

DESIGN REGISTRATION APPLICANT'S GUIDE

Designs are registered under the Designs Law, 5777-2017, and under the Designs Regulations, 5779-2019. A new application for registration of a design may be filed to the Patent Office through the [Online Filing System](#) (in Hebrew), or by mail, or by personal delivery to the mailbox situated at the entrance to the Patent Office.

An owner of a design that is novel and has an individual character, who didn't publish his design in or outside Israel before the twelve months preceding the application filing date, may file an application for registration of a design.

Before filing a design application, the applicant may conduct a search in the [Designs Database](#) on the website of the Patent Office's Designs Department, to ascertain if a similar or identical design has already been registered.

The owner of the design may file an application personally or through a representative. The representative, a patent attorney or lawyer having an office in Israel, must receive a written power of attorney from the owner and present it to the Patent Office. Regardless of whether a representative has been appointed, the applicant must provide the Patent Office an address for the service of notifications in Israel.

The Patent Office will publish the design application in the [Designs Journal](#) shortly after it has been filed. A request may be made to defer publication by up to six months.

A new application for registration of a design must include the following documents/details:

1. Visual representations of the design (photographs, drawings or computer-simulation images) from several angles of view showing all the details of the design. The visual representations should be submitted on A4 paper, noting the angle of view next to or below each visual representation (perspective view, top view, side view, etc.). Apart from the angles of view, nothing should be written on the pages containing the visual representations. See further instructions in this regard in the [Guidance for Preparing Visual Representations](#) and in the section below dealing with the examination of application.
2. If the application is not filed via the Online Filing System but manually, a printed filing form should be attached to the design registration application. The filing form can be viewed on [this link](#). Handwritten forms will not be accepted.
3. When filing a manual application, a receipt must also be attached proving payment of the application filing fee. The fee can be paid via the [Government e-Payment Service](#) or at the Postal Bank by means of a payment voucher. Please note, the fee changes from time to time, and the effective date is the date of receipt of the application at the Patent Office. Check the Government e-Payment Service site for the up-to-date amount immediately before filing the application.

If you file via the Online Filing System, you will be required to pay the fee automatically at the end of the process, without any option to attach a receipt for a payment that was made earlier.

4. It is recommended to provide additional contact information beyond the particulars requested in the filing form, such as: telephone number, mobile phone number, fax number. You should also indicate the date from when the subject product of the application is to be made public/marketed.

Only one design may be included in each design application, except in the case of a set of articles, meaning two articles or more that satisfy the following conditions: they are of the same class, their visual features differ from each other only in immaterial details (they share the same design), and they are ordinarily offered for sale together or are intended to be used together. Examples of sets of articles are cutlery, chess pieces and the like. Please note, the fee for filing an application for sets of articles differs from the fee for filing a

regular design application. Check the [Government e-Payment Service](#) site for the up-to-date amount before filing the application.

Every new application is given a number that identifies it at the Patent Office. Several days after filing the application, a filing confirmation that includes the design number and the filing date will be sent to you. For following-up, this confirmation should be kept together with a copy of the visual representations you sent to the Patent Office.

If the application that was filed contains deficiencies, you will be sent within several days a report informing you of the deficiencies and asking you to correct them. Regulation 22(b) provides that a response to a deficiencies notification must be submitted within three months of the notification sending date. Examination of the design application will begin several months after it has been filed.

Any communication to us should be by a dated letter that includes in the subject line the design application number. The body of the letter should contain a brief explanation of the reason for the communication and list the enclosed documents.

Contact information:

Address – 1 Agudat Sport Hapoel St., Technology Park, Malha, Jerusalem 9695101

Telephone – 073-3927157

Fax – 02-6467774

Important information:

- Patent Office business hours: Sunday to Thursday, 8:30am-1:30pm
- The mailbox at the entrance to the Patent Office is accessible Sunday to Thursday until midnight.

Examination of the application:

Examination of the application begins several months after it was filed and is carried out by the design examiners. During the examination, the examiner checks if the application satisfies the requirements of the Law and the Regulations and notifies the applicant of any deficiencies. Possible objections by the examiner may relate to the following:

- **Propriety of visual representations** – The examiner checks the visual representations depicting the subject design of the application. The visual representations (photographs, drawings, computer-simulations images) must meet specific requirements: The design must be shown from several angles which together describe all the product's design details. The visual representations must be clear and distinct. If drawings are submitted, care should be taken to avoid drawing errors. Drawings that show a sectional view of the product or that include its dimensions will not be accepted. New visual representations that are provided must match those that were filed together with the application, since protection is not granted for a product whose design was changed after filing. For further information in this regard, see the [Presentation on Guidance for Preparing Visual Representations \(in Hebrew\)](#).
- **Classification** – The examiner checks the classification requested for the design or classifies it according to the [List of Classification of Goods](#) appearing in the Third Schedule to the Regulations (Regulation 39). The classification is determined according to the product's intended purpose.
- **Prior publication** – The examiner checks if the design was published before it was filed for registration in or outside Israel. Publication of a design by its proprietor, or by someone on his behalf, within a period of twelve months before the application filing date, does not affect its eligibility for registration.

- **Novelty and individual character** – As part of the examination, the examiner performs a search to determine if the design is novel and has individual character.
- **Priority** – The examiner may deny an applicant's priority claim. Under the Paris Convention, an applicant who has filed a design application in Israel may claim priority based on an earlier application for the same design that was filed in a member state. In order to enjoy priority, the design application must be filed in Israel within six months from the filing date of the prior application which was filed in the member State. A priority claim must be filed within two months from the filing date of a design application in Israel and on the same design for which an application was filed outside Israel. The effective date for determining novelty and individual character will be the date of the earlier application.

To learn more about the examination process, see the [Work Guidelines \(in Hebrew\)](#) published to the public.

Deadline for responding to a notification of deficiencies and for completing the examination:

Under Regulation 30, a response to the examiner's notification must be submitted within three months from the notification sending date. This deadline can be extended upon a written request and subject to payment of an arrear fee for each month or part of a month. If no extension has been requested, the applicant will be deemed to have abandoned the application and the application file will be closed.

Under Regulation 38, handling of an application must be completed within twelve months from the beginning of the examination. If the examination is not completed within this timeframe due to the fault of the applicant, the applicant will be deemed to have abandoned the application and the application file will be closed.

If the examination has not been completed by the end of twelve months since the beginning of the examination, a notification will be sent to the applicant or his representative, stating that the applicant did not respond to the examiner's objections and the examination could not be completed on time (hereinafter – "reminder letter"). The reminder letter will ask the applicant to provide the missing details, as well as any additional details required due to further objections, so that it will be possible to complete the examination.

The applicant will be allowed an extension of up to three months after the expiration of twelve months from the beginning of the examination for completing the handling of the application, subject to payment of an arrear fee for each month or part of a month up to a maximum of three months.

If handling of the application is not completed within this time, the application file will be closed and a notification to that effect will be sent to the applicant.

A request for a further extension of the deadline before the file is closed, or in special circumstances, may be submitted to the Director or the IP Adjudicator of the Israel Patent Office, together with an affidavit and subject to payment of an appropriate fee. The request will be considered based on the reasons provided.

Registration and publication of the design:

A registered design is valid from the application filing date, that is, from the date the application was received at the Patent Office. If the examiner has no objections to the design, or following the amendment of the application and completion of the examination, the application will be registered and its proprietor will be issued a certificate containing the visual representations of the design that were received for registration.

Registration of the design will be advertised in the [Designs Journal](#), which is published every Thursday, including the application number, filing date, design title, class, name of proprietor, priority claim (if applicable) and the visual representation.

Renewal of design registration:

A registered design is valid for 25 years from the filing date, subject to payment of a renewal fee, as explained below.

Under the Designs Law, a registered design is protected for an initial period of five years from the filing date, and its validity can be extended for another four periods of five years each, subject to payment of a renewal fee.

For the convenience of the registered proprietor, a reminder is sent before each renewal date, although responsibility for keeping track of the renewal times and paying the renewal fee is imposed on the design proprietor.

If the renewal fee has been paid on time, a renewal certificate is issued.

If the renewal fee has not been paid on time, a request for renewal of the design registration may be submitted during an additional six months, subject to payment of an arrear fee for each month of arrear or part thereof.

If no request was submitted for renewal of the design registration and payment was not received at the prescribed time or within the six-month grace period, the design registration will lapse and a notice to that effect will be published in the [Designs Journal](#).

Application to cancel a registered design:

Any person may file an application to cancel a registered design on the grounds that it was ineligible for protection as a registered design. Filing of an application for cancellation is subject to payment of the appropriate fee.

Any communication to the Designs Department should be made, preferably and to the extent possible, via the [Online Filing System](#). If the communication entails the payment of a fee, then in the case of online filing, the fee must be paid automatically at the end of the process, without any option to attach a receipt for a payment that was made earlier.

In case of manual filing, fees may be paid via the [Government e-Payment Service](#), or to Postal Bank account number 27379, by means of a payment voucher that can be obtained from the Design Department's secretarial office.

Please note: In case of manual filing, a copy of the relevant receipt/voucher should be attached to the material that is being submitted to the Designs Department, together with a letter explaining the reason for payment of the fee and the number of the design for which the payment is intended.