

MOLDOVA (MD)

I. LEGISLATIVE PROFILE

1. National Legislation



a. Industrial Property

Capital: Kishinev
Population: 4,273,000

Patents:

- Law on Patents for Inventions No. 461-XIII, May 1995, as amended by the Law of the Republic of Moldova, No. 1079-XIV of June 2000, on Amending Various Laws.
- Provisional Statute No. 456-XIII, concerning the Protection of Industrial Property, July 1993.

Trade Marks:

- Law of the Republic of Moldova on Trademarks and Appellations of Origin of Goods No. 588-XIII, September 1995, as amended by the Law of the Republic of Moldova, No. 1079-XIV of June 2000, on Amending Various Laws.
- Law of the Republic of Moldova, No. 65-XV of April 2001, on Amending the Law on Trademarks and Appellations of Origin of Goods, No. 588-XIII of September 1995.
- Law of the Republic of Moldova on Wines and Vines, No. 131-XIII of June 1994, Articles 15-16.

Industrial Designs:

- Law on the Protection of Industrial Designs No. 991, October 1996, as amended by the Law of the Republic of Moldova, No. 1079-XIV of June 2000, on Amending Various Laws.

b. Copyright and Related Rights

Copyright:

- Law on Copyright and Related Rights No. 293-XIII, November 1994 (in force since March 1995) as last amended by the Law on amendment of the Law on Copyright and Related Rights No. 29-XIV, May 1998 (in force since July 1998), and No. 1207-XIV, July 2000 (in force since August 2000).
- Decision of the Government of the Republic of Moldova No. 641, July 2001, on the minimum rates for the scale of the author's remuneration.
- Decision of the Government of the Republic of Moldova No. 901, August 2001, on the State registration of the creations protected by the Copyright and Related Rights.

Related Rights:

As above, under Copyright.

c. Other Country-Specific Legislation or Activities

Appellations of Origin / Geographical Indications / Indications of Source:

As above, under Trade Marks.

Protection of Undisclosed Information:

- Law on Commercial Secrets No. 171-XIII of November 1994, as amended by Law No. 1079-XIV of June 2000, Law No. 312-XV of June 2001 and last amended by Law No. 390-XV of July 2001.

Layout Designs (Topographics) of Integrated Circuits:

- Law on the Protection of Topographics of Integrated Circuits, No. 665-XIV of October 1999.

Plant Variety Protection:

- Law on the Protection of Plant Varieties No. 915-XIII of July 1996, as amended by the Law of the Republic of Moldova, No. 1079-XIV of June 2000, on Amending Various laws.

d. Sources for Information on National Laws

Ministry of Justice of the Republic of Moldova	Tel.:	(373.2)	23.41.39
82, August 31 Street			23.33.40
MD-2012 Kishinev	Fax:	(373.2)	23.49.79

State Agency on Industrial Property Protection	Tel.:	(373.2)	44.32.53
24/1 A. Doga Street	Fax:	(373.2)	44.01.19
MD-2024 Kishinev	E-mail:	Office@agepi.md	

Title of Head: Head of Legal Division

2. Membership of International Bodies**a. Membership of WIPO Treaties:**

- WIPO Convention, since December 1991.
- Paris Convention (Industrial Property), since December 1991.
- Berne Convention (Literary and Artistic Works), since November 1995.
- PCT (Patents), since December 1991.
- PLT (Patent Law Treaty), since April 2005..
- Madrid Agreement (False or Deceptive Indications of Source on Goods), since April 2001.
- Madrid Agreement (International Registration of Marks), since December 1991.
- Madrid Protocol (International Registration of Marks), since December 1997.
- Hague Agreement (International Deposit of Industrial Designs), since March 1994.
- Nice Agreement (International Classification of Goods and Services), since December 1997.
- Lisbon Agreement (Appellations of Origin), since April 2001.
- Locarno Agreement (International Classification for Industrial Designs), since December 1997.
- Strasbourg Agreement (International Patent Classification), since September 1998
- Rome Convention (Performers, Producers of Phonograms and Broadcasting Organizations), since December 1995.
- Geneva Convention (Unauthorized Duplication of Phonograms), since July 2000.
- Vienna Agreement (International Classification of the Figurative Elements of Marks), since December 1997.

- Budapest Treaty (Deposit of Micro-organisms), since December 1991.
 - Nairobi Treaty (Olympic Symbol), since December 1991.
 - TLT (Trademarks), since August 1996.
 - WCT (WIPO Copyright Treaty), since March 2002.
 - WPPT (WIPO Performances and Phonograms Treaty), since May 2002.
- b. WTO: Member and Signatory of the TRIPS Agreement, since July 2001.
- c. Membership of other bodies/treaties: BSEC, EAPO, UCC, UPOV.
- Member of BSEC since June 1992.
 - Member of EAPO since February 1996.
 - Member of UCC since April 1997.
 - Member of UPOV since October 1998.

II. ADMINISTRATION

1. Industrial Property

Supervisory Ministry:

Government of the Republic of Moldova	Tel.:	(373.2)	23.35.72
Piata Marii Adunari Nationale 1			23.77.95
MD-2033 Kishinev	Fax:	(373.2)	24.26.96
<i>Title of Head: Vice-Prime Minister</i>			

Industrial Property Office:

State Agency on Intellectual Property	Tel.:	(373.2)	44.32.53
Protection (AGEPI)			44.96.06
24/1 Andrei Doga Street			44.02.55
MD-2024 Kishinev	Fax:	(373.2)	44.01.19
<i>Title of Head: Director General</i>			
E-mail: office@agepi.md			
Internet website: http://www.agepi.md			

2. Copyright and Related Rights

Supervisory Ministry:

Government of the Republic of Moldova	Tel.:	(373.2)	23.77.95
As above, under Industrial Property.			23.35.72
	Fax:	(373.2)	24.26.96

Copyright Office:

As above, under Industrial Property Office

Collective Management Societies:

Copyright and Related Rights Association of the
Republic of Moldova (As.DAC)

Title of Head: President

Copyright and Related Rights Holders
Association of the Republic of Moldova (ATDAC)

Title of Head: President

III. AUTHORITIES ENFORCING INTELLECTUAL PROPERTY

Intellectual property cases are tried in the first instance in an appropriate Tribunal, on appeal in the Court of Appeals and ultimately in the Supreme Court.

When all parties are legal persons, they may be heard in the first instance in the Economic Court, on appeal in the Economic Appeal Court and ultimately in the Supreme Court.

When one party is a natural person, the case is tried in the first instance by the Kishinev Tribunal, and on appeal in the Court of Appeals.

There is also the possibility of dispute resolution by the Arbitration and Mediation Center under the auspices of the State Agency for the Protection of Industrial Property (see under Industrial Property Office).

Industrial Property Tribunal

Contact point for issues related to technical cooperation: Tel.: (372.2) 49.31.86

State Agency for Industrial Property Protection
As above, under Industrial Property Office

Contact Official: Mr. Ion Daniliuc
Director General, a.i.

Economic Court Tel.: (373.2) 27.73.12
73 Stefan cel Mare Blvd.
Kishinev
Title of Head: Chairman

Supreme Court of Justice _____ Tel.: (373.2) 22.15.47
70 M. Cogalniceanu Street
Kishinev
Title of Head: Chairman

Court of Appeal _____ Tel.: (373.2) 21.20.89
18 P. Rares Street
Kishinev
Title of Head: Chairman

Tribunal of Kishinev
 4 Teilor Street
 MD-2043 Kishinev
Title of Head: Chairman

Tel.: (373.2) 56.61.48
 76.84.88

Copyright Tribunal

Contact Point:
 State Copyright Agency
 As above, under Copyright Office
Contact Official: Mr. Oleg Rotaru
 Deputy Director General

Tel.: (373.2) 22.60.94

Common Tribunals
 (Tribunals are second level in Moldovan court
 jurisdiction).

Other

None.

IV. EDUCATIONAL INSTITUTIONS TEACHING INTELLECTUAL PROPERTY

Institute of Intellectual Property with the
 State Agency on Industrial Property Protection
 (AGEPI)
 As above, under Industrial Property Office.

Tel.: (373.2) 44.00.21

The State University of Moldova
 60A, Mateevici Street
 MD-2009 Kishinev

Tel.: (373.2) 57.74.09

International Independent University
 of Moldova (ULIM)
 52, V. Pircalab Street
 MD-2012 Kishinev

Tel.: (373.2) 22.00.29
 Fax: (373.2) 22.00.28

V. INDUSTRIAL PROPERTY STATISTICS

Applications filed and/or registered for 2002:

		Patents	Trade Marks	Industrial Designs
Applications by:	residents	239	1,391	131
	non-residents	19	282	9
Grants to:	residents	203	418	80
	non-residents	3	332	0

PCT

Applications by residents and non-residents: 89,378 (1 resident, 89,377 non-residents)
 Grants to residents and non-residents: 24 (non-residents only)

Madrid System

International Registrations:

Total applications: 2,408 (non-residents only)
 Total registrations: 2,309 (non-residents only)

The Hague System

International Registrations:

Total applications: Information not available.
 Total registrations: 500 (non-residents only)