



UCD/ RCD

REBECCA SANTANA DAVIES | 9 APRIL 2021



CARIFORUM



EU-CARIFORUM Regional project, funded by the European Union and implemented by the European Union Intellectual Property Office (EUIPO)

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Since when?

UNREGISTERED Community Design (UCD)

- since the 6th of March 2002.
- all new creations disclosed for the first time in the EU
- protection against copying, throughout the EU for 3 years

REGISTERED Community Design (RCD)

- As of 1st April 2003
- Exclusive right to use the design and prevent the others ...
- One application procedure
- One language (any of the 24 EU languages)
- One payment, in one currency (€)



Rights conferred on the holder of a Community design:

RCD - exclusive right to use and prevent: making, offering, putting on the market, importing, exporting, using or stocking for such purposes, products incorporating or applying on the design

UCD - right to use and prevent unauthorized use resulting from copying

RCD

**A formal right; presumption of validity
Easy, flexible and affordable filing and
registration procedure**

Long term of protection (up to 25 years)

UCD

**An informal right; validity has to be proven
when enforced at the court**

No registration procedure

No grace period

No fees

Short term of protection (up to 3 years)



THANK YOU



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