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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 | % |
|---|--------------------------|-----|----|-------------|---|-----|---|
| <b>I. SYSTEMS OF PROTECTION</b>   |                          |     |    |             |   |     |   |
| <b>1. Does your jurisdiction provide protection for:</b>  | GUIs                     | 61  | 59 | <b>97</b>   | 2 | 3   |   |
|   | Icons                    | 61  | 59 | <b>97</b>   | 2 | 3   |   |
|   | Typefaces/<br>Type fonts | 59  | 53 | <b>90</b>   | 6 | 10  |   |
| <b>2. Protection for GUIs, icons, Typefaces/type fonts is provided in your jurisdiction under one or several of the following laws:</b> |                          |     |    |             |   |     |   |
| Protection is provided under one law only, namely   | GUIs                     | 57  | 12 | <b>21</b>   |   |     |   |
|   | Icons                    | 57  | 12 | <b>21</b>   |   |     |   |
|   | Typefaces/<br>Type fonts | 54  | 13 | <b>24</b>   |   |     |   |
| Design patent law   | GUIs                     | 57  | 2  | <b>3.5</b>  |   |     |   |
|   | Icons                    | 57  | 2  | <b>3.5</b>  |   |     |   |
|   | Typefaces/<br>Type fonts | 54  | 3  | <b>6</b>    |   |     |   |
| Registered industrial design law  | GUIs                     | 57  | 8  | <b>14</b>   |   |     |   |
|   | Icons                    | 57  | 8  | <b>14</b>   |   |     |   |
|   | Typefaces/<br>Type fonts | 54  | 6  | <b>11</b>   |   |     |   |
| Copyright law   | GUIs                     | 57  | 2  | <b>3.5</b>  |   |     |   |
|   | Icons                    | 57  | 1  | <b>1.75</b> |   |     |   |
|   | Typefaces/<br>Type fonts | 54  | 4  | <b>7</b>    |   |     |   |
| Trademark law   | GUIs                     | 57  |    |             |   |     |   |
|   | Icons                    | 57  | 1  | <b>1.75</b> |   |     |   |
|   | Typefaces/<br>Type fonts | 54  |    |             |   |     |   |

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|   |                                  |    |    |    |  |  |  |  |
|---|----------------------------------|----|----|----|--|--|--|--|
| Protection is provided under several laws, as follows:  | GUIs                             | 57 | 45 | 79 |  |  |  |  |
|   | Icons                            | 57 | 45 | 79 |  |  |  |  |
|   | Typefaces/<br>Type fonts         | 54 | 41 | 76 |  |  |  |  |
| Registered industrial design law, copyright law, trademark law  | <b>GUIs</b>                      | 57 | 6  | 11 |  |  |  |  |
|   | <b>Icons</b>                     | 57 | 10 | 18 |  |  |  |  |
|   | Typefaces/<br>Type fonts         | 54 | 5  | 9  |  |  |  |  |
| Registered industrial design law, unregistered industrial design law, copyright law, unfair competition law | GUIs                             | 57 | 3  | 5  |  |  |  |  |
|   | Icons                            | 57 | 1  | 2  |  |  |  |  |
|   | <b>Typefaces/<br/>Type fonts</b> | 54 | 7  | 13 |  |  |  |  |
| Copyright law, trademark law  | GUIs                             | 57 |    |    |  |  |  |  |
|   | Icons                            | 57 |    |    |  |  |  |  |
|   | Typefaces/<br>Type fonts         | 54 | 2  | 4  |  |  |  |  |
| Copyright law, unfair competition law   | GUIs                             | 57 |    |    |  |  |  |  |
|   | Icons                            | 57 |    |    |  |  |  |  |
|   | Typefaces/<br>Type fonts         | 54 | 1  | 2  |  |  |  |  |
| Design patent law, copyright law  | GUIs                             | 57 | 2  | 4  |  |  |  |  |
|   | Icons                            | 57 | 1  | 2  |  |  |  |  |
|   | Typefaces/<br>Type fonts         | 54 | 2  | 4  |  |  |  |  |
| Design patent law, trademark law  | GUIs                             | 57 |    |    |  |  |  |  |
|   | Icons                            | 57 | 1  | 2  |  |  |  |  |
|   | Typefaces/<br>Type fonts         | 54 |    |    |  |  |  |  |
| Design patent law, copyright law, trademark law   | GUIs                             | 57 | 3  | 5  |  |  |  |  |
|   | Icons                            | 57 | 4  | 7  |  |  |  |  |
|   | Typefaces/<br>Type fonts         | 54 | 1  | 2  |  |  |  |  |

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|--|--------------------------|----|---|---|--|--|--|
|  | Type fonts               |    |   |   |  |  |  |
| Design patent law, copyright law, unfair competition law   | GUIs                     | 57 | 1 | 2 |  |  |  |
|  | Icons                    | 57 | 1 | 2 |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 1 | 2 |  |  |  |
| Design patent law, registered industrial design law, copyright law   | GUIs                     | 57 | 1 | 2 |  |  |  |
|  | Icons                    | 57 |   |   |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 1 | 2 |  |  |  |
| Design patent law, registered industrial design law, copyright law,<br>trademark law                         | GUIs                     | 57 | 1 | 2 |  |  |  |
|  | Icons                    | 57 | 1 | 2 |  |  |  |
|  | Typefaces/<br>Type fonts | 54 |   |   |  |  |  |
| Design patent law, registered industrial design law, copyright law,<br>trademark law, unfair competition law | GUIs                     | 57 | 1 | 2 |  |  |  |
|  | Icons                    | 57 |   |   |  |  |  |
|  | Typefaces/<br>Type fonts | 54 |   |   |  |  |  |
| Registered industrial design law, unregistered industrial design law   | GUIs                     | 57 | 1 | 2 |  |  |  |
|  | Icons                    | 57 |   |   |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 1 | 2 |  |  |  |
| Registered industrial design law, unregistered industrial design law,<br>copyright law                       | GUIs                     | 57 | 3 | 5 |  |  |  |
|  | Icons                    | 57 | 3 | 5 |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 3 | 6 |  |  |  |
| Registered industrial design law, unregistered industrial design law,<br>trademark law                       | GUIs                     | 57 | 1 | 2 |  |  |  |
|  | Icons                    | 57 | 2 | 4 |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 1 | 2 |  |  |  |
| Registered industrial design law, unregistered industrial design law,<br>unfair competition law              | GUIs                     | 57 | 1 | 2 |  |  |  |
|  | Icons                    | 57 | 1 | 2 |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 1 | 2 |  |  |  |

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|  |                          |    |   |    |  |  |  |  |
|--|--------------------------|----|---|----|--|--|--|--|
| Registered industrial design law, unregistered industrial design law, copyright law, trademark law                         | GUIs                     | 57 | 1 | 2  |  |  |  |  |
|  | Icons                    | 57 | 1 | 2  |  |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 1 | 2  |  |  |  |  |
| Registered industrial design law, unregistered industrial design law, copyright law, trademark law, unfair competition law | GUIs                     | 57 | 6 | 11 |  |  |  |  |
|  | Icons                    | 57 | 8 | 14 |  |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 2 | 4  |  |  |  |  |
| Registered industrial design law, trademark law  | GUIs                     | 57 | 1 | 2  |  |  |  |  |
|  | Icons                    | 57 | 1 | 2  |  |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 1 | 2  |  |  |  |  |
| Registered industrial design law, unfair competition law   | GUIs                     | 57 |   |    |  |  |  |  |
|  | Icons                    | 57 |   |    |  |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 1 | 2  |  |  |  |  |
| Registered industrial design law, copyright law  | GUIs                     | 57 | 5 | 9  |  |  |  |  |
|  | Icons                    | 57 | 1 | 2  |  |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 6 | 11 |  |  |  |  |
| Registered industrial design law, copyright law, unfair competition law  | GUIs                     | 57 | 2 | 4  |  |  |  |  |
|  | Icons                    | 57 | 1 | 2  |  |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 1 | 2  |  |  |  |  |
| Registered industrial design law, copyright law, trademark law, unfair competition law                                     | GUIs                     | 57 | 5 | 9  |  |  |  |  |
|  | Icons                    | 57 | 7 | 12 |  |  |  |  |
|  | Typefaces/<br>Type fonts | 54 | 3 | 6  |  |  |  |  |
| Registered industrial design law, copyright law, unfair competition law and other  | GUIs                     | 57 | 1 | 2  |  |  |  |  |
|  | Icons                    | 57 | 1 | 2  |  |  |  |  |
|  | Typefaces/<br>Type fonts | 54 |   |    |  |  |  |  |

|   |   |                          |    |    |    |  |  |  |
|---|---|--------------------------|----|----|----|--|--|--|
| <p><b>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?</b></p> | Full copyright and design overlap   | GUIs                     | 54 | 19 | 35 |  |  |  |
|   |   | Icons                    | 52 | 18 | 35 |  |  |  |
|   |   | Typefaces/<br>Type fonts | 46 | 16 | 35 |  |  |  |
|   | Full copyright and design overlap but reduced term of copyright   | GUIs                     | 54 | 4  | 7  |  |  |  |
|   |   | Icons                    | 52 | 4  | 8  |  |  |  |
|   |   | Typefaces/<br>Type fonts | 46 | 3  | 7  |  |  |  |
|   | Copyright overlap only for designs that possess a level of artistic creativity that is of a certain level   | GUIs                     | 54 | 22 | 41 |  |  |  |
|   |   | Icons                    | 52 | 20 | 38 |  |  |  |
|   |   | Typefaces/<br>Type fonts | 46 | 18 | 39 |  |  |  |
|   | Copyright protection excluded where the product is intended for production in more than a specific amount of units  | GUIs                     | 54 | 2  | 4  |  |  |  |
|   |   | Icons                    | 52 | 2  | 4  |  |  |  |
|   |   | Typefaces/<br>Type fonts | 46 | 2  | 4  |  |  |  |
|   | Copyright overlap only for designs that possess a level of artistic creativity that is of a certain level;<br>+<br>Copyright protection excluded where the product is intended for production in more than a specific amount of units | GUIs                     | 54 | 1  | 2  |  |  |  |
|   |   | Icons                    | 52 | 1  | 2  |  |  |  |
|   |   | Typefaces/<br>Type fonts | 46 | 1  | 3  |  |  |  |
| Full copyright and design overlap;<br>+<br>Copyright protection excluded where the product is intended for production in more than a specific amount of units   | GUIs  | 54                       |    |    |    |  |  |  |
|   | Icons   | 52                       | 1  | 2  |    |  |  |  |

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|   |  |                          |    |    |           |  |  |  |
|---|--|--------------------------|----|----|-----------|--|--|--|
|   |  | Typefaces/<br>Type fonts | 46 |    |           |  |  |  |
|   | Full copyright and design overlap;<br>+<br>Full copyright and design overlap but<br>reduced term of copyright;<br>+<br>Copyright overlap only for designs that<br>possess a level of artistic creativity<br>that is of a certain level | GUIs                     | 54 | 1  | 2         |  |  |  |
|   |  | Icons                    | 52 | 1  | 2         |  |  |  |
|   |  | Typefaces/<br>Type fonts | 46 |    |           |  |  |  |
| Other   |  | GUIs                     | 54 | 8  | 15        |  |  |  |
|   |  | Icons                    | 52 | 8  | 15        |  |  |  |
|   |  | Typefaces/<br>Type fonts | 46 | 7  | 15        |  |  |  |
| <b>II. APPLICATION FOR A DESIGN PATENT/INDUSTRIAL DESIGN REGISTRATION</b>   |  |                          |    |    |           |  |  |  |
| <b>4. How may a GUI, icon,<br/>typeface/type font be<br/>represented in an<br/>application for a design<br/>patent/industrial design<br/>registration in your<br/>jurisdiction?</b> | Photographs (black and white)  | GUIs                     | 59 | 57 | <b>97</b> |  |  |  |
|   |  | Icons                    | 60 | 57 | <b>95</b> |  |  |  |
|   |  | Typefaces/<br>Type fonts | 51 | 47 | <b>92</b> |  |  |  |
|   | Photographs (color)  | GUIs                     | 59 | 57 | <b>97</b> |  |  |  |
|   |  | Icons                    | 60 | 57 | <b>95</b> |  |  |  |
|   |  | Typefaces/<br>Type fonts | 51 | 47 | <b>92</b> |  |  |  |
|   | Drawings, including technical<br>drawings  | GUIs                     | 59 | 40 | <b>68</b> |  |  |  |
|   |  | Icons                    | 60 | 41 | <b>68</b> |  |  |  |
|   |  | Typefaces/<br>Type fonts | 51 | 33 | <b>65</b> |  |  |  |
|   | Other graphic representations  | GUIs                     | 59 | 22 | 37        |  |  |  |
|   |  | Icons                    | 60 | 22 | 37        |  |  |  |
|   |  | Typefaces/<br>Type fonts | 51 | 21 | 41        |  |  |  |
|   | Any other format which enables the<br>applicant to accurately represent the<br>design (e.g., video type file)  | GUIs                     | 59 | 3  | 5         |  |  |  |
|   |  | Icons                    | 60 | 3  | 5         |  |  |  |

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|  |  |                          |    |    |       |    |       |    |      |
|--|--|--------------------------|----|----|-------|----|-------|----|------|
|  |  | Typefaces/<br>Type fonts | 51 | 1  | 2     |    |       |    |      |
| <b>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)?</b>                       |  | GUIs                     | 61 | 21 | 34    | 23 | 38    | 17 | 28   |
|  |  | Icons                    | 61 | 20 | 33    | 24 | 39    | 17 | 28   |
| <b>6. What are the additional or special requirements applicable to a GUI and/or icon which is animated?</b>   | 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  |       |    |       |    |      |
| <b>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)?</b> |  | GUIs                     | 60 | 42 | 70    | 16 | 27    | 2  | 3    |
|  |  | Icons                    | 60 | 41 | 68.33 | 17 | 28.33 | 2  | 3.33 |
| <b>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 design patent/industrial design registration?</b>                               | Representation of the GUI or icon alone, without the product that incorporates it or in relation to which it is to be used                             | GUIs                     | 47 | 40 | 85    |    |       |    |      |
|  |  | Icons                    | 49 | 40 | 82    |    |       |    |      |
|  | 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                     | 47 | 37 | 79    |    |       |    |      |
|  |  | Icons                    | 49 | 39 | 80    |    |       |    |      |
|  | Representation of the GUI or icon in solid lines + the product that incorporates it or in relation to which it   | GUIs                     | 47 | 6  | 13    |    |       |    |      |

|  |  |                          |    |    |             |    |             |    |      |
|--|--|--------------------------|----|----|-------------|----|-------------|----|------|
|  | is to be used in solid lines + a description disclaiming the product | Icons                    | 49 | 7  | 14          |    |             |    |      |
|  | Other form(s) of representation                                      | GUIs                     | 47 | 3  | 6           |    |             |    |      |
|  |  | Icons                    | 49 | 3  | 6           |    |             |    |      |
| <b>9. Must letters, numerals, words or symbols contained in a GUI and/or icon be disclaimed?</b>   |  | GUIs                     | 61 | 11 | 18          | 42 | <b>69</b>   | 8  | 13   |
|  |  | Icons                    | 61 | 12 | 20          | 41 | <b>67</b>   | 8  | 13   |
| <b>10. Is a GUI and/or icon excluded from protection if it appears only temporarily when a program is loaded?</b>  |  | GUIs                     | 57 | 7  | 12          | 40 | <b>70</b>   | 10 | 18   |
|  |  | Icons                    | 56 | 7  | 12.5        | 39 | <b>69.6</b> | 10 | 17.9 |
| <b>11. Can Typefaces/type fonts be registered as a set?</b>  |  |                          | 55 | 41 | <b>74.5</b> | 8  | 14.5        | 6  | 11   |
| <b>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?</b> |  |                          | 56 | 19 | 34          | 26 | 46          | 11 | 20   |
| <b>III. EXAMINATION OF THE APPLICATION</b>   |  |                          |    |    |             |    |             |    |      |
| <b>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?</b>          | Novelty  | GUIs                     | 52 | 30 | <b>58</b>   |    |             |    |      |
|  |  | Icons                    | 53 | 30 | <b>57</b>   |    |             |    |      |
|  |  | Typefaces/<br>Type fonts | 47 | 24 | <b>51</b>   |    |             |    |      |
|  | Originality  | GUIs                     | 52 | 14 | 27          |    |             |    |      |
|  |  | Icons                    | 53 | 14 | 26          |    |             |    |      |
|  |  | Typefaces/<br>Type fonts | 47 | 13 | 28          |    |             |    |      |
|  | Individual character   | GUIs                     | 52 | 11 | 21          |    |             |    |      |
|  |  | Icons                    | 53 | 11 | 21          |    |             |    |      |
|  |  | Typefaces/<br>Type fonts | 47 | 11 | 23          |    |             |    |      |
|  | Creative difficulty  | GUIs                     | 52 | 5  | 10          |    |             |    |      |
|  |  | Icons                    | 53 | 5  | 9           |    |             |    |      |
|  |  | Typefaces/<br>Type fonts | 47 | 4  | 9           |    |             |    |      |
| Non-obviousness  | GUIs   | 52                       | 4  | 8  |             |    |             |    |      |
|  | Icons  | 53                       | 4  | 8  |             |    |             |    |      |



|   |                          |                          |    |    |    |    |    |    |
|---|--------------------------|--------------------------|----|----|----|----|----|----|
|   |                          | Typefaces/<br>Type fonts | 47 | 4  | 9  |    |    |    |
|   | Public order/morality    | GUIs                     | 52 | 46 | 88 |    |    |    |
|   |                          | Icons                    | 53 | 48 | 91 |    |    |    |
|   |                          | Typefaces/<br>Type fonts | 47 | 42 | 89 |    |    |    |
|   | Other                    | GUIs                     | 52 | 6  | 12 |    |    |    |
|   |                          | Icons                    | 53 | 7  | 13 |    |    |    |
|   |                          | Typefaces/<br>Type fonts | 47 | 3  | 16 |    |    |    |
| <b>14. Are the eligibility criteria for GUIs, icons or Typefaces/type fonts different from those applied to other industrial designs?</b>   | GUIs                     | 60                       |    |    | 58 | 97 | 2  | 3  |
|   | Icons                    | 59                       |    |    | 58 | 98 | 1  | 2  |
|   | Typefaces/<br>Type fonts | 56                       |    |    | 50 | 89 | 6  | 11 |
| <b>15. Do you have any further remarks on the examination of GUIs, icons or Typefaces/type fonts carried out by your IP Office?</b>   |                          |                          | 61 | 9  | 15 |    |    |    |
| <b>IV. SCOPE AND DURATION OF PROTECTION</b>   |                          |                          |    |    |    |    |    |    |
| <b>16. Is the scope of protection of GUI, icon or typeface/type font designs limited by the classification of the industrial design?</b>  | GUIs                     | 58                       | 9  | 16 | 46 | 79 | 3  | 5  |
|   | Icons                    | 58                       | 10 | 17 | 45 | 78 | 3  | 5  |
|   | Typefaces/<br>Type fonts | 55                       | 8  | 14 | 40 | 73 | 7  | 13 |
| <b>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)?</b> | GUIs                     | 55                       | 29 | 53 | 16 | 29 | 10 | 18 |
|   | Icons                    | 54                       | 27 | 50 | 17 | 31 | 10 | 19 |
| <b>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?</b>                               | GUIs                     | 60                       | 56 | 93 | 3  | 5  | 1  | 2  |
|   | Icons                    | 60                       | 57 | 95 | 2  | 3  | 1  | 2  |
|   | Typefaces/<br>Type fonts | 56                       | 47 | 84 | 3  | 5  | 6  | 11 |

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