

SCT/37/2 Rev.
ANNEX

Quantitative Summary of Replies to the Questionnaire on
Graphical User Interface (GUI), Icon and Typeface/Type Font Designs

Questions	Replies	YES	%	NO	%	N/A	%
I. SYSTEMS OF PROTECTION							
1. Does your jurisdiction provide protection for:	GUIs	66	63	95	3	5	
	Icons	66	63	95	3	5	
	Typefaces/ Type fonts	63	55	87	8	13	
2. Protection for GUIs, icons, typefaces/type fonts is provided in your jurisdiction under one or several of the following laws:							
Protection is provided under one law only, namely	GUIs	61	14	23			
	Icons	61	14	23			
	Typefaces/ Type fonts	58	15	26			
Design patent law	GUIs	61	3	5			
	Icons	61	2	3.3			
	Typefaces/ Type fonts	58	3	5			
Registered industrial design law	GUIs	61	8	13			
	Icons	61	8	13.3			
	Typefaces/ Type fonts	58	6	10.5			
Copyright law	GUIs	61	4	5			
	Icons	61	2	3.3			
	Typefaces/ Type fonts	58	74	10.5			
Trademark law	GUIs	61					
	Icons	61	2	3.3			
	Typefaces/ Type fonts	58					

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Protection is provided under several laws, as follows:	GUIs	61	46	77				
	Icons	61	46	77				
	Typefaces/ Type fonts	58	42	74				
Registered industrial design law, copyright law, trademark law	GUIs	61	7	12				
	Icons	61	11	18				
	Typefaces/ Type fonts	58	5	9				
Registered industrial design law, unregistered industrial design law, copyright law, unfair competition law	GUIs	61	3	5				
	Icons	61	1	2				
	Typefaces/ Type fonts	58	7	12				
Copyright law, trademark law	GUIs	61						
	Icons	61	1					
	Typefaces/ Type fonts	58	3	5				
Copyright law, unfair competition law	GUIs	61						
	Icons	61						
	Typefaces/ Type fonts	58	1	1.75				
Design patent law, copyright law	GUIs	61	2	3				
	Icons	61	1	2				
	Typefaces/ Type fonts	58	2	3.5				
Design patent law, trademark law	GUIs	61						
	Icons	61	1	2				
	Typefaces/ Type fonts	58						
Design patent law, copyright law, trademark law	GUIs	61	3	5				
	Icons	61	4	7				
	Typefaces/ Type fonts	58	1	1.75				

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Design patent law, copyright law, unfair competition law	GUIs	61	1	2				
	Icons	61	1	2				
	Typefaces/ Type fonts	58	1	1.75				
Design patent law, registered industrial design law, copyright law	GUIs	61	1	2				
	Icons	61						
	Typefaces/ Type fonts	58	1	1.75				
Design patent law, registered industrial design law, copyright law, trademark law	GUIs	61	1	2				
	Icons	61	1	2				
	Typefaces/ Type fonts	58						
Design patent law, registered industrial design law, copyright law, trademark law, unfair competition law	GUIs	61	1	2				
	Icons	61						
	Typefaces/ Type fonts	58						
Registered industrial design law, unregistered industrial design law	GUIs	61	1	2				
	Icons	61						
	Typefaces/ Type fonts	58	1	1.75				
Registered industrial design law, unregistered industrial design law, copyright law	GUIs	61	3	5				
	Icons	61	3	5				
	Typefaces/ Type fonts	58	3	5				
Registered industrial design law, unregistered industrial design law, trademark law	GUIs	61	1	2				
	Icons	61	2	3				
	Typefaces/ Type fonts	58	1	1.75				
Registered industrial design law, unregistered industrial design law, unfair competition law	GUIs	61	1	2				
	Icons	61	1	2				
	Typefaces/ Type fonts	58	1	1.75				

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Registered industrial design law, unregistered industrial design law, copyright law, trademark law	GUIs	61	1	2				
	Icons	61	1	2				
	Typefaces/ Type fonts	58	1	1.75				
Registered industrial design law, unregistered industrial design law, copyright law, trademark law, unfair competition law	GUIs	61	6	10				
	Icons	61	8	13				
	Typefaces/ Type fonts	58	2	3.5				
Registered industrial design law, trademark law	GUIs	61	1	2				
	Icons	61	1	2				
	Typefaces/ Type fonts	58	2	3.5				
Registered industrial design law, unfair competition law	GUIs	61						
	Icons	61						
	Typefaces/ Type fonts	58	1	1.75				
Registered industrial design law, copyright law	GUIs	61	5	8				
	Icons	61	1	2				
	Typefaces/ Type fonts	58	5	9				
Registered industrial design law, copyright law, unfair competition law	GUIs	61	2	3				
	Icons	61	1	2				
	Typefaces/ Type fonts	58	1	1.75				
Registered industrial design law, copyright law, trademark law, unfair competition law	GUIs	61	5	8				
	Icons	61	7	12				
	Typefaces/ Type fonts	58	3	5				
Registered industrial design law, copyright law, unfair competition law and other	GUIs	61	1	2				
	Icons	61	1	2				
	Typefaces/ Type fonts	58						

<p>3. To the extent that GUIs, icons, typefaces/type fonts may be eligible for overlapping protection in your jurisdiction via multiple intellectual property rights, such as copyright and a design right (including design patent, registered design or unregistered design), what is the extent of such overlapping rights?</p>	Full copyright and design overlap	GUIs	56	19	34				
		Icons	55	18	33				
		Typefaces/ Type fonts	46	16	35				
	Full copyright and design overlap but reduced term of copyright	GUIs	56	3	5				
		Icons	55	4	7				
		Typefaces/ Type fonts	46	3	6.5				
	Copyright overlap only for designs that possess a level of artistic creativity that is of a certain level	GUIs	56	21	37.5				
		Icons	55	20	36				
		Typefaces/ Type fonts	46	18	39				
	Copyright protection excluded where the product is intended for production in more than a specific amount of units	GUIs	56	3	5.5				
		Icons	55	3	5				
		Typefaces/ Type fonts	46	3	6.5				
	Copyright overlap only for designs that possess a level of artistic creativity that is of a certain level; + Copyright protection excluded where the product is intended for production in more than a specific amount of units	GUIs	56	1	2				
		Icons	55	1	2				
		Typefaces/ Type fonts	46	1	2				
	Full copyright and design overlap; + Copyright protection excluded where the product is intended for production in more than a specific amount of units	GUIs	56						
Icons		55	1	2					
Typefaces/ Type fonts		46							
Full copyright and design overlap; +	GUIs	56	1	2					

	Full copyright and design overlap but reduced term of copyright; + Copyright overlap only for designs that possess a level of artistic creativity that is of a certain level	Icons	55	1	2				
		Typefaces/ Type fonts	46						
		GUIs	56	1	2				
	Full copyright and design overlap; + Copyright overlap only for designs that possess a level of artistic creativity that is of a certain level	Icons	55						
		Typefaces/ Type fonts	46						
		GUIs	56	1	2				
	Full copyright and design overlap; + Full copyright and design overlap but reduced term of copyright	Icons	55	1	2				
		Typefaces/ Type fonts	46						
		GUIs	56	8	14				
	Other	Icons	55	8	14.5				
		Typefaces/ Type fonts	46	8	17				
		GUIs	63	41	65				
II. APPLICATION FOR A DESIGN PATENT/INDUSTRIAL DESIGN REGISTRATION									
4. How may a GUI, icon, typeface/type font be represented in an application for a design patent/industrial design registration in your jurisdiction?	Photographs (black and white)	GUIs	63	61	97				
		Icons	64	61	95				
		Typefaces/ Type fonts	52	48	92				
	Photographs (color)	GUIs	63	60	95				
		Icons	64	60	93.75				
		Typefaces/ Type fonts	52	47	90				
	Drawings, including technical	GUIs	63	41	65				

	drawings	Icons	64	42	67				
		Typefaces/ Type fonts	52	32	61.5				
	Other graphic representations	GUIs	63	22	35				
		Icons	64	22	34				
		Typefaces/ Type fonts	52	21	40				
	Any other format which enables the applicant to accurately represent the design (e.g., video type file)	GUIs	63	3	5				
		Icons	64	3	5				
		Typefaces/ Type fonts	52	1	2				
	5. Are additional or special requirements applicable to a GUI and/or icon which is animated (moving images design, transformation, transition, change of colors, or any other animation)?	GUIs	64	21	33	24	37.5	19	29.5
Icons		64	20	31.25	25	39	19	29.75	
6. What are the additional or special requirements applicable to a GUI and/or icon which is animated?	Series of static images showing a sequence	GUIs	31	31	100				
		Icons	30	30	100				
	Video type file	GUIs	31	4	13				
		Icons	30	3	10				
	Description	GUIs	31	15	48				
		Icons	30	14	47				
	Statement of novelty	GUIs	31	6	19				
		Icons	30	6	20				
Other requirement(s)	GUIs	31	2	6					
	Icons	30	2	7					
7. Can a GUI and/or icon be patented/registered as such (i.e., independently of the product that incorporates it or in relation to which it is to be used, e.g., smartphone, tablet computer, computer screen)?	GUIs	64	44	69	18	28	2	3	
	Icons	63	42	67	19	30	2	3	
8. If a GUI and/or icon can be patented/registered as such in your jurisdiction, how must it be represented in an application for a	Representation of the GUI or icon alone, without the product that incorporates it or in relation to which it is to be used	GUIs	49	41	84				
		Icons	51	41	80				

design patent/industrial design registration?	Representation of the GUI or icon in solid lines + the product that incorporates it or in relation to which it is to be used in dotted or broken lines	GUIs	49	37	75.5				
		Icons	51	39	76				
	Representation of the GUI or icon in solid lines + the product that incorporates it or in relation to which it is to be used in solid lines + a description disclaiming the product	GUIs	49	6	12				
		Icons	51	7	14				
	Other form(s) of representation	GUIs	49	4	8				
		Icons	51	4	8				
9. Must letters, numerals, words or symbols contained in a GUI and/or icon be disclaimed?	GUIs	65	14	21.5	42	64.5	9	14	
	Icons	65	15	23	41	63	9	14	
10. Is a GUI and/or icon excluded from protection if it appears only temporarily when a program is loaded?	GUIs	61	8	13	42	69	11	18	
	Icons	60	8	13	41	69	11	18	
11. Can typefaces/type fonts be registered as a set?			59	41	69.5	9	15.25	9	15.25
12. With respect to typefaces/type fonts, are there any requirements to provide representation for the entire series of character (such as the whole alphabet) or for an illustrative group of the entire series of characters in the typeface/type font?			60	19	32	26	43	15	25
III. EXAMINATION OF THE APPLICATION									
13. To the extent that your IP Office carries out a substantive examination of an application for a design patent/an industrial design registration, what eligibility criteria are examined with respect to GUIs, icons or typefaces/type fonts?	Novelty	GUIs	54	32	59.25				
		Icons	55	32	58				
		Typefaces/ Type fonts	48	25	52				
	Originality	GUIs	54	14	26				
		Icons	55	14	25				
		Typefaces/ Type fonts	48	13	27				
	Individual character	GUIs	54	11	20				
		Icons	55	11	20				

	Typefaces/ Type fonts	48	11	23				
Creative difficulty	GUIs	54	5	9.25				
	Icons	55	5	9				
	Typefaces/ Type fonts	48	4	8				
Non-obviousness	GUIs	54	4	7				
	Icons	55	4	7				
	Typefaces/ Type fonts	48	4	8				
Public order/morality	GUIs	54	48	89				
	Icons	55	50	91				
	Typefaces/ Type fonts	48	42	87.5				
Other	GUIs	54	6	11				
	Icons	55	7	13				
	Typefaces/ Type fonts	48	3	6.25				
14. Are the eligibility criteria for GUIs, icons or typefaces/type fonts different from those applied to other industrial designs?	GUIs	63			61	97	2	3
	Icons	62			61	98	1	2
	Typefaces/ Type fonts	59			51	86.5	8	13.5
15. Do you have any further remarks on the examination of GUIs, icons or typefaces/type fonts carried out by your IP Office?		63	11	17				
IV. SCOPE AND DURATION OF PROTECTION								
16. Is the scope of protection of GUI, icon or typeface/type font designs limited by the classification of the industrial design?	GUIs	62	11	18	47	76	4	6
	Icons	62	12	19	46	74	4	7
	Typefaces/ Type fonts	59	10	17	39	66	10	17
17. Is a GUI and/or icon protected in relation to one product (e.g., a smartphone) also protected against its use in relation to another product (e.g., the display of a car)?	GUIs	59	29	49	18	30.5	12	20.5
	Icons	58	27	46.25	19	32.75	12	21
18. Is the duration of protection of GUI, icon or typeface/type font designs the same as the duration of protection of other industrial designs?	GUIs	64	59	92	3	5	2	3
	Icons	64	60	94	2	3	2	3
	Typefaces/ Type fonts	60	48	80	3	5	9	15

[End of Annex and of document]