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# I. ACHIEVEMENTS OF IP ACTIVITIES IN 2008

In 2008, numerous results were achieved in the field of Intellectual Property (IP) of Vietnam, which made significant contribution to the socio-economic development of the country. In particular, the National Office of Intellectual Property of Vietnam (NOIP) achieved the following results:

## 1. Legislation, Policy and Management on IP

□ The NOIP played a leading role and provided professional comments in drafting following legal normative documents:

- ✓ Circular No. 01/2008/TT-BKHCN of 25 February 2008 of Ministry of Science and Technology guiding the grant and withdrawal of Certificates for Industrial Property Assessors and Eligibility Certificates for industrial property assessment organizations.
- ✓ Joint Circular No. 01/2008/TTLT-TANDTC-VKSNDTC-BCA-BTP of 29 February 2008 of the Supreme People's Court, the Supreme People's Procuracy, Ministry of Public Security and Ministry of Justice guiding the examination of penal liability for acts of infringing intellectual property rights.
- ✓ Joint Circular No. 02/2008/TTLT-TANDTC-VKSNDTC-BVHTT&DL-BKH&CN-BTP of 03 April 2008 of the Supreme People's Court, the Supreme People's Procuracy, Ministry of Culture, Sports and Tourism, Ministry of Science and Technology, and Ministry of Justice guiding application of a number of legal provisions in settling disputes over intellectual property rights at people's courts.
- ✓ Circular No. 12/2008/TT-BCT of October 22, 2008 of the Ministry of Industry and Trade guiding the orders and procedures for the Market Management Offices to receive and accept requests for handling administrative violations in the field of intellectual property.

□ The NOIP drafted a number of legal documents, namely the Draft Circular amending Circular No. 132/2004/TT-BTC regulating the collection, payment, management and use of industrial property fees and

charges to be submitted to the Ministry of Finance; the Draft Decree on Innovations; and the Draft Circular guiding the management and exploitation of IP assets generated from the State Budget to encourage the development and application of innovation results in the country.

□ The NOIP cooperated with relevant authorities to draft a Joint Circular guiding registration and use of enterprise's names in accordance with legal regulations on industrial property rights.

□ The NOIP also guided law enforcement, particularly insurance of consistency in understanding and application of some provisions stipulating entities eligible for industrial property transactions in branch offices and representative offices; developed a Model Guideline on examination of industrial property applications; provided explanations and responded to questions of individuals, agencies, organizations and enterprises concerning application of the IP Law.

□ Regarding international laws on intellectual property, the NOIP collected and provided information on status of IPRs enforcement in Viet Nam in the previous year; provided comments for a number of Drafts and participated in trade negotiations with foreign partners; carried out a number of activities concerning the implementation of the TRIPS Agreement as well as bilateral and regional cooperation agreements in the field of intellectual property.

□ The NOIP also took part in local activities and management of industrial property services, namely participating in activities hosted by the local Boards of Science and Technology; provided comments for Science and Technology Plans (IP part) conducted by other cities and provinces and IP activities organised and implemented by Departments of Science and Technology; made proposals for development of industrial property assessment and carried out management of industrial property services.

## 2. Receiving and Handling Industrial Property Applications

❑ **Receiving applications:** In 2008, the NOIP received **60,282** applications of all types including **40,327** applications for registration of industrial property rights (inventions and utility solutions: 3483 (increased by 13%), industrial designs: 1736 (decreased by 8.9%), national trademarks: 27713 (increased by 2.2%), international trademarks: 7386 (increased by 50%), geographical indications: 8 (increased by 100%), topography of integrated circuit: 1); and **19,926** other written requests (amendment of applications: 2074, assignment of applications: 617, re-granting of protection titles: 489, renewal of protection titles: 2379, maintenance of protection titles: 4042, amendment of protection titles: 4121, transfer of protection titles: 1337, licensing of industrial property rights: 745, appeals: 827, searching: 1084, others: 2211).

❑ **Handling applications:** In 2008 the NOIP handled **51,037** applications of all types (increased by 28%), in which the Office granted/recognized protection for **29,001** intellectual property subject matters (increased by 31%) (inventions and utility solutions: 741, industrial designs: 1337, national trademarks: 23290, international trademarks: 3631, geographical indications: 2), refused to protect

4910 industrial property subject matters (including 446 international trademarks), and handled **17,126** other applications (amendment of application: 429; application assignment: 112; re-granting of protection titles: 513; extension of protection titles: 2361; amendment of protection titles: 4163; maintenance of protection titles: 4052; assignment of protection titles: 1305; right licensing: 878; invalidation of protection titles: 209; cancellation of protection titles: 371; appeals: 426; searches: 985; others: 1322).

## 3. International Cooperation

In 2008, the NOIP carried out many bilateral and multilateral cooperation activities in the field of intellectual property, which significantly contributed to the development of Vietnamese IP system and the international economic integration of the country. The main achieved results are as follows:

❑ **Cooperation in the framework of international organizations (the WTO, WIPO):** developed the Post-WTO Action Plan on Intellectual Property to implement the Resolution No. 16/2007/NQ-CP of the Government; participated in meetings of the WTO/TRIPS Council and the 45th Meeting of the WIPO General Assembly; prepared and signed the Agreement on Cooperation between the NOIP and WIPO in the field of patent information.



A high-ranking Delegation of State Intellectual Property Office of China visited Vietnam

□ Cooperation in the framework of APEC: prepared for and participated in the 26<sup>th</sup> and 27<sup>th</sup> Meetings of the APEC Intellectual Property Experts Group (IPEG); implemented activities within the IPEG's Collective Action Plan and developed the Individual Action Plan of Viet Nam in the field of intellectual property in 2008.

□ Cooperation in the framework of ASEAN: participated in the 29<sup>th</sup> Meeting of the ASEAN Working Group on Intellectual Property Cooperation (AWGIPC) and hosted the 30<sup>th</sup> Meeting of AWGIPC; implemented cooperation activities on IP in ASEAN region (cooperation activities with the U.S., China, Japan, etc.); participated in negotiations of Free Trade Agreements (FTA) between ASEAN and other trade partners, such as Japan, Australia - New Zealand and the EC; studied contents and proposed activities for the third phase of EC-ASEAN Project on the Protection of Intellectual Property (ECAP III); and provided comments for the Memorandum on IP Cooperation between ASEAN and China (expected to be signed in 2009).

□ Bilateral cooperation: continued cooperation with traditional partners, such as European Patent Office (EPO), Korean Intellectual Property Office (KIPO), Department of Intellectual Property of Thailand (DIP), the State Intellectual Property Office of China (SIPO) and the United State Patent and Trademark Office (USPTO) to organize training courses, seminars, conferences on IP, etc. Besides, the NOIP cooperated with relevant agencies in drafting and signing the Agreement on the Cooperation in the field of intellectual property (signed on 27 October 2008) and the Bilateral Agreement on the protection of rights toward results of intellectual activities in the military technical cooperation with the Federation of Russian. The NOIP also provided professional comments and participated in the negotiations of cooperation agreements between Viet Nam and Japan, Chile and the EU.

□ Continued to implement foreign-supported projects namely Project on "Utilization of IP Information in Viet Nam" (UTIPINFO Project) sponsored by Japanese Government and "Swiss Vietnamese Intellectual Property Project" (SVIP) sponsored by Swiss Government.

## 4. IP Research and Training

□ Organized training courses on industrial property: held 25 courses for 2601 persons including IPRs administration and enforcement officials, researchers and enterprises in local provinces nationwide; cooperated with the European Patent Office (EPO) to organize a training course for new patent examiners and on patent drafting; cooperated with the U.S. Patent and Trademark Office (USPTO) to organize a training course for trademark examiners; cooperated with Hanoi Law University and Law University in Ho Chi Minh City to organize two training courses on intellectual property in Ha Noi and Ho Chi Minh City. Particularly, in cooperation with WIPO, the NOIP expected to develop and implement the distance learning program on intellectual property in Vietnamese in 2009.

□ Held the National Conference on IP Administration in Binh Duong province with the participation of representatives of 50 Departments of Science and Technology (163 delegates) aiming at strengthening IP administration in provinces all over the country;

□ Cooperated with national and international agencies and organizations to hold 18 seminars on intellectual property with the participation of 1981 delegates, namely the WIPO-ASEAN Regional Workshop on IP Education Training and Research in Universities; the Forum on Branding: Transformation from the inside, the WIPO Roundtable on Use claims, the WIPO Regional Workshop for IP Coordinators in Universities, the Seminar on Valuation of IP Assets in Ha Noi, Hue and Ho Chi Minh City, the Workshop on Establishment and Protection of Traditional Knowledge, the Seminar on Protection of Geographical Indications, the Seminar on Protecting IP in Thailand, the Seminar on Commercialization of IP Assets, the Seminar on Intellectual Property Rights and Commercialization of Research Results in the field of Agriculture and Agro-biology and the Seminar on Intellectual Property Protection in China, etc.

□ Celebrated the World IP Day (26 April): Organized topical talks at 5 universities in different parts of the country with the participation of 1250 students; guided provincial Departments of Science and Technology to implement IP activities; carried out a dissemination campaign on intellectual property on public media.

- Enhanced public awareness of IP: Broadcasted regular IP dissemination programs on mass media, namely the Branding Gameshow broadcasted on VTV3, reportages on IP and IP assets on VTV1 and VTV2, etc.



WIPO Regional Forum for University Intellectual Property Coordinators

## 5. Supporting and Consultation Services

- Supported local provinces in establishing rights and managing geographical indications, namely: "Yen Chau" for mango (Son La province); "Nga Son" for sedge (Thanh Hoa province); "Tra My" for cinnamon (Quang Nam province); "Buon Ma Thuot" for coffee (Dak Lak province); "Trung Khanh" for chestnut (Cao Bang province); "Luc Ngan" for longan (Bac Giang province); "Lang Son" for star anis flower (Lang Son province); "Doan Hung" for pomelo (Phu Tho province); "Vinh" for orange (Nghe An province), etc. Provided consultation and guidance to local provinces (Binh Duong, Binh Thuan, Da Nang, Dong Nai, Ho Chi Minh City, etc.) to disseminate general knowledge of IP to enterprises and the community.
- Advised and guided registration procedures and management of industrial property rights, responded to frequently asked questions on IP issues, meeting demands of hundreds of individuals, enterprises and institutions. In addition, the NOIP's Branch Offices in Da Nang City and Ho Chi Minh City had functions as the contact points of the NOIP in the Central and the South of Vietnam. The Branch Offices provided industrial property information in various forms; enhanced IP awareness of enterprises and public through IP dissemination activities in the Central and the South.

## 6. IP Information Services

- ❑ Maintained and exchanged industrial property information with other countries; received, handled and exploited industrial property information and documentation including 621,127 patent descriptions of other countries, 1342 industrial designs, 25 optical discs for search of all types .
- ❑ Responded to 191 search requests; provided more than 13,338 printed pages of patent descriptions meeting demands of patent examiners and the public.
- ❑ Published monthly Industrial Property Gazettes with more than five million printed pages (24 volumes) and started to publish Industrial Property Gazettes in CD-ROM. Industrial Property Gazettes were also published on the NOIP's website to facilitate enterprises and localities to access most updated information.
- ❑ Supported provinces to develop IP Libraries; enhanced IP information capacity and IP activities in provinces. So far, the NOIP supported 8 provinces, namely Thua Thien Hue, Binh Dinh, Lam Dong, Quang Tri, Khanh Hoa, Da Nang, An Giang and Phu Yen, to set up and put into use the IP Libraries.
- ❑ Participated in Techmart Fairs in Lang Son and Ha Nam provinces and provided consultation to more than 160 attendants interested in IP issues.

## 7. Utilization of Information Technology

- ❑ Continued to implement the Project of "Utilization of Intellectual Property Information in Viet Nam": Launched the e-filing system, completed and used the search system for examiners.
- ❑ Revised and put into operation the updated version of the Industrial Property Administration System (IPAS) to ensure daily operation and satisfy increasing demands of handling industrial property applications, regularly maintained, upgraded and renewed the System to comply with new legal provisions; established and put into use the functions of creating reference documents for international trademarks, implemented the Project on "Upgrading Industrial Property Administration System" (IPAS).
- ❑ Accelerated the construction of databases for examination and public search: Set up relatively sufficient and accurate databases of international trademark applications of the Madrid system; developed and exploited the extended and advanced functions of the Industrial Property Electronic Library (IP-Lib); performed advanced functions of the Search Program for patents, industrial designs and trademarks.



The Director General of the NOIP paid a working visit in Japan

## 8. Enforcement and Appeal Settlements

- ❑ In 2008, the NOIP received and handled 426 appeal applications on establishment of industrial property rights (increased by 10%); 580 applications for invalidation and cancellation of protection titles (increased by 10%); provided 338 written comments on intellectual property issues upon requests of enforcement agencies, as well as individuals and organizations in the country and abroad (increased by 100%).
- ❑ The Office participated in judicial cases and litigations concerning IPRs appeal and dispute settlements at courts; closely cooperated with enforcement agencies in handling administrative violations and IPRs infringements; participated in the Drafting Board of Working Regulations of the Steering Committee 127-TW and its Standing Board; provided comments to draft documents by competent authorities to enhance efficiency of IPRs enforcement.
- ❑ A ministerial-level Project on “Studying scientific and practical backgrounds for the establishment of IP-specialized courts in Viet Nam” was completed; presentations and introductions about IPRs protection and enforcement were delivered in numerous conferences.

## 9. Personnel and Organization

- ❑ Continued to consolidate the NOIP’s organizational and personnel structures, in particular, making procedures for Minister of Science and Technology to re-appoint two Deputy Directors General and appoint two new Deputy Directors General, completing the Plan for Office Leadership in the phase 2010-2015; recruited 35 new staff; built databases for the management of staff’s dossiers as guided by the Ministry.
- ❑ Issued regulations such as the Working Regulation of the NOIP, continued to complete the regulation on norms for trademark examination as well as issued and implemented regulations on norms for examination of inventions and utility solutions.
- ❑ Studied the Project on Reforming Organizational Structure and Financial Mechanism of the NOIP.

## 10. General Administration of the Office

- ❑ Improved infrastructure, upgraded working equipment and tools to serve overall administration of the Office (implemented a number of projects, namely a Project on improvement of working equipment and tools in 2008, a Project on renewal and preventing obsolescence of the Office premise, a Project on enhancing capacity of IP administration and automation, a Project on consolidating technical infrastructures of the NOIP for the phase 2009-2010).
- ❑ Completed administrative and logistical works fully and promptly despite of their unceasing volumes and complexity.

## 11. Development and Implementation of the Government Projects

□ Activities under the National Program on Supporting for Development of Enterprises' IP Assets approved by the Prime Minister in the Decision No. 68/2005/QĐ-TTg of 04 April 2005 were further implemented in accordance with the regulations and the timeframe set by the Steering Committee. Particularly, sample models on public dissemination of IP were set up to improve public awareness and enterprises on IP with a view to executing and applying legal instrument to establish, protect and develop enterprises' IP assets, as well as to enhance local awareness and interests in the establishment and management of their GIs.

□ Information, dissemination and procedures for participation in the Program were published in various forms, namely via the website of the Program; organized seminars introducing about the Program, fora for discussion and experience-sharing (for instance, organization of the Workshop on Development and Management of GIs, the Workshop on Development and Implementation of the Project on establishment, management and promotion of collective and certificate trademarks, the Workshop on Establishment and Implementation of IP Dissemination Project on local television stations, the Workshop on Strengthening the Management of Collective Trademarks for local specialties); organized study visits on establishment, management and development of GIs in France; published two booklets on establishment and management of GIs.

□ Selection of projects was carried out in accordance with the regulations of the Program: 37 applications were received for presiding projects during 2009-2010, of which, 24 were administered by Central authorities and 13 were under administration of local authorities empowered by the Central authorities. Five profession councils were established to assess the applications and 26 applications meeting substantive requirements were selected to be implemented.

□ Management and implementation of the projects: Nine contracts on presiding implementation of

the projects during 2008-2009 were signed; Eight inspecting groups were dispatched to supervise implementation of 15 projects in cities and provinces (namely Son La, Lang Son, Thua Thien Hue, Dak Lak, Hanoi, HCM City, Ninh Thuan, Tien Giang, etc.); results of Project on Development GI for Thieu litchi of Bac Giang province and Project on Branding Gameshow were reported.



## II. INTELLECTUAL PROPERTY ACTIVITIES IN 2008

### 1. Legislation

#### National Legislation

The legal system on Intellectual Property of Viet Nam was further improved in 2008.

*With regard to IP protection activities, some important legal documents were promulgated in 2008, namely:*

❑ *Circular No. 01/2008/TT-BKHCN of 25 February 2008 of Ministry of Science and Technology guiding the granting, revoking of Certificates of Industrial Property Assessors and Certificates of Eligible Organizations to do industrial property assessment was promulgated to meet urgent needs of industrial property assessment in the context that professional capacity of IPR enforcement officials and public awareness of IP issues were still limited. Besides, the provisions on assessment stipulated in the Decree No. 105/2006/ND-CP dated 22 September 2006 of the Government were amended and supplemented to deal with difficulties caused by lack of main resources, especially IP expertise, in examination services.*

❑ *Joint Circular No. 01/2008/TTLT-TANDTC-VKSNDTC-BCA-BTP of 29 February 2008 guiding penal liability for infringements of intellectual property rights and Joint Circular No. 02/2008/TTLT - TANDTC - VKSNDTC -BVHTTDL - BKHCN – BTP dated 03 April 2008 guiding application of some legal provisions in dispute settlement on intellectual property rights at People's Courts presided by the Supreme People Court in coordination with other relevant authorities were promulgated. These important legal documents fully met requirements of applying criminal and civil remedies in IPRs enforcement as stipulated by the TRIPS/WTO Agreement (Agreement on Trade related aspects of Intellectual Property Rights), making contribution to enhancing efficiency of IPRs protection at courts. Currently, the Project on*

*Amendment and Supplement of some provisions in the Criminal Codes was drafted, in which provisions on IPRs infringements were also amended and supplemented to deal with existing problems caused by differences between current legal regulations and international standards as well as common practice of some countries to ensure unification of relevant regulations stipulated in the IP Law.*

❑ *Circular No. 12/2008/TT-BCT of 22 October, 2008 of the Ministry of Industry and Trade guiding the orders of and procedures to receive and settle written requests for handling administrative violations in the field of intellectual property was promulgated to establish legal backgrounds for settlement of IPRs infringements by market management offices – one of the key forces applying administrative remedies to carry out IPRs enforcement in Vietnam at present. The NOIP made contribution by providing its comments to complete the Circular.*

*The legal system on IP protection, in general, was further reviewed to be completed:*

❑ *The Project of Amendment and Supplement of some provisions of IP Law was drafted by Ministry of Culture, Sports and Tourism in coordination with Ministry of Science and Technology, Ministry of Agriculture and Rural Development to amend some parts incompatible with international law and some unrealistic regulations causing difficulties in the execution of law.*

❑ *Amendment and supplement of Circular No. 132/2004/TT-BTC of the Ministry of Finance regulating the collection, payment, management and use of industrial property fees and charges was drafted by the Ministry of Finance in coordination with the Ministry of Science and Technology to supplement receiving fees stipulated by law, to adjust receiving fees to comply with practical needs and supplement expenditure items spent from resources of charges and fees, to guarantee necessary conditions for state management and the cause of industrial property.*

□ *The Draft of Joint Circular of Ministry of Planning and Investment and Ministry of Science and Technology guiding the registration and use of enterprise's names in conformity with industrial property regulations* was drafted to help enterprises in avoiding violations of industrial property rights to trademarks, geographical indications and trade names of other enterprises.

Apart from legislation on IPRs protection, legislation on encouragement to create, disseminate and apply inventive achievements was supplemented and completed:

□ *The Draft of Innovation Decree* was promulgated to replace current regulations with a view to encouraging public movement of creativity, as well as creation and dissemination of innovations. The draft was to seek additional measures for the mechanism of IPRs protection, in which mobilization of all social sources to encourage innovative activities was paid due attention to.

□ *The Draft Circular guiding management and exploitation of IP assets from the state budget* was developed to further explain administration principles and exploitation of innovative results achieved from investment of the state budget with a view to disseminating and applying research results serving public interests, etc.

#### Guidance of law enforcement

□ Notifications guiding application of legal regulations were promulgated to share understanding and application of law as well as to deal with queries raised by authorities and enterprises concerning procedures in IPRs establishment.

□ Besides, regulations on receiving and examination of industrial property applications, settlement of appeals and disputes over industrial property rights were further developed to create a clear and transparent mechanism in IPRs establishment system.

#### International legislation

□ *In relation with the WTO:* Policies on transparency of Vietnamese IP system were reviewed for preparation of upcoming TRIPS Council meetings;

□ *In relation with the US:* Information concerning IPRs enforcement and other related information was collected and developed into a comprehensive document asking for GSP, which also met requirements stipulated in the special Article 301 of the US;

□ *In relation with Japan:* Vietnam – Japan Economic Partnership Agreement and Vietnam and Japan Joint Innovation Agreement were urgently prepared to include the negotiation contents and methods to be implemented as soon as possible in the following years.

□ *In relation with Russian Federation:* The Agreement on cooperation in the field of intellectual property was signed in 2008. Besides, a Bilateral Agreement on interactive protection of rights to IP results in the cooperation on military technical protection was intensively prepared to be discussed and approved in the following year;

□ *In relation with ASEAN:* Views on establishment of ASEAN Industrial Designs Common Application System (ADFS) were further developed. Free Trade Agreement (FTA) negotiations between Vietnam and other partners, namely Japan, Australia – New Zealand and the EU were in favorable conditions. These negotiations aimed at creating a large, free and dynamic market.

□ *In other bilateral relations:* The NOIP was collecting suggestions and comments related to interactive protection of geographical indications (with Switzerland), wine and spirits (with Chile) and IP-related parts in the Program on poverty reduction and hunger elimination (PRSC 7) presided by the State Bank with the support and under supervision of the World Bank and foreign sponsors to mark the presence and position of Viet Nam in the world.

### Management of local intellectual property activities and management of industrial property services:

#### \* *Management of industrial property services:*

In 2008, appraisals for granting certificates for industrial property agents continued to be carried out. By 31 December 2008, there were 227 individuals and 93 organizations operating as industrial property agents nationwide. Information of industrial property agents were updated on the NOIP's website serving easier and more convenient administration and search purposes of their legal status.

#### \* *Management of local intellectual property activities:*

□ *Organizational structures and human resources for state management of industrial property continued to be completed.* Most of Departments of Science and Technology (DOST) assigned their staff to be in charge of industrial property and their officers were specialized in the field. Many of them attended training courses on intellectual property (mainly in Vietnam) and needed to pursue further training in the country and abroad.

Nonetheless, in most (58 out of 64) DOST, the state management function in the field of industrial property was mixed with other functions, namely technology, information and radiation safety management. Only 6 out of 64 DOST (such as An Giang, Ha Noi, Hai Phong, Quang Ninh, Ho Chi Minh City and Vinh Phuc) have sections responsible for state management of industrial property (Intellectual Property Divisions).

□ *Development and issuance of legal documents, policies and measures for industrial property management* were maintained by local authorities. Legal documents were mainly Regulations on management and use of geographical indications ("Phan Thiet" fish sauce in Binh Thuan province, "Phu Quoc" fish sauce in Kien Giang province) and Regulations on management of industrial property in local provinces (Yen Bai, Hai Duong).

Management policies and measures were promulgated in the form of medium-term action

plans focusing on IPRs enforcement and support for enterprises (Action Plan on prevention and fight against IPRs infringements in Hai Phong by the year 2010, Program on support for development of intellectual property assets of enterprises in Khanh Hoa from 2008 to 2010, etc.)

□ *Dissemination of general knowledge, policies and laws on intellectual property* was ever increasingly interested by local authorities and carried out in many forms, namely training courses, fora, seminars, broadcasted mass media, etc. The main contents were to popularize general knowledge and law on intellectual property, as well as to guide registration procedures and processes, protection and enforcement of intellectual property rights, etc.

Many local provinces, namely An Giang, Binh Duong, Da Nang, Dong Nai, Hai Duong, Khanh Hoa and Ho Chi Minh City successfully implemented IP propaganda and popularization activities. An Giang was a typical province carrying out various activities to propagandize and popularize IP knowledge, namely organizing classes on popularization of IP knowledge, implementing special IP projects on newspapers, TV and radio stations and publishing propaganda leaflets on IP, etc. Department of Science and Technology of Ho Chi Minh City launched many activities jointly implemented by state authorities and businesses to organize training courses on "Administration of IP assets", "Prevention and fight against IPRs infringements in business", etc.

□ *Guidance on establishment and protection of IPRs* was one of regular activities of many DOST including An Giang, Binh Duong, Dong Nai, Ho Chi Minh City, etc. Principle IP subject matters of these activities were trademarks, industrial designs and inventions.

Several provinces exploited sources of industrial property information provided by the NOIP to serve this activity. IP Library in Thua Thien Hue which started its operation since March 2008 supported officials guiding IPRs establishment procedures as well as local people and organizations to exploit IP information, especially patent information.

❑ *Settlement of IPRs infringements*, in 2008, almost every IPRs infringing case in local provinces was related to trademarks and industrial designs. It was worth noticing the cases of counterfeit trademarks of Honda and Amoro helmets, Petrolimex and Shell gas tanks, Rinnai and Goldsun gas cookers, Ajinomoto seasoning, as well as counterfeit industrial designs and trademarks of Honda motorbikes, etc.

The measures applied for handling infringements were mainly fines, warning and seizure of counterfeit goods. Many infringing cases were caused by lack of knowledge of law of individuals and businesses.

Dong Nai, Hai Phong, Quang Ninh and Hai Duong were leading provinces in handling IPRs infringing cases (421 cases in Dong Nai and 389 cases in Hai Phong).

❑ Almost all local provinces carried out activities to support businesses to develop their intellectual property assets in a positive way which was commonly known through programs on development of intellectual property assets at central and provincial levels. These programs focused on guiding establishment and management of rights to geographical indications for local special products, such as establishment

of geographical indication for Luc Ngan litchi in Bac Giang province, Project on management and development of a geographical indication for Doan Hung pomelo in Phu Tho province, etc.

Moreover, many provinces directly assisted local people to register collective marks and certification marks for their special products. Typical examples were the registration of certification marks for “Lap Thach” fish, “Long Tri” rice and “Vinh Son” snake in Vinh Phuc province.

❑ *Movements of innovation and creation* were promoted in many provinces, mainly in the form of competitions, rewards for technical creations (annually or twice a year). In such provinces as An Giang, Binh Duong and Ho Chi Minh City, this activity was presided by local Associations of Science and Techniques and supported by DOST.

Ninh Binh and Binh Dinh provinces paid great interests in innovation activities. Particularly in Ninh Binh, examining and selecting inventions of great innovation, high value in terms of economy and applicability to submit to People’s Committee for rewards was an annual activity in the action plan of science and technology.



Vice Minister of Science and Technology Ministry made a speech in the Meeting of Summation of 2008 and Direction in 2009.

## 2. International Cooperation Activities

In 2008, a number of bilateral and multilateral cooperation activities on IP were carried out contributing to the strong development of Vietnam IP system and integration into the international economy.

### Multilateral cooperation

2008 was the second year when Vietnam fulfilled its tasks of a WTO member country. Vietnam was successful in building a policy of transparency for its IP system in the WTO; prepared the documents and participated in TRIPs Council meetings for reviewing the IP law.

In addition, multilateral cooperation activities under the framework of APEC and ASEAN were further maintained and promoted. Vietnam fully made commitments and obligations of an APEC member economy, namely establishing a national action plan and implementing activities in the APEC collective action plan on intellectual property. Under the framework of ASEAN, Vietnam actively participated in various activities, for instance, exchanging information, dialogues, and sharing experience in IP-related issues, training staff, developing human resources, as well as joining in IP training courses and seminars organized by ASEAN. In coordination with the ASEAN Secretariat, a meeting of Directors General of ASEAN IP Offices and the 30th ASEAN Working Group on IP was successfully held from 3 to 7 November 2008 in Hoi An, Quang Nam province which left strong impressions on international colleagues.

Besides, Vietnam was actively participating in FTA negotiations with other partners, such as Japan, Australia, New Zealand and the EC. Vietnam coordinated with other ASEAN countries in studying and making recommendations for the Memorandum of Understanding (MOU) in the field of intellectual property between ASEAN and China. The MOU was expected to be signed in 2009.

A number of activities in cooperation with the World Intellectual Property Organization (WIPO) were implemented, namely: (i) negotiated the contents, prepared for the procedures and signed the Cooperation Agreement on Patent Information Exchange between the NOIP and WIPO; (ii) conducted the WIPO Distance Learning Program on Intellectual Property in Vietnam (the syllabus was translated into Vietnamese); (iii) organized four workshops and fora on IP including a Workshop on IP for Universities and Research Institutes (in Ho Chi Minh City, 23-25 January 2008); a Workshop on IP for Enterprises (IP Panorama) (in Hanoi, 18 March 2008); a Forum on Branding (in Hanoi, 08-09 April 2008); a Roundtable on Use Claims (6 - 7 May 2008); and a WIPO Regional Workshop for IP Coordinators in Universities (in Ha Long City, 29 - 31 October 2008); completed questionnaires on legal and practical backgrounds for implementation of Madrid Protocol in Viet Nam; nominated officials to give lectures on Viet Nam's experiences in Madrid Protocol accession; and (iv) translated some WIPO publications into Vietnamese, etc.

Furthermore, many activities were carried out nationwide to celebrate the World Intellectual Property Day (26 April).

In cooperation with the European Union (EU), the NOIP actively participated in negotiations on IP issues under the framework of the Comprehensive Partnership and Cooperation Agreement between Vietnam and the EU. The NOIP also involved in implementing IP related activities under the MUTRAP III Project funded by EU.

In cooperation with European Patent Office (EPO), many activities such as training officials, exchanging patent information were carried out under the Implementation Plan of the Memorandum of Understanding (MOU) between the NOIP and the EPO during 2006-2008. The two Offices completed the procedures for extension of the MOU for period 2008 - 2010 and worked out the Work plan for 2009.



Director General of World Intellectual Property Organization (WIPO) received Vietnamese Delegation to attend the WIPO General Assembly in Geneva in 2008

## Bilateral cooperation

### ● *Cooperation with Japan*

In 2008, the Project on “Utilization of Intellectual Property Information in Vietnam”, funded by Japanese Government, was implemented consistently in line with the workplan and achieved a number of considerable results, namely: (i) building an accurate database for trademarks, (ii) completing advanced functions of the searching system for examiners, introducing it to users and putting it into practice, (iii) developing an advanced version of Intellectual Property Digital Library and putting it into operation, (iv) continuing to develop and accomplish the online e-filing system. The Project made significant contributions to meeting demands of industrial property information search and provided assistance to applicants in making IP rights establishment procedures.

The Cooperation Agreement on Industrial Design Examination between the NOIP and Japan Patent Office continued to be implemented.

In 2008, cooperation between Viet Nam and Japan in the field of IP continued to be strengthened in various activities, namely training of human resources, organizing seminars and workshops. In November 2008, the Workshop on “IP Protection in Universities and Small and Medium-sized Enterprises” was co-organized by the NOIP, Japan Patent Office and Japanese Institute of Invention and Innovation in Hanoi and Ho Chi Minh City.

Also, the NOIP actively involved in negotiations of the Viet Nam - Japan Comprehensive Economic Partnership Agreement and the Vietnam - Japan Joint Initiative (in IP-related parts).

### ● *Cooperation with Switzerland*

In 2008, activities under the cooperation framework of Swiss – Vietnamese Intellectual Property Project” (SVIP) were implemented effectively, focusing on developing legal systems

on valuation of IP assets, protecting traditional knowledge, enhancing geographical indications protection in local provinces, strengthening IPRs enforcement for customs and court officials, raising IP awareness of lecturers, students at universities through various national seminars, workshops lectured by international experts and lecturers, study visits of Vietnamese officials in Switzerland.

Currently, the NOIP is preparing negotiation plans for proposals of signing an Agreement with Switzerland (in the field of geographical indications)

### ● *Cooperation with Russian Federation*

The NOIP actively took part in negotiation process and completed procedures for approval and signing of Vietnam – Russian Federation Agreement on the interactive protection of rights toward results of intellectual activities in the military technical cooperation, which was signed on 27 October 2008.

### ● *Cooperation with Laos PDR*

In cooperation with Department of Intellectual Property, Standardization and Metrology Laos PDR, the NOIP initiated and signed a Workplan on the Viet Nam -Laos PDR Cooperation Program on IP.

Besides, bilateral cooperation in the field of IP between Vietnam and other countries like the United States, China, the Republic of Korea, Thailand, France, Australia, and others was further maintained and strengthened. An NOIP delegation led by the Director General, Mr. Tran Viet Hung, paid an official working visit to Korean Intellectual Property Office (KIPO). Also, a number of Vietnamese delegations were dispatched to attend seminars and workshops supported by the U.S., China, Korea and Australia.



Directors General of ASEAN IP Offices attended the 30<sup>th</sup> ASEAN Working Group on IP Cooperation in Hoi An, Quang Nam Province.



### 3. IP Research, Training and Dissemination

The year 2008 witnessed continuous efforts of the NOIP to enhance IP training and dissemination in order to raise public awareness and improve capacity of IP administration and enforcement authorities and enterprises, meeting the demands of international economic integration after two-year membership of the World Trade Organization (WTO) of Viet Nam.

#### ● Improvement of IP Professional Training

##### □ Training staff of the NOIP

In order to regularly improve capacity of intellectual property system in terms of quality and quantity, the NOIP recruited 39 new staff and provided them with professional training in 2008. Meanwhile, 105 other officials were also trained to improve their expertise in legal background and intellectual property field as well as their skills in handling and examining industrial property applications. These trainings were organized in coordination with and assistance of international IP organizations, namely European Patent Office (EPO), the United States Patent and Trademark Office (USPTO) and other national research and training agencies, namely Vietnam Intellectual Property Research Institute.

##### □ Training and dissemination of general knowledge for officials working in the field of Intellectual Property.

In 2008, apart from raising IP awareness for the public and enterprises, the NOIP paid great attention to improving IP knowledge and expertise for officials working in the field of IP, in which training for senior staff in IP administration and enforcement agencies, IP consultancy and services companies was highlighted. As a result, 98 officers of all economic sectors were trained intensively on IP in 6 months; 44 in-charge officials from 32 provincial Departments of Science and Technology were provided with a one-week basic-to-advance training course on IP; 2601 officials from IP administration and enforcement

agencies, researchers, enterprises had a chance to improve their knowledge and skills in management, enforcement, registration and development of IP assets.

□ Moreover, a number of workshops, seminars, and colloquia on opportunities and challenges of Viet Nam in the field of intellectual property after its adherence to the WTO were further promoted in terms of quantity and quality. Accordingly, 1981 people participated in 18 workshops/seminars and colloquia on various new subjects, namely evaluation and commercialization of IP assets, commercialization of research results in the field of agriculture and bio-agricultural, protection of traditional knowledge and geographical indication, IP protection in China, Thailand as well as promotion of IP activities in universities and research institutions, etc.

Under the leadership of the Ministry of Science and Technology and in coordination between Central and local authorities, IP administration continued to be reinforced with remarkable achievements. At the National Conference on IP Administration in 2008, which was participated by 163 in-charge officers (including 45 leaders) of 50 provincial Departments of Science and Technology, the solutions to promote IP activities in coming time were reviewed and evaluated. The outcome of the Conference showed that people were more and more interested in intellectual property.

##### □ IP dissemination for public awareness raising

In 2008, intellectual property became a hot issue on mass media because it had great influence in business activities of enterprises. Therefore, a number of fora on IP via mass media attracted a lot of audience. Special issues, reports, newsletter and articles were regularly published on newspapers or other means of telecommunication. The Branding Gameshow weekly broadcasted on VTV3 channel gained great interests of viewers in Vietnam and abroad for its content and broadcasting time. Besides, many provincial television and radio stations in Bac Giang, Hai Duong, Thua Thien Hue, actively coordinated with relevant agencies in local

provinces to organize contests on IP law as well as to study the role and importance of IP in the socio – economic development.

In the dissemination of science and technology in 2008 by the Ministry of Science and Technology, the NOIP closely worked with VTV1, VTV3, related agencies and businesses to produce four reports on establishment development and protection of IP assets; fought against counterfeit and piracy to protect IP assets effectively, which greatly contributed to awareness raising and protection of consumers’ interests in the field of intellectual property.

### ● Scientific research

In order to serve the cause of IP administration, the NOIP was conducting five scientific researches including “Study on the model of IP consultancy and support”, “Study on the relations between IP subject matters and settlement of conflicts between forms of IPRs protection”, “Theoretical and practical study on amendments to the IP law”, “Theoretical and practical study on amendments of the IP Law”, and “Study on the project of enhancing technology capacity of Vietnam with IP tools”.

Also in 2008, a ministerial level project on “Theoretical and practical backgrounds for IP teaching and training in universities” and an NOIP project on “Renewal of the Office’s structural and organizational system to meet the demands of the development of IP system in the new situation” were approved and backed up with theoretical and practical backgrounds to help in implementing relevant tasks.

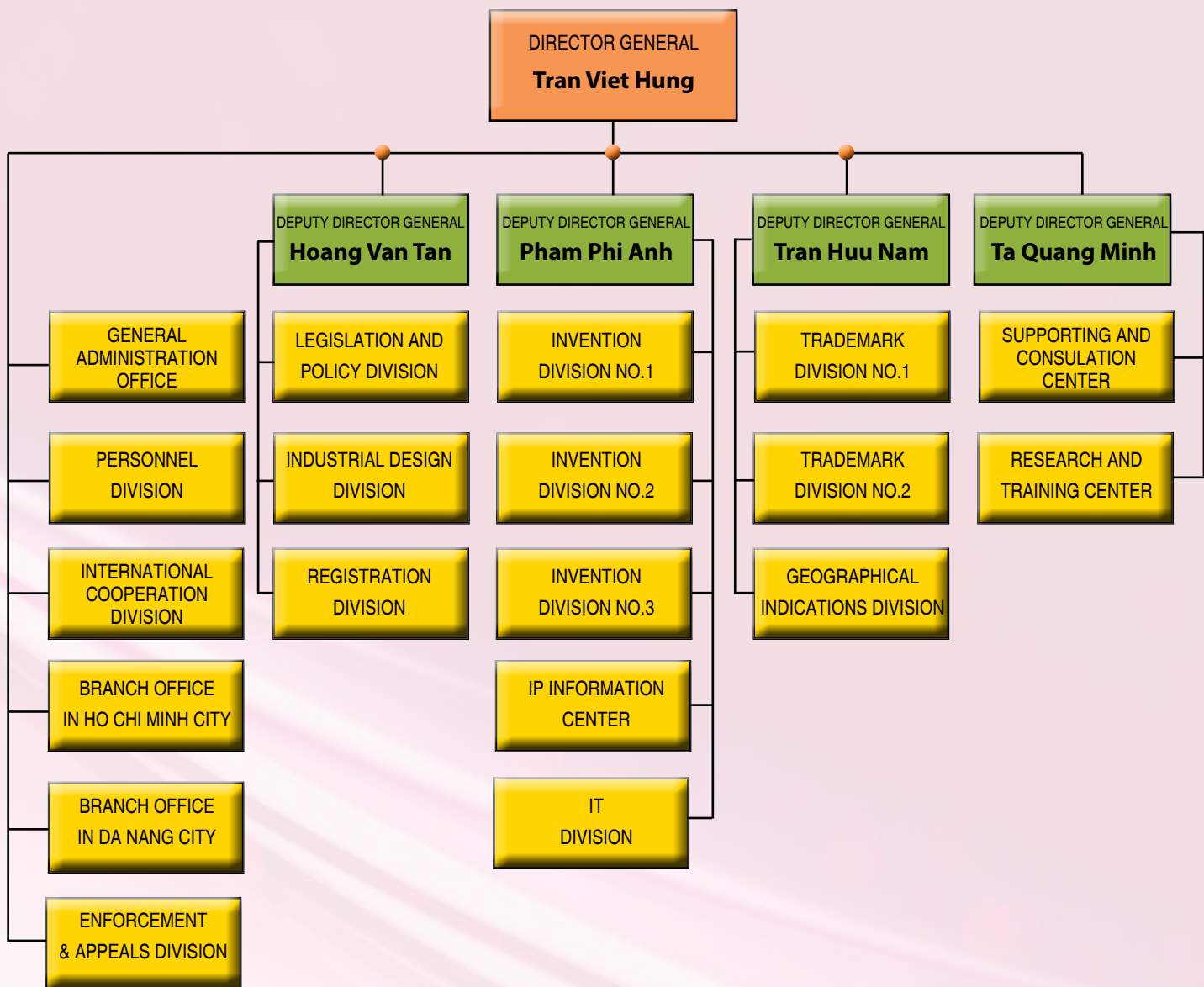


The National Conference on IP Administration in 2008 in Binh Duong Province.



Board of Chairmen at the National Conference on Intellectual Property Administration

**Organizational Chart of the National Office of Intellectual Property of Viet Nam (NOIP)**



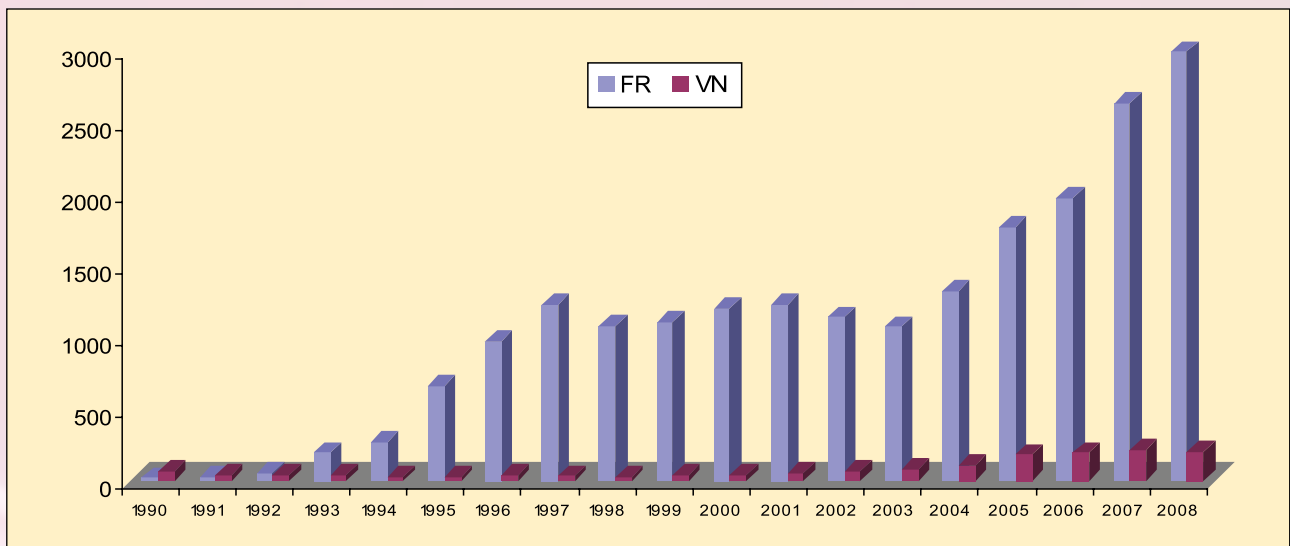
## III. STATISTICS

### 1. PATENTS

#### • Applications for patent protection from 1981 to 2008

Year	Patent Applications filed by		
	Vietnamese (VN)	Foreigners (FR)	Total
1981-1988	453	7	460
1989	53	18	71
1990	62	17	79
1991	39	25	64
1992	34	49	83
1993	33	194	227
1994	22	270	292
1995	23	659	682
1996	37	971	1008
1997	30	1234	1264
1998	25	1080	1105
1999	35	1107	1142
2000	34	1205	1239
2001	52	1234	1286
2002	69	1142	1211
2003	78	1072	1150
2004	103	1328	1431
2005	180	1767	1947
2006	196	1970	2166
2007	219	2641	2860
2008	205	2994	3199
<b>Total</b>	<b>1982</b>	<b>20984</b>	<b>22966</b>

• The trend of requests for granting patents from 1990 to 2008



## • Granted patents from 1981 to 2008

Year	Patent granted for		
	Vietnamese	Foreigners	Total
1981-1989	74	7	81
1990	11	3	14
1991	14	13	27
1992	19	16	35
1993	3	13	16
1994	5	14	19
1995	3	53	56
1996	4	58	62
1997	0	111	111
1998	5	343	348
1999	13	322	335
2000	10	620	630
2001	7	776	783
2002	9	734	743
2003	17	757	774
2004	22	676	698
2005	27	641	668
2006	44	625	669
2007	34	691	725
2008	39	627	666
<b>Total</b>	<b>360</b>	<b>7100</b>	<b>7460</b>

## ■ 2. UTILITY SOLUTIONS

### • Applications for the protection of Utility Solutions from 1989 to 2008

Year	Applications for Utility Solution filed by		
	Vietnamese	Foreigners	Total
1989	25	-	25
1990	39	25	64
1991	52	01	53
1992	32	01	33
1993	38	20	58
1994	34	24	58
1995	26	39	65
1996	41	38	79
1997	24	42	66
1998	15	13	28
1999	28	14	42
2000	35	58	93
2001	35	47	82
2002	67	64	131
2003	76	51	127
2004	103	62	165
2005	182	66	248
2006	160	76	236
2007	120	100	220
2008	115	169	284
<b>Total</b>	<b>1247</b>	<b>910</b>	<b>2357</b>



## • Protection Titles for Utility Solutions from 1990 to 2008

Year	Protection Titles for Utility Solutions Granted to		
	Vietnamese	Foreigners	Total
1990	23		23
1991	44	1	45
1992	23	1	24
1993	9	1	10
1994	18	9	27
1995	8	16	24
1996	5	6	11
1997	8	12	20
1998	3	14	17
1999	6	12	18
2000	10	13	23
2001	17	9	26
2002	21	26	47
2003	28	27	55
2004	44	25	69
2005	41	33	74
2006	45	25	70
2007	49	36	85
2008	48	27	75
<b>Total</b>	<b>450</b>	<b>293</b>	<b>743</b>

• Applications for Inventions and Utility Solutions directly filed to NOIP according to countries of origin from 1999 to 2008 (\*)

Country of origin \ Year	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008
Australia (AU)	23	18	20	15	21	30	31	31	38	61
Belgium (BE)	12	17	23	15	16	24	28	46	84	80
Canada (CA)	09	11	10	11	5	25	14	13	15	18
Switzerland (CH)	45	51	62	0	59	97	93	56	107	135
China (CN)	08	29	86	15	18	10	19	27	62	87
Germany (DE)	70	90	129	119	91	134	165	185	211	235
Denmark (DK)	05	11	15	11	16	25	17	33	29	45
France (FR)	91	88	69	58	40	43	74	79	92	120
Great Britain (GB)	68	59	62	34	45	31	61	70	83	98
Italy (IT)	11	3	8	17	11	27	23	30	33	35
Japan (JP)	195	218	271	257	261	257	376	357	418	632
R. of Korea (KR)	20	29	36	41	47	50	67	112	172	175
The Netherlands (NL)	40	65	52	80	37	59	66	68	119	113
Norway (NO)	16	7	10	7	7	7	7	16	9	14
Sweden (SE)	19	18	11	6	1	2	9	11	10	19
Chinese Taipei (TW)	30	47		92	73	106	142	137	246	321
The United States (US)	402	437	349	277	278	356	523	564	726	692
Vietnam (VN)	63	69	85	134	149	206	362	196	339	320
Others	59	65	70	153	102	107	116	371	254	283
<b>Total</b>	<b>1182</b>	<b>1332</b>	<b>1368</b>	<b>1342</b>	<b>1277</b>	<b>1596</b>	<b>2195</b>	<b>2402</b>	<b>3047</b>	<b>3483</b>

(\*) According to the country of origin of the first applicant

**• Top 10 countries with highest applications for protection of patent and utility solutions in 2008**

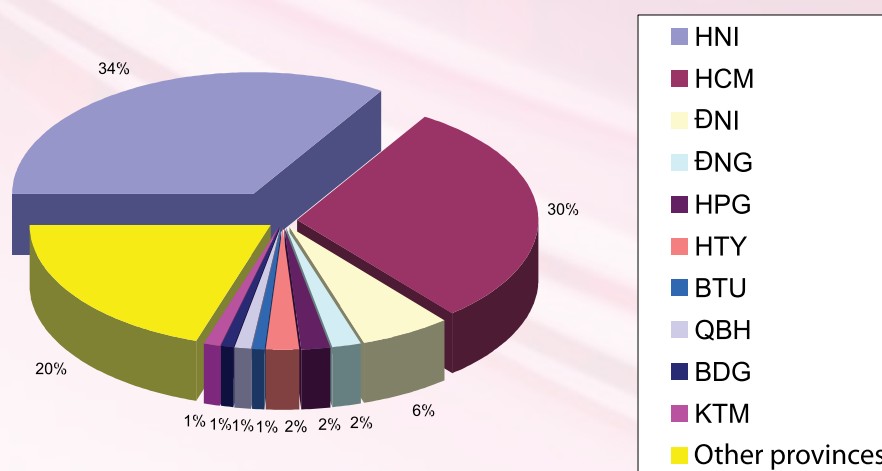
<b>No.</b>	<b>Country (Code)</b>	<b>Number of applications</b>
1	United States (US)	692
2	Japan (JP)	632
3	Chinese Taipei (TW)	321
4	Vietnam (VN)	320
5	Germany (DE)	235
6	Republic of Korea (KR)	175
7	Switzerland (CH)	135
8	France (FR)	120
9	The Netherlands (NL)	113
10	Great Britain (GB)	98

• Top 10 cities/provinces of Viet Nam with highest applications for the protection of patent/ Utility solutions in 2008 (\*)

No.	City/Province (Code)	Number of applications
1	Hanoi (HNI)	109 (34%)
2	Ho Chi Minh City (HCM)	95 (30%)
3	Dong Nai (ĐNI)	18 (6%)
4	Da Nang (ĐNG)	7 (2%)
5	Hai Phong (HPG)	6 (2%)
6	Ha Tay (HTY)	6 (2%)
7	Ba Ria - Vung Tau (BTU)	5 (1%)
8	Quang Binh (QBH)	5 (1%)
9	Binh Duong (BDG)	4 (1%)
10	Kon Tum (KTM)	4 (1%)

(\*) According to the city/province of the first applicant

• Applications for patents and utility solutions of Vietnames cities/provinces in 2008



### ■ 3. INDUSTRIAL DESIGNS

#### • Applications for Industrial Design protection from 1988 to 2008

Year	Protection Titles for Utility Solutions Granted to		
	Vietnamese	Foreigners	Total
1988	6	-	6
1989	52	8	60
1990	194	6	200
1991	420	2	422
1992	674	14	688
1993	896	50	946
1994	643	73	716
1995	1023	108	1131
1996	1516	131	1647
1997	999	157	1156
1998	931	126	1057
1999	899	137	1036
2000	1084	119	1203
2001	810	242	1052
2002	595	235	830
2003	447	233	680
2004	686	286	972
2005	889	446	1335
2006	1105	490	1595
2007	1338	567	1905
2008	1088	648	1736
<b>Total</b>	<b>16295</b>	<b>4078</b>	<b>20373</b>

• Protection titles for Industrial Designs from 1989 to 2008

Year	Protection titles for Industrial Design granted to		
	Vietnamese	Foreigners	Total
1989	14	-	14
1990	91	9	100
1991	219	5	224
1992	433	6	439
1993	528	21	549
1994	524	27	551
1995	626	85	711
1996	798	68	866
1997	261	62	323
1998	728	94	822
1999	841	94	935
2000	526	119	645
2001	333	43	376
2002	368	9	377
2003	359	109	468
2004	412	235	647
2005	508	218	726
2006	678	497	1175
2007	896	474	1370
2008	908	429	1337
<b>Total</b>	<b>10051</b>	<b>2604</b>	<b>12655</b>

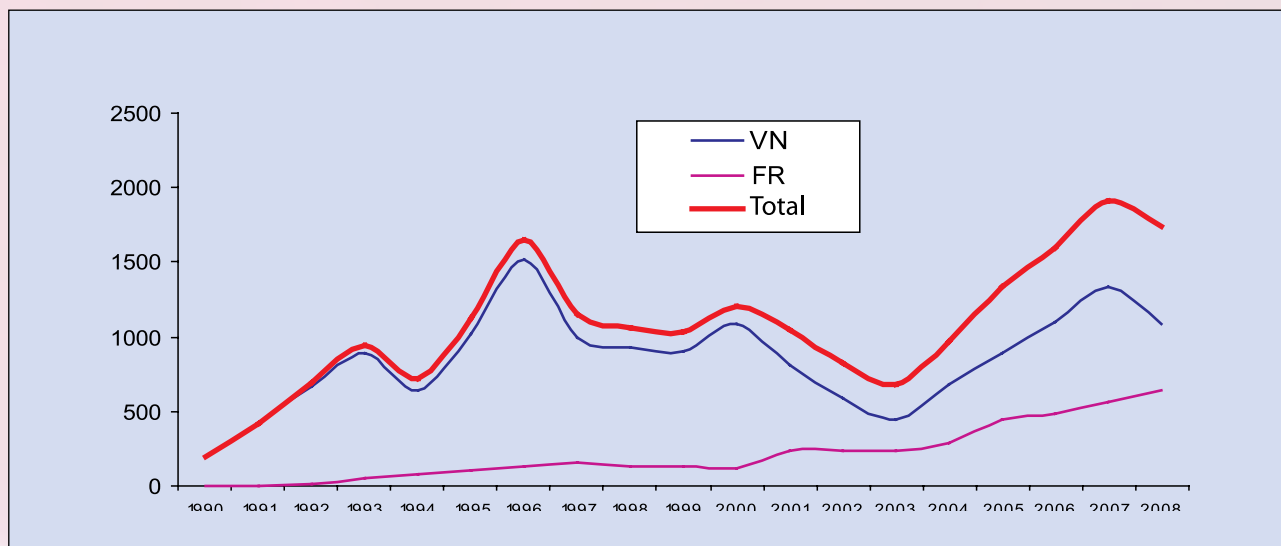
• **Top 10 countries with highest applications for the protection of industrial designs filed in Vietnam in 2008**

No.	Country (Code)	Number of applications
1	Vietnam (VN)	1088
2	Japan (JP)	257
3	Republic of Korea (KR)	77
4	United States (US)	55
5	The Netherlands (NL)	45
6	Thailand (TH)	30
7	Chinese Taipei (TW)	27
8	Great Britain (GB)	26
9	China (CN)	21
10	Germany (DE)	16

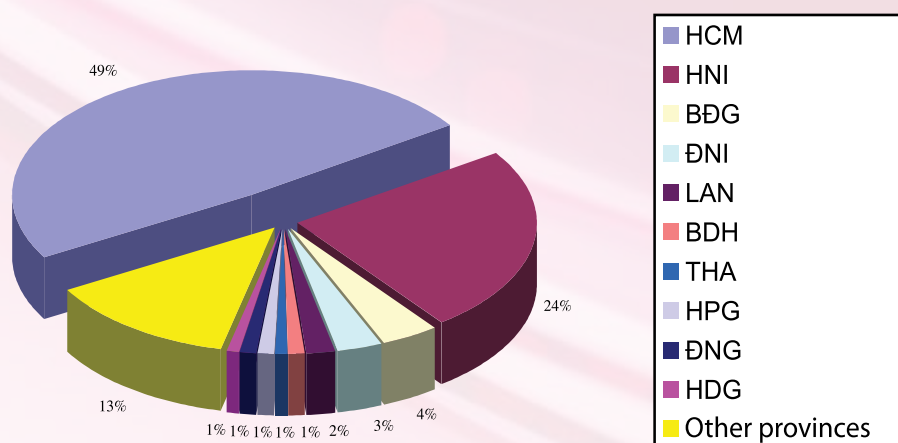
• **Top 10 cities/provinces of Viet Nam with highest applications for the protection of industrial designs in 2008**

No.	City/Province (Code)	Number of applications
1	Ho Chi Minh City (HCM)	531 (49%)
2	Hanoi (HNI)	260 (24%)
3	Binh Duong (BDG)	39 (4%)
4	Dong Nai (ĐNI)	36 (3%)
5	Long An (LAN)	17 (2%)
6	Binh Định (BĐH)	15 (1%)
7	Thanh Hoa (THA)	15 (1%)
8	Hai Phong (HPG)	13 (1%)
9	Da Nang (ĐNG)	12 (1%)
10	Hai Duong (HDG)	11 (1%)

• The trend of requests for industrial design protection



• Application for industrial designs of cities/provinces in Vietnam in 2008



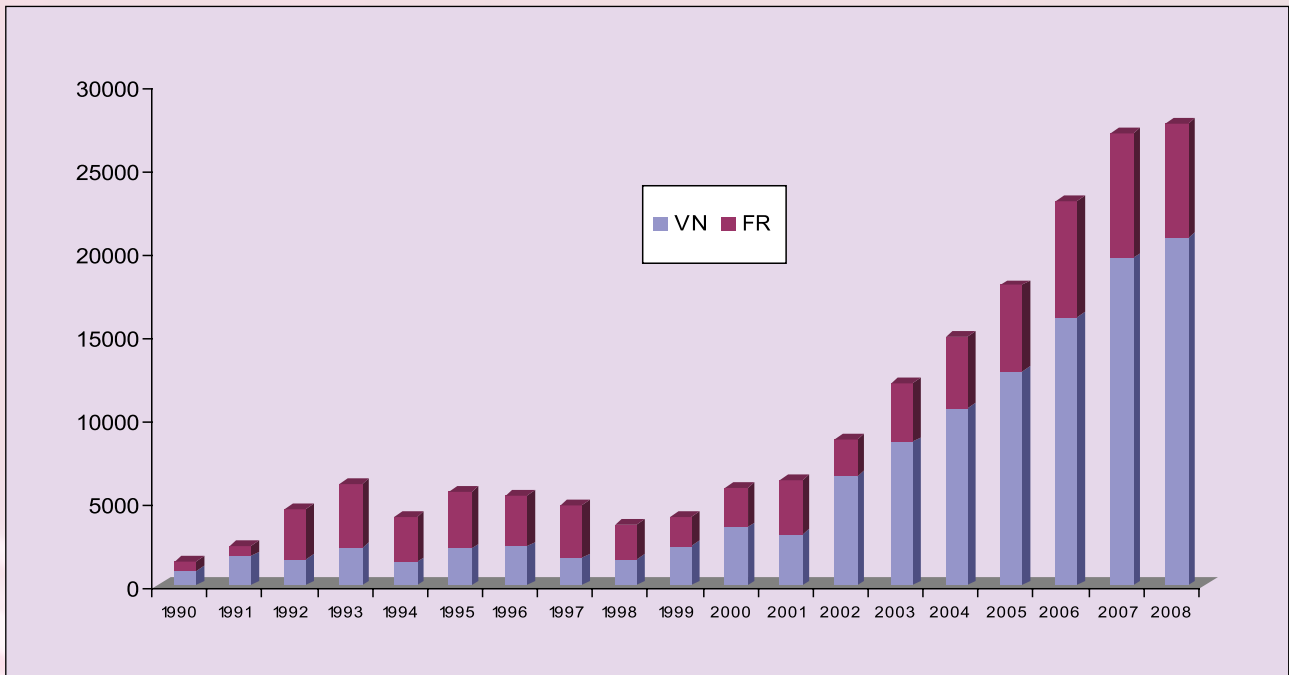


## ■ 4. TRADEMARKS

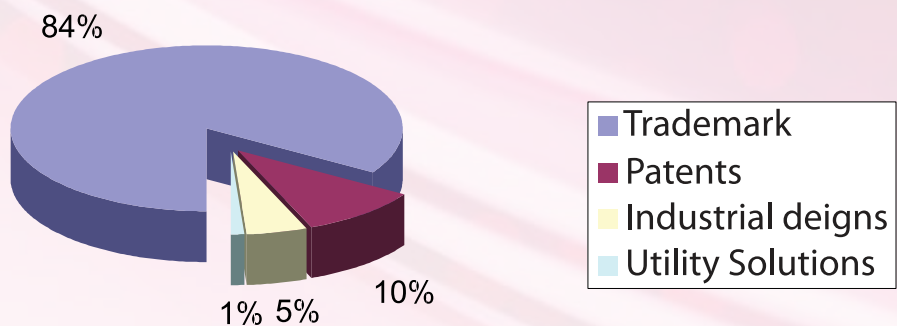
- Applications for national Trademarks Protection from 1982 to 2008

Year	Applications for trademark protection filed by		
	Vietnames	Foreigners	Total
1982-1988	461	773	1234
1989	255	232	847
1990	890	592	1482
1991	1747	613	2360
1992	1595	3022	4617
1993	2270	3866	6136
1994	1419	2712	4131
1995	2217	3416	5633
1996	2323	3118	5441
1997	1645	3165	4810
1998	1614	2028	3642
1999	2380	1786	4166
2000	3483	2399	5882
2001	3095	3250	6345
2002	6560	2258	8818
2003	8599	3536	12135
2004	10641	4275	14916
2005	12884	5134	18018
2006	16071	6987	23058
2007	19653	7457	27110
2008	20831	6882	27713
<b>Total</b>	<b>120633</b>	<b>67501</b>	<b>188494</b>

• Requests for granting Certificates for Trademark registration from 1990 to 2008



• Requests for patent utility solutions, trademark, industrial design protection in 2008



• **Cetificates for Trademarks registration from 1982 to 2008**

Year	Cetificates for Trademarks granted to		
	Vietnamese	Foreigners	Total
1982-1989	380	1170	1550
1990	423	265	688
1991	1525	388	1913
1992	1487	1821	3308
1993	1395	2137	3532
1994	1744	2342	4086
1995	1627	2965	4592
1996	1383	2548	3931
1997	980	1506	2486
1998	1095	2016	3111
1999	1299	2499	3798
2000	1423	1453	2876
2001	2085	1554	3639
2002	3386	1814	5200
2003	4907	2243	7150
2004	5444	2156	7600
2005	6427	3333	9760
2006	6335	2505	8840
2007	10660	5200	15860
2008	15826	7464	23290
<b>Total</b>	<b>70254</b>	<b>47644</b>	<b>117898</b>

• Trademark Applications classified by country of origin (including those directly filed to NOIP and filed via the WIPO's International Bureau) from 2004 to 2008

Year Country/ Customs territories	2004		2005		2006		2007		2008	
	Direct filing	Via IB	Direct filing	Via IB	Direct filing	Via IB	Direct filing	Via IB	Direct filing	Via IB
Austria (AT)	1	27		34		52	4	36	2	17
Australia (AU)	47	1	64		10	10	118	64	70	88
Canada (CA)	46		43		5		65		90	81
Switzerland (CH)	64	160	41	268	270	424	77	446	94	295
China (CN)	115	134	182	339	2	392	355	393	337	491
Czech Republic (CZ)	1	10	1	3		25	22	26	2	20
Germany (DE)	103	482	42	415	58	568	64	656	65	299
Denmark (DK)	15		28	4		22	13	33	4	25
Spain (ES)	7	64	7	57		67	12	95	4	27
France (FR)	77	363	118	361		463	142	506	143	359
Great Britain (GB)	155	1	191	4	12	19	179	106	165	188
India (IN)	494		604				906		993	764
Italy (IT)	13	209	40	174	2	336	51	400	25	123
Japann (JP)	510	2	462	30	361	38	490	192	615	649
Republic of Korea (KR)	292		597	6	31	6	1247		1045	851
Malaysia (MY)	119		147		1		195		192	161
The Netherlands (NL)	103	87	106	89	89		150		94	135
Sweden (SE)	34		20			5	13	25	11	19
Singapore (SG)	334		331	4		8	388	45	430	417
Russia (RU)	4	21	2	24	5	68	31	104	19	47
Thailand (TH)	220		225				307		241	209
United States (US)	845	7	1127	6	1268				1112	1156
Vietnam (VN)	10641		12884		16071		19653		20930	
Others				17	18018					

**• Number of Trademark Applications filed to the NOIP by classes of goods and services from 1998 to 2008**

Classes of goods and services	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008
01	135	114	194	177	273	343	356	397	485	706	742
02	61	42	77	138	251	216	321	405	351	465	382
03	254	340	410	453	536	807	836	921	1078	1301	1320
04	38	32	61	51	66	60	87	108	100	182	200
05	774	820	1166	1415	1629	2928	4169	5756	7759	9157	10119
06	68	92	146	145	202	230	346	353	440	558	586
07	82	71	155	216	300	353	452	479	565	1	650
08	31	26	67	46	41	59	103	79	106	166	154
09	351	281	528	461	617	815	1060	1193	1457	1797	1702
10	57	35	62	89	88	92	126	142	174	233	218
11	149	93	188	227	390	417	587	664	775	829	810
12	121	233	482	385	409	347	584	650	746	817	673
13	09	00	13	0	3	4	7	2	13	15	11
14	43	34	65	37	61	86	112	131	236	223	268
15	03	01	8	1	8	5	20	12	7	20	14
16	266	148	235	265	293	429	435	452	645	733	748
17	47	36	76	73	65	81	101	126	183	206	184
18	44	32	84	62	101	166	175	266	332	397	405
19	79	60	81	147	345	418	415	565	572	676	741
20	51	41	74	70	154	266	312	333	453	515	537
21	95	57	143	125	192	241	242	279	329	363	341
22	10	07	21	8	12	28	33	37	30	46	49

Classes of goods and services	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008
23	05	08	35	8	14	32	37	31	41	46	37
24	43	25	73	34	65	145	131	155	199	222	218
25	254	187	341	350	412	671	697	895	1094	1269	1223
26	22	12	59	11	14	18	39	58	67	75	91
27	12	01	10	7	8	8	30	24	27	38	33
28	64	55	90	80	62	129	158	192	231	203	270
29	160	153	211	335	528	557	622	650	1013	1047	878
30	326	311	579	627	921	1029	1263	1504	1536	1698	1446
31	52	40	110	162	311	366	514	370	381	428	441
32	116	76	212	255	320	446	590	714	772	847	775
33	43	36	84	54	135	134	256	252	321	387	471
34	112	128	120	127	137	120	147	118	128	158	168
35	197	288	551	623	1079	1653	2035	2262	3085	3945	4292
36	82	45	149	98	158	276	308	393	781	1391	1317
37	76	27	136	123	216	396	462	507	768	1128	1254
38	44	28	154	58	73	67	91	163	248	356	417
39	76	52	129	139	182	280	386	502	623	975	979
40	33	06	24	27	47	152	167	227	309	397	404
41	91	16	134	108	187	295	407	572	832	1187	1353
42	264	76	438	347	259	327	448	570	753	983	1089
43					191	290	468	609	893	1307	1281
44					73	99	135	212	334	449	476
45					8	16	42	49	85	221	278

## • Top 10 countries with highest number of trademark applications filed to the NOIP in 2008

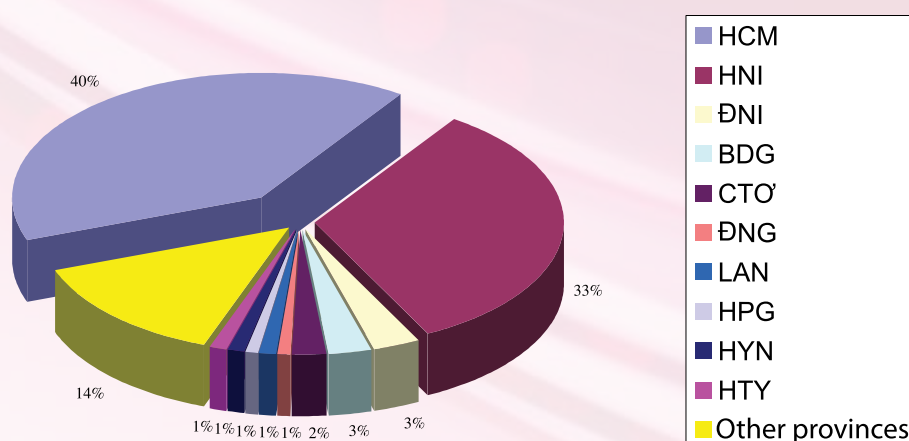
No.	Country (Code)	Number of Applications
1	Vietnam (VN)	20831
2	United States (US)	1112
3	Republic of Korea (KR)	1045
4	India (IN)	993
5	Japan (JP)	615
6	Singapore (SG)	429
7	Chinese Taipei (TW)	404
8	China (CN)	337
9	Thailand (TH)	241
10	Malaysia (MY)	192

• Top 10 cities/provinces of Viet Nam with highest number of trademark applications filed to the NOIP in 2008 (\*)

No.	City/Province (Code)	Number of Applications
1	Ho Chi Minh City (HCM)	8244 (40%)
2	Hanoi (HNI)	6938 (33%)
3	Dong Nai (ĐNI)	579 (3%)
4	Binh Duong (BDG)	520 (3%)
5	Can Tho (CTO)	452 (2%)
6	Da Nang (ĐNG)	288 (1%)
7	Long An (LAN)	264 (1%)
8	Hai Phong (HPG)	240 (1%)
9	Hung Yen (HYN)	207 (1%)
10	Ha Tay (HTY)	201 (1%)

(\*) According to the city/province of the first applicant

• Applications for trademarks of cities/provinces in Vietnam in 2008





## ■ 5. GEOGRAPHICAL INDICATIONS

### • Number of applications for geographical indications filed to the NOIP from 2000 to 2008

Year	Vietnamese	Foreigners	Total
2000	1		1
2001	2	1	3
2002	2		2
2003	12		12
2004	3		3
2005	2		2
2006	5		5
2007	4		4
2008	7	1	8
<b>Total</b>	<b>38</b>	<b>2</b>	<b>40</b>

### • Certificates for geographical indications from 2000 to 2008

Year	Vietnamese	Foreigners	Total
2000			
2001	2		2
2002		1	1
2003			
2004			
2005	1		1
2006	2		2
2007	6	1	7
2008	2		2
<b>Total</b>	<b>13</b>	<b>2</b>	<b>15</b>

## ■ 6. LICENSING OF INDUSTRIAL PROPERTY RIGHTS

### • Licensing contracts

Contracting parties Year	Number of Requests for Registration of Licensing Contracts				Number of Licensing Contracts Published			
	VN-VN	VN-FR	FR-FR	Total	VN-VN	VN-FR	FR-FR	Total
1995	18	82	09	109	14	22	48	84
1996	10	196	17	223	02 (02)	99 (114)	24 (25)	125 (141)
1997	18 (20)	68 (103)	25 (47)	111 (170)	13 (26)	21 (172)	09 (23)	43 (221)
1998	08 (08)	51 (183)	31 (44)	90 (235)	07 (07)	23 (167)	26 (67)	56 (241)
1999	15 (20)	59 (214)	20 (49)	94 (283)	09 (15)	46 (157)	20 (58)	75 (223)
2000	16 (18)	57 (208)	07 (31)	80 (257)	11 (14)	60 (159)	09 (32)	80 (205)
2001	11 (15)	62 (267)	11 (45)	84 (327)	15 (22)	52 (200)	12 (36)	79 (258)
2002	40 (48)	82 (312)	17 (42)	139 (402)	32 (40)	80 (335)	20 (60)	132 (435)
2003	81 (114)	75 (247)	9 (14)	167 (375)	34 (45)	60 (232)	8 (5)	99 (272)
2004	160 (215)	62 (160)	20 (92)	242 (467)	157 (222)	66 (139)	15 (84)	238 (445)
2005				177				353
2006	77 (133)	60 (211)	9 (109)	146 (453)	77 (141)	55 (373)	4 (5)	136 (519)
2007	61 (87)	65 (268)	27 (867)	153 (1222)	53 (72)	70 (300)	12 (818)	135 (1190)
2008	132 (267)	77 (441)	20 (45)	230 (723)	132 (260)	76 (477)	33 (103)	241 (840)

*VN - VN : Licences between Vietnamese*

*VN - FR : Licences between Vietnamese and Foreigner*

*FR - FR : Licences between Foreigners*

*(Figures in brackets are numbers of subject matters subject to be licensed)*

## • Assigning contracts

Contracting parties Year	Number of Requests for Registration of Assigning Contracts for Intellectual Property Rights				Number of Assigning Contracts for Registration of Industrial Property Rights			
	VN-VN	VN-FR	FR-FR	Total	VN-VN	VN-FR	FR-FR	Total
1997	37 (52)	03 (03)	109 (112)	149 (167)	16 (42)	01 (01)	21 (46)	38 (89)
1998	61 (69)	05 (25)	152 (308)	218 (402)	33 (43)	03 (14)	61 (166)	97 (223)
1999	108 (222)	07 (12)	104 (191)	219 (425)	78 (191)	05 (18)	90 (184)	173 (393)
2000	151 (191)	07 (07)	207 (456)	365 (654)	99 (171)	06 (07)	122 (375)	227 (553)
2001	145 (328)	03 (03)	218 (530)	366 (861)	117 (295)	07 (08)	146 (299)	271 (603)
2002	101 (201)	4 (5)	196 (574)	301 (780)	100 (222)	2 (2)	164 (411)	266 (635)
2003	139 (208)	10 (22)	227 (650)	376 (880)	122 (178)	4 (16)	246 (889)	372 (1083)
2004	171 (393)	7 (7)	191 (368)	369 (768)	157 (329)	11 (13)	231 (579)	359 (921)
2005				403				168
2006				512				1200
2007	287 (826)	29 (87)	208 (522)	524 (1435)	237 (670)	18 (38)	199 (461)	454 (1169)
2008	315 (751)	27 (52)	229 (574)	571 (1377)	270 (609)	36 (111)	232 (589)	538 (1309)

*VN - VN : Assignments between Vietnamese*

*VN - FR : Assignments between Vietnamese and Foreigner*

*FR - FR : Assignments between Foreigners*

*(Figures in brackets are numbers of subject matters subject to be assigned)*

## ■ 7. APPEAL SETTLEMENTS ON INDUSTRIAL PROPERTY

### • Appeals against granting Protection Titles

Year	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008
Patents & Utility Solutions			1			4	2		11	7	10
Industrial Designs	21	9	4	7	68	46	32	7	12	10	3
Trademarks	372	306	327	341	564	376	395	428	367	363	409
<b>Total</b>	<b>393</b>	<b>315</b>	<b>332</b>	<b>348</b>	<b>632</b>	<b>426</b>	<b>429</b>	<b>435</b>	<b>390</b>	<b>380</b>	<b>422</b>

### • Appeals against infringements on industrial property rights

Year	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008
Patents & Utility Solutions				2	9	23	33	41	17	7	5
Industrial Designs	20	41	60	93	108	53	65	210	264	92	244
Trademarks	219	110	119	198	282	278	306	324	320	67	84
<b>Total</b>	<b>239</b>	<b>151</b>	<b>179</b>	<b>293</b>	<b>399</b>	<b>354</b>	<b>404</b>	<b>596</b>	<b>601</b>	<b>166</b>	<b>333</b>

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