



Alicante, 15 December 2009

**Eighth Annual Meeting of the Trademark Trilateral  
Alicante, 9-11 December 2009**

**Ad-hoc Statement on design matters**

*During the 8<sup>th</sup> Annual Meeting, the Japan Patent Office, the United States Patent and Trademark Office and the Office for Harmonization in the Internal Market (Trade marks and designs) (hereinafter the “Partners”), exchanged views on design issues of common interest and developments in their respective offices during an ad-hoc session.*

*The Partners reached the following conclusions:*

**DESIGNS**

*By the end of March 2010, the Partners will have identified additional types of statistics and information to be included in the current set-up of the reports on developments to be presented at the next annual meeting (identification process to be done by e-mail - this report by informing about important case law in the respective offices).*

*The Partners have agreed to establish a comparative table on the requirements for e-filing requirements. This table should also include information on the WIPO e-filing requirements. OHIM committed to send out the first draft of the table with indications regarding its own requirements.*

*The Partners are interested in the work done by the SCT of WIPO on priority document exchange. It has been agreed to follow-up this issue at the next annual meeting.*

*The Partners agree that the examination of priority rights is an issue to be pursued with the perspective of raising awareness to the problem, training examiners in how to read priority documents coming from the trilateral partners and drafting guidelines helping applicants to avoid problems.*

*The Partners express the usefulness of the design session within the Trilateral framework and their desire to continue along these lines.*

*Done in Alicante, on 15 December 2009*