



Companies and Intellectual
Property Commission

a member of **the dti** group

INTELLECTUAL PROPERTY FOR SMME'S POTCHEFSTROOM STUDENT EXPOSURE PROGRAMME

20 OCTOBER 2022

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SCOPE OF THE PRESENTATION

- ❑ WHO IS CIPC**
- ❑ THE FUNCTIONS/SERVICES OF CIPC**
- ❑ LEGISLATIVE FRAMEWORK**
- ❑ TYPES OF COMPANIES REGISTERED BY CIPC**
- ❑ TYPES OF IP REGISTERED BY CIPC**
- ❑ IP CAREER PATHS**
- ❑ HOW TO CONTACT CIPC**

WHO IS CIPC?

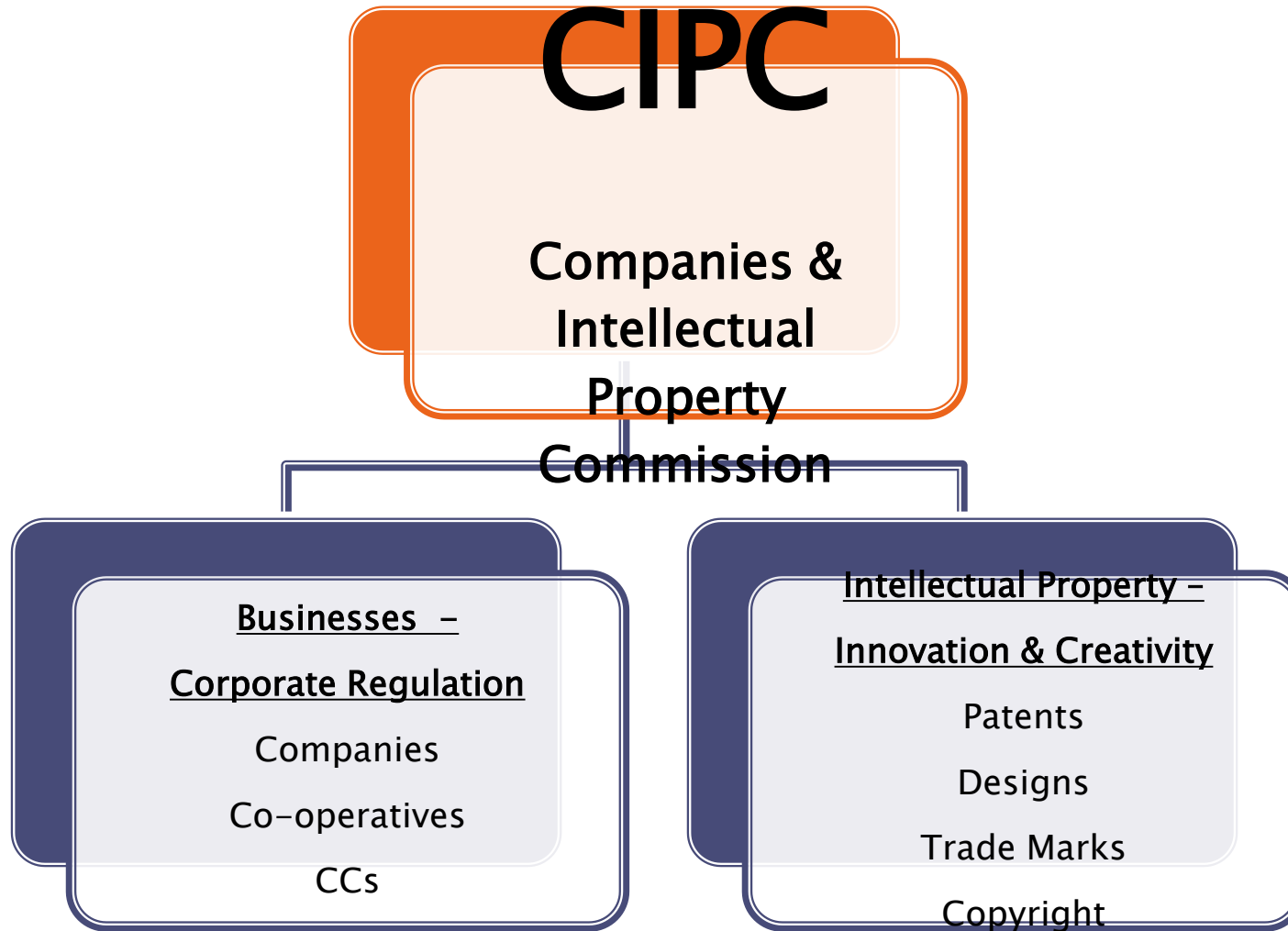
- ❑ CIPC is an **agency** of the Department of Trade and Industry and Competition (the dtic) established in **May 2011** by the Companies Act 71 of 2008
- ❑ CIPC **Key Programmes:**

Programme 1: Service Delivery and Access

Programme 2: Innovation and Creativity

Programme 3: Business Regulation and Reputation

CIPC OFFERINGS



FUNCTIONS OF THE COMMISSION

- ❑ Registration of Companies, Co-operatives and IP Rights and maintenance thereof
 - ❑ Disclosure of Information on its register
 - ❑ Promotion of education and awareness of Company and IP Laws
 - ❑ Promotion of compliance with relevant legislations
 - ❑ Efficient and effective enforcement of relevant legislations
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LEGISLATIVE FRAMEWORK

- ❑ CIPC exists to implement Intellectual Property policy and legislation as formulated by the Department of Trade and Industry
- ❑ Applicable Legal Framework:
 - Copyright Act No: 98 of 1978
 - Performers Protection Act No: 11 of 1967
 - Patents Act No:57 of 1978
 - Designs Act No:195 of 1993
 - Trade Marks Act No:194 of 1993
 - Berne Convention 1886 and Trips Agreement 1994 (SA is a contracting member)

WHAT IS IP?

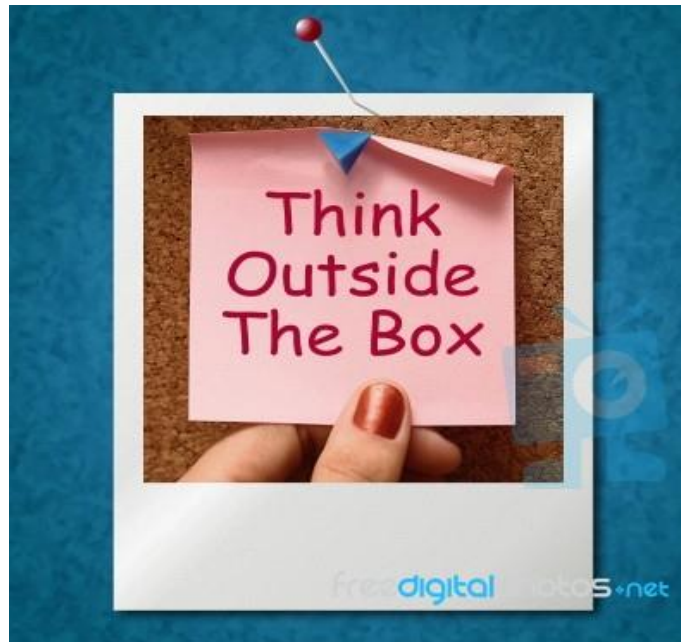
Intellectual property (IP) refers to creations of the mind:

Inventions-Patents

Literary and artistic works-Copyright

Brand names, symbols, logos, slogans-Trade Marks

Shape,images-Designs



TYPES OF IP



WHAT IS A PATENT?

□ An exclusive right granted by the state for :

an **invention** that is **new**,

involves an inventive step and

is capable of being **used or applied in trade or industry or agriculture.**

Exclusive right

A powerful tool for business

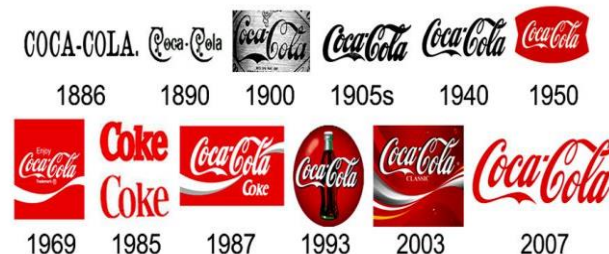
Granted by the **national patent office - CIPC**

WHAT IS A TRADE MARK?

Trademark – is a **brand name, slogan or logo** that identifies goods or services and indicates that it is different goods from the goods or services from someone else.

A trade mark helps you **to build your own, unique brand** and to **protect that brand** from someone else using your ideas or reputation to promote themselves or their goods and services

- ▶ Trademark protection is **10 years** after which it can be renewed



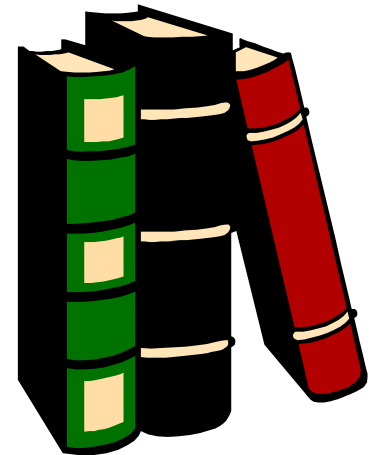
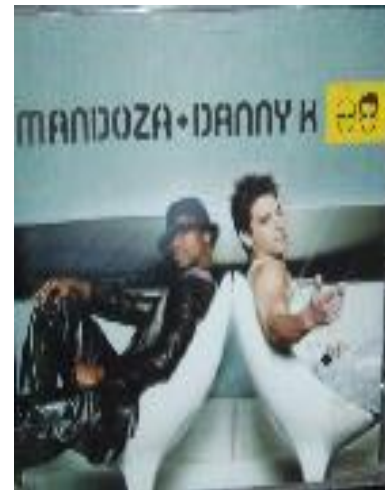
WHAT IS A DESIGN?

- Design is about the **shape, form, pattern, ornamentation and configuration** of a product or article for e.g. the design of a ring (Jewellery) is generally dictated by aesthetic features. There are 2 types of designs which can be registered:
 - Aesthetic – protection last for 15 years
 - Functional – protection lasts for 10 years



WHAT IS COPYRIGHT

- Copyright - is **a bundle of exclusive rights** (monopoly) granted by the law to the creator of the work embodying intellectual content to do or to authorize others to do certain acts in relation to that work
- Copyright works enjoy **automatic protection** provided such works are **original** and reduced to **material form**. Registration of copyright works takes place only in Cinematograph Films



WORKS ELIGIBLE FOR COPYRIGHT

- ❑ Literary works- novels, textbooks, stage directions
- ❑ Musical works-music reduced to writing or preserved in material form e.g. on a record or tape-fifty years
- ❑ Artistic works- paintings, sculptures, drawings, photographs
- ❑ Films-storage by any means on film-fifty years
- ❑ Sound Recordings-disc, tapes-fifty years
- ❑ Broadcasting-transmission consisting of sounds, images,
- ❑ Programme-carrying signal
- ❑ Computer Programme

THE REGISTRATION OF IP

- ❑ Patent Application – Provisional Patent Application – R 60
- ❑ Trademark Application – R 590
- ❑ Design Application – R 590
- ❑ Film Application – R 510
- ❑ Web – based filing available for the public

▶ For more information visit: www.cipc.co.za

METHODS OF REGISTRATION

- ❑ Online Registration

Visit www.cipc.co.za

Register as a customer

Create password

- ❑ Manual Registration

Complete prescribed forms

CURRENT CIPC PROJECTS

Patent Substantive Search and Examination Programme

- First group of patent examiners has already commenced with training
- A second group of patent examiners has been recruited in October 2019

IP Wise Program

- An outreach program on intellectual property

IP Online Services

- Search on trademarks, patent, designs and films

Inventor Assistance Program

- This programme is in partnership with World Intellectual Property Organization (WIPO)

Copyright Amendment Bill

- The Bill is with Parliamentary Portfolio Committee on Trade, Industry and

IP CAREER PATHS

- ❑ IP lawyers: Patent, Copyright, Trademarks lawyers
 - ❑ Music Composers, Owners of Recording Studios, Performers, Actors
 - ❑ Artists: Sculptures, Paintings/Drawings
 - ❑ Publishers: Books/Music
 - ❑ Film makers: Producers of Films
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THANK YOU

