



Request for Registration or Publication of Design(s)

When can I file a request for registration or publication?

You may request either registration or publication of each design in a design application. The request to either register or publish can be made at the same time you file your design application or at any time within six months of the priority date. Note that if no request to register or publish is filed within six months of the priority date, the design application will lapse. Be careful to request registration of all the designs you want registered at the same time, otherwise you may not be able to request registration of designs for which no registration request was filed.

The priority date of your design application will generally be the filing date of the application unless you have a claim to earlier priority from an overseas design application or a design excluded from an earlier Australian design application.

What is the difference between registration and publication?

Registered designs carry exclusive rights and can be enforced, but only if they have been examined and have a Certificate of examination. The exclusive rights of registered owners are detailed in Section 10 of the Designs Act 2003. Published designs do not give any rights.

How do I request registration or publication of my design?

- you may make your request when you file your new application; or
- you may complete the approved form Request for Registration or Publication of Design/s; or
- you may make your request in a letter, so long as you include all the required information.

NOTE: Timing applies to the making of the request, as indicated above.

No fees required for the request to register or publish.

What happens after my request has been received by the Designs Office?

After your request has been received, your application will be checked for registration formalities or fitness for publication, as appropriate. Note that five sets of representations need to be supplied to the Designs Office for registration or publication purposes.

The completed form should be sent to IP Australia, PO Box 200, Woden ACT, 2606.

If you require more information, please ring the Customer Service Network on 1300 651 010.