INITIATIVE AND ROLES OF MYIPO TO SUPPORT COMMERCIALIZATION
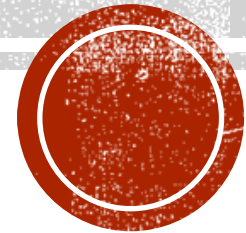
AZRI ROSLAN

BUSINESS DEVELOPMENT DIVISION

8 APRIL 2021

OUTLINE

- About MyIPO

- New Trademarks Act 2019

- Waiver of Fees for IPs

- IPRMarketplace – Center of Innovation & Technology Portal

- Technology and Innovation Support Center (TISC)

- Enabling Innovation Environment (EIE)

- MYMARK

- MyIPOutreach

INTELLECTUAL PROPERTY CORPORATION OF MALAYSIA

- Known also as MyIPO

- Statutory body under the Ministry of Domestic Trade and Consumer Affairs since March 3, 2003

- Main function is to establish a strong and effective administration of Intellectual Property Legislation in Malaysia

MYIPO AS A REGISTRATION BODY FOR INTELLECTUAL PROPERTY RIGHTS

- Register Vehicles -

- Register Company -

- Register Intellectual Property Rights -

ACTS UNDER MYIPO

- Intellectual Property Corporation Act 2002

- Patents Act 1983

- Trademarks Act 2019

- Industrial Design Act 1996

- Geographical Indication Act 2000

- Copyrights Act 1987

- Integrated Circuits & Layout Designs Act 2000

NEW TRADEMARKS ACT 2019

- Previous Trade Marks Act 1976 has been abolished and replaced with new Trademarks Act 2019.

- Previous act based on old UK Trade Marks Act 1938.

- Not suitable for current business environment.

- New Trademarks Act gazette in 9 December 2019 and enforced in 27 December 2019.

- Includes new features and simplifies current processes.

TRADEMARKS ACT 2019 SALIENT POINTS

- Expanded scope of definition

- Inclusion of non-traditional trademarks

- Simplification of registration process

- Accession to Madrid Protocol

- Etc. (expanded scope of border measure protection, TM as collateral,…)

EXPANDED SCOPE OF DEFINITION

- "Sign" includes the following or any combination of the following, namely, any letter, word, name, signature, numeral, device, brand, heading, label, ticket, **shape of goods or their packaging, colour, sound, scent, hologram, positioning, sequence of motion**;

- • Refer: Para. 3 of GTM 2019 for examples

TYPES OF TRADEMARKS

- Word
- Device
- Combination of Word and Device
- Stylized Word
- Shape of goods or packaging (3D Mark)
- Colour

- Sound
- Scent
- Hologram
- Positioning
- Sequence of Motion
- Any combination mentioned

TYPES OF TRADEMARK APPLICATION

TRADEMARK

- Normal application
- Individual and Companies

CERTIFICATION MARK

- A mark used for certifying others
- Usually applied by government agencies / authorities

COLLECTIVE MARK

- Similar to normal application
- Used by organization or society

NEW APPLICATION PROCESS

- Normal Route
  - TMA2 – Application for registration of Trademark
    - RM 950 (for each class adopting pre-approved list)
    - RM 1100 (for each class without adopting pre-approved list)
    - RM 50 (for subsequent series of trademark)

- Expedited Route
  - TMA4 – Request for expedited examination of a trademark application
    - RM 1000 (for each class)

- No need for SD (statutory declaration)

- No staggered fees

MADRID PROTOCOL

- Administered by the World Intellectual Property Organization (WIPO). As of December 2019, the Madrid System has 106 members, which represents 122 countries.

- Filing a single application in one language and by paying one set of fees a trademark owner can apply for protection in over 122 countries through MyIPO as Office of Origin.

- Also allows for the renewal, or expansion of global trademark portfolio through one centralized system.

https://www.myipo.gov.my/en/madrid-system/

WAIVER OF FEES FOR IP

- **Trademarks (Waiver and Modification of Fee) Regulations 2020, 30 December 2020**

  - **Waiver of fee:**
    - Request for waiver of fee made in period of 1 January 2021 – 30 June 2021
    - Individuals under B40 categories, organizations which qualify
    - For matters of amendments to the applicant's name or address, time extension applications and proceedings, and manual filings of documents

  - **Modification of fee:**
    - For Trademarks expiring within period of 1 January 2021 – 30 June 2021
    - Request for modification of fee made within 6 months of exipiration date of granted Trademark
    - Individuals under B40 categories, organizations which qualify

WAIVER OF FEES FOR IP

- **Patents (Waiver of Fee) Regulations 2020, 30 December 2020**

  - For Patents and Utility Innovation expiring within period of 1 January 2021 – 30 June 2021

  - Individuals under B40 categories, organizations which qualify

  - Accompanied with payment of annual fee within grace period of 6 months pursuant to subsection 35 (2) and 35 (4) for affected Patents and Utility Innovation

IPRMARKETPLACE – CENTER OF INNOVATION & TECHNOLOGY PORTAL

http://iprmarketplace.myipo.gov.my/iprmarket/

Welcome To The Official Portal Of
PUTRA SCIENCE PARK

ABOUT US   OUR SERVICES   RESEARCHER   INDUSTRY   UPM-PRODUCTS   eDU-PARK®   IN

⌂ » INDUSTRY » AVAILABLE TECHNOLOGIES FOR LICENSING » Available Technologies

Available Technologies

Sila lihat teknologi yang sedia untuk dikomersilkan oleh industri. Hubungi kami bagi mengetahui makluma
We welcome you to browse our list of available technologies. Please contact us, for more information about t

TECHNOLOGY

2,638 IP CREATED   **209** IP COMMERCIALISED   **57** START-UP COMPANY

National Intellectual Pro
2008, 2012, 2014, 2016, 2017 & 2

PROTOTYPE-RES

NOW OPEN

18th JANUARY 2021
until
26th FEBRUARY 2021

PHASE 1 / 2021   3rd FEBRUARY 2021

Contact Person:
Firdaus Banhawi ; Tel.: 03-8921 4821; emel: firban@ukm.edu.my

UMCIC

Home   About Us   Services   Start-up & Business Pods   UMDT   Innovation Grants

Available Technologies

Home / Services / Business Development and Commercialization / Available Technologies

CATEGORIES

Physical Science **20**   IOT **6**   Green Tech & Agriculture **37**   Life Science & Medical **40**

USIM   RIMC
RESEARCH & INNOVATION MANAGEMENT CENTRE

UTAMA   INFO   HEBAHAN   KUALITI   ETIKA   INOVASI
MUAT TURUN   🔍

Commercialization

ames

Medical Health

Information Technology

IPRMARKET
CREATE . PROTECT . COMMERCIALISE

CENTER OF INNOVATION & TECHNOLOGY PORTAL

TECHNOLOGY INNOVATION SUPPORT CENTER (TISC)

TiSc
M A L A Y S I A

WHAT?

- One stop center providing innovators in developing countries with access to locally based, high quality technology information services and other related services.

WHY?

- Aims to support innovation and thus economic growth in Malaysia by facilitating access to technological information;

- Strengthening the capacity of the country to effectively use and exploit technological information and knowledge.

MYIPO AGENDA

▪ **TISC as an IP Catalyst**

 - MyIPO will act as Focal Point and intermediary between WIPO and the Host Institution (HI)

 - Establish a partnership among local Universities, Research Institute (RIs) in the direction to strengthening an Innovation and IPs in Malaysia.

TISC Malaysia

MyIPO ←→ TISC
Host Institution

Host Institution

1. Access to patent data and technological knowledge.
2. Scheduled training and workshop.
3. Avoid "Reinventing The Wheel".
4. Increase the quality and quantity of the IPR applications.

Benefits

Community

1. Increase IP awareness among locals community.
2. Create wealth through Intellectual Property Rights.

Malaysia

1. Boost the domestic economy through innovation.
2. Increase the national ranking in the Global Index.

15 HOST INSTITUTIONS

- Universiti Malaya (UM)
- Universiti Malaysia Sabah (UMS)
- Forest Research Institute of Malaysia (FRIM)
- Universiti Kebangsaan Malaysia (UKM)
- Universiti Sains Islam Malaysia (USIM)
- Universiti Pertahanan Nasional Malaysia (UPNM)
- Universiti Sains Malaysia (USM)

- Terengganu Advanced Technical Institute University College (TATIUC)
- Politeknik Sultan Azlan Shah Perak (PSAS)
- Polteknik Ungku Omar (PUO)
- Politeknik Kuching Sarawak (POLIKU)
- Politeknik Mukah Sarawak (PMU)
- Universiti Putra Malaysia (UPM)
- Universiti Kuala Lumpur (UniKL)
- Universiti Teknologi Mara (UiTM)

TISC PROGRAMS 2020

- Bengkel TISC: Asas Harta Intelek & Paten di Universiti Sains Islam Malaysia, Nilai, N. Sembilan pada 12-13 Februari 2020

- *Webinar on WIPO Support Services for TISCs* pada 26 dan 28 Mei 2020 oleh Andrew Czajkowski, WIPO)

- *Webinar on the New WIPO eTISC Platform* pada 2 dan 4 Jun 2020 **oleh** Andrew Czajkowski, WIPO

- *Webinar on the Fundamentals of Using Patent Database* pada 9 Jun 2020 oleh Nathalie Montillot, WIPO

- *Webinars on the Guides on Identifying Inventions in the Public Domain* pada 8 Julai 2020 dan *'Ask the Expert' session* pada 9 hingga 23 Julai 2020 oleh: Prof. James G. Conley, Kellogg School of Management.

- *Webinars on the Guides on Using Inventions in the Public Domain* pada 16 Julai 2020 dan *'Ask the Expert' session* pada 27 Julai hingga 7 Ogos 2020 oleh Donna Perdue, Perdue IP Law, APC

- *Webinar on* Introduction to WIPO INSPIRE pada 16 dan 18 November 2020 oleh Vipin Saroha, Innovation and Knowledge Infrastructure Department WIPO

DISTANCE LEARNING (BASIC AND ADVANCED COURSE)

- Full scholarship by WIPO for recognized TISC Host Institutions

DISTANCE LEARNING (BASIC AND ADVANCED

WIPO Academy - [DL] Distance Learning Program

General Courses

» DL101E - DL-101 General Course on Intellectual Property

» DL_IPPanoramaE - IP Panorama

» DL001E - DL-001 Primer on Intellectual Property

» PCT_101E - DL101PCT Distance Learning Course: Introduction to the Patent Cooperation Treaty

Advanced Courses

» DL201E - DL-201 Copyright and Related Rights

» DL203E - DL-203 Intellectual Property, Traditional Knowledge and Traditional Cultural Expressions

» DL301E - DL-301 Patents

» DL301OE - DL-301 Patents (Open)

» DL302E - DL-302 Trademarks, Industrial Designs and Geographical Indications

» DL317E - DL-317 Arbitration and Mediation Procedure under the WIPO Rules

» DL318E - DL-318 Patent Information Search

» DL320E - DL-320 Basics of Patent Drafting

» DL450E - DL-450 Intellectual Property Management

» DL501E - DL-501 Collective Management of Copyright and Related Rights for Legal Practitioners

» DL502E - DL-502 Collective Management of Copyright and Related Rights for Rights Holders

ENABLING INNOVATION ENVIRONMENT (EIE)

WHAT?

▪ Is a project implemented by WIPO to increase the capacity for innovation support by helping to build the IP components of local innovation ecosystem through university innovation technology support offices and WIPO's Technology and Innovation Support Centres (TISC) network.

▪ It is a long term project with a time frame of 6-7 years and funded by WIPO-Japan Funds in Trust.
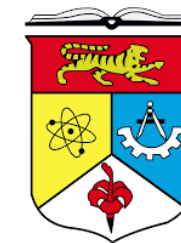
OBJECTIVES:

▪ Support universities/research institutions by strengthening their IP and related competencies in technology development, management and commercialization using appropriate tools, skills and knowledge;

▪ Strengthen university-industry collaboration through linkages, partnerships and collaboration for technology commercialization; and

▪ Establish a networked community of technology professionals with IP and other related skills and knowledge.

EIE SPOKES

The EIE Project in Malaysia started in year 2016 with the Hub and Spokes model. MyIPO as the Hub in Malaysia acts as the coordinating body between WIPO and the 7 institutions in Malaysia that was chosen as the Spokes. The 7 Spokes are:

- i.   Universiti Malaya (UM)
- ii.   Universiti Sains Malaysia (USM)
- iii.   Universiti Putra Malaysia (UPM)
- iv.   Universiti Kebangsaan Malaysia (UKM)
- v.   Universiti Teknologi Malaysia (UTM)
- vi.   Forest Research Institute of Malaysia (FRIM)
- vii.   Malaysian Palm Oil Board (MPOB)

EIE REMOTE MENTORING PROGRAM

- Managers from selected Spoke institutions, were selected to participate in a pilot 6-month direct assistance technology-based remote mentoring program with WIPO experts.

- Involves remote (i.e., via video-conference, email, electronic document exchange) advisory services.

- Focuses on IP management, commercialization, and licensing of selected Spokes' technologies, and includes counseling on technology transfer policies and operations.

Objectives:

- To provide tailored guidance and capacity-building support for selected TTOs in the assessment, planning and commercialization of selected inventions from their institution.

- To provide a vehicle for supplemental support and assistance in addressing ancillary issues routinely faced by TTOs in the course of their normal work

EIE PROGRAMS

- *National Workshop on Technology Transfer Office and Intellectual Property (IP) Management in the Framework of the Enabling IP Environment (EIE) Project* pada 16 hingga 20 April 2018.

- *EIE-On-site visits to spoke institutions in Malaysia* (MPOB, UKM, UPM & FRIM)-*expert visit* pada 22 hingga 26 Oktober 2018.

- *WIPO National Workshop Three on IP-Based Innovation and IP Management in the Framework of the Enabling IP Environment (EIE) Project* di Akademi Harta Intelek pada 8-11 Julai 2019.

- *Regional High-Level Summit for University Presidents and Senior Policy Makers on Creating an Enabling Innovation Environment (EIE) for Intellectual Property and Technology* di Osaka pada November 25 to 27, 2019

MYMARK

- MYMARK is a collaborative programme between MYNIC Berhad and MyIPO that enables trademark owners to secure their digital brandings from an unauthorized use and cybersquatting. MYMARK allows an applicant for registration of trademark or registered proprietor of trademark to register up to five (5) .MY domain names such as ".com.my", ".my", and ".org.my".

HOW MUCH SAVINGS ARE WE TALKING ABOUT?

	MYMARK BASIC		MYMARK PREMIUM	
	5 yrs	10 yrs	5 yrs	10 yrs
.my	600	1200	600	1,200
.com.my	400	800	400	800
.net.my	-	-	400	800
.org.my	-	-	400	800
.name.my	-	-	160	320
NORMAL PRICE (RM)	1,000	2,000	1,960	3,920
MYMARK PRICE (RM)	688	1,088	1,188	1,988
SAVINGS (RM)	312	912	772	1,932

7 REASONS TO GET MYMARK

- BIG savings on digital brand cost
- low risk in brand abuse
- easy and simple process
- strong online presence
- lock your digital brand identity
- establish trust with the public
- a lasting brand image

www.mymark.ichoose.my

MYIPOUTREACH

- New Facebook page launched in 2020.

- Aimed to deliver information regarding IP in a friendlier manner.

- Various information and procedures on how to register and secure your IP rights are provided to the public via this page.

https://www.facebook.com/MyIPOUTREACH/

CONTACT US

- www.myipo.gov.my

- www.facebook.com/ipmalaysia

- https://twitter.com/myipo

- https://www.instagram.com/myipo/

- https://www.youtube.com/user/ipmalaysia

THANK YOU

azriroslan@myipo.gov.my