

NOTICE 845 OF 2005**DEPARTMENT OF TRADE AND INDUSTRY****COMPANIES AND INTELLECTUAL PROPERTY REGISTRATION OFFICE****NOTICE OF INTENTION TO AMEND THE REGULATIONS ISSUED UNDER THE PATENTS ACT, 1978, (ACT 57 OF 1978), TRADE MARKS ACT, 1993 (ACT 194 OF 1993), REGISTRATION OF COPYRIGHT IN CINEMATOGRAPH FILMS ACT, 1977 (ACT 62 OF 1977) AND DESIGNS ACT, 1993 (ACT 195 OF 1993)**

The Minister of Trade and Industry intends amending the Regulations issued under the Patents Act, 1978 (Act 57 of 1978), Trade Marks Act, 1993 (Act 194 of 1993), Registration of Copyright in Cinematograph Films Act, 1977 (Act 62 of 1977), and Designs Act, 1993 (Act 195 of 1993), in accordance with the Schedule.

Interested persons are invited to submit written comment and representations on or before 04 July 2005, to –

The Registrar: Patents, Trademarks, Copyright and Designs
Companies and Intellectual Property Registration Office
Private Bag X400
Pretoria
0001

For attention: Ms JC van Zyl (Legal and Regulatory Services)

Tel (012) 394-5375

Fax (012) 394-6374

E-mail: jvanzyl@cipro.gov.za

SCHEDULE

MEMORANDUM ON THE OBJECTS OF THE AMENDMENTS TO THE PATENT REGULATIONS, 1978, TRADE MARKS REGULATIONS, 1995, REGULATIONS MADE UNDER THE REGISTRATION OF COPYRIGHT IN CINEMATOGRAPH FILMS ACT, 1980, AND DESIGNS REGULATIONS, 1999

Since CIPRO has moved from the Zanza Building to the dti Campus the public interface for all the various Registration Offices has merged into a single open plan bank hall type facility. The legacy from the Zanza era, however, brings with it different hours in which the various registration offices are open to the public. It is necessary, from a business and service delivery point of view, that these hours be synchronized and to be set in a way that will allow for cash-up and reconciliation of money received, prior to the general daily closing of CIPRO.

The proposed new hours, which are already in force in respect of the Companies Registration Office, are uninterrupted from 08:00 to 15:00 daily. The current prescribed hours are –

Patent Office: 08:30 – 12:00 and 13:30 – 15:30 daily;

Trademarks Office: 09:00 – 15:00 daily;

Copyright Office: 08:30 – 12:00 and 13:30 – 15:30 daily;

Designs Office: 08:30 – 15:30 daily; and

Close Corporations Office: 08:30 – 15:30 daily.

The new proposed office hours for the public will provide an uninterrupted service of seven hours daily, which compares very well with other service organizations. The office hours for CIPRO personnel are from 07:30 to 16:00.

GENERAL EXPLANATORY NOTE:

[Words in bold type in square brackets indicate omissions from existing regulations.

 Words underlined with a solid line indicate insertions in existing regulations.

PART 1**PROPOSED AMENDMENTS TO THE PATENT REGULATIONS, 1978****Definition**

1. In these regulations "the Regulations" mean the Patent Regulations, 1978, published under Government Notice No. R.2470 of 15 December 1978, as amended.

Amendment of regulation 7(1) of the Regulations

2. Regulation 7(1) is hereby substituted by the following regulation:

"(1) The office will be open to the public from Mondays to Fridays from **[08h30 to 12h00 and from 13h30 to 15h30]** 08:00 to 15:00 except on the following days:

- (a) All days proclaimed public holidays in terms of any law; and
- (b) days which **may** from time to time be notified by placard posted in a conspicuous place at the office."

PART 2
PROPOSED AMENDMENTS TO THE TRADE MARKS REGULATIONS,
1995

Definition

1. In these regulations "the Regulations" mean the Trade Marks Regulations, 1995, published under Government Notice No. R.578 of 21 April 1995, as amended.

Amendment of regulation 50(1) of the Regulations

2. Regulation 50(1) is hereby substituted by the following regulation:

"(1) From Mondays to Fridays the ~~office~~ will be open to the public from **[09:00 to 15:30]** 08:00 to 15:00, except on the following days:

- (a) All days which are public holidays in terms of section 1 of the Public Holidays Act or which have been proclaimed public holidays in terms of section 2 of that Act; and
- (b) days which may ~~from~~ time to time be notified by the Registrar by displaying a notice in a conspicuous place at the Office."

PART 3
PROPOSED AMENDMENTS TO THE REGULATIONS MADE UNDER THE
REGISTRATION OF COPYRIGHT IN CINEMATOGRAPH FILMS ACT, 1980

Definition

1. In these regulations "the Regulations" **mean** the Regulations **made** under the Registration of Copyright in Cinematograph Films Act, 1980,

and published in Government Notice No. R.2140 of 24 October 1980, as amended.

Amendment of regulation 45(1) of the Regulations

2. Regulation 45(1) is hereby substituted by the following regulation:

“(1) The Office shall be open to the public from Mondays to Fridays from **[08h30 to 12h00 and from 13h30 to 15h30]** 08:00 to 15:00 except on the following days:

- (a) All days proclaimed public holidays in terms of any law; and
- (b) days which may from time to time be notified by a placard posted in a conspicuous place in the Office.”.

PART 4

PROPOSED : TO THE DESIGNS | 1999

Definition

1. In these regulations “the Regulations” mean the Designs Regulations, 1999, published under Government Notice No. R.844 of 2 July 1999.

Amendment of regulation 2(1) of the Regulations

2. Regulation 2(1) is hereby substituted by the following regulation:

“(1) The office shall be open to the public from Mondays to Fridays from **[08:30 to 15:30]** 08:00 to 15:00, except on the following days:

- (a) All days proclaimed public holidays in terms of any law; and

- (b) days which may from time to time be notified by the registrar in the journal or by the displaying of a notice in a conspicuous place at the office.”.