

**HAGUE AGREEMENT CONCERNING
THE INTERNATIONAL REGISTRATION OF INDUSTRIAL DESIGNS
– NOTIFICATION OF REFUSAL –**

Rule 18(2) of the Common Regulations

I. Office sending the notification:

Intellectual Property Office of Viet Nam (IP VIET NAM)

384-386, Nguyen Trai street, Thanh Xuan district, Ha Noi, Viet Nam

II. Number of international registration: DM/246670

III. Information concerning the type of refusal:

☒ Refusal based on an examination

☐ Refusal based on an opposition

IV. Information concerning the scope of refusal:

☒ Refusal for all the industrial designs

☐ Refusal for the following industrial designs:

V. Grounds for refusal:

1. The description does not fully disclose the design as required in Article 103(3) of the Intellectual Property Law of Viet Nam, since the description does not list all main appearance characteristics of the design.

This reason for refusal may be overcome by submitting a corrected version of description to replace the current description.

2. The reproductions of the design are represented faintly and unclearly in the wheel area.

Therefore, the reproductions are not sufficient to disclose fully the design as required in Article 103(2) of the Intellectual Property Law of Viet Nam.

This reason for refusal may be overcome by submitting the corrected version of reproductions. It must be noted that the new set of reproductions must not change the gist of the design.

3. The description includes the disclaimer, therefore the claimed object is not the whole article. Thus, the subject matter contained in the registration is not circulated independently, therefore it is not the object of protection as an industrial design as provided in Article 4(13) of the Intellectual Property Law of Viet Nam and in Article 21(2) of Circular No. 23/2023/TT-BKHCN.

This reason for refusal may be overcome if the registration holder submits a corrected version of description in which the disclaimer has been removed.

VI. Information relating to earlier industrial design(s):

VII. Corresponding essential provisions of the applicable law:

- Article 4(13) of the Intellectual Property Law of Viet Nam: An industrial design means the external appearance of a product or component that is intended to be assembled into a complex product. It is expressed through the shape, lines, colors, or the combination of these elements, and can be observed during the functional use of the product or complex product.

- **Article 103 of the Intellectual Property Law of Viet Nam** - Requirements on industrial design registration applications

2. The reproductions must fully define features of the industrial design to the extent that a person with average knowledge in the corresponding field can determine the industrial design.

3. The description of the industrial design shown in the reproductions must list the legends of the reproductions and list all features expressing the nature of the industrial design.

- **Article 21(2) of Circular No. 23/2023/TT-BKHCHN**: Herein a product is understood as an object, tool, device, or equipment, produced by industrial or handicraft methods, with a clear structure and function; a part to assemble into a complex product is a part that can circulate independently, can be detached from the complex product; a complex product is a product made up of many replaceable parts, which can be disassembled and reassembled. Products and parts for assembly, making up complex products below are collectively referred to as products, except for specific regulations.

VIII. Information relating to subsequent procedures:

- (i) Time limit for requesting review: 3 months from the sending date of this notification by IP Viet Nam
- (ii) Authority to which such request for review should be made:
Intellectual Property Office of Viet Nam (IP Viet Nam)
384-386, Nguyen Trai street, Thanh Xuan district, Ha Noi, Viet Nam
- (iii) The application for requesting review shall be filed through an authorized representative in Viet Nam.
- (iv) The application for requesting review should refer the corresponding application number in IP Viet Nam: 8-2025-00283.

IX. Date on which the refusal was pronounced: 20/11/2025

X. Signature or official seal by the Office:

By order of Director General

Deputy Director General



Nguyen Hoang Giang