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## INTELLECTUAL PROPERTY BULLETIN

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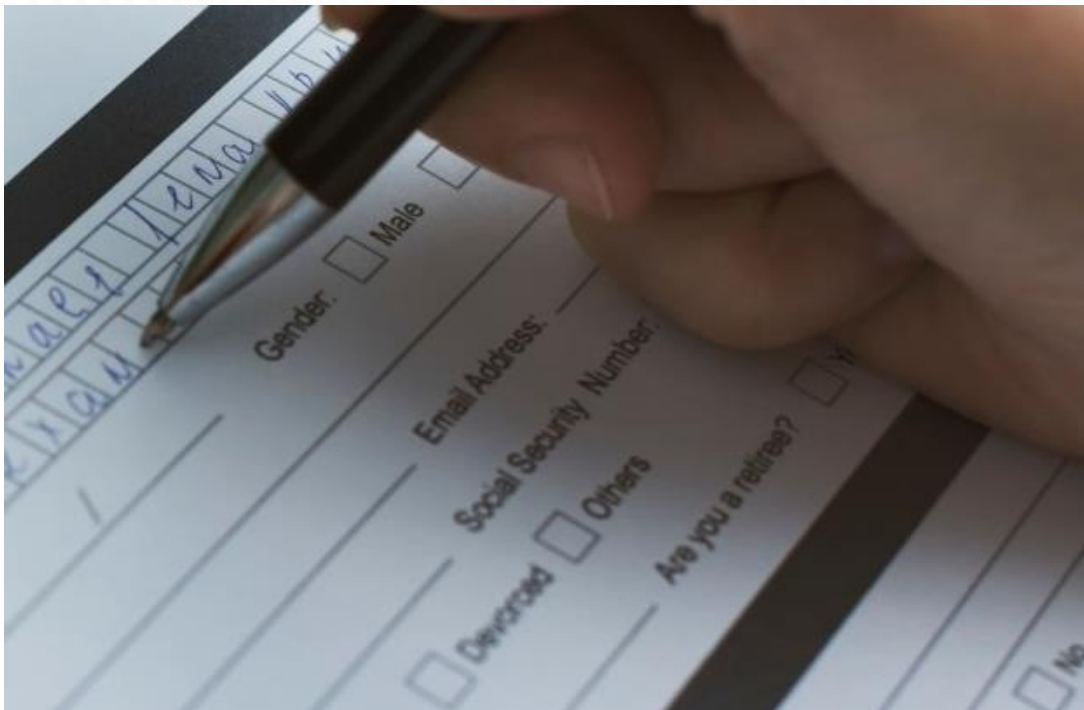
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**BULLETIN:**

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## INTELLECTUAL PROPERTY

**ONE STOP**  
JANUARY/2019



## BRAZIL

### THE BRAZILIAN PATENT OFFICE ESTABLISHES THE PPH WITH THE DANIHS PATENT OFFICE

The Brazilian Patent Office (BRPTO) establishes the procedures related to the Patent Prosecution Highway (PPH) between BRPTO and the Danish Patent Office (DKPTO).

This is a pilot program and will be in force until August 31, 2020. The program will be apply for 100 application per year and just one patent application for month by applicant.

The technical fields selected by this pilot program are: Mechanical engineering, lighting, heating, weapons and blasting. This based on the International Patent Classification (IPC) and all their lower hierarchical level. That is any item under the F code.

A patent application can apply if:

- Have been firstly filed with the DKPTO or BRPTO;
- Have an application of its family allowed by DKPTO;
- Have been published by the BRPTO; and
- Have the examination already requested before the BRPTO (in case of divisional applications, the priority examination must also be requested for the parent and any other related divisional applications).





## COLOMBIA

### COPYRIGHT AND RECORDAL OF ASSIGNMENT AGREEMENTS

In Colombia, copyright protection is granted to creators of scientific, literary and artistic works, including software. Authors acquire individual moral rights and economic rights.

Moral rights protect the right to be mentioned as the author, deciding whether or not to publish the work and preserving its integrity. They cannot be waived, are perpetual and non-transferrable. Economic rights are the exclusive right to use, authorize or forbid the use or exploitation of the work and receive payment for its use.

Only economic rights can be assigned and the recordal of all assignment agreements before the National Direction of Copyright is mandatory.

## COLOMBIA

### ELECTRONIC CERTIFICATION FOR THE IMPORTATION AND EXPORTATION OF THE NETHERLANDS FOR FOOD PRODUCTS

The National Food and Drug Surveillance Institute (INVIMA), the Colombian Agricultural Institute (ICA) and the Dutch health agency Nederlandse Voedsel - in Warenautoriteit (NVWA) have signed a letter of intent to implement electronic certification for food.

This certification will seek to reduce the issuance of paper certificates and expedite the issuance thereof for both the import and export of food products from these countries.

## PERU

### GROUPING OF VARIETIES FOR AIR FRESHENER PRODUCTS

Decision 826 establishes that air fresheners' products can be grouped.

The above implies that in the same Mandatory Sanitary Notification can be grouped air fresheners products that have varieties in terms of odor or fragrance (smell), which has the same basic quantitative composition. This implies that the each variety will no longer to require an individual NSO.

For products that already have this marketing permit, stocks may be used up and the varieties grouped when they are presented.

## URUGUAY

### IMPLEMENTATION OF NON-USE CANCELLATION ACTIONS

As of January 1<sup>th</sup> 2019, any natural or legal person that proves to be the holder of a direct, personal and legitimate interest may file a non-use cancellation action against a registered trademark in Uruguay that has been registered for over 5 years.

In order to avoid cancellation, its owner must prove trademark interrupted use for 5 consecutive years. Said use may be carried out directly by the owner, a licensee or an authorized person.

According to Uruguayan law, use may be proven if any of the products or services covered by a trademark is available in the Uruguayan market, in the normal amount and manner, depending on their specific nature.