

# SUMMARY OF UK INTELLECTUAL PROPERTY RIGHTS

	Copyright	Trade Marks	Patents	Design Rights	Database Rights
What intellectual property is protected?	<p>Original literary, dramatic, musical or artistic works</p> <p><i>For example: books; paintings; sculptures; photographs; music; sound recordings; plays; films; TV and radio broadcasts; software</i></p>	<p>Distinctive brand identifiers</p> <p><i>For example: brand names; logos; slogans; distinctive packaging; jingles; colours; moving digital images</i></p>	<p>New, original inventions which have an industrial application</p> <p><i>For example: mechanical devices; manufacturing techniques and processes; chemical formulas and compounds</i></p>	<p>Shape of purely functional original articles with no aesthetic appeal</p> <p><i>For example: tools; components of mechanical devices; furniture; medical devices</i></p>	<p>Collections of independent data which are systematically arranged and individually accessible</p> <p><i>For example: contact databases; customer lists; internal management systems; intranets; inventory systems; purchase order systems; websites</i></p>
When are the rights created?	<p>When the work is put into permanent form</p>	<p>When first used in commerce</p>	<p>When registered</p>	<p>When the design is recorded or the article is manufactured</p>	<p>When there has been a substantial investment in obtaining, verifying or presenting the contents of the database</p>
Can the rights be registered?	<p>Possible. Non-US copyright can be registered in the US</p>	<p>Yes. Optional, but advised</p>	<p>Yes. Registration is essential</p>	<p>Yes. Optional, but advised</p>	<p>No. Possibly registrable under copyright.</p>

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<b>What are the benefits of registration?</b>	Rebuttable presumption of ownership in the US	Public notice of ownership; easier to protect, enforce and exploit	Monopoly on all benefits and rights to exploit	Public notice of ownership; easier to protect, enforce and exploit; longer protection term; additional protection for the appearance of the article	Not Applicable
<b>Cost of registration?</b>	£30 - £'00s	From £200 to £'000s	£'000s	From £350 to £'000s	Not Applicable
<b>What is the term of the protection?</b>	Varies. 70 years from the death of the creator for literary, dramatic, musical or artistic works; 50 years from first being made public for sound recordings	10 years, subject to indefinite renewal (provided the trade mark is in use)	20 years from the date of filing of the application for registration.	If unregistered, up to 15 years. If registered, 25 years	15 years from first being made public
<b>What is the proper marking for protected intellectual property?</b>	'© [year] [owner]'	'®' for registered trade marks  '™' for unregistered trade marks	'Patent [patent number]' for registered patents  'Patent Pending [application number]' if the application for registration is filed but the registration is not complete	'UK Design Right [year of first marketing] [owner]' for unregistered designs  'Registered design [registration number] for registered designs  'Registered design pending' [application number]' if the application for registration is filed but the registration is not complete	'Database right of [Owner], [year of first publication]'