



WINCO

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FILING GUIDANCE TO OBTAIN PATENT FOR INDUSTRIAL DESIGN IN VIETNAM

REQUIRED INFORMATION

1. Full name, address and nationality of the applicant;
2. Full name, address and nationality of the designer;
3. Title of the design stating the article for which registration is sought;
4. Class, in which the design is to be registered, according to the Locarno International Classification (if possible);
5. Country, application number and filing date of the original foreign application from which priority is claimed (if priority is claimed).

REQUIRED ENCLOSURES

1. 06 sets of pictures/drawings illustrating the design. The pictures/drawings must not exceed the international size A4 and be made in the same scale. There must be as many pictures/drawings of the design as they are taken to show all the different sides of the design;
2. Brief design description in English showing the distinctive features of the design to be protected;
3. Power of Attorney (notarization is not required).

*A copy of Power of Attorney can be accepted at the filing time but the original one must be submitted later within **01 month** from the Vietnamese filing date. In case Power of Attorney (original or copy) is not available at the filing time, the fee for late submitting the document will be incurred.*

4. Certified copy of the priority document (in case of applications claiming priority under Paris Convention), which can be submitted within **01 month** from the filing date.

GENERAL INFORMATION

1. The validity term of a Design Patent is **05 years** from the regular filing date. The Design Patent is effective from the granting date and renewable for two additional consecutive periods of **05 years** each (max. **15 years**);
2. Different variants of a design can be filed in a single application or separate applications. In the latter case, a statement that the design is one variant of the previously filed design is required. All variants of a design are granted only one Design Patent;
3. Duration from the filing to granting date is **09 months**, of which **01 month** is for formality examination, **02 months** is for publication and **06 months** is for substantive examination;
4. Deed of Assignment and the Vietnamese translation of the priority document may be required by the Vietnamese Industrial Design Office in necessary cases.