

protection, commercialization, and beyond PRAYUDI SETIADHARMA



## THE PROTECTION

- PATENT, protecting new technological invention (Law 13/2016)
- UTILITY MODEL, protecting new but less inventive technological invention (Law 13/2016)
- INDUSTRIAL DESIGN, protecting new aesthetic design of industrial products (Law 31/2000)
- MARK, protecting identity as well as reputation of products' originator (Law 20/2016)
- TRADE SECRETS, protecting confidential information of high commercial values (Law 30/2000)
- IC LAYOUT DESIGN, protecting surface design of integrated circuit (Law 32/2000)
- PLANT VARIETY RIGHTS, protecting newly bred plant varieties (Law 29/2000)
- COPYRIGHTS, protecting expression of ideas in the form of literary and artistic works (Law 28/2014)



## PROTECTION STRATEGY

- Sometimes overprotection is no better than no protection at all
- The key is to design the most optimum of protection efficiently.
- Understanding Intellectual Property Rights as important tools for fair competition.
- There's no such thing as too early for registering TRADEMARK.
- PATENT vs TRADE SECRETS, how to choose?
- INDUSTRIAL DESIGN vs design life
- Efficient COPYRIGHT protection where registration is not mandatory.



## **OWNERSHIP STRATEGY**

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- Who owns intellectual property?
- IP ownership in employer-employee situation
- Work for hire.
- Against joint-ownership; what is the better alternative?
- Personal ownership of IP as bargaining chip in start-up development.



## **COMMERCIALIZATION STRATEGY**

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- Managing company IP portfolios.
- Licensing and Royalties.
- The role of publishers in copyright commercialization protection, commercialization, and beyond
- Collective rights management.