



CABINET PLASSERAUD

Design protection

What the simplified model is

Imminence of a fashion show → hard to decide which patterns need to be filed as a model or design.



Filing a model is not a single click on the mouse:

- formalities to think about before preparing the application (suitable and exhaustive pictures, criteria of the filed views...)
- costs depend on the number of models/views



The French IP Law introduced the simplified model application

Only open to creators / industries that regularly renew their collections



Most important things to know :

- ✓ Free presentation of reproductions (A4 format)
- ✓ 100 views filed at the same time (same Locarno class)
- ✓ Only 1 copy is enough
- ✓ filing fee is only € 39, regardless of the number of designs/views
- ✓ automatic deferment (whereas for classical design appln, it must be requested on filing time)

Publication

It must be requested no later than 30 months after filing date.

- It can cover all or part of the reproductions filed (whereas for classic model, publication necessarily relates to all reproductions)
- Models/views sorted out for publication → pay the corresponding fees (limited to the published views only).

Once the selected models are published, the applicant is able to rely on all prerogatives attached to the design law.



Total or partial forfeiture is held 3 years after the application.

Models that have not been published will no longer enjoy the benefits attached to the designs protection.

Under the principle of "unity of art", the applicant can still be protected
through the author's rights regulation.

Remember

The French simplified model procedure :

- ✓ Allows to file all creations "in bulk"
- ✓ at a very low basic fee
- ✓ with no reflection on which model/creation deserve to be filed as a design (with the risk to waive THE flagship product).



You then have 30 months to test your creations in order to sort out those that will be published and those that will not (but remain protected through author's rights)

Thank you for your attention

Cécile DELAITRE delaitre@plass.com

European Trademark & Design Attorney

Frédéric GLAIZE glaize@plass.com

European Trademark & Design Attorney



CABINET PLASSERAUD

www.plass.com

PARIS

66 rue de la Chaussée d'Antin
75440 Paris Cedex 09
Tél : +33 (0)1 40 16 70 00
Fax : +33 (0)1 42 80 01 59
info@plass.com

LYON/DIJON

Immeuble le Rhône-Alpes
235 cours Lafayette
69006 Lyon - France
Tél : +33 (0)4 37 91 62 70
Fax : +33 (0)4 37 91 62 79
contact-lyon@plass.com

LILLE

31 rue des Poissonceaux
CS 40009 - 59044 Lille Cedex
France
Tél : +33 (0)3 28 14 14 90
Fax : +33 (0)3 28 14 14 95
contact-lille@plass.com

TOULOUSE

Parc Technologique du Canal
9 avenue de l'Europe
31520 Ramonville - France
Tél : +33 (0)5 34 42 48 00
Fax : +33 (0)5 61 32 92 47
contact-toulouse@plass.com

BORDEAUX

1 rue Lafaurie de Monbadon
33000 Bordeaux France
Tél. +33 (0)5 33 89 19 20
Fax +33 (0)5 56 81 94 91
contact-bordeaux@plass.com

SHANGHAI

No. 570-578 West Huaihai Road
Red Town Building B-206
Shanghai China 200052
Tél : +86 21 6124 2975
Fax : +86 21 6124 2976
contact-shanghai@plass.com

PRAGUE

Cabinet Plasseraud SRO
Korunni 810/104 E
CZ 101 00 Praha 10
Tél : +420 246 090 151

paha@plass.com