

## **EU TOOLS & DATABASES FOR IP ENFORCEMENT**



## Agenda

- 1. The EUIPO and the European Observatory on infringements of IPR
- 2. The IP Enforcement Portal (IPEP)
- 3. Other tools





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## 1. The EUIPO and the European Observatory on infringements of IP rights

Location: Alicante, Spain

Established: 1994

Mission: Protecting innovation and creativity

Executive Director: João Negrão

Staff: ± 1 200



#### THE EUIPO'S KEY ROLE AND RESPONSIBILITIES

- Protects and manages European Union (EU) trade marks, EU designs and Geographical Indications (GIs) for craft and industrial products covering the territory of the 27 EU Member States.
- Is responsible for the EU Register of Geographical Indications.
- Promotes common services and standards with National Intellectual Property (IP) Offices of the EU for the benefit of businesses and citizens.
- Manages the EU Observatory on Infringements of IP Rights.

- Assists in strengthening the enforcement of IP rights and combats counterfeiting with a network of experts, specialist stakeholders and enforcement entities.
- Manages the Orphan Works Database, Out-of-Commerce Portal and Agorateka in the area of copyright.
- Collaborates with non-EU IP offices to promote and strengthen IP systems worldwide.
- Manages international EU-funded IP projects in Africa, America, Asia and Eastern Europe with a total budget of more than € 48 million.
- Implements more than 100 extensions of EU IP common practices in third countries.

#### THE EUIPO'S IMPACT

#### 2.9 million

registered EU trade marks at the EUIPO since 1996

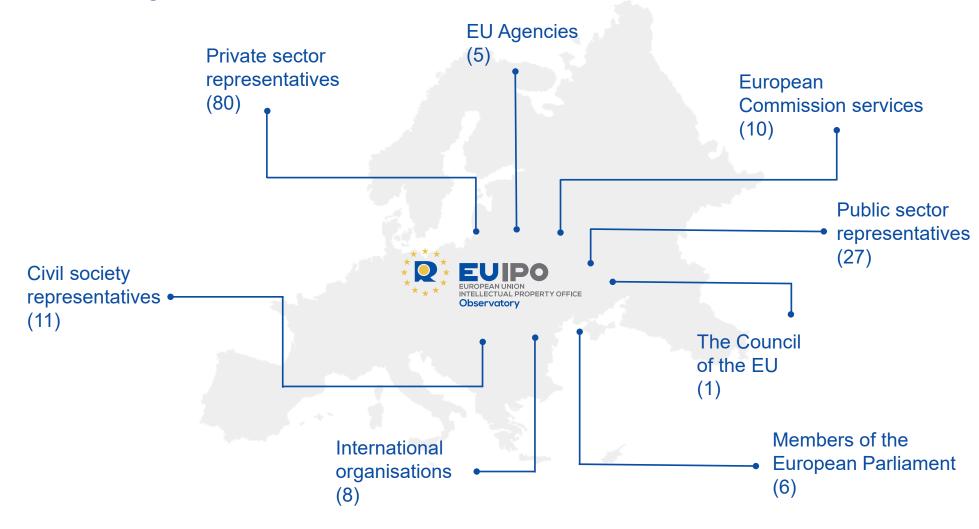
#### 1.9 million

registered Community designs at the EUIPO since 2003



## 1. The EUIPO and the European Observatory on infringements of IP rights

## The Observatory: a network





## 1. The EUIPO and the European Observatory on infringements of IP rights

## **Observatory goals**



**₩** 

01 Goal

Facts & evidence

02 Goal

Tools & resources for enforcement

**Support EU policies** 



03 Goal

**Awareness** 

**Strengthening the network** 

**International cooperation** 



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## 2. The IP Enforcement Portal (IPEP)

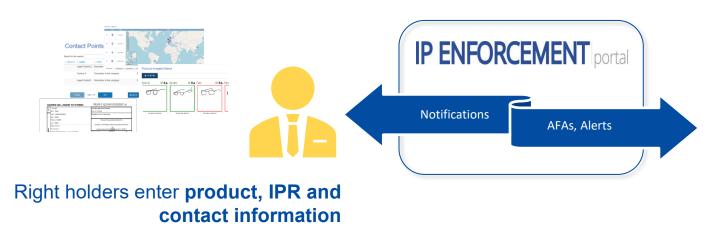
# The IP Enforcement Portal is a legal tool: its use by law enforcement authorities is based on article 2(1) of Regulation EU 386/2012 establishing the mandate of the EU Observatory

· D	EUIPO EUROPEAN UNION INTELLECTUAL PROPERTY OFFICE Observatory	Promoting and supporting intellectual property value			Q
Home	About the Observatory	Intellectual property for	Facts, Figures and Case Law	News & events	
	The EU	IP ENFORCE platform to manage custom and deal with IPR enfo  LOG IN  No account ye  Enforcement authorities:	ns applications for action ( preement matters t? Sign up	AFA)	
		A free, multilingual a	end secure tool		
		eAFA toolkit &	resources		





## IPEP is a free of charge, secure platform enabling real-time exchange of information between right holders and enforcement authorities





Enforcers access information with **one** single search

Rights holder are authenticated and IPR information validated













#### IPEP as an IPR enforcement tool

#### How is IPEP useful to enforcers

- ✓ Search multilingual search in different databases for product, company, contact and real time IPR information
- ✓ Contact rights holders through the tool
- ✓ Send or receive alerts from rights holders or other enforcement authorities





## Search

**Products** 

Contacts

Trade marks

Companies

**IPRs** 



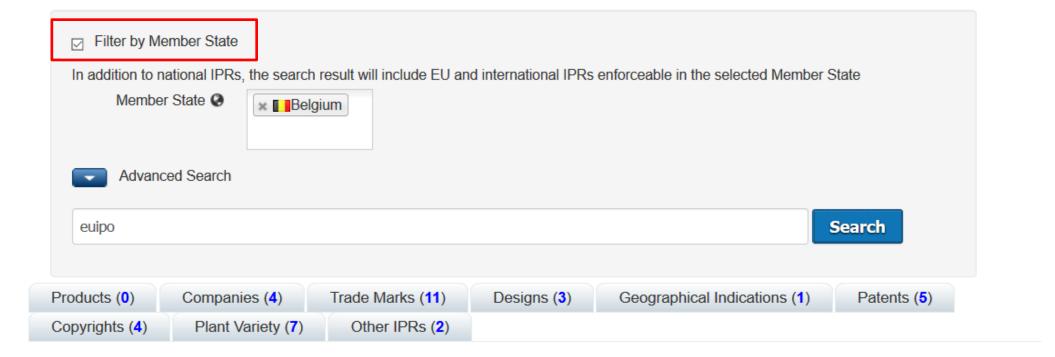


#### Global search

Dashboard Global Search Alerts for Customs and Police Company repository Customs and Police Repository Statistics VTC

#### **Global Search**

Search supplementary information of those companies, products and IP rights that could suffer any kind of IPR infringements.







## **TM** view Search for



English (en) 🗸

Sign in





(©) 🔯

Go to:

TM info ~

IPR Rec

Products (8)

Plant Variety (8)

Search in the results:

#### COMPANY / OWNER

Euipo 1

Euipo 1

Euipo 1

#### **GALILEO**

#### **GALILEO**

Search for trade marks with similar images

**Goods and Services** 

Trade mark status Registered

Status date 30/01/2018

210/260 Application number 017287129

550 Trade mark type Word

551 Kind of mark Individual

270 Application language code

Second language

Application reference TRM2511965EU00

511 Nice classification

9.39

Acquired distinctiveness false

**Show more** 

#### Dates

220 Application date 04/10/2017

151 Registration date 26/01/2018

141 Expiry date 04/10/2027

Vext →

#### Office



View this trade mark in the office of origin

Trade mark office EUIPO - EUIPO

190 Registration office

**\PHIC** 





Products (8)

Plant Variety (8)



## Contact with the r

Companie

Other IF

**Company Information** 

Euipo 1

Home >

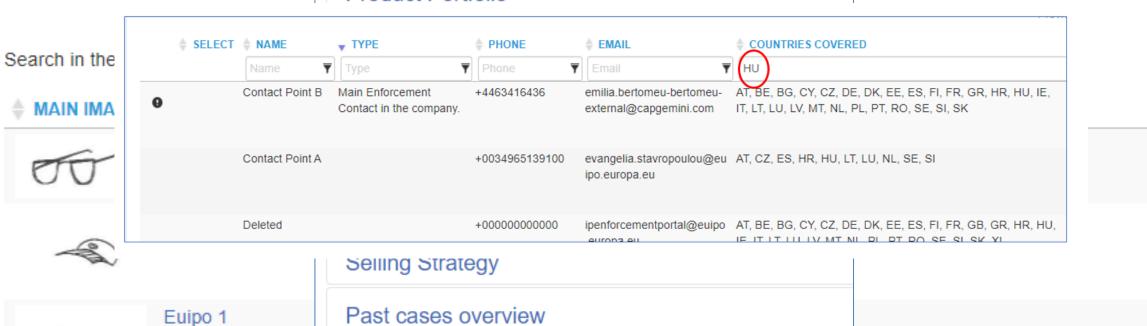
Information about the company, contact points and IPR portfolio.

aphical Indications (1)

Paten

#### **Product Portfolio**

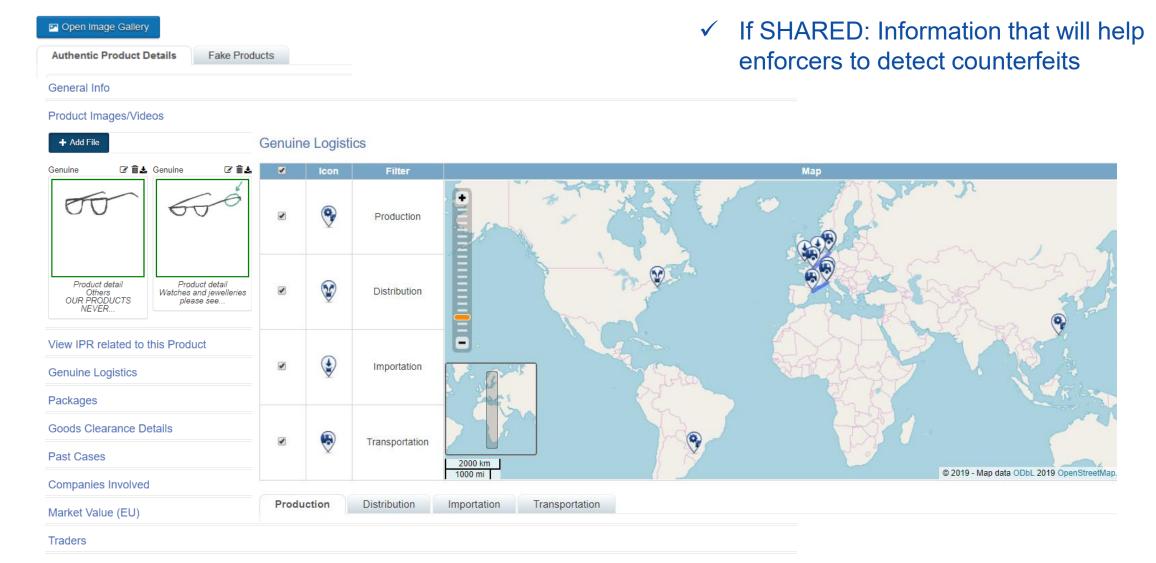
Document Portfolio







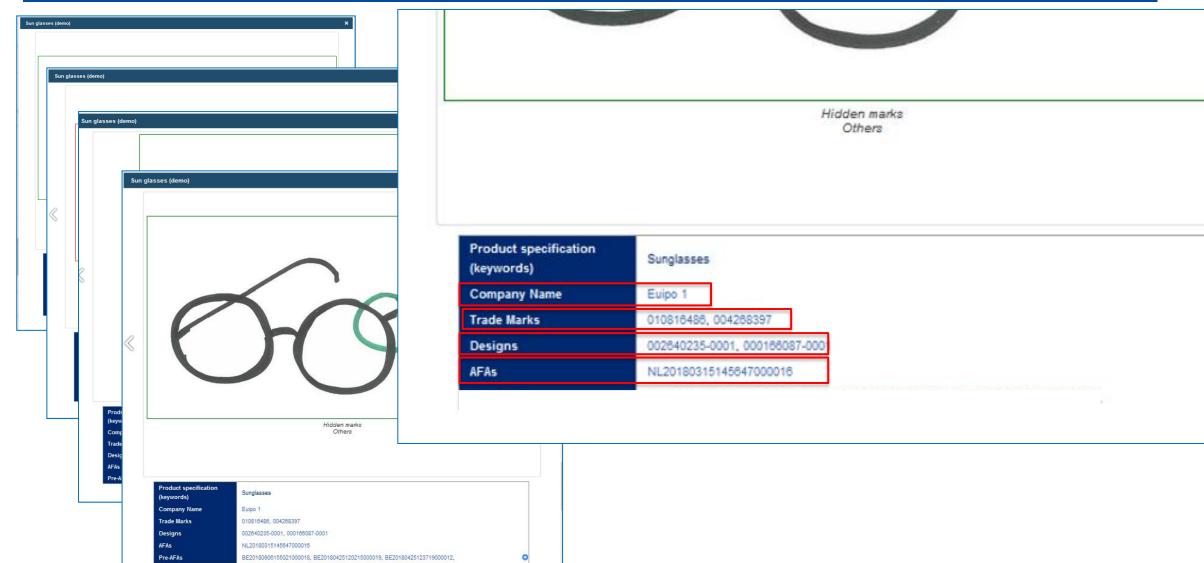
## **Search on product information**







## Product Information: Image gallery





#### **eAFAs in IPEP**

IPEP is the single e-filing and AFA management point for 24 Member States and alternative system for Germany, Spain and Italy.

All the AFA information of a rights holder is displayed and visible in IPEP, ready to be managed

To ensure quality and proper processing of data, it is advised to fill in and

manage AFAs electronically





#### Customs Application for Action (AFAs) – electronic filing and extension

#### Application for Action (AFA)

Protect your rights on the border providing the custom authorities with the necessary information about your rights, contacts and products.

The Application for Action allows the applicant to request the customs authorities to take action with respect to goods suspected of infringing an intellectual property right.

Further details can be found in the Manual for Application for Action provided by DG TAXUD.



- ✓ File and manage e-AFAs in all EU languages
- ✓ Pre-admissibility check on mandatory information following Customs Regulation(EU) no. 608/2013





## Contact with rights holders: Suspicious Cases





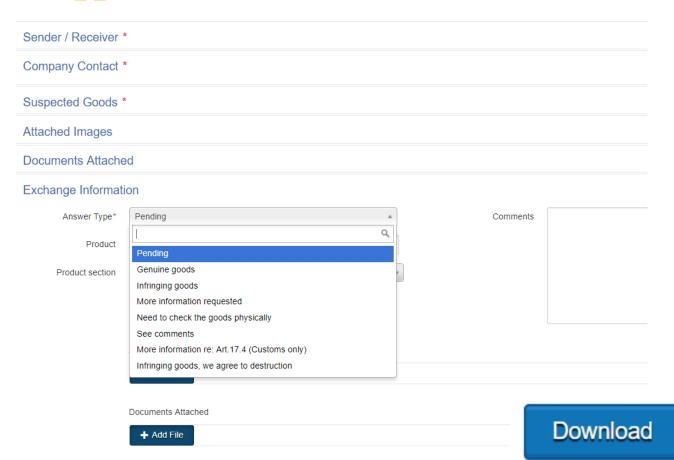


## **Suspicious Cases**









- ✓ Notify detentions on suspicious goods to rights holders
- ✓ Set deadline and get 'read receipt'
- Exchange information with rights holders and download into pdf & xls

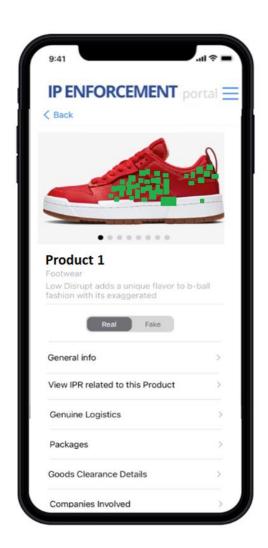




#### **IPEP Mobile App**

## IPEP Mobile App for enforcers

- ✓ Secure and multilingual
- ✓ Text and barcode search
- ✓ Full synchronisation with IPEP desktop
- ✓ Suspicious Cases create and send
- ✓ Display of related AFA numbers







# Alerts / Interesting cases: secure information exchange











**Enforcement authority (ies)** 





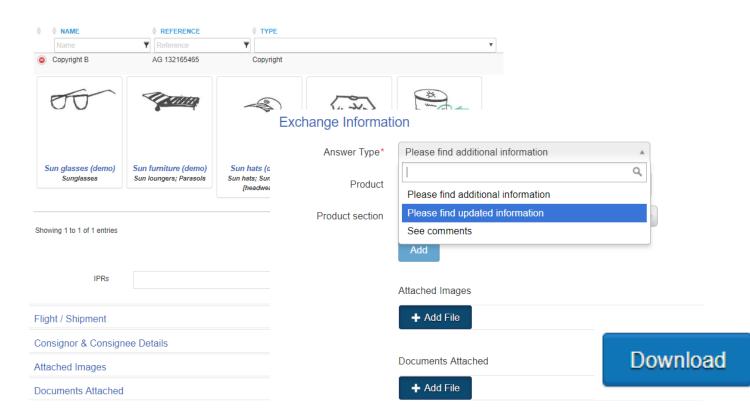
#### **Alerts for Customs and Police**







IPRs infringed



- ✓ Receive Alerts from rights holders or other enforcement authorities
- ✓ Forward alerts to other authorities
- ✓ Create interesting cases
- ✓ Exchange information and download into pdf & xls





#### **Interesting Case as fact sheet**

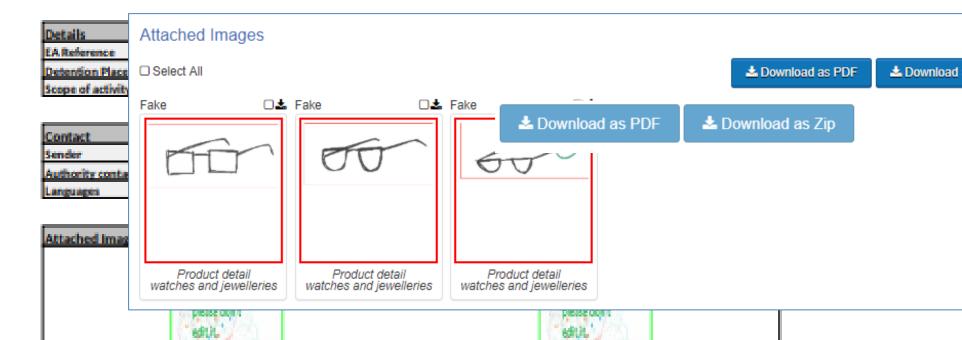


#### IP ENFORCEMENT portal

EUROPOL Reference EURO20190710114115

#### Interesting Case

Creation Date	10/07/2019	Last updated date	10/07/2019		
Title	BTS4JVT				
Description	UAT BTS4				
Sender	EUROPOL				
Additional emails to receive alert	uillermo.mateo@euipo.europa.eu				







## **Mail notification**



Wed 17/07/2019 15:13

IP Enforcement Portal notification: New Interesting Case

To

#### IP ENFORCEMENT portal

Dear IP Enforcement Portal User,

A new Interesting Case Alert has been recorded in the IP Enforcement Portal.

You may find the details via this link (Access via CCN network) or this link (Access via internet).

IP Enforcement Portal team.

#### Observatory

European Union Intellectual Property Office Avda. de Europa 4, E-03008 Alicante, Spain

Tel: +34 96 513 9100

ipenforcementportal@euipo.europa.eu

www.euipo.europa.eu

Twitter: @EU\_IPO

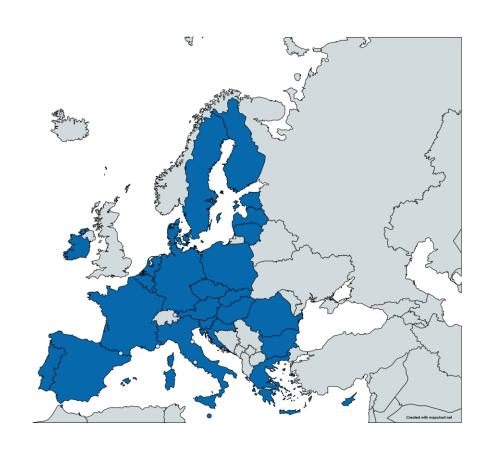


## The EU enforcement community is accessing...

- ✓ Customs authorities of all MS
- ✓ The police community of the Portal is growing:

54 police, market surveillance authorities and prosecutors

Europol Frontex OLAF Eurojust EPPO

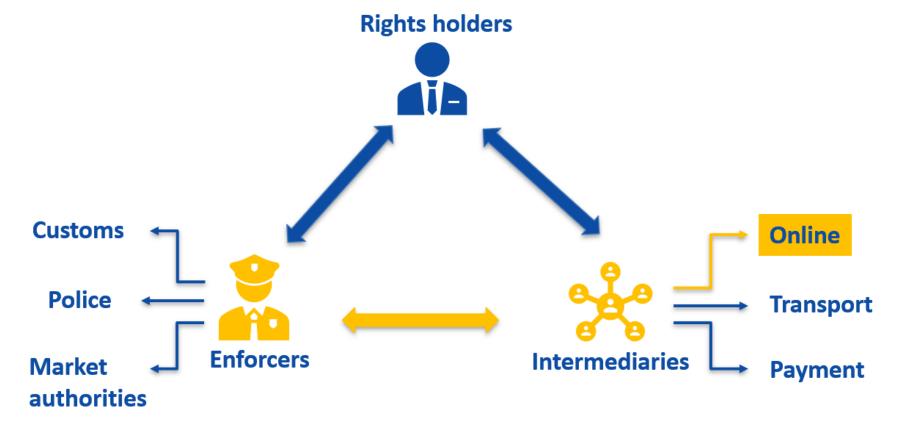






#### IPEP – single EU portal for EU IPR enforcement

A secured portal for all key players in IP enforcement to cooperate and share information

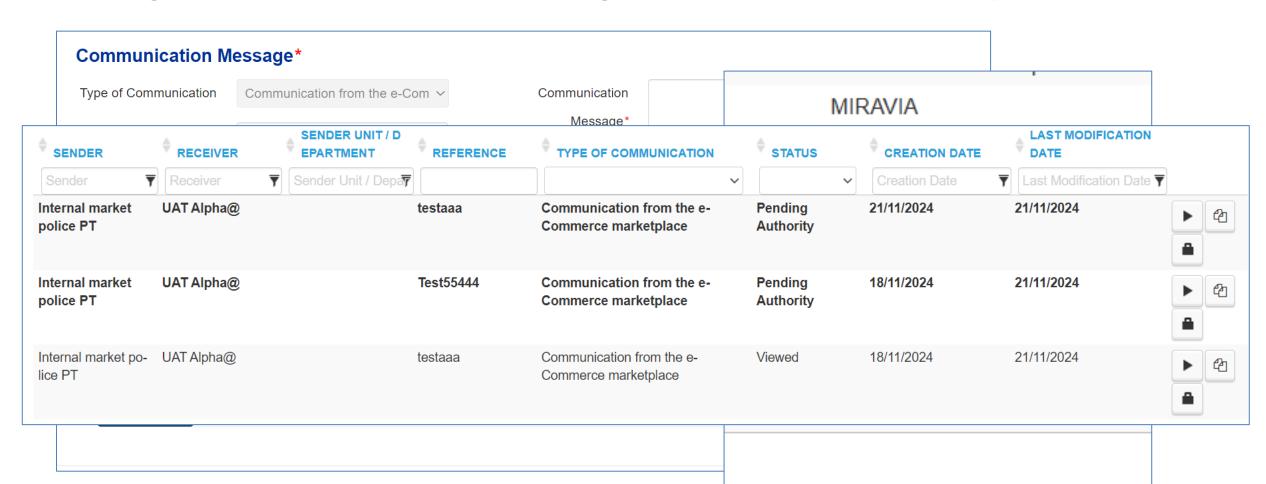






#### IPEP – exchange of information with intermediaries

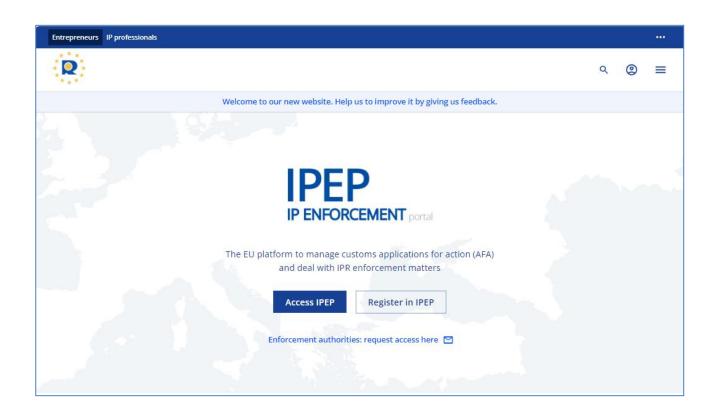
Exchange contact information and messages with e-commerce market places







#### **IP Enforcement Portal – State of play**



- ✓ 2, 483 Companies (6 from SEA)
- ✓ 8 Intermediaries
- ✓ 78, 971 IPRs
- ✓ Number of products 13 198
- ✓ 94 Enforcement authorities
- √ 860 accesses/month by enforcement authorities



#### In a nutshell

## IP ENFORCEMENT portal



FREE supported by EUIPO



#### **SECURE**

Access through customs **secure** network CCN and other secure tunnels as guaranteed by the **security audit** 



MULTILINGUAL
Information available in 23
languages



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## 3. Other tools

#### **EUIPO Databases**

**TM** view

#### **TMview**

Trade marks of all participating official trade mark offices at national, international and EU level

View ✓

**DESIGN** view

#### **DesignView**

A central access point to registered designs information held by all participating national offices

View ∕¹

**GI** view

#### **GIview**

Comprehensive information on the registered and extended data of geographical indications (GIs)

View ✓

**TM** class

#### **TMclass**

The one-stop classification portal providing access to the Harmonised Database used in the EU and databases of goods and services worldwide

View ∕¹

**DESIGN** class

#### **DESIGNclass**

Compare the design classification databases of the participating offices

View ∕¹

Similarity

#### **Similarity**

Assessment of the similarity between goods and services by IP offices in the EU

View ✓



#### **EUIPO Databases**



**TMview** contains information on trade mark applications and registrations from all EU national IP offices, the EUIPO and also many IP offices from outside the EU.

- **132,196,943** trade marks
- Search by name, owner, goods/services (Nice Classification), and legal status.



**DesignView** provides access to the EUIPO database of registered designs along with databases of other national registries.

- **23,656,035** designs
- Search by product type, classification, registration number, and applicant.

#### 3. Other tools

#### **EUIPO Databases**



#### **Glview**

official registered data for GIs registered

- directly in the EU,
- third country GIs protected at EU level through bilateral and multilateral agreements
- all EU GIs protected abroad with these agreements

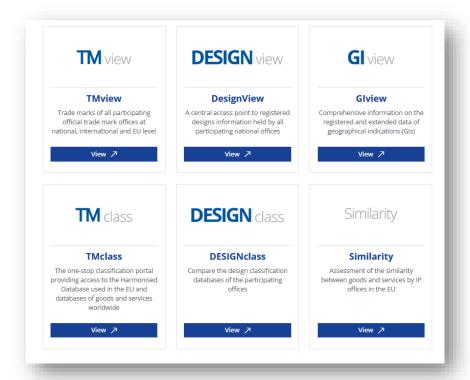
Contains Product specifications, area of origin, legal status, control bodies.



## IP and enforcement

## IP ENFORCEMENT portal

## **Databases**







www.euipo.europa.eu











**THANK YOU**