

From: ??? <ywoon@kipo.go.kr>
To: SCIT <SCIT.mail@wipo.int>
Date: Mon, Nov 5, 2001 8:48 AM
Subject: KIPO's comments on C.SCIT2541

Dear Sir,

I am pleased to inform you of the response to your letter No.C.SCIT2541 dated July 31, 2001.
Please find attachment.

Sincerely yours,

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QUESTIONNAIRE CONCERNING FORMATS CURRENTLY IN USE BY INDUSTRIAL
PROPERTY OFFICES FOR FIGURATIVE ELEMENTS OF MARKS

INTRODUCTION

1. This questionnaire aims at collecting information from Industrial Property Offices (IPOs) on formats currently in use for figurative elements of marks. The next steps would be to analyze the different standards/techniques applied by the IPOs of the various Member States and by regional organizations and to determine the feasibility of establishing a WIPO recommendation on how figurative elements of marks should be captured in electronic form.
2. The proposal to develop a WIPO recommendation on the above-mentioned subject matter was made in view of the fact that, with the entry into force of the Madrid Protocol and the ensuring internationalization of trademark data exchange, standards are needed to guarantee the exchange of highly standardized data in impeccable quality.
(See Task No. 20 of the SCIT Task List and document SCIT/SDWG/1/2).

Question 1: Does your Office process electronically the figurative elements of marks?

Yes ...X...

No

Question 2: Does your Office have a legal basis for the electronic processing (including electronic storage and/or exchange) of figurative elements of marks?
(If “Yes,” please specify the national law, regional regulation, etc.)

Yes ...X... Under the Enforcement Regulations of the Trademark Law, we provide Form 1(Instructions for the use of electronic documents) on a separated sheet of paper. “The image format for a trademark sample should be B/W or color JPEG at 150 dpi or above.”

No

Question 3: Which format is your Office currently using for the capturing, presentation and exchange of figurative elements of marks?

(a) For scanning :

Please indicate: image format (TIFF, JPG, GIF, PNG, CCITT...Please specify the version, e.g., TIFF Group 4), image resolution (in dots per inch), image color management techniques (i.e., description of techniques applied to ensure reliable color reproduction).

(i) Bilevel or grayscale:: JPEG, 300 dpi

(ii) Colour:: JPEG, 200 dpi

(b) For publishing :

Please indicate: image format (TIFF, JPG, GIF, PNG, CCITT...Please specify the version, e.g., TIFF Group 4), image resolution (in dots per inch), image color management techniques (i.e., description of techniques applied to ensure reliable color reproduction).

(i) Bilevel or grayscale:: JPEG, 150 dpi or above

(ii) Colour:: JPEG, 200 dpi (Publishing on CD-ROM & Internet)

(c) For displaying :

Please indicate: image format (TIFF, JPG, GIF, PNG, CCITT...Please specify the version, e.g., TIFF Group 4), image resolution (in dots per inch), image color management techniques (i.e., description of techniques applied to ensure reliable color reproduction).

(i) Bilevel or grayscale:: JPEG, 150 dpi or above

(ii) Colour:: JPEG, 150 dpi or above

(d) For other purpose (please specify) : Pattern Search

Please indicate: image format (TIFF, JPG, GIF, PNG, CCITT...Please specify the version, e.g., TIFF Group 4), image resolution (in dots per inch), image color management techniques (i.e., description of techniques applied to ensure reliable color reproduction).

(i) Bilevel or grayscale:: JPEG, 150 dpi or above

(ii) Colour:: JPEG, 150 dpi or above

Question 4:

Indicate how the images of figurative elements of marks are displayed. (e.g., expandable thumbnails, thumbnails only, full screen image).

(a) Expandable thumbnails ...X.....

(b) Thumbnails only

(c) Full screen image

(d) Other (please specify):

Question 5: Who carries out the electronic capture?

(a) Applicant(or agent)

The applicant or agent may file an application in electronic format or on paper. In the case of e-filing, the applicant shall carry out the electronic capture.

For electronically filed applications, the applicant or agent has to submit a trademark sample in JPEG image format.

(b) Your Office (if so, what are the dimensions in which the images of figurative elements of marks have to be submitted?)

In the case of paper-based filing, the our Office (Conversion Center) shall be responsible for the electronic capture.

For paper-based applications, the Conversion Center scans the trademark samples and converts them into JPEG format.

For electronically filed applications, the Conversion Center, using an electronic word processor, inserts/stores the trademark samples scanned at 300 dpi in B/W or color JPEG format.

(c) Other (please specify):

Question 6: How is your Office ensuring the quality of mark images taking into account the various quality levels?

In the case of e-filing, the applicant scans the images in 8*8 inches or below range, at 150 dpi or above.

For paper-based applications, the Conversion Center converts the applications into electronic format. The Conversion Center is the sole organization responsible for scanning the trademark images for their electronic processing. Verification of the images of the trademark samples for paper-based applications is performed in the following stages: (1) scanning of the images of the samples; (2) combination of the application texts with images; (3) supplementary verification by another inspector; and (4) notification to applicants of the result of the electronic conversion of their applications for the purpose of verification by the applicants.

At time of examination, the quality of the trademark images is judged once again by examiners. For applications judged to be below standard, examiners are entitled to order the applicants to amend their applications and resubmit their applications.

Question 7: How many mark images are stored with the above-indicated format(s) in your Office's computer system(s)?
(Please specify breakdown by format.)

959,049 JPEG, 150 dpi or above

Question 8: Which option does your Office prefer for the elaboration of a WIPO recommendation on the electronic processing of figurative elements of marks:

(a) the determination and application of a new format?

Yes ... X ...

No

(b) the use of freely available non-proprietary standards?

Yes

No ... X ...

(c) the use of a proprietary de-facto standard (i.e., TIFF)?

Yes ... X ...

No

Further comments/remarks:

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[End of Questionnaire]