



PRODUCT INDICATION LOCARNO CLASSIFICATION

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CARIFORUM



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PRODUCT INDICATION

Product indication

- ✓ The application must contain an indication of product
- ✓ The term must be clear and not too general, so that its classification in a single class and a single subclass is possible
- ✓ The indication must correspond to the images



DesignClass - Harmonised Database

DesignClass is the product of collaboration between 24 participating EU Offices, 4 non-EU IP Offices, 2 User Associations, WIPO and EUIPO, who worked to approve the harmonised product indications in 23 EU languages.

The product indications come from Locarno, Eurolocarno (EUIPO database) and from product indication databases of the EU IP Offices.

The tool offers users and IP Offices a harmonised database of product indications, classified according to the Locarno Classification system.

DesignClass has been available in e-filing since November 2017.

Search term

Language

English (en) [dropdown arrow]

Search term

Search term (E.g. Chairs)

Class / Subclass

01-32 [grid icon]

- Search
- Browse terms
- Reset filter

[Advanced criteria](#) [up/down arrow]

Welcome to DesignClass

DesignClass helps you to search and translate product indications needed to apply for design protection.

Links to DesignClass offices

Harmonised offices

- BOIP BX
- IPO CZ CZ
- INPI FR

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News

- 04/01/2021
DESIGNCLASS UPDATED WITH THE LOCARNO 13TH EDITION
- 10/11/2020
DESIGNCLASS DATABASE UPDATE August / October

Search in DesignClass

Version 6.0.2-RC1.1
Search DesignClass
freitbi (examiner)
Print
Log Off

Quick Search

Language:

Indication of product: **Word prefix**

Class:

Sub-class:

Logical Combination: **AND**

Version 6.0.2-RC1.1
Search DesignClass
freitbi (examiner)
Print
Log Off

Quick Search

1 - 20, of 25 Items Found.

Select	Id	Language	Indication of product	Class	Sub-class
<input type="checkbox"/>	4980481	EN-English	Headrest cloths for massage tables	06	13
<input type="checkbox"/>	4986263	EN-English	Massage devices	28	03
<input type="checkbox"/>	4986264	EN-English	Massagers	28	03
<input type="checkbox"/>	4986265	EN-English	Massage apparatus	28	03
<input type="checkbox"/>	4986266	EN-English	Massage appliances	28	03
<input type="checkbox"/>	5006344	EN-English	Massage pads for horses	30	99
<input type="checkbox"/>	5006746	EN-English	Head massagers	28	03
<input type="checkbox"/>	5052972	EN-English	Vibro-massage equipment	28	03
<input type="checkbox"/>	5052973	EN-English	Vibrators for massage	28	03
<input type="checkbox"/>	5055387	EN-English	Foot massagers	28	03
<input type="checkbox"/>	5055388	EN-English	Massagers for feet	28	03
<input type="checkbox"/>	5055389	EN-English	Foot massage appliances	28	03
<input type="checkbox"/>	5063335	EN-English	Ergonomic massage chairs	06	01
<input type="checkbox"/>	5063336	EN-English	Massage chairs	06	01
<input type="checkbox"/>	5098910	EN-English	Massagers for legs	28	03
<input type="checkbox"/>	5130615	EN-English	Towels for massage beds	06	13
<input type="checkbox"/>	5130616	EN-English	Towels for massage tables	06	13
<input type="checkbox"/>	5132084	EN-English	Hand massagers	28	03
<input type="checkbox"/>	5148117	EN-English	Gloves for massage	28	03
<input type="checkbox"/>	5162895	EN-English	Massage pads	28	03

Ex-officio change

Indication: “*Sneakers*”

Change ex-officio to “Sports shoes” 02-04



“Graphic symbol particularly for animation characters, dolls and ornamentation of objects in general”

Change ex-officio to “Graphic symbols” 32-00



→ The applicant is informed of the change in the registration letter

Ex-officio change

Set of: Added ex officio
Porcelain (set of-)



Part of (ex-officio addition of the suffix “part of-” provided that both the product and its part belong to the same class)

Tables (part of-) 06-06



Furniture (set of-) 06-05

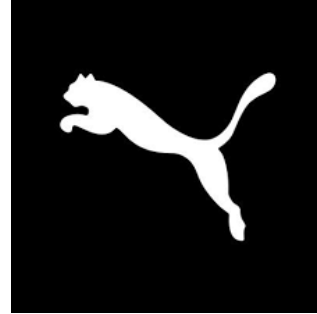


Ex-officio change

Ornamentation for-, logos, graphic symbols, surface patterns



T-shirts (-ornamentation for) 32-00



Shoes- Logos 32-00

Ex-officio change

Since one of the main objectives of the product indication and classification is to enable the Community Designs Register to be **searchable by third parties**, where the product indication **clearly does not match** the product as disclosed in the representation of the design, the examiner will replace that product indication with the correct one.



“Ventilation fans” 23-04 VENTILATION AND AIR-CONDITIONING
EQUIPMENT



“Non-electric hand-held fans” 03-04 FANS

Suggestion of change

Products and their parts / ornamentation

Where the product indication is “PRODUCT (-part of)” or “Ornamentation” and the design does not limit itself to representing this part or ornamentation but also discloses the whole product or the product to which the ornamentation is applied, without its contours being disclaimed, the examiner will suggest to change the product indication to this product, and the classification would be amended accordingly. The original filing date is maintained.

Alternatively, the applicant can choose to amend the representation (background) and get a new filing date granted for the design.

The examiner will send an examination report (suggestion).

If the applicant does not respond within the time limit the examination will proceed on the basis of the product indication as proposed by the examiner.

Knife (part of-)

Suggestion: Knives 08-03



Ornamentation

Suggestion: Cups 07-01



Checklist - deficiencies

- Indication not understandable (impossible to classify)
- Indication too general (impossible to classify)

→ *Deficiency*

The examiner will send an examination report (objection).

If no response by the applicant the design is rejected.

Checklist - deficiencies

Indication not understandable (impossible to classify)
Indication too general (impossible to classify)

Impossible to classify

- Indication not understandable or too general

e.g. Machines - class 15, **subclass?**

The examiner will send an examination report with 2 months deadline

If no response by the applicant, the design will be rejected



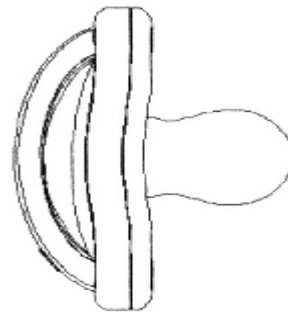
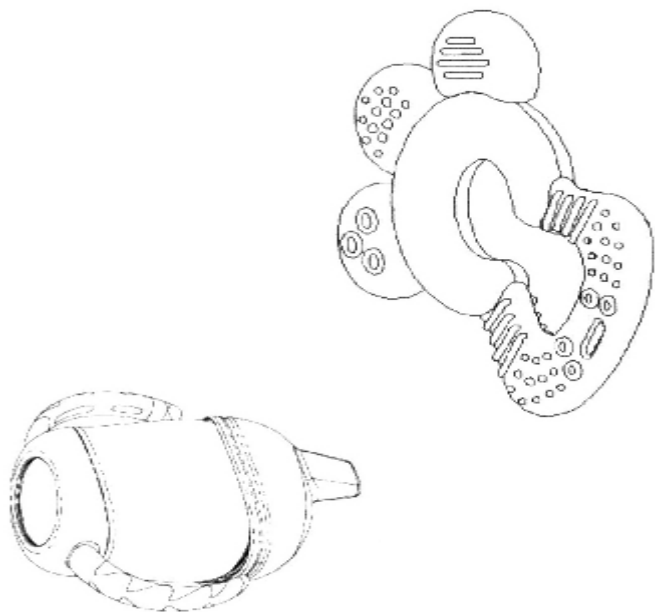
Checklist - deficiencies

Indication not understandable (impossible to classify)
Indication too general (impossible to classify)

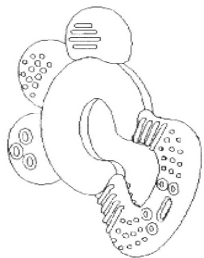
INDP: “Cars”



INDP for all the designs: “Baby care devices”



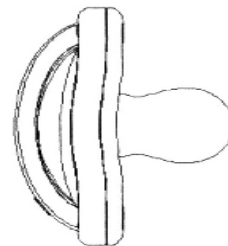
Teething rings
24-04



Hair brushes
04-02



Pacifiers
24-04



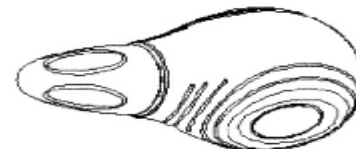
Nursing bottles
07-01



Combs 28-03



Nasal cleansers 24-04



Example of objection

INDP for all the designs:
“Household appliances” (class 07-99)





Washing machines
Refrigerators
Dishwashers
Vacuum cleaners

class 15-05
“washing, cleaning and drying machines”



Ovens (cooking)
class 07-02

“cooking appliances, utensils and
containers”



Coffee machines
class 31-00

“appliances for preparing food and
drink”



Juice extractors
class 07-04

“appliances and utensils, hand-
manipulated, for preparing food or drink”

LOCARNO CLASSIFICATION



32 CLASSES

Class 1 Foodstuffs

Class 2 Articles of clothing and haberdashery

Class 3 Travel goods, cases, parasols and personal belongings, not elsewhere specified

Class 4 Brushware

Class 5 Textile piece goods, artificial and natural sheet material

Class 6 Furnishing

Class 7 Household goods

Class 8 Tools and hardware

Class 9 Clocks and watches and other measuring instruments, checking and signalling instruments

Class 10 Clocks and watches and other measuring instruments, checking and signalling instruments

Class 11 Articles of adornment

Class 12 Means of transport or hoisting

Class 13 Equipment for production, distribution of electricity

Class 14 Recording, telecom or data processing equipment

Class 15 Machines, not elsewhere specified

Class 16 Photographic, cinematographic and optical apparatus

Class 17 Musical Instruments

Class 18 Textile piece goods, artificial and natural sheet material

Class 19 Stationery and office equipment, artists' and teaching materials

Class 20 Sales and advertising equipment, signs

Class 21 Games, toys, tents and sports goods

Class 22 Arms, pyrotechnic articles, articles for hunting, fishing and pest killing

Class 23 Arms, pyrotechnic articles, articles for hunting, fishing and pest killing

Class 24 Medical and laboratory equipment

Class 25 Building units and construction elements

Class 26 Lighting apparatus

Class 27 Tobacco and smokers' supplies

Class 28 Pharmaceutical and cosmetic products, toilet articles and apparatus

Class 29 Devices and equipment against fire hazards, for accident prevention and for rescue

Class 30 Devices and equipment against fire hazards, for accident prevention and for rescue

Class 31 Machines and appliances for preparing food or drink, not elsewhere specified

Class 32 Machines and appliances for preparing food or drink, not elsewhere specified

Locarno classification



Locarno Agreement concluded in 1968

The classification of the RCDs is done within the registration procedure and is part of the duty of EUIPO design examiners. It shall contain the applicable class and subclass of the Locarno Classification.

Examination Guidelines, Section 6.2.3.1: “where the applicant has given the wrong classification or the classification is missing, the examiner will assign the correct one ex-officio.”

Neither classification nor product indication shall affect the scope of protection of the design as such (Article 36(6) CDR) and both shall serve administrative purposes only (Article 3(2) CDR).

General principles of Locarno

- Designs are classified according to the **purpose of the product**; subsidiarily according to the **object** that they represent.
- Multi-purpose products (except composite pieces of furniture, class 06-05) are classified in all the classes and subclasses of the intended purposes.
- Products that form part of other products are classified in the same class and subclass as the products which they are part of, unless they are normally used for another purpose covered by a different class.



“Mobile phones (part of-)” class 14-03, the same class/subclass as “mobile phones”



“Seats for cars” class 06-01 as “seating furniture”

“Lights for cars” class 26-06 as “lighting apparatus”

Not in class 12-16 as “parts, equipment and accessories of vehicles” although they are.

Locarno editions

7th Edition: 01/04/2003

8th Edition: 01/01/2004

9th Edition: 01/01/2009

The main changes:

- Suppression of class 99
- Creation of class 32

The main products of class 99 “*ornamentation*”, “*get-up*”, “*graphic symbols*”, “*logos*” were included in the new Locarno class 32-00. Other products of class 99 were moved to the classes 6 and 11.

10th Edition: 01/01/2014

No changes in the structure of classes/subclasses

11th Edition: 01/01/2017

No changes in the structure of classes/subclasses

12th Edition: 01/01/2019

The main changes:

- Suppression of subclass 23-02
- Creation of 19 subclasses
- Modification of the title of 9 subclasses

13th Edition (current edition):

01/01/2021

No changes in the structure of classes/subclasses

<https://www.wipo.int/classifications/locarno/en/>



Table knife
07-03



Ornamental item
11-02



Jackknife
08-03



Butcher / kitchen knife
08-03



Bayonet
22-02



Sheathe
03-01



Painting knife
19-06



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Thank you