




















## UTILITY MODELS IN LATIN AMERICA AN ADMINISTRATIVE SHORTLIST PER COUNTRY

- |   |                    |   |           |
|---|--------------------|---|-----------|
|  | ARGENTINA          |  | GUATEMALA |
|  | BOLIVIA            |  | HONDURAS  |
|  | BRAZIL             |  | MEXICO    |
|  | CHILE              |  | NICARAGUA |
|  | COLOMBIA           |  | PANAMA    |
|  | COSTA RICA         |  | PARAGUAY  |
|  | CUBA               |  | PERU      |
|  | DOMINICAN REPUBLIC |  | URUGUAY   |
|  | ECUADOR            |  | VENEZUELA |
|  | EL SALVADOR        |   |           |



	Argentina	Bolivia	Brazil	Chile	Colombia
Applicable Law	<u>Law Nº24481 of 1995 on Patents and Utility Models</u>	<u>Decision 486 of the Andean Community</u>	<u>Law Nº9279 of 1996 on Industrial Property</u>	<u>Law Nº19039 of 1991 on Industrial Property</u>	<u>Decision 486 of the Andean Community</u>
What can be protected?	Any new shape, configuration or arrangement of components of any device, tool, implement, mechanism, or other object that makes for improved or different operation, use or manufacture, or which endows it with any usefulness, advantage or technical effect that it did not have previously.				
Where to register?	<u>INPI</u>	<u>SENAPI</u>	<u>INPI</u>	<u>INAPI</u>	<u>SIC</u>
Requirements	Novelty Industrial Applicability	Novelty Industrial Applicability	Novelty Inventive Act Industrial Applicability	Novelty Industrial Applicability	Novelty Industrial Applicability
Grace period	1 year	1 year	1 year	1 year	1 year
Duration*	10 years from the date of filing	10 years from the date of filing	15 years from the date of filing. It must not be less than 7 years.	10 years from the date of filing	10 years from the date of filing
Costs*	<u>Application with no more than 10 claims 48€</u> ± <u>Examination 80€</u>	<u>1Application 131€</u> ± <u>Examination fee 132€</u> ± <u>Issuance of certificate 20€</u>	<u>Ministerio da Cultura</u>	<u>Intellectual Property Department (DDI)</u>	<u>National Copyright Directory</u>

\* This is only an estimation of the minimum price of protection, serving as a guide, since additional costs may apply. The costs expressed in Euro are subject to change due to variations in the exchange rate with the local currency. Cost updated in October 2019.

Some companies prefer to hire a European law firm to manage its entire Patent portfolio. In those cases, a European attorney is the responsible to choose and supervise a representative in each country where the patent is registered, this option is advisable in cases of very large patent portfolios and/or when the company prefers an external IP management rather than an in-house one.

	Costa Rica	Cuba	Dominican Republic	Ecuador	El Salvador
Applicable Law	<u>Law Nº6867 of 1983 on Patents, Industrial Designs and Utility Models</u>	<u>Decree-Law 290 of 2011</u>	<u>Law nº2000 of 2000 on Industrial Property</u>	<u>Decision 486 of the Andean Community</u>	<u>Law on Intellectual Property of 1993</u>
What can be protected?	Any new shape, configuration or arrangement of components of any device, tool, implement, mechanism, or other object that makes for improved or different operation, use or manufacture, or which endows it with any usefulness, advantage or technical effect that it did not have previously.				
Where to register?	<u>RPI</u>	<u>OCPI</u>	<u>ONAPI</u>	<u>SENADI</u>	<u>CNR</u>
Requirements	Novelty Industrial Applicability	Novelty Inventive Step Industrial Applicability	Novelty	Novelty Industrial Applicability	Novelty Industrial Applicability
Grace period	1 year	6 months	1 year	1 year	1 year
Duration*	<u>10 years from the date of filing</u>	<u>10 years from the date of filing</u>	<u>15 years from the date of filing</u>	<u>10 years from the date of filing</u>	<u>10 years from the date of filing</u>
Costs*	69€	Application with no more than 5 claims 339€	Application 202€ + Examination fee 161€ + Publication 80€	Application 124€ + Examination fee 179€ + Final registration and issuance of certificate 146€	52€

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	Guatemala	Honduras	Mexico	Nicaragua	Panama
<b>Applicable Law</b>	<a href="#">Law 57-2000 on Industrial Property (link to page giving access to law and amendments)</a>	<a href="#">Law/Decree N° 12-99-E on Industrial Property Law</a>	<a href="#">Law of 1991 on Industrial Property (reformed in 2018)</a>	<a href="#">Law N°354 of 2000 on Patents, Utility Models and Industrial Designs</a>	<a href="#">Law of 1996 on Industrial Property</a>
<b>What can be protected?</b>	Any new shape, configuration or arrangement of components of any device, tool, implement, mechanism, or other object that makes for improved or different operation, use or manufacture, or which endows it with any usefulness, advantage or technical effect that it did not have previously.				
<b>Where to register?</b>	<a href="#">RPI</a>	<a href="#">DIGEPIH</a>	<a href="#">IMPI</a>	<a href="#">RPI</a>	<a href="#">DIGERPI</a>
<b>Requirements</b>	Novelty Industrial Applicability	Novelty Industrial Applicability	Novelty Industrial Applicability	Novelty Industrial Applicability	Novelty Industrial Applicability
<b>Grace period</b>	1 year	1 year	12 months	1 year	1 year
<b>Duration*</b>	10 years from the date of filing	10 years from the date of filing	15 years from the date of filing	10 years from the date of filing	10 years from the date of filing
<b>Costs*</b>	Application 124€ + Examination fee 355€ + Final registration and issuance of certificate 59€	Examination fee 56€ + Final registration and issuance of certificate 26€	Application 93€ + 31€ final registration	Application 91€ + Examination fee 183€ + Final registration and issuance of certificate 18€	Application 18€ + Examination fee 226€ + Final registration 4€

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	Paraguay	Peru	Uruguay	Venezuela
Applicable Law	<u>Law Nº1630 of 2000 on Patents</u>	<u>Decision 486 of the Andean Community</u>	<u>Law Nº17164 of 1999 on Patents, Utility Models and Industrial Designs</u>	<u>Law of 1956 on Industrial Property</u>
What can be protected?	Any new shape, configuration or arrangement of components of any device, tool, implement, mechanism, or other object that makes for improved or different operation, use or manufacture, or which endows it with any usefulness, advantage or technical effect that it did not have previously.			
Where to register?	<u>DINAPI</u>	<u>INDECOPI</u>	<u>MIEM</u>	<u>SAPI</u>
Requirements	Novelty Industrial Applicability	Novelty Industrial Applicability	Novelty Minimum Inventive Step Industrial Applicability	Novelty
Grace period	1 year	1 year	1 year	6 months
Duration*	10 years from the date of filing	10 years from the date of filing	10 years from the date of grant, may be extended once for a period of 5 years	<u>5-10 years (upon request)</u>
Costs*	73€	<u>Application with no more than 5 claims 339€</u> <u>Application with no more than 10 claims 89€</u> ± <u>Examination fee 76€</u> ± <u>Final registration and issuance of certificate 64€</u>	<u>Application 175€</u> ± <u>Examination fee 50€</u> ± <u>Final registration and issuance of certificate 149€</u>	<u>Application 77422Bs</u> ± <u>Final registration, issuance of certificate and publication 302222Bs</u>

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## Country IP Factsheets

Argentina IP Country Fact Sheet



Bolivia IP Country Factsheet



Brazil IP Country Factsheet



Chile IP Country Factsheet



Protecting your creation in the Andean Community



Cost Rica IP Country Factsheet



Cuba IP Country Factsheet



Dominican Republic IP Country Factsheet



Ecuador IP Country Factsheet



Central America IP Country Factsheet



Mexico IP Country Factsheet



Paraguay IP Country Factsheet



Peru IP Country Factsheet



Uruguay IP Country Factsheet



## Further information

Identifying your Intellectual Property



The **Latin America IPR SME Helpdesk** offers **multilingual services** (English, French, German, Spanish and Portuguese<sup>1</sup>), with free information and first-line legal advice on IP related subjects, as well as training, webinars and publications, especially designed for EU SMEs.



**HELPLINE** First-line advisory service on IP protection and enforcement for EU SMEs working or planning to operate in Latin America.



**TRAINING** Targeted trainings and webinars on IPR protection and enforcement for EU SMEs (including sector-specific approaches).



**IP CONTENT** State-of-the-art publications (factsheets, learning modules, videos, IP glossary, info graphics, case studies and newsletters) on the protection and enforcement of IPR in Latin America – specifically addressing IP matters from the SME business needs point of view.



**AWARENESS RAISING EVENTS** Participation in events attended by EU SMEs to increase the awareness of IP and of the visibility of the services provided by the Helpdesk.



**IP ANALYSIS** Analysis of IP challenges faced by EU SMEs in the target markets.



**IP DIAGNOSTIC TOOLKIT** Toolkit for self-evaluation of the IP-status of the user in terms of IP knowledge and management.



**IP COST TOOL** Online tool that allows the user to pre evaluate the costs related to IP management in every Latin American country covered by the Helpdesk.

<sup>1</sup>The language offer will depend on the specific service and experts' availability.

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helpline@latinamerica-ipr-helpdesk.eu  
+34 96 590 9684  
Working Hours: Monday - Friday 9:00 -16:30 (CEST)

If you want more information on additional free services offered by the Helpdesk contact the coordination team:

info@latinamerica-ipr-helpdesk.eu  
University of Alicante, Campus San Vicente del Raspeig,  
Edificio Torre de Control, 03690 Alicante, Spain  
+34 96 590 9684

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Supervisor: Rebeca Nieto Carracedo  
Author: Nicolás Gutierrez Douénel

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