Protecting Intangible Assets - India



Gergana Dimitrova

India IP SME Helpdesk



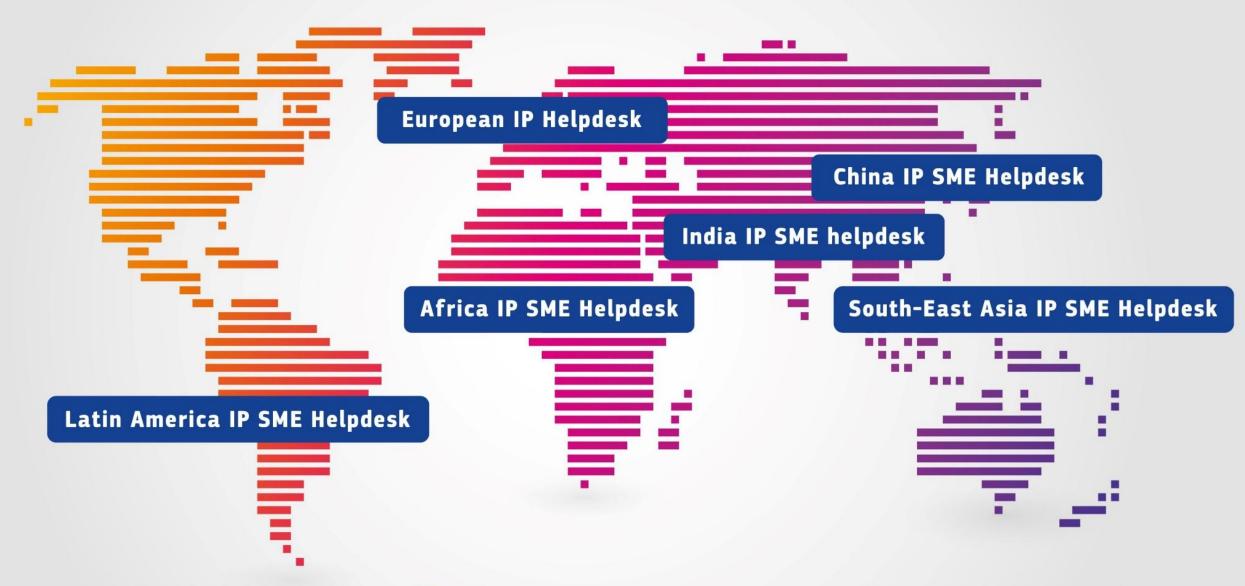








INTELLECTUAL PROPERTY ADVICE FOR YOUR BUSINESS



Six EU-funded helpdesks offer free resources to your small or medium-sized business to help you manage your intellectual property.



HELPDESK SERVICES

Training Workshops & Webinars



One-on-one sessions



Self-learning materials



Website IP tools & Blog



FREE OF CHARGE!



INDIA IP STATISTICS

Trends in last five years with respect to filing of IP applications:

Application	2017-18	2018-19	2019-20	2020-21	2021-22
Patent	47854	50659	56267	58503	66440
Design	11837	12585	14290	14241	22699
Trade mark	272974	323798	334805	431213	447805
Geographical Indication	38	32	42	58	116
Copyrights	17841	18250	21905	24451	30988
Semiconductor Integrated Layout Designs (SCILD)	02	NIL	Nil	05	01
Total	350546	405324	427309	528471	568049



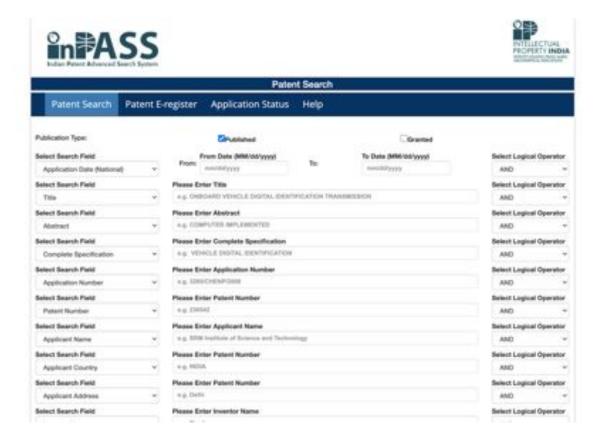


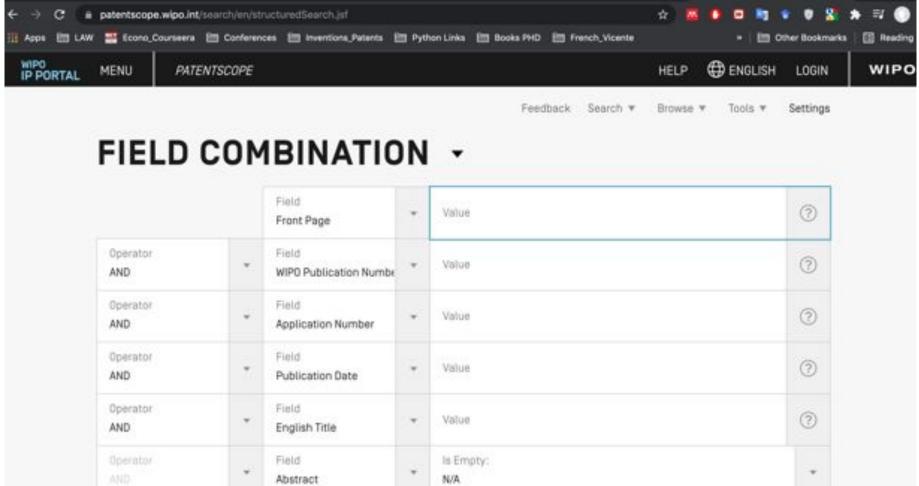






PATENT SEARCH





https://patentscope.wipo.int/search/en/search.jsf

https://ipindiaservices.gov.in/publicsearch



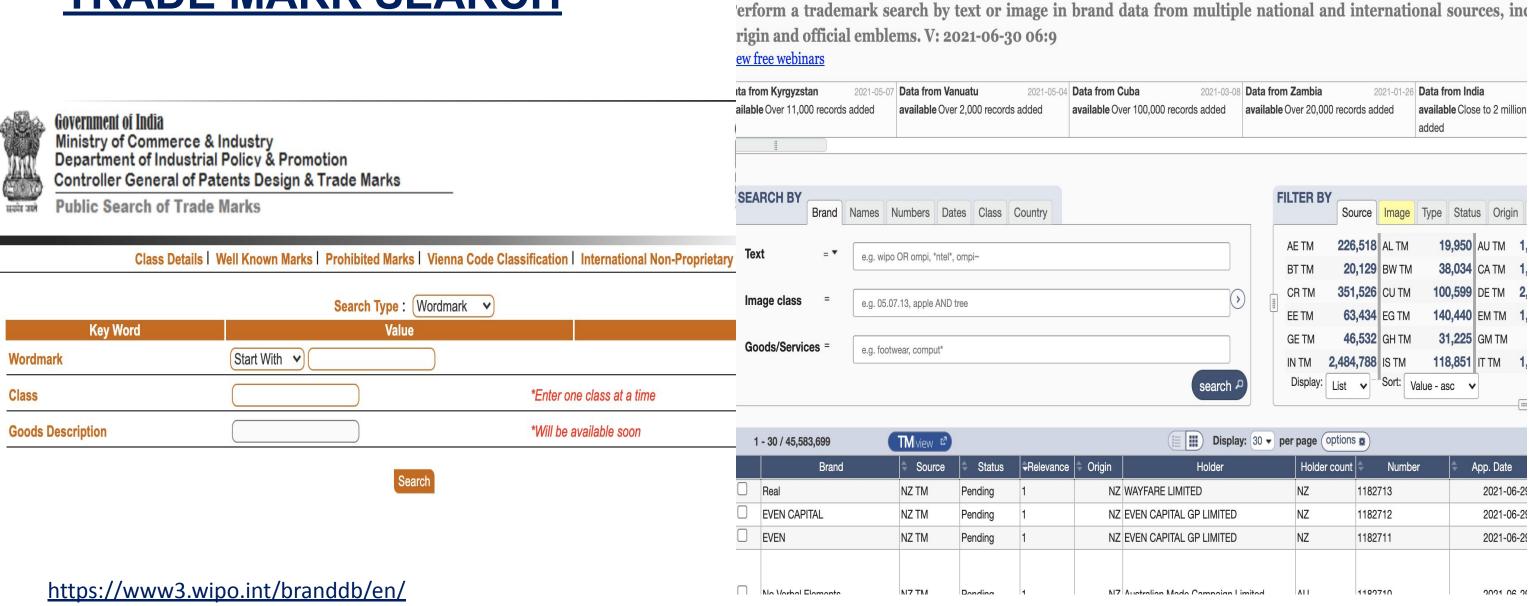








TRADE MARK SEARCH



MENU

IP PORTAL

Global Brand Database

https://ipindiaonline.gov.in/tmrpublicsearch/frmmain.aspx











Covid-19 Update

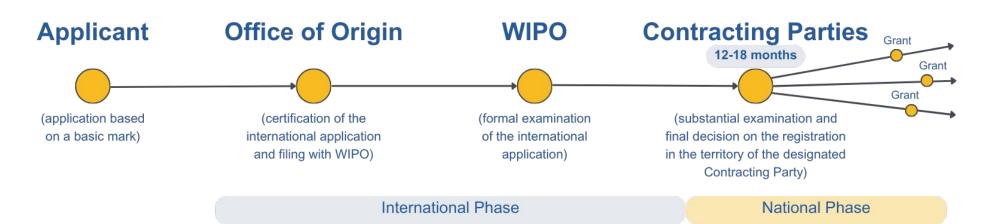
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International Routes Available for IP Protection

PCT



Madrid System













Key Points

- India provides a 12-month grace period in case of anticipation through public display in the govt. notified exhibitions.
- Legally protect sensitive and proprietary business information from being disclosed through Non-Disclosure Agreements. (NDAs).





FACTSHEET

- IP framework for SMEs in India: BACKGROUND

 A. Intellectual Property Rights for SMEs: Why is this
- for SMEs: Why is this RELEVANT to you? B. Indian IP framework in comparison to INTERNATIONAL
- IP Rights in India: THE BASICS
- A. Overview of the "Indian Intellectual Property
- B. Copyright
 C. Patents
 D. Industrial Design

G. Trade Secrets

STANDARDS

- D. Industrial Design
 E. Trade marks
 F. Geographical Indications
- ENFORCEMENT of rights
 A. Givil Litigation
 B Criminal litigation
- 4. RELATED LINKS and

INDIA IP COUNTRY FACTSHEET



1. IP framework for SMEs in India: BACKGROUND

A. Intellectual Property Rights for SMEs: Why is this RELEVANT to you?

Intellectual Property (IP) can be a valuable business asset for SMEs. IP rights do not only legally protect inventions by the SMEs from potential infringers, but thereby also foster their market postitioning increase their competitiveness and improve their overall financial viability. EU businesses consider IPIs infringement particularly counterfeiting and privay as one of the most prominent has when internationalising to India Infringement of IP rigits can lead to loss of business, jobs, regulation and competitiveness on the market which can have substantial invant on the EII SME.

IP rights are territorial in nature: this means that they are only protected and enforceable in the territories in which they have been registered. Therefore, EU SMSs wishing to ensure that their intellectual property is protected in India must take the relevant steps to protect them in this country.

EU SMEs must be aware that if IP rights protect their own intangible assets, they also protect those of their competitors. While this may seem self-enderly, being informed about intellectual property, and associated tools is necessary to avoid infringing on a third party's IP rights. One such tool are the IP databases, in which all registered IP rights such as patents, design rights or trade marks are listed Furthermore, these databases are useful to track the evolution of technology in a specific sector: these freely available databases are a free source of information regarding new technologies being adopted and protected by competitors.

Although India is signatory to many international agreements concerning IPR protection, there are still differences, between European and Indian IP laws in regards the specific protection, registration or enforcement of IP pints. It is therefore highly recommended to design the IP strategy accordingly. This factsheet aims to present the main elements which must be borne in mind when development and IP strategy in India.













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