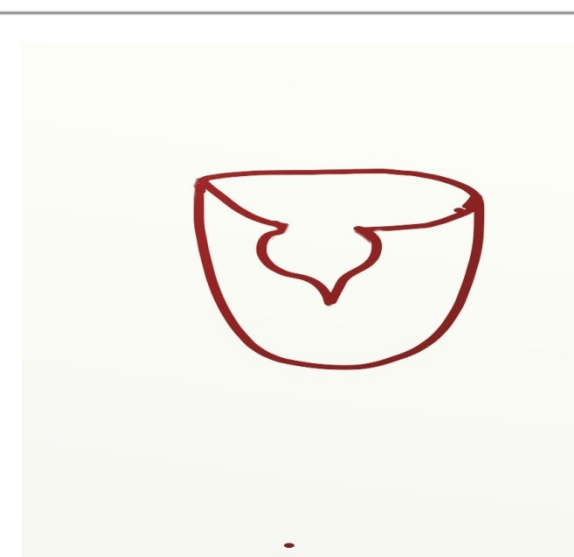
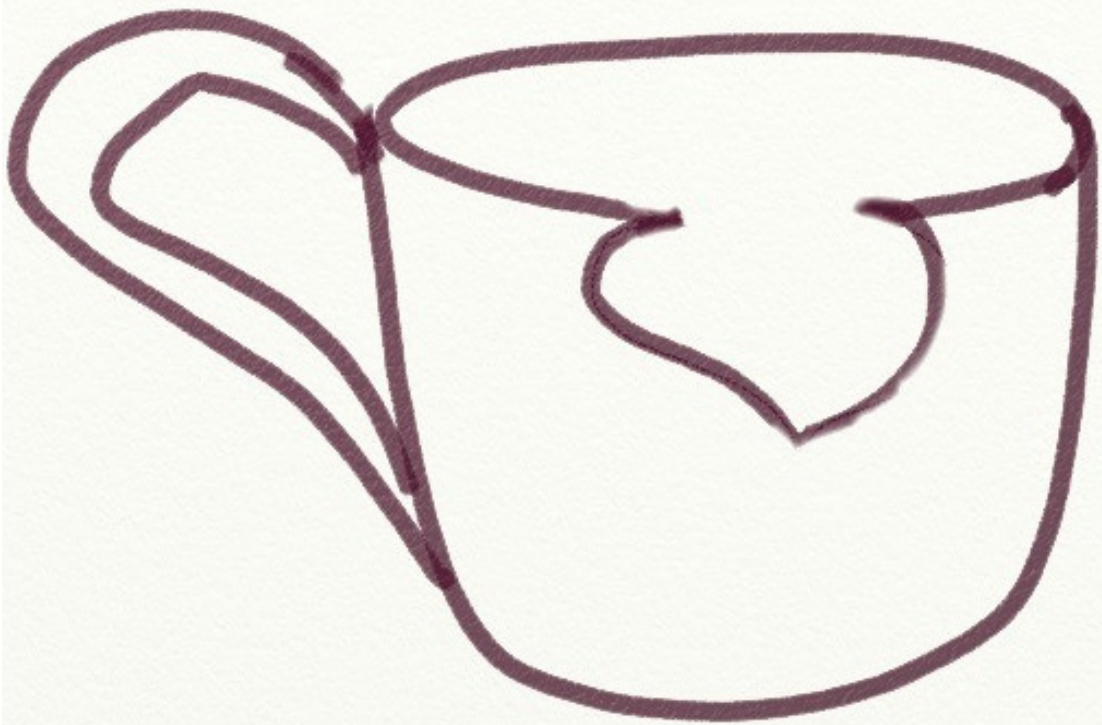
Párrafo único - El resultado visual podrá resultar de la combinación de elementos conocidos.

Originality

An industrial design is considered original when it results in a distinctive visual configuration in relation to other prior objects.

Sole Paragraph - The original visual result may be the result of the combination of known elements.





(54) FOOTWEAR WITH SURROUNDING ORNAMENTATION

(75) Inventor: Christopher Hayes Morris, Topanga Canyon, CA (US)

(73) Assignee: Sculpted Footwear LLC, Topanga Canyon, CA (US)

(*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

(21) Appl. No.: 10/347,078

(22) Filed: Jan. 17, 2003

(65) Prior Publication Data

US 2004/0148805 A1 Aug. 5, 2004

(51) Int. Cl. A43B 23/00

(52) U.S. Cl. 36/136; 36:1; 36:112; D2:897; D2:948

(58) Field of Search 36:1; 132; 136; 36:112; 137; 139; D2:897; 898; 899; 948; 976

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"BIONICLE by Nike" <http://www.lego.com/eng/bionicle/nike.asp>.

Primary Examiner: M. D. Patterson

(74) Attorney, Agent, or Firm: Greenberg Traurig, LLP; Erica Bruno

(57)

ABSTRACT

A shoe upper has an outside surface having a first ornamental theme, the first theme being formed in three dimensions, with artwork coincident with the three dimensional effect. An outsole below the shoe upper includes a bottom surface for engagement with a walking surface; a peripheral area extending about the bottom and mating with the upper. The upper surface is for engagement with a bottom of the upper. The bottom surface and the peripheral area have a surface with a second ornamental theme. The first ornamental theme and the second ornamental theme are thematically related so as to create a surrounding ornamentation of the footwear.

25 Claims, 10 Drawing Sheets

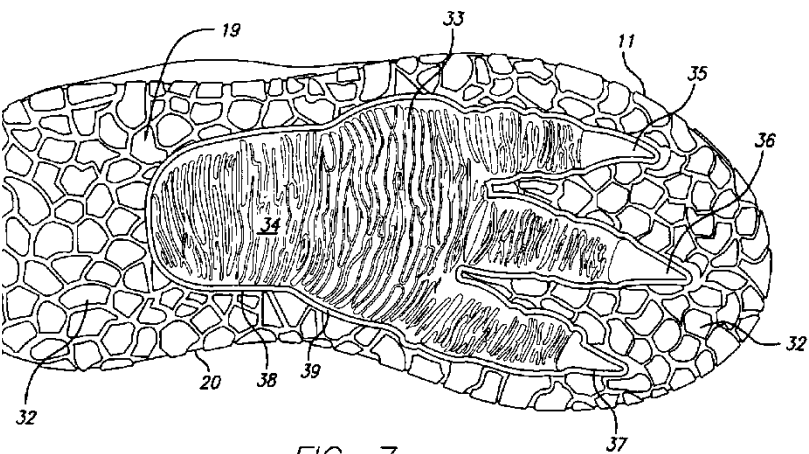
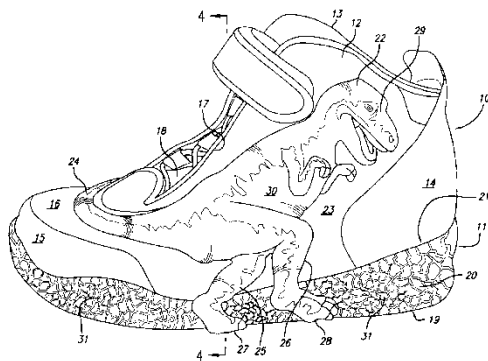


FIG. 7

U.S. Patent

Oct. 25, 2005

Sheet 6 of 10

US

Original

Not Original

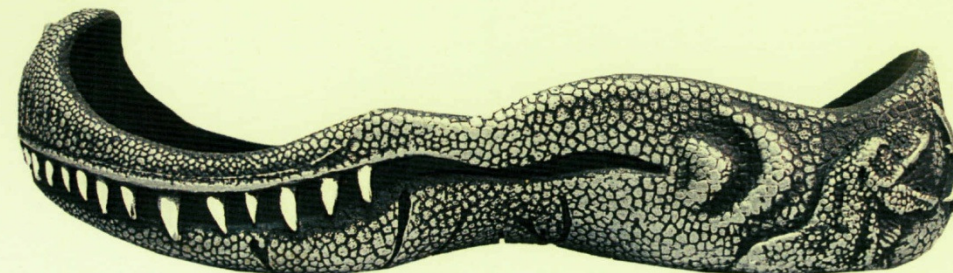


fig. 4

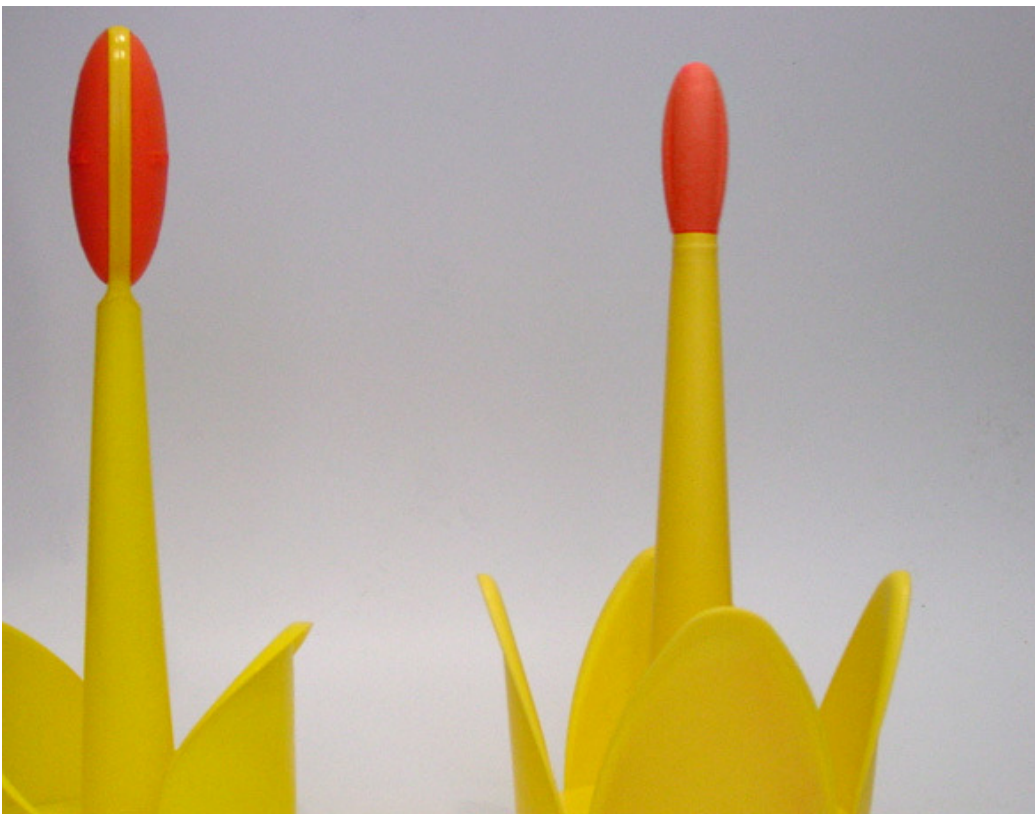
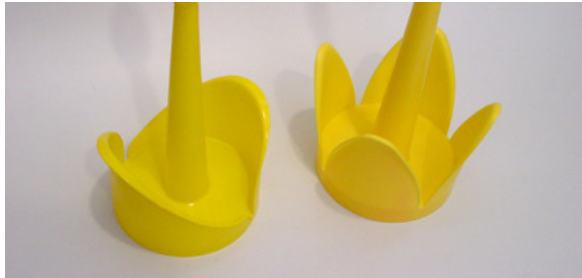


EL PROCESO ADMINISTRATIVO DE NULIDAD

El proceso de nulidad podrá ser instaurado de oficio o mediante petición de cualquier persona con legítimo interés, en el plazo de 5 (cinco) años contados a partir de la concesión del registro.

ADMINISTRATIVE NULLITY PROCEEDINGS

Nullity proceedings may be instituted ex officio or at the request of any person having a legitimate interest within 5 (five) years from grant of the registration.



Nuevo y sin
Originalidad

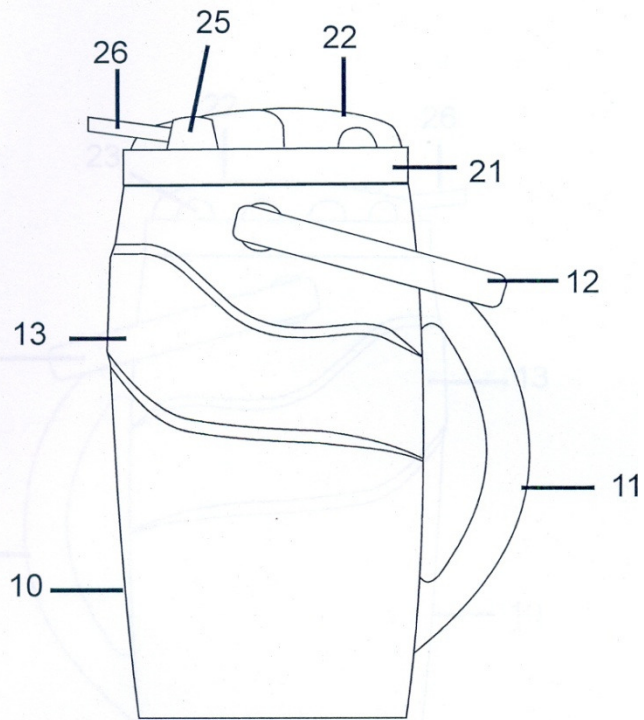
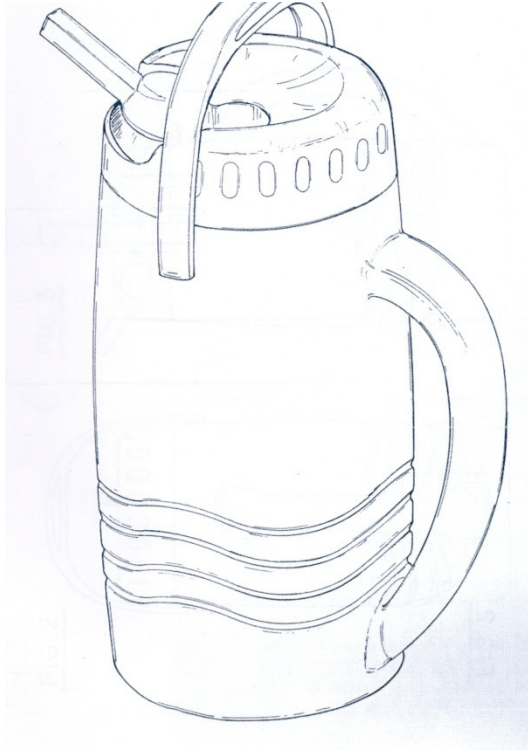
New with no
Originality

EL EXAMEN DE MÉRITO

EXAMINATION ON MERIT

El titular del diseño industrial podrá solicitar el examen del objeto del registro, a cualquier tiempo de la vigencia, cuanto a los aspectos de novedad y de originalidad.

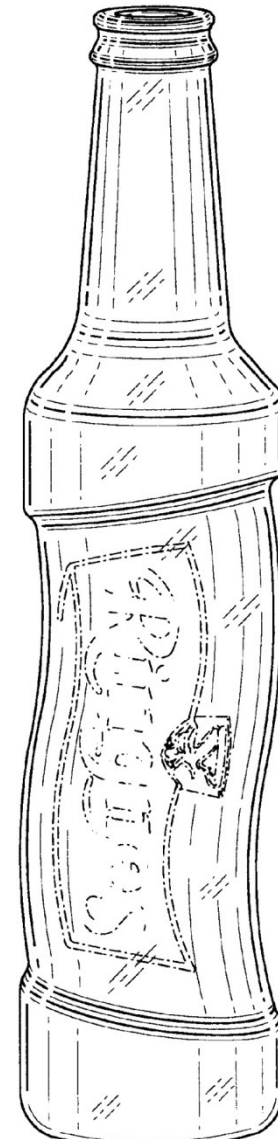
A registrant of an industrial design may, at any time during the term of registration, request examination as to novelty and originality of the object of the registration.



Nuevo y sin
Originalidad

New with no
Originality

Original with no Novelty in Brazil



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