Republic of Croatia
State Inspectorate

Subregional Capacity-building Conference

“The Commercialization and Enforcement of Intellectual Property”

Belgrade, Serbia

April 12-13, 2011
Content

• Institutional framework – Organizational structure
• Legal framework for IPR
• State Inspectorate role
• Competence and duties of inspectors
• Future activities
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Central state administrative body
Established 1997.

State Inspectorate Law - (OG No. 116/08. i 123/08.)

regulates organization, inspectional activities, rights, obligations and authorities of inspectors of State Inspectorate
Supervision of activities in field of:

- traffic of goods, services, catering and tourist businesses
- work and safety at work
- electric power supply, mining and pressure vessels
- other fields regulated by special laws
Protection of intellectual property rights

- circulation and reproduction of musical and cinemathographic works recorded on sound-carriers and video cassettes, computer programs and books
- protection of industrial design
- protection of trade marks
- usage of the marks of geographical origin products
- traffic of products manufactured according to invention
Legislation framework

- Copyright and Related Rights Law (OG. No. 167/03., 79/07.) - CRRL
- Trademarks Law (OG. No. 173/03., 74/07., 30/09.) - TL
- Patent Law (OG. No. 173/03., 87/05., 76/07., 30/09., 128/10.) - PL
- Industrial Designs Law (OG. No. 173/03., 76/07., 30/09.) - IDL
- Law on Geographical Indications and Designations of Origin of Products and Services (OG. No. 173/03, 186/03., 76/07)
- Other special laws
TERITORIAL ORGANIZATION OF REGIONAL UNITS AND BRANCH OFFICES
State Inspectorate

Administrative capacity

467 market inspectors
- 152 senior market inspectors
- 315 market inspectors

397 market inspectors for IPR

71% market inspectors with university degree
(graduated economists, lawyers, engineers of machinery and electric power, chemistry, biotechnology)
Conduct of supervision

Ex officio

According to application
Competences of inspectors

State Inspectorate Law - Article 27. - 51.

• to photograph and videotape persons, inspect, photograph and videotapes buildings, business areas and other rooms and premises; products, equipment, vehicles; business books, register files, documents, contracts etc.
• to ask for and examine personal identification documents which can be used to determine identity of a person who is the subject of control
• can take statements from the representatives of the inspected legal and natural persons and witnesses
Competences of inspectors

State Inspectorate Law - Article 31. - 36.

- to take samples of products
- may temporarily seize documents and objects which may be used as evidence in misdemeanour or criminal proceedings
- may temporarily seize object, if a law or another regulation provides for the right to seize an object with which an offence, economic infraction or criminal offence has been committed
**Duties of inspectors**

- to compose a report,
- to issue a notification of temporarily seized goods
- to temporarily seize objects used in enacting of misdemeanor
- file a misdemeanor complaint
- crime complaint.
Future activities

- improvement of the cooperation with other bodies of national system of IPR
- collecting, exchanging and providing information
- development and implementation of mechanisms for exchanging of information
- education of inspectors
- enforcement of supervisions
- to grant sufficient storages
- raising of public awareness
# Statistical Data on the Infringements of Intellectual Property

## In 2009

<table>
<thead>
<tr>
<th>Infringements of provisions</th>
<th>Number of inspections conducted</th>
<th>Number of indictments and misdemeanour procedures</th>
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<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>6,851</td>
<td>649</td>
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<tr>
<td><strong>Copyright</strong></td>
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<td>Musical and cinematographic works</td>
<td>2,769</td>
<td>163</td>
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<td>Computer programs</td>
<td>1,642</td>
<td>253</td>
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<td>Books</td>
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<tr>
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<tr>
<td>Patent</td>
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<tr>
<td>Industrial design</td>
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<td>Geographical indications</td>
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STATISTICAL DATA ON THE INFRINGEMENTS OF INTELLECTUAL PROPERTY

IN 2009

No. of persons

Musical and cinematographic works
Computer programs
Circulation and reproduction of books
Infringements of the trademark provisions
Infringements of the patent provisions
Infringements of the industrial design
Infringements of the geographical indications

Copyright
Industrial property

Number of inspections conducted
Number of indictments and misdemeanour procedures
## STATISTICAL DATA ON THE INFRINGEMENTS OF INTELLECTUAL PROPERTY

### IN 2010

<table>
<thead>
<tr>
<th>Infringements of provisions</th>
<th>Number of inspections conducted</th>
<th>Number of indictments and misdemeanour procedures</th>
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<td>Geographical indications</td>
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Contact information

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