

**STATE INTELLECTUAL PROPERTY OFFICE  
OF THE REPUBLIC OF CROATIA**

**STATISTICAL REPORT ON THE INFRINGEMENTS  
OF INTELLECTUAL PROPERTY RIGHTS  
IN CROATIA**

**Report for 3Q/2011**

Zagreb, December 2011

<b>1. INTRODUCTION.....</b>	<b>1</b>
<b>2. PENAL LAW PROTECTION AND MISDEMEANOUR LAW PROTECTION .....</b>	<b>2</b>
<b>3. CUSTOMS ADMINISTRATION – DATA ON THE NUMBER OF INITIATED PROCEDURES, NUMBER OF GOODS AND PRODUCTS.....</b>	<b>4</b>
<b>4. STATE INSPECTORATE – DATA ON THE NUMBER OF PERFORMED INSPECTIONS AND THE NUMBER OF MOTIONS TO INDICT FOR INSTITUTING MISDEMEANOUR TRIALS .....</b>	<b>12</b>
<b>5. MINISTRY OF THE INTERIOR – DATA ON THE NUMBER OF CRIMINAL OFFENCES AND THE NUMBER OF PERSONS REPORTED .....</b>	<b>21</b>
<b>6. STATE ATTORNEY’S OFFICE – STATISTICAL DATA ON THE INFRINGEMENTS OF INTELLECTUAL PROPERTY RIGHTS.....</b>	<b>25</b>
<b>7. CRIMINAL COURTS.....</b>	<b>30</b>
<b>7.1. PENAL LAW SANCTIONS.....</b>	<b>30</b>
<b>7.2. MISDEMEANOUR DECISIONS AND SANCTIONS.....</b>	<b>37</b>
<b>8. ADMINISTRATIVE COURT AND COMERCIAL COURTS – DATA ON THE NUMBER OF CASES AND MANNER OF PROCESSING .....</b>	<b>45</b>
<b>9. DURATION OF THE PROCEDURE BEFORE COURTS .....</b>	<b>49</b>
<b>9.1. Duration of the procedure from filing of a criminal offence report .....</b>	<b>49</b>
<b>9.2. Duration of the procedure from filing of a misdemeanour report to the final court decision .....</b>	<b>50</b>
<b>9.3. Duration of the procedure before commercial courts .....</b>	<b>51</b>
<b>9.4. Duration of the procedure before Administrative Court.....</b>	<b>52</b>

## 1. INTRODUCTION

In compliance with the obligations of the Republic of Croatia to continually monitor statistical data relating to the enforcement of intellectual property rights, the methodology of data collection and preparation of statistical reports was adopted in 2008.

With the purpose of further developing and enhancing this methodology, an expert working group for statistics about implementing intellectual property rights was established in 2010. The working group has been active within the system of the Coordinating body for implementing intellectual property rights, established at the level of the Republic of Croatia in 2010, and organised by the Coordinating committee for the implementation of intellectual property rights.

The State intellectual property office pursues the coordination of statistical data collection, compilation and publication of statistical reports; data on the infringements of intellectual property rights are communicated to the State Attorney Office of the Republic of Croatia, Ministry of the Interior of the Republic of Croatia, Ministry of Finance-Customs Administration of the Republic of Croatia, Ministry of Justice of the Republic of Croatia and State Inspectorate of the Republic of Croatia.

The reports are showing data relating to the criminal, misdemeanour and civil procedures conducted before the competent bodies in the Republic of Croatia concerning the infringements of intellectual property rights, and the customs proceedings conducted against goods raising reasonable doubt of infringing intellectual property rights.

Such reports are prepared and published every three months (quarterly), and integral annual statistical reports are also published, containing collected data analyses in minute detail, as well.

The reports have regularly been published on the official Internet page of the State intellectual property office (<http://www.dziv.hr>)

## 2. PENAL LAW PROTECTION AND MISDEMEANOUR LAW PROTECTION

**Table 2.1.**  
**Data on the penal law protection of intellectual property rights**

Criminal Offences	Number of Criminal Cases									
	Total in 2010		First Quarter of 2011		Second Quarter of 2011		Third Quarter of 2011		Fourth Quarter of 2011	
	Received	Closed	Received	Closed	Received	Closed	Received	Closed	Received	Closed
Infringements of the rights of authors or of the rights of performers, Article 229 CC	13	6	1	0	1	1	0	0		
Unauthorized use of an author's work or of a performer's performance, Article 230 CC	190	183	25	25	19	24	18	16		
Infringement of the rights of producers of phonograms or videograms or the rights related to radio broadcastings, Article 231 CC	13	16	6	2	4	6	10	5		
Infringement of the rights conferred by an invention applied for or protected, Article 232 CC	1	0	0	0	0	1	1	0		
Infringement of the industrial property rights and unauthorized use of another person's firm, Article 285 CC	95	100	9	9	12	11	6	4		

**Table 2.2.**  
**Data on the misdemeanour law protection of intellectual property rights**

Misdemeanours	Number of the Misdemeanour Cases									
	Total in 2010		First Quarter of 2011		Second Quarter of 2011		Third Quarter of 2011		Fourth Quarter of 2011	
	Received	Closed	Received	Closed	Received	Closed	Received	Closed	Received	Closed
Infringement of the copyright provisions	<b>5.344</b>	<b>4.345</b>	1.632	1.092	1.546	1.074	1.650	826		
Infringement of the trademark provisions	<b>876</b>	<b>762</b>	19	59	24	45	198	41		
Infringement of the patent provisions	<b>13</b>	<b>12</b>	2	1	0	1	4	0		
Infringement of the industrial design provisions	<b>0</b>	<b>0</b>	0	0	0	0	0	0		
Infringements of the provisions on geographical indications and designations of origin of products and services	<b>13</b>	<b>6</b>	6	3	0	2	9	0		

### 3. CUSTOMS ADMINISTRATION – DATA ON THE NUMBER OF INITIATED PROCEDURES, NUMBER OF GOODS AND PRODUCTS

Table 3.1.

Statistical data on the type of procedures concerning the infringements of intellectual property rights - Customs Administration

Product type	Number of procedures	%	Number of products	%
<b>1. Foodstuffs, alcoholic and other beverages</b>	<b>0</b>	<b>0,00</b>	<b>0</b>	<b>0,00</b>
a) foodstuffs				
b) alcoholic beverages				
c) other beverages				
<b>2. Body care products</b>	<b>9</b>	<b>5,45</b>	<b>134</b>	<b>0,08</b>
a) perfumes and cosmetics	9	5,45	134	0,08
b) other products				
<b>3. Clothes and clothing accessories</b>	<b>75</b>	<b>45,45</b>	<b>113.492</b>	<b>70,33</b>
a) clothes	75	45,45	113.492	70,33
b) clothing accessories				
<b>4. Footwear</b>	<b>20</b>	<b>12,12</b>	<b>27.424</b>	<b>16,99</b>
a) sports footwear	11	6,67	17.193	10,65
b) other footwear	9	5,45	10.231	6,34
<b>5. Personal accessories</b>	<b>27</b>	<b>16,36</b>	<b>1.880</b>	<b>1,18</b>
a) sunglasses and prescription glasses	2	1,21	25	0,02
b) bags	17	10,30	157	0,10
c) watches	7	4,24	1.697	1,05
d) jewellery and other accessories	1	0,61	1	0,01
<b>6. Mobile phones, parts and implements</b>	<b>3</b>	<b>1,82</b>	<b>4</b>	<b>0,01</b>
a) mobile phones	3	1,82	4	0,01
b) parts and implements				
<b>7. Electrical / electronic and computer equipment</b>	<b>3</b>	<b>1,82</b>	<b>1.255</b>	<b>0,77</b>
a) audio/video devices including spare parts and implements	1	0,61	700	0,43

b) memory cards and sticks				
c) toners and inks				
d) computer equipment (hardware) including parts and implements	2	1,21	555	0,34
e) other equipment including accessories and spare parts				
<b>8. CDs, DVDs, cassettes and other data carriers</b>	<b>0</b>	<b>0,00</b>	<b>0</b>	<b>0,00</b>
a) recorded (music, film, programs, games)				
b) unrecorded				
<b>9. Toys, games and sports equipment</b>	<b>4</b>	<b>2,43</b>	<b>7.134</b>	<b>4,41</b>
a) toys	2	1,21	6.900	4,27
b) games (including electronic game consoles)	1	0,61	224	0,13
c) sports equipment (including leisure time equipment)	1	0,61	10	0,01
<b>10. Tobacco products</b>	<b>0</b>	<b>0,00</b>	<b>0</b>	<b>0,00</b>
a) cigarettes				
b) other tobacco products				
<b>11. Medical products</b>	<b>1</b>	<b>0,61</b>	<b>6</b>	<b>0,01</b>
<b>12. Other</b>	<b>23</b>	<b>13,94</b>	<b>10.034</b>	<b>6,22</b>
a) machines and tools	1	0,61	2.500	1,55
b) vehicles including parts and implements				
c) office supplies				
d) lighters	4	2,42	720	0,45
e) labels, stickers	1	0,61	314	0,19
f) textile products	4	2,42	2.035	1,26
g) packaging material	1	0,61	444	0,28
h) other	12	7,27	4.021	2,49
<b>TOTAL</b>	<b>165</b>	<b>100,00</b>	<b>161.363</b>	<b>100</b>

**Table 3.2.**

**Data on the number of procedures according to the types of products and result of the procedure in the third quarter of 2011 – Customs Administration**

Product type	Goods destroyed	Judicial proceedings	Goods released
<b>1. Foodstuffs, alcoholic and other beverages</b>	<b>0</b>	<b>0</b>	<b>0</b>
a) foodstuffs			
b) alcoholic beverages			
c) other beverages			
<b>2. Body care products</b>	<b>9</b>	<b>0</b>	<b>0</b>
a) perfumes and cosmetics	9		
b) other products			
<b>3. Clothes and clothing accessories</b>	<b>63</b>	<b>12</b>	<b>0</b>
a) clothes	63	12	
b) clothing accessories			
<b>4. Footwear</b>	<b>17</b>	<b>3</b>	
a) sports footwear	9	2	
b) other footwear	8	1	
<b>5. Personal accessories</b>	<b>17</b>	<b>7</b>	<b>3</b>
a) sunglasses and prescription glasses	2		
b) bags	12	3	2
c) watches	2	4	1
d) jewellery and other accessories	1		
<b>6. Mobile phones, parts and implements</b>	<b>3</b>	<b>1</b>	<b>0</b>
a) mobile phones	3	1	
b) parts and implements			
<b>7. Electric / electronic and computer equipment</b>	<b>3</b>	<b>0</b>	<b>0</b>
a) audio/video devices including parts and implements	1		
b) memory cards and sticks			



c) toners and inks			
d) computer equipment (hardware) including parts and implements	2		
e) other equipment including accessories and spare parts			
<b>8. CDs, DVDs, cassettes and other data carriers</b>	<b>0</b>	<b>0</b>	<b>0</b>
a) recorded (music, film, programs, games)			
b) unrecorded			
<b>9. Toys, games and sports equipment</b>	<b>1</b>	<b>3</b>	<b>0</b>
a) toys	1	1	
b) games (including electronic game consoles)		1	
c) sports equipment (including leisure time equipment)		1	
<b>10. Tobacco products</b>	<b>0</b>	<b>0</b>	<b>0</b>
a) cigarettes			
b) other tobacco products			
<b>11. Medical products</b>	<b>0</b>	<b>1</b>	<b>0</b>
<b>12. Other</b>	<b>6</b>	<b>13</b>	<b>3</b>
a) machines and tools			1
b) vehicles, including parts and implements			
c) office supplies			
d) lighters	3	1	
e) labels, stickers		1	
f) textile products	1	1	1
g) packaging material		1	
h) other	2	9	1
<b>TOTAL</b>	<b>119</b>	<b>40</b>	<b>6</b>

**Table 3.3.****Data on the number of doubtful products according to the type of goods and the result of proceedings in the third quarter of 2011 – Customs Administration**

<b>Product type</b>	<b>Goods destroyed</b>	<b>Goods released</b>	<b>Judicial proceedings</b>
<b>1. Foodstuffs, alcoholic and other beverages</b>	<b>0</b>	<b>0</b>	<b>0</b>
a) foodstuffs			
b) alcoholic beverages			
c) other beverages			
<b>2. Body care products</b>	<b>134</b>	<b>0</b>	<b>0</b>
a) perfumes and cosmetics	134		
b) other products			
<b>3. Clothes and clothing accessories</b>	<b>111.450</b>	<b>2.042</b>	<b>0</b>
a) clothes	111.450	2.042	
b) clothing accessories			
<b>4. Footwear</b>	<b>222.833</b>	<b>4.591</b>	<b>0</b>
a) sports footwear	12.615	4.578	
b) other footwear	10.218	13	
<b>5. Personal accessories</b>	<b>375</b>	<b>1.138</b>	<b>367</b>
a) sunglasses and prescription glasses	25		
b) bags	38	42	77
c) watches	311	1.096	290
d) jewellery and other accessories	1		
<b>6. Mobile phones, parts and implements</b>	<b>3</b>	<b>1</b>	<b>0</b>
a) mobile phones	3	1	
b) parts and implements			
<b>7. Electric / electronic and computer equipment</b>	<b>1.255</b>	<b>0</b>	<b>0</b>
a) audio/video devices including parts and implements	700		
b) memory cards and sticks			
c) toners and inks			

d) computer equipment (hardware) including parts and implements	555		
e) other equipment including accessories and spare parts			
<b>8. CDs, DVDs, cassettes and other data carriers</b>	<b>0</b>	<b>0</b>	<b>0</b>
a) recorded (music, film, programs, games)			
b) unrecorded			
<b>9. Toys, games and sports equipment</b>	<b>300</b>	<b>6.834</b>	<b>0</b>
a) toys	300	6.600	
b) games (including electronic game consoles)		224	
c) sports equipment (including leisure time equipment)		10	
<b>10. Tobacco products</b>	<b>0</b>	<b>0</b>	<b>0</b>
a) cigarettes			
b) other tobacco products			
<b>11. Medical products</b>	<b>0</b>	<b>6</b>	<b>0</b>
<b>12. Other</b>	<b>760</b>	<b>4.626</b>	<b>4.648</b>
a) machines and tools			2.500
b) vehicles including parts and implements			
c) office supplies			
d) lighters	545	175	
e) labels, stickers		314	
f) textile products	23	164	1.848
g) packaging material		444	
h) other	192	3.529	300
<b>TOTAL</b>	<b>137.100</b>	<b>19.238</b>	<b>5.015</b>

**Table 3.4.**

**Data on the value of destroyed goods expressed in euros, a proportion to the aggregate value according to types of goods in the third quarter of 2011 – Customs Administration**

<b>Product type</b>	<b>Value in €</b>	<b>%</b>
<b>1. Foodstuffs, alcoholic and other beverages</b>	<b>0,00</b>	<b>0,00</b>
a) foodstuffs		
b) alcoholic beverages		
c) other beverages		
<b>2. Body care products</b>	<b>10.225,35</b>	<b>0,00</b>
a) perfumes and cosmetics	10.225,35	
b) other products		
<b>3. Clothes and clothing accessories</b>	<b>7.225.352,75</b>	<b>0,00</b>
a) clothes	7.225.352,75	
b) clothing accessories		
<b>4. Footwear</b>	<b>2.356.303,54</b>	<b>0,00</b>
a) sports footwear	1.160.879,50	
b) other footwear	1.195.424,04	
<b>5. Personal accessories</b>	<b>63.132,60</b>	<b>0,00</b>
a) sunglasses and prescription glasses	2.811,60	
b) bags	51.421,00	
c) watches	8.650,00	
d) jewellery and other accessories	250,00	
<b>6. Mobile phones, parts and implements</b>	<b>1.473,81</b>	<b>0,00</b>
a) mobile phones	1.473,81	
b) parts and implements		
<b>7. Electric / electronic and computer equipment</b>	<b>9.505,10</b>	<b>0,00</b>
a) audio/video devices including parts and implements	3.500,00	
b) memory cards and sticks		
c) toners and inks		
d) computer programs (hardware) including parts and implements	6.005,10	

e) other equipment including accessories and spare parts		
<b>8. CDs, DVDs, cassettes and other data carriers</b>	<b>0,00</b>	<b>0,00</b>
a) recorded (music, film, programs, games)		
b) unrecorded		
<b>9. Toys, games and sports equipment</b>	<b>600,00</b>	<b>0,00</b>
a) toys	600,00	
b) games (including electronic game consoles)		
c) sports equipment (including leisure time equipment)		
<b>10. Tobacco products</b>	<b>0,00</b>	<b>0,00</b>
a) cigarettes		
b) other tobacco products		
<b>11. Medical products</b>	<b>0,00</b>	<b>0,00</b>
<b>12. Other</b>	<b>6.035,00</b>	<b>0,00</b>
a) machines and tools		
b) vehicles, including parts and implements		
c) office supplies		
d) lighters	545,00	
e) labels, stickers		
f) textile products	690,00	
g) packaging material		
h) other	4.800,00	
<b>TOTAL</b>	<b>9.672.628,15</b>	<b>0</b>

#### 4. STATE INSPECTORATE – DATA ON THE NUMBER OF PERFORMED INSPECTIONS AND THE NUMBER OF MOTIONS TO INDICT FOR INSTITUTING MISDEMEANOUR TRIALS

Table 4.1.

Data on the infringements of intellectual property rights in third quarter 2011 – State Inspectorate

Infringements of provisions		Number of carried out inspections	Number of indictments and misdemeanour reports
<b>TOTAL</b>		<b>2.438</b>	<b>342</b>
<b>Copyright</b>	Musical and cinematographic works	1.724*	24
	Computer programs		85
	Circulation and reproduction of books		0
<b>Total Copyright</b>		<b>1.724</b>	<b>109</b>
<b>Industrial Property</b>	Infringements of the trademark provisions	691	230
	Infringements of the patent provisions	2	1
	Infringements of the industrial design provisions	20	2
	Infringements of the provisions on geographical indications	1	0
<b>Total Industrial Property</b>		<b>714</b>	<b>233</b>

#### CRRA – Copyright and Related Rights Act

\*Since 01.01.2010 the Croatian State Inspectorate has been monitoring the **total number of completed supervisions** concerning copyright protection.

**Table 4.2.**  
**Inspections relating to the protection of copyright in computer programs - State Inspectorate**

Year	Number of inspections	Filed indictments and misdemeanour reports under the CRRA		Number of computers as inspected	Number of computers in which a computer program has been installed without the author's consent	Illegally installed computer programs as found	
		Number	%			Number of computer programs	Value in EUR
2005.	154	44	28,57	337	74	162	67.500,00
2006.	216	89	41,2	938	331	565	274.652,00
2007.	716	155	21,6	2.120	416	653	317.430,00
2008.	1.269	260	20,5	1.950	510	925	not available
2009.	1.642	253	15,4	3.156	434	907	not available
2010.	not available*	454	-	3.790	511	970	not available
First quarter of 2011	not available	148	-	1.863	171	389	not available
Second quarter of 2011	not available	192	-	1.155	219	425	not available
Third quarter of 2011	not available	85	-	676	82	158	not available
Fourth quarter of 2011							

CRRA – Copyright and Related Rights Act

**Table 4.3.**

**Inspections relating to the circulation of musical and cinematographic works recorded in audio and video carriers without the author's consent (pirated copies) - State Inspectorate**

Year	Number of indictments and/or misdemeanour procedures instituted under the CRRA	Audio and video carriers as temporarily seized	
		Number of pieces	Value in €
2005	23	2.469	10.954,44
2006	61	1.708	9.488,88
2007	228	3.565	15.020,83
2008	173	2.969	12.865,63
2009	163	1.960	7.573,90
2010	82	1.001	2.735,27
First quarter of 2011	5	29	32,87
Second quarter of 2011	62	389	436,84
Third quarter of 2011	24	100	48,24
Fourth quarter of 2011			

CRRA – Copyright and Related Rights Act

**Table 4.4.**

**Inspections of the circulation and reproduction of books without the author's and publisher's consent - State Inspectorate**

Year	Number of inspections	Number of indictments and misdemeanour reports under the CRRA	Provisionally detained goods - books	
			Number of pieces	Value in €
2006.	35	7	10	132
2007.	77	3	1	10
2008.	67	2	2	15
2009.	94	6	59	403,43
2010.	not available*	4	4	15,75
First quarter of 2011	not available*	0	0	0
Second quarter of 2011	not available*	0	0	0
Third quarter of 2011	not available*	0	0	0
Fourth quarter of 2011				

CRRA – Copyright and Related Rights Act

\*Since 01 January 2010 the Croatian State Inspectorate has been monitoring the **aggregate number of carried out supervisions** concerning copyright protection.



**Table 4.5.**

**Inspections of the circulation of products designated by a protected mark – a trademark, without a trademark holder’s consent (counterfeits)**

Year	Number of inspections	Number of indictments and misdemeanour reports under the TA		Provisionally detained goods	
		Number	%	Number of pieces	Value in €
2006.	2.486	329	13,23	47.643	248.348,61
2007.	2.020	277	13,71	18.001	205.977,50
2008.	2.878	325	11,29	42.704	158.323,80
2009.	2.271	224	9,86	30.032	251.327,24
2010.	2.547	415	16,29	11.735	107.559,59
First quarter of 2011	606	11	1,8	12.986	27.815,73
Second quarter of 2011	479	76	15,96	3.574	7.868,62
Third quarter of 2011	691	230	33,28	7.599	34.348,11
Fourth quarter of 2011					

TA –Trademark Act

**Table 4.6.**  
**Inspection concerning the circulation of products made according to a protected invention- State Inspectorate**

Year	Number of inspections	Number of indictments and misdemeanour reports under the IDA	Provisionally detained goods	
			Number of pieces	Value in €
2006.	540	18	364	2.527,77
2007.	3	0	0	0,00
2008.	7	4	282	1.905,40
2009.	32	3	16	71,87
2010.	41	2	2	120,54
First quarter of 2011	16	0	0	0,00
Second quarter of 2011	5	1	-	27.356,82
Third quarter of 2011	20	6	-	74,30
Fourth quarter of 2011				

IDA – Industrial Design Act

**Table 4.7.**  
**Inspections relating to the circulation of products made according to a protected invention – State Inspectorate**

Year	Number of inspections	Indictments brought under the PA	Provisionally detained goods	
			Number of pieces	Value in €
2006.	0	0	0	0,00
2007.	1	0	0	0,00
2008.	1	0	0	0,00
2009.	1	0	0	0,00
2010.	1	0	0	0,00
First quarter of 2011	0	0	0	0,00
Second quarter of 2011	0	0	0	0,00
Third quarter of 2011	2	1	-	1.689,05
Fourth quarter of 2011				

PA – Patent Act

**Table 4.8.**  
**Inspections relating to the circulation of products concerning the protection of geographical indications and designations of origin – State Inspectorate**

Year	Number of inspections	Misdemeanours identified in accordance with FA/ADOGIDTRAFP (since 2009)	Goods withdrawn from circulation	
			Number of pieces	Value in €
2006.	232	15	0	0,00
2007.	0	0	0	0,00
2008.	621	14	0	1.380,26
2009.	42	0	0	0,00
2010.	90	0	0	0,00
First quarter of 2011	4	0	0	0,00
Second quarter of 2011	3	1	0	0,00
Third quarter of 2011	1	0	0	0,00
Fourth quarter of 2011				

FA – Act of Food  
 ADOGIDTRAFP – Act on Designations of Origin, Geographical Indications and Designations of Traditional Reputation of Agricultural and Food Products

Table 4.9.

The types and number of pieces of provisionally detained goods under the Trademark Act – State Inspectorate

TYPE OF GOODS	First quarter of 2011			Second quarter of 2011			Third quarter of 2011			Fourth quarter of 2011		
	Pieces	%	Value in €	Pieces	%	Value in €	Pieces	%	Value in €	Pieces	%	Value in €
<b>1. Foodstuffs, alcoholic and other beverages</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>			
a) foodstuffs												
b) alcoholic beverages												
c) other beverages												
<b>2. Body care products</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>24</b>	<b>0,67</b>	<b>17,80</b>	<b>2</b>	<b>0,03</b>	<b>5,40</b>			
a) perfumes and cosmetics				15	0,42	12,32	2	0,03	5,40			
b) other products				9	0,25	5,48						
<b>3. Clothes and clothing accessories</b>	<b>12.950</b>	<b>99,72</b>	<b>27.717,10</b>	<b>435</b>	<b>12,15</b>	<b>2.756,43</b>	<b>6.176</b>	<b>81,28</b>	<b>16.962,97</b>			
a) clothes	3.053	23,51	18.715,46	311	8,69	1.640,68	436	5,74	7.065,00			
b) clothing accessories	9.897	76,21	9.001,64	124	3,46	1.115,75	5.740	75,54	8.897,97			
<b>4. Footwear</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>34</b>	<b>0,95</b>	<b>205,47</b>	<b>273</b>	<b>3,59</b>	<b>6.585,13</b>			
a) sports footwear				8	0,22	27,40	83	1,09	4.352,70			
b) other footwear				26	0,73	178,07	190	2,50	2.232,43			
<b>5. Personal accessories</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>212</b>	<b>5,93</b>	<b>1.787,12</b>	<b>580</b>	<b>7,64</b>	<b>5.104,05</b>			
a) sunglasses and prescription glasses				91	2,54	719,18	270	3,55	2.152,70			
b) bags				98	2,74	900,82	236	3,11	2.335,13			
c) watches				21	0,59	158,90	72	0,95	577,02			
d) jewellery and other accessories				2	0,06	8,22	2	0,03	39,19			
<b>6. Mobile phones, parts and implements</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>			
a) mobile phones												

b) parts and implements												
<b>7. Electric / electronic and computer equipment</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>6</b>	<b>0,17</b>	<b>465,34</b>	<b>0</b>	<b>0</b>	<b>0</b>			
a) audio/video devices including parts and implements												
b) memory cards and sticks												
c) toners and inks				6	0,17	465,34						
d) computer programs (hardware) including parts and implements												
e) other equipment including accessories and spare parts												
<b>8. CDs, DVDs, cassettes and other data carriers</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>			
a) recorded (music, film, programs, games)												
b) unrecorded												
<b>9. Toys, games and sports equipment</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2.834</b>	<b>79,19</b>	<b>2.430,27</b>	<b>63</b>	<b>0,83</b>	<b>229,73</b>			
a) toys				2.832	79,19	2.415,20	55	0,72	143,24			
b) games (including electronic game consoles)												
c) sports equipment (including leisure time equipment)				2	0,06	25,07	8	0,11	86,49			
<b>10. Tobacco products</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>			
a) cigarettes												
b) other tobacco products												
<b>11. Medical products</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>			
<b>12. Other</b>	<b>36</b>	<b>0,23</b>	<b>98,63</b>	<b>29</b>	<b>0,81</b>	<b>206,19</b>	<b>505</b>	<b>6,65</b>	<b>6.460,81</b>			
a) machines and tools												
b) vehicles, including parts and implements												
c) office supplies												

d) lighters												
e) labels, stickers												
f) textile products							9	0,12	175,67			
g) packaging material												
h) other	36	0,23	98,63	29	0,81	206,19	496	6,53	6.285,14			
<b>TOTAL</b>	<b>12.986</b>	<b>100</b>	<b>27.815,73</b>	<b>3.574</b>	<b>100</b>	<b>7.868,62</b>	<b>7.599</b>	<b>100</b>	<b>34.348,09</b>			

## 5. MINISTRY OF THE INTERIOR – DATA ON THE NUMBER OF CRIMINAL OFFENCES AND THE NUMBER OF PERSONS REPORTED

Table 5.1.

Statistical data on the infringements of intellectual property rights – Ministry of the Interior

		The number of criminal offences and the number of persons reported for infringing intellectual property rights										
Criminal offences		2010.	First quarter of 2011*		Second quarter of 2011		Third quarter of 2011		Fourth quarter of 2011		TOTAL 2011.	
			Criminal offences	Reported persons	Criminal offences	Reported persons	Criminal offences	Reported persons	Criminal offences	Reported persons	Criminal offences	Reported persons
Infringements of copyrights	Infringements of the rights of authors or of the rights of performers, Article 229 CC	1	0	0	0	0	0	0				
	Unauthorized use of an author's work or of a performer's performance, Article 230 CC	129	45	26	85 40	57 31	47	39				
	Infringement of the rights of producers of phonograms or videograms or the rights related to radio broadcastings, Article 231 CC	18	27	7 0	46 19	0	16	2				
<b>Total copyrights</b>		<b>148</b>	<b>72</b>	<b>33 26</b>	<b>59</b>	<b>31</b>	<b>63</b>	<b>41</b>				
Infringements of industrial property rights	Infringement of the rights conferred by an invention applied for or protected, Article 232 CC	5	1	0 1	4 0	3 2	0	0				
	Infringement of the industrial property rights and unauthorized use of another person's firm, Article 285 CC	86	85	35	97 12	42 7	35	24				
	<b>Total industrial property rights</b>	<b>91</b>	<b>86</b>	<b>35 36</b>	<b>98 12</b>	<b>45 9</b>	<b>35</b>	<b>24</b>				
<b>Total</b>		<b>239</b>	<b>158</b>	<b>68 62</b>	<b>229 71</b>	<b>102 40</b>	<b>98</b>	<b>65</b>				

\* From 01.01.2011.g. reported data on the number of criminal offences and number of persons reported. The perpetrators of multiple offenses recorded only once, for the most serious offense

Note: Items marked in red are corrected and subsequently submitted

**Table 5.2.**

**The number of provisionally detained products and their proportion in the aggregate number according to the type of goods – Ministry of the Interior**

Product Type	First quarter of 2011		Second quarter of 2011		Third quarter of 2011		Fourth quarter of 2011	
	Number of products	%	Number of products	%	Number of products	%	Number of products	%
<b>1. Foodstuffs, alcoholic and other beverages</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>		
a) foodstuffs								
b) alcoholic beverages								
c) other beverages								
<b>2. Body care products</b>	<b>0</b>	<b>0,0</b>	<b>1</b>	<b>0,15</b>	<b>0</b>	<b>0,0</b>		
a) perfumes and cosmetics								
b) other products								
<b>3. Clothes and clothing accessories</b>	<b>198</b>	<b>49,37</b>	<b>358</b>	<b>49,51</b>	<b>321</b>	<b>23,19</b>		
a) clothes	175	43,64	344	47,58	201	14,52		
b) clothing accessories	23	5,73	14	1,93	120	8,67		
<b>4. Footwear</b>	<b>63</b>	<b>15,71</b>	<b>16</b>	<b>2,21</b>	<b>100</b>	<b>7,22</b>		
a) sports footwear	63	15,71	7	0,97				
b) other footwear			9	1,24	100	7,22		
<b>5. Personal accessories</b>	<b>140</b>	<b>34,91</b>	<b>348</b>	<b>48,13</b>	<b>546</b>	<b>39,45</b>		
a) sunglasses and prescription glasses	47	11,72	66	9,13	344	24,86		
b) bags	3	0,75	30	4,15	123	8,89		
c) watches			6	0,83	41	2,96		



d) jewellery and other accessories	90	22,44	246	34,02	38	2,74		
<b>6. Mobile phones, parts and implements</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>		
a) mobile phones								
b) parts and implements								
<b>7. Electric / electronic and computer equipment</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>	<b>15</b>	<b>1,08</b>		
a) audio/video devices including parts and implements					6	0,43		
b) memory cards and sticks					1	0,07		
c) toners and inks								
d) computer programs (hardware) including parts and implements					8	0,58		
e) other equipment including accessories and spare parts								
<b>8. CDs, DVDs, cassettes and other data carriers</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>	<b>402</b>	<b>29,05</b>		
a) recorded (music, film, programs, games)					369	26,67		
b) unrecorded					33	2,38		
<b>9. Toys, games and sports equipment</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>		
a) toys								
b) games (including electronic game consoles)								

c) sports equipment (including leisure time equipment)								
<b>10. Tobacco products</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>		
a) cigarettes								
b) other tobacco products								
<b>11. Medical products</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>		
<b>12. Other</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>	<b>0</b>	<b>0,0</b>		
a) machines and tools								
b) vehicles, including parts and implements								
c) office supplies								
d) lighters								
e) labels, stickers								
f) textile products								
g) packaging material								
h) other								
<b>TOTAL</b>	<b>401</b>	<b>100,0</b>	<b>723</b>	<b>100,0</b>	<b>1.384</b>	<b>100,0</b>		

## 6. STATE ATTORNEY'S OFFICE – STATISTICAL DATA ON THE INFRINGEMENTS OF INTELLECTUAL PROPERTY RIGHTS

Table 6.1.

Adult persons reported according to legal forms of decisions on criminal offences -Infringement of the rights of authors or of the rights of performers, Art. 229 CC – State Attorney Office

	Reported total	Of these reported by MOI*	Known offenders				Unknown offenders	
			Total cases closed	Report rejected	Investigation	Indictment filed		Total pending cases*
TOTAL								
2006.	6		6	3	0	3		0
2007.	8		8	4	0	4		0
2008.	2		2	0	0	2		0
2009.	2		1	0	0	0		1
2010.	9		9	0	0	0		0
First quarter of 2011.	2	1	2	1	0	0	0	0
Second quarter of 2011.	0	0	0	0	0	0	0	0
Third quarter of 2011.	0	0	0	0	0	0	0	0
Fourth quarter of 2011.								

\* From 01.01.2011.g separately presenting data on the number of offenders for infringement of intellectual property rights by Ministry of Interior, and the number of pending applications for known offenders

**Table 6.2.**

**Adult persons reported according to legal forms of decisions on criminal offences: Unauthorized use of an author's work or of a performer's performance, Art. 230 CC – State Attorney Office**

	Reported total	Of these reported by MOI*	Known offenders				Unknown offenders	
			Total cases closed	Report rejected	Investigation	Indictment filed		Total pending cases*
TOTAL								
2006.	354		327	55	0	272		27
2007.	266		249	52	0	197		17
2008.	264		264	54	0	225		0
2009.	132		132	17	0	95		0
2010.	124		123	9	0	41		1
First quarter of 2011.	36	35	32	6	2	26	4	0
Second quarter of 2011.	46	24	31	3	3	22	15	0
Third quarter of 2011.	57	37	37	12	0	25	20	0
Fourth quarter of 2011.								

\*From 01.01.2011.g separately presenting data on the number of offenders for infringement of intellectual property rights by Ministry of Interior, and the number of pending applications for known offenders

**Table 6.3.****Reported adult persons according to legal form of decisions taken on a criminal offence -Infringement of the rights of producers of phonograms or videograms or the rights related to radio broadcastings, Art. 231 CC - State attorney's office**

	Reported total	Of these reported by MOI*	Known offenders				Unknown offenders	
			Total cases closed	Report rejected	Investigation	Indictment filed		Total pending cases*
TOTAL								
2006.	18		18	3	0	15		0
2007.	12		12	1	0	11		0
2008.	14		14	1	0	13		0
2009.	1		1	0	0	1		0
2010.	8		8	1	0	4		0
First quarter of 2011.	3	3	3	0	0	3	0	0
Second quarter of 2011.	1	1	1	0	0	1	0	0
Third quarter of 2011.	19	11	6	4	0	2	13	0
Fourth quarter of 2011.								

\*From 01.01.2011.g separately presenting data on the number of offenders for infringement of intellectual property rights by Ministry of Interior, and the number of pending applications for known offenders

**Table 6.4.****Trends of adult persons reported for criminal offence: Infringement of the right conferred by an invention applied for or protected, Art. 232 CC, - State Attorney Office**

	Reported total	Of these reported by MOI*	Known offenders					Unknown offenders
			Total cases closed	Report rejected	Investigation	Indictment filed	Total pending cases*	
TOTAL								
2006.	5		5	5	0	0		0
2007.	4		4	0	0	4		0
2008.	0		0	0	0	0		0
2009.	0		0	0	0	0		0
2010.	0		0	0	0	0		0
First quarter of 2011.	2	0	0	0	0	0	2	0
Second quarter of 2011.	2	0	0	0	0	0	2	0
Third quarter of 2011.	0	0	0	0	0	0	0	0
Fourth quarter of 2011.								

\*From 01.01.2011.g separately presenting data on the number of offenders for infringement of intellectual property rights by Ministry of Interior, and the number of pending applications for known offenders

**Table 6.5.****Adult persons reported according to legal form of decisions on a criminal offence: Infringement of the industrial property rights and an unauthorized use of another person's property, Art. 285 CC - State Attorney Office**

	Reported total	Of these reported by MOI*	Known offenders					Unknown offenders
			Total cases closed	Report rejected	Investigation	Indictment filed	Total pending cases*	
TOTAL								
2006.	133		131	16	0	115		2
2007.	122		117	16	0	101		5
2008.	130		130	28	0	102		0
2009.	31		26	4	0	22		5
2010.	13		13	0	0	6		0
First quarter of 2011.	26	19	9	1	1	7	17	0
Second quarter of 2011.	20	12	19	8	0	11	1	0
Third quarter of 2011.	38	27	20	6	2	12	18	0
Fourth quarter of 2011.								

\*From 01.01.2011.g separately presenting data on the number of offenders for infringement of intellectual property rights by Ministry of Interior, and the number of pending applications for known offenders

## 7. CRIMINAL COURTS

### 7.1. PENAL LAW SANCTIONS

**Table 7.1.1.**

**Data on the types of judicial decisions concerning perpetrators of criminal offences, infringements of intellectual property rights for the third quarter of 2011**

	Persons accused Total	Persons found guilty	Not found guilty			
			Suspension of the criminal procedure	Acquittal	Refusal	Mentally incompetent persons
<b>Total</b>	<b>26</b>	<b>21</b>	<b>2</b>	<b>1</b>	<b>2</b>	<b>0</b>
Infringements of the authors' or of the performers' rights, Article 229 CC	0	0	0	0	0	0
Unauthorized use of an author's work or of a performer's performance, Article 230 CC	17	12	2	1	2	0
Infringement of the rights of producers of phonograms or videograms or the rights related to radio broadcastings, Article 231 CC	5	5	0	0	0	0
Infringement of the rights conferred by an invention applied for or protected, Article 232 CC	0	0	0	0	0	0
Infringement of the industrial property rights and unauthorized use of another person's firm, Article 285 CC	4	4	0	0	0	0



**Table 7.1.2.**

**Convicted persons by sanctions imposed in accordance with Art. 230 CC (copyright – pirated goods)  
Imprisonments as imposed**

	Unconditional imprisonment						Conditional imprisonment						
	Total	6-12 months	3-6 months	2-3 months	1-2 months	30 days	Total	1-2 years	6-12 months	3-6 months	2-3 months	1-2 months	30 days
2010	4	2	1	0	0	1	76	16	23	26	8	2	1
First quarter of 2011	3	0	3	0	0	0	12	4	3	3	2	0	0
Second quarter of 2011	0	0	0	0	0	0	13	6	6	0	0	1	0
Third quarter of 2011	0	0	0	0	0	0	8	4	2	1	0	0	1
Fourth quarter of 2011													

**Table 7.1.3.**

**Convicted persons by sanctions imposed in accordance with Art. 230 CC (copyright – pirated goods)  
Fines and other sanctions as imposed**

	Unconditional fine (expressed in daily incomes)					Conditional fine (expressed in daily incomes)					Other sanctions		
	Total	10 to 25	51 to 50	76 to 100	101 to 150	Total	10 to 25	26 to 50	51 to 75	76 to 100	Judicial admonition	Educational measures	Suspension of juvenile prison
2010	43	35	6	2	0	4	3	1	0	0	0	0	0
First quarter of 2011	2	1	1	0	0	0	0	0	0	0	0	0	0
Second quarter of 2011	6	5	1	0	0	0	0	0	0	0	0	0	0
Third quarter of 2011	4	3	1	0	0	0	0	0	0	0	0	0	0
Fourth quarter of 2011													

**Table 7.1.4.**

**Convicted persons by sanctions imposed in accordance with Art. 285 CC (industrial property right)  
Imprisonments as imposed**

	Unconditional imprisonment				Conditional imprisonment					
	Total	6-12 months	2-3 months	30 days	Total	1-2 years	3-6 months	2-3 months	1-2 months	30 days
2010	2	0	2	0	39	12	17	5	3	2
First quarter of 2011	0	0	0	0	3	1	1	1	0	0
Second quarter of 2011	0	0	0	0	3	0	0	1	1	1
Third quarter of 2011	0	0	0	0	3	1	2	0	0	0
Fourth quarter of 2011										

**Table 7.1.5.**

**Convicted persons by sanctions imposed in accordance with Art. 285 CC (industrial property right)  
Fines and other sanctions as imposed**

	Unconditional fine (expressed in daily incomes)							Other sanctions		
	Total	10 to 25	26 to 75	101 to 150	10 to 25	26 to 50	51 to 75	Judicial admonition	Educational measures	Suspension of juvenile prison
2010	40	17	2	1	6	14	0	0	0	0
First quarter of 2011	5	2	0	1	0	1	1	0	0	0
Second quarter of 2011	6	1	1	2	1	1	0	0	0	0
Third quarter of 2011	0	0	0	0	0	0	0	0	0	0
Fourth quarter of 2011										

**Table 7.1.6.**

**Convicted persons by sanctions imposed for other infringements – right conferred by an invention applied for or protected and other infringements (Article 229, Article 231, Article 232 of the Criminal Code)  
Sanctions as imposed**

	Conditional imprisonment						Unconditional fine (expressed in daily incomes)					
	Total	6-12 months	3-6 months	2-3 months	1-2 months	30 days	Total	10 to 25	26 to 50	51 to 75	76 to 100	101 to 150
<b>2010</b>	<b>1</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>14</b>	<b>6</b>	<b>6</b>	<b>0</b>	<b>1</b>	<b>1</b>
First quarter of 2011	1	0	0	1	0	0	0	0	0	0	0	0
Second quarter of 2011	2	1	0	0	1	0	2	0	2	0	0	0
Third quarter of 2011	4	3	1	0	0	0	0	0	0	0	0	0
Fourth quarter of 2011												

**Table 7.1.7.**

The number of judicial procedures in which a security measure comprising the seizure of objects and a special measure comprising the seizure of material gain were imposed – persons convicted for the infringements of copyright (pirated copies) - Art. 230 CC

	A security measure comprising the seizure of objects imposed	Material gain seized
<b>Total 2010</b>	50	3
First quarter of 2011	7	0
Second quarter of 2011	16	1
Third quarter of 2011	3	2
Fourth quarter of 2011		

**Table 7.1.8.**

The number of judicial proceedings imposing a security measure of seizing goods and a special measure of seizing economic benefits – persons convicted for the infringements of industrial property rights - Art. 285 CC

	Security measures			Material gain seized
	Total	Seizure of goods	Expulsion of aliens	
<b>Total 2010</b>	<b>49</b>	49	0	0
First quarter of 2011	1	1	0	0
Second quarter of 2011	5	5	0	0
Third quarter of 2011	2	2	0	0
Fourth quarter of 2011				

**Table 7.1.9.**

**Account of fines imposed on perpetrators of a criminal offence concerning copyright infringement – pirated copies ( Article 230 CC)**

		TOTAL	10 to 25 DI	26 to 50 DI	51 to 75 DI	76 to 100 DI	101 to 150 DI
			HRK 2.905	HRK 6.308	HRK 10.458	HRK 14.608	HRK 20.750
First quarter of 2011	HRK	<b>10.647,00</b>	1.757,00	8.890,00	0,00	0,00	0,00
	EUR	<b>1.466,53</b>	242,01	1.224,52	0,00	0,00	0,00
Second quarter of 2011	HRK	<b>24.853,00</b>	15.463,00	9.390,00	0,00	0,00	0,00
	EUR	<b>3.423,30</b>	2.129,90	1.293,40	0,00	0,00	0,00
Third quarter of 2011	HRK	<b>16.655,00</b>	6.300,00	10.355,00	0,00	0,00	0,00
	EUR	<b>2.294,07</b>	867,70	1.426,30	0,00	0,00	0,00
Fourth quarter of 2011	HRK						
	EUR						

1 EUR = 7,26 HRK

D.I. - a fine expressed in daily incomes (average daily income in the Republic of Croatia)

**Table 7.1.10.**

**Account of fines imposed on a perpetrator of criminal offence concerning infringements of industrial property rights - Article 285 CC**

		TOTAL	10 to 25 DI	26 to 50 DI	51 to 75 DI	76 to 100 DI	101 to 150 DI
			HRK 2.905	HRK 6.308	HRK 10.458	HRK 14.608	HRK 20.750
First quarter of 2011	HRK	<b>26.458,53</b>	7.112,00	10.890,00	0,00	8.456,53	0,00
	EUR	<b>3.644,42</b>	979,61	1.500,00	0,00	1.164,81	0,00
Second quarter of 2011	HRK	<b>79.820,00</b>	5.460,00	9.100,00	0,00	29.120,00	36.140,00
	EUR	<b>10.994,49</b>	752,07	1.253,44	0,00	4.011,02	4.977,96
Third quarter of 2011	HRK	<b>0,00</b>	0,00	0,00	0,00	0,00	0,00
	EUR	<b>0,00</b>	0,00	0,00	0,00	0,00	0,00
Fourth quarter of 2011	HRK						
	EUR						

1 EUR = 7,26 HRK

D.I. - a fine expressed in daily incomes (average daily income in the Republic of Croatia)

**Table 7.1.11.**

**Account of fines imposed on a perpetrator of criminal offence concerning infringements of the rights conferred by a protected invention and other infringements - Article 232 CC**

		TOTAL	10 to 25 DI	26 to 50 DI	51 to 75 DI	76 to 100 DI	101 to 150 DI
			HRK 2.905	HRK 6.308	HRK 10.458	HRK 14.608	HRK 20.750
First quarter of 2011	HRK	<b>0,00</b>	0,00	0,00	0,00	0,00	0,00
	EUR	<b>0,00</b>	0,00	0,00	0,00	0,00	0,00
Second quarter of 2011	HRK	<b>0,00</b>	0,00	0,00	0,00	0,00	0,00
	EUR	<b>0,00</b>	0,00	0,00	0,00	0,00	0,00
Third quarter of 2011	HRK	<b>0,00</b>	0,00	0,00	0,00	0,00	0,00
	EUR						
Fourth quarter of 2011	HRK						
	EUR						

1 EUR = 7,26 HRK

D.I. - a fine expressed in daily incomes (average daily income in the Republic of Croatia)

## 7.2. MISDEMEANOUR DECISIONS AND SANCTIONS

**Table 7.2.1.**

**Data on the types of court decisions issued against perpetrators of offences in the field of intellectual property in the third quarter of 2011**

Infringement of provisions	Accused	Found guilty	Suspension of the misdemeanour procedure		Protective measures
			Total	Limitation	
<b>Total</b>	<b>935</b>	<b>568</b>	<b>297</b>	<b>40</b>	<b>30</b>
Infringement of the copyright provisions	867	534	288	40	5
Infringement of the trademark provisions	68	34	9	0	25
Infringement of the patent provisions	0	0	0	0	0
Infringement of the industrial design provisions	0	0	0	0	0
Infringement of the provisions on geographical indications	0	0	0	0	0

**Table 7.2.2.**  
**Misdemeanour procedures relating to the copyright law infringements (natural persons)**

	Accused	Found guilty	Sanctions imposed		
			Imprisonment	Fine	Reprimand/ Admonition
<b>TOTAL 2010</b>	3.083	1.954	1	1.875	78
<b>First quarter of 2011</b>	1.741	931	3	807	21
<b>Second quarter of 2011</b>	1.053	672	0	666	6
<b>Third quarter of 2011</b>	674	383	0	382	1
<b>Fourth quarter of 2011</b>					

**Table 7.2.3.**  
**Misdemeanour procedures relating to the copyright law infringements (legal and responsible persons)**

	Accused	Found responsible	Sanctions imposed	
			Fine	Reprimand/Admonition
<b>TOTAL 2010</b>	2.126	1.400	1.355	22
<b>First quarter of 2011</b>	660	423	416	7
<b>Second quarter of 2011</b>	577	331	315	16
<b>Third quarter of 2011</b>	363	202	193	9
<b>Fourth quarter of 2011</b>				



**Table 7.2.4.**

**Misdemeanour procedures relating to the trademark law infringements and of other symbols (natural persons)**

	Accused	Found guilty	Sanctions imposed		
			Imprisonment	Fine	Reprimand/ Admonition
<b>TOTAL 2010</b>	348	171	0	136	35
<b>First quarter of 2011</b>	51	41	0	41	0
<b>Second quarter of 2011</b>	52	37	0	35	2
<b>Third quarter of 2011</b>	74	29	0	29	0
<b>Fourth quarter of 2011</b>					

**Table 7.2.5.**

**Misdemeanour procedures relating to the trademark law infringements and of other symbols (legal and responsible persons)**

	Accused	Found responsible	Sanctions imposed	
			Fine	Reprimand/Admonition
<b>TOTAL 2010</b>	49	57	54	3
<b>First quarter of 2011</b>	24	18	18	0
<b>Second quarter of 2011</b>	19	16	14	2
<b>Third quarter of 2011</b>	8	8	8	0
<b>Fourth quarter of 2011</b>				

**Table 7.2.6.**

**Misdemeanour procedures relating to the patent law infringements and of technical improvements (adult persons)**

	Accused	Found guilty	Sanctions imposed		
			Imprisonment	Fine	Reprimand/ Admonition
<b>TOTAL 2010</b>	8	1	0	1	0
<b>First quarter of 2011</b>	0	0	0	0	0
<b>Second quarter of 2011</b>	1	1	0	1	0
<b>Third quarter of 2011</b>	0	0	0	0	0
<b>Fourth quarter of 2011</b>					

**Table 7.2.7.**

**Misdemeanour procedures relating to the patent law infringements and of technical improvements (legal and responsible persons)**

	Accused	Found responsible	Sanctions imposed	
			Fine	Reprimand/Admonition
<b>TOTAL 2010</b>	12	12	12	0
<b>First quarter of 2011</b>	2	2	0	0
<b>Second quarter of 2011</b>	1	1	1	0
<b>Third quarter of 2011</b>	0	0	0	0
<b>Fourth quarter of 2011</b>				

**Table 7.2.8.**  
**Fines in HRK relating to the copyright law infringements (natural persons)**

	<b>TOTAL</b>	<b>Up to 500</b>	<b>501 to 1 000</b>	<b>1 001 to 5 000</b>	<b>5 001 to 10 000</b>	<b>10 001 to 20 000</b>
<b>TOTAL 2010</b>	1.875	136	564	1056	101	18
<b>First quarter of 2011</b>	807	74	218	467	44	4
<b>Second quarter of 2011</b>	666	30	210	394	30	2
<b>Third quarter of 2011</b>	382	10	119	229	22	2
<b>Fourth quarter of 2011</b>						

**Table 7.2.9.**  
**Fines in HRK relating to the copyright law infringements (legal and responsible persons)**

	<b>TOTAL</b>	<b>300 to 500</b>	<b>501 to 1 000</b>	<b>1 001 to 5 000</b>	<b>5 001 to 10 000</b>	<b>10 001 to 20 000</b>	<b>More than 20 000</b>
<b>TOTAL 2010</b>	1.355	139	272	793	115	22	14
<b>First quarter of 2011</b>	416	11	93	288	19	5	0
<b>Second quarter of 2011</b>	315	13	45	235	21	1	0
<b>Third quarter of 2011</b>	193	5	17	152	17	0	2
<b>Fourth quarter of 2011</b>							

**Table 7.2.10.**

**Fines in HRK relating to the trademark law infringements and of other symbols (natural persons)**

	<b>TOTAL</b>	<b>Up to 500</b>	<b>501 to 1 000</b>	<b>1 001 to 5 000</b>	<b>5 001 to 10 000</b>	<b>10 001 to 20 000</b>
<b>TOTAL 2010</b>	288	24	45	205	13	1
<b>First quarter of 2011</b>	41	15	6	19	0	1
<b>Second quarter of 2011</b>	35	12	3	20	0	0
<b>Third quarter of 2011</b>	29	2	3	24	0	0
<b>Fourth quarter of 2011</b>						

**Table 7.2.11.**

**Fines in HRK relating to the trademark law infringements and of other symbols (legal and responsible persons)**

	<b>TOTAL</b>	<b>300 to 500</b>	<b>501 to 1 000</b>	<b>1 001 to 5 000</b>	<b>5 001 to 10 000</b>	<b>10 001 to 20 000</b>	<b>More than 20 000</b>
<b>TOTAL 2010</b>	134	4	8	67	38	10	7
<b>First quarter of 2011</b>	18	1	2	11	2	1	1
<b>Second quarter of 2011</b>	14	0	0	11	2	1	0
<b>Third quarter of 2011</b>	8	0	0	5	1	1	1
<b>Fourth quarter of 2011</b>							

**Table 7.2.12.**

**Fines in HRK relating to the patent law infringements and of technical improvements (adult persons)**

	TOTAL	Up to 500	501 to 1 000	1 001 to 5 000	5 001 to 10 000	10 001 to 20 000
<b>TOTAL 2010</b>	1	0	0	1	0	0
<b>First quarter of 2011</b>	0	0	0	0	0	0
<b>Second quarter of 2011</b>	1	0	0	1	0	0
<b>Third quarter of 2011</b>	0	0	0	0	0	0
<b>Fourth quarter of 2011</b>						

**Table 7.2.13.**

**Fines in HRK relating to the patent law infringements and of technical improvements (legal and responsible persons)**

	TOTAL	300 to 500	501 to 1 000	1 001 to 5 000	5 001 to 10 000	10 001 to 20 000	More than 20 000
<b>TOTAL 2010</b>	12	0	2	10	0	0	0
<b>First quarter of 2011</b>	2	1	0	1	0	0	0
<b>Second quarter of 2011</b>	1	0	0	0	0	0	1
<b>Third quarter of 2011</b>	0	0	0	0	0	0	0
<b>Fourth quarter of 2011</b>							

**Table 7.2.14.**  
**Juvenile delinquents – infringement of the copyright provisions**

	<b>CRIMINAL PROCEDURE</b>	<b>MISDEMEANOUR PRODECURE</b>
<b>TOTAL IN 2010</b>	<b>0</b>	<b>0</b>
<b>First quarter of 2011</b>	0	0
<b>Second quarter of 2011</b>	0	0
<b>Third quarter of 2011</b>	0	0
<b>Fourth quarter of 2011</b>		

## 8. ADMINISTRATIVE COURT AND COMERCIAL COURTS – DATA ON THE NUMBER OF CASES AND MANNER OF PROCESSING

Table 8.1.  
Cases before the Administrative Court (the third quarter of 2011)

TYPE OF DISPUTE	PENDING at the beginning of the period	RECEIVED	TYPES OF DECISIONS					PENDING at the end of the period
			ACCEPTED	REFUSED	SUSPENSION	REJECTION	TOTAL	
TRADEMARKS	70	0	4	17	0	4	25	45
PATENTS	7	0	0	0	0	0	0	7
INDUSTRIAL DESIGNS	4	0	0	0	0	0	0	4
<b>SVEUKUPNO</b>	<b>81</b>	<b>0</b>	<b>4</b>	<b>17</b>	<b>0</b>	<b>4</b>	<b>25</b>	<b>56</b>

**Table 8.2.**  
**Cases before commercial courts (the third quarter of 2011)**

COMMERCIAL COURT	NUMBER OF CASES PENDING AT THE BEGINNING OF THE REPORTING PERIOD	NUMBER OF CASES RECEIVED	NUMBER OF CASES CLOSED										NUMBER OF CASES PENDING AT THE END OF THE REPORTING PERIOD	
			TOTAL	JUDGMENT BASED ON HEARING	CONSENT JUDGMENT	DEFAULT JUDGMENT	JUDGMENT IN ABSENCE	JUDGMENT WITHOUT HEARING	JUDGMENT BASED ON WAIVER	SETTLEMENT	REJECTION	REFERRAL TO ANOTHER COURT		OTHERWISE
Zagreb	796	158	98	21	1	56						1	19	856
%			100	21,43	1,02	57,14	0,0	0,0	0,0	0,0	0,0	1,02	19,39	
Rijeka	114	67	55	4		43							8	126
%			100	7,27	0,0	78,18	0,0	0,0	0,0	0,0	0,0	0,0	14,55	
Split	287	61	121	51	1	56			1				12	227
%			100	42,15	0,83	46,28	0,0	0,0	0,83	0,0	0,0	0,0	9,92	
Osijek	39	34	26	21	1	1							3	47
%			100	80,77	3,85	3,85	0,0	0,0	0,0	0,0	0,0	0,0	11,54	



**Table 8.3.**  
**Cases before commercial courts – consolidated (the third quarter of 2011)**

	TYPE OF INFRINGEMENT	NUMBER OF CASES PENDING AT THE BEGINNING OF THE REPORTING PERIOD	NUMBER OF CASES RECEIVED	PROVISIONAL MEASURES AND PRELIMINARY MEASURES	CLAIM			MANNER OF CLOSING A CASE										CASES CLOSED TOTAL	NUMBER OF CASES PENDING AT THE END OF THE REPORTING PERIOD	
					ACCEPTED	REFUSED	PARTIALLY ACCEPTED	BY A JUDGMENT	JUDGMENT BY CONFESSION	JUDGMENT WITHOUT A HEARING	JUDGMENT BY WAIVER	JUDGMENT BY DEFAULT	JUDGMENT BY ABSENCE	SETTLEMENT	REJECTION	OTHERWISE	REFERRAL TO ANOTHER COURT			
					4	5	6	7	8	9	10	11	12	13	14	15	16			17
<b>COMMERCIAL COURTS TOTAL</b>	TRADEMARK	65	8	0	1	1	1	2	0	0	0	1	0	0	0	0	0	3	70	
	PATENT	9	2	0	0	1	0	0	0	0	0	0	0	0	0	1	0	1	10	
	INDUSTRIAL DESIGN	20	3	0	0	0	0	0	0	0	0	0	0	0	0	1	0	1	22	
	GEOGRAPHICAL INDICATION	13	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	13	
	COPYRIGHT	COLLECTIVE	980	293	0	188	0	1	91	3	0	1	154	0	0	0	40	1	290	983
		INDIVIDUAL	141	13	0	4	1	0	2	0	0	0	1	0	0	0	2	0	5	149
	OTHER	8	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	9
TOTAL	1.236	320	0	193	3	2	95	3	0	1	156	0	0	0	44	1	300	1.256		

**Table 8.4.**  
**Cases before the High Commercial Court (the third quarter of 2011)**

THE HIGH COMMERCIAL COURT	NUMBER OF CASES PENDING AT THE BEGINNING OF THE REPORTING PERIOD	NUMBER OF CASES RECEIVED	NUMBER OF CASES CLOSED								NUMBER OF CASES PENDING AT THE END OF THE REPORTING PERIOD
			TOTAL	CONFIRMED	MODIFIED	JUDGEMENT ABOLISHED		REJECTION	DISCONTINUATION	OTHERWISE	
						VIOLATION OF PROCEDURAL RULES	FACTUAL SITUATION ESTABLISHED INCORRECTLY AND INSUFFICIENTLY				
	413	30	58	50	1	3	0	2	0	2	385
	%		100	86,2	1,7	10,0	0,0	3,4	0,0	3,4	

## 9. DURATION OF THE PROCEDURE BEFORE COURTS

### 9.1. Duration of the procedure from filing of a criminal offence report

**Table 9.1.**

**Duration of the procedure from filing of a criminal offence report to the final court decision in the third quarter of 2011**

CRIMINAL OFFENCES	TOTAL	Up to 1 month	1 to 2 months	2 to 4 months	4 to 6 months	6 to 12 months	1 to 2 years	2 to 3 years	3 to 4 years	4 to 5 years	5 to 6 years	6 to 7 years	7 to 8 years	More than 8 years
Infringements of the authors' or of the performers' rights, Art.229 CC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
%	100													
Unauthorized use of an author's work or of a performer's performance, Art.230 CC	16	3	3	2	0	3	1	2	1	0	0	0	1	0
%	100	18,75	18,75	12,5	0,0	18,75	6,25	12,5	6,25	0,0	0,0	0,0	6,25	0,0
Infringement of the rights of producers of phonograms or videograms or the rights related to radio broadcastings, Art.231 CC	5	1	1	3	0	0	0	0	0	0	0	0	0	0
%	100	20,0	20,0	60,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0
Infringement of the right conferred by an invention applied for or protected, Art.232 CC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
%	100													
Infringement of the industrial property rights and unauthorized use of another person's firm, Art.285 CC	4	1	1	0	0	0	1	0	0	0	0	0	0	0
%	100	25,0	25,0	0,0	0,0	0,0	25,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0

## 9.2. Duration of the procedure from filing of a misdemeanour report to the final court decision

**Table 9.2.**

**Duration of the procedure from filing of a misdemeanour report to the final court decision in the third quarter of 2011**

<b>MISDEMEANOURS</b>	<b>TOTAL</b>	<b>Up to 1 month</b>	<b>1 to 2 months</b>	<b>2 to 4 months</b>	<b>4 to 6 months</b>	<b>6 to 12 months</b>	<b>1 to 2 years</b>	<b>2 to 3 years</b>	<b>3 to 4 years</b>	<b>4 to 5 years</b>	<b>5 to 6 years</b>	<b>6 to 7 years</b>	<b>7 to 8 years</b>	<b>More than 8 years</b>
Copyright law infringements	<b>649</b>	<b>38</b>	<b>105</b>	<b>158</b>	<b>167</b>	<b>74</b>	<b>64</b>	<b>14</b>	<b>0</b>	<b>1</b>	<b>7</b>	<b>21</b>	<b>0</b>	<b>0</b>
<b>%</b>	<b>100</b>	<b>5,85</b>	<b>16,17</b>	<b>24,34</b>	<b>25,73</b>	<b>11,40</b>	<b>9,86</b>	<b>2,15</b>	<b>0,0</b>	<b>0,15</b>	<b>1,07</b>	<b>3,23</b>	<b>0,0</b>	<b>0,0</b>
Trademark law infringements and of other symbols	<b>38</b>	<b>2</b>	<b>10</b>	<b>6</b>	<b>5</b>	<b>4</b>	<b>11</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>%</b>	<b>100</b>	<b>5,26</b>	<b>26,31</b>	<b>15,79</b>	<b>13,15</b>	<b>10,52</b>	<b>28,95</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>
Patent law Infringements and of technical improvements	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>%</b>	<b>100</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>	<b>0,0</b>

### 9.3. Duration of the procedure before commercial courts

**Table 9.3.**  
**Duration of the procedure before commercial courts in the third quarter of 2011**

	TOTAL	Up to 3 months	3 to 6 months	6 to 12 months	1 to 2 years	2 to 3 years	3 to 4 years	4 to 5 years	More than 5 years
COMMERCIAL COURTS	300	23	108	104	65	0	0	0	0
%	100	7,7	36,0	34,7	21,7	0,0	0,0	0,0	0,0
HIGH COMMERCIAL COURT	55	3	25	27	0	0	0	0	0
%	100	5,5	45,5	49,1	0,0	0,0	0,0	0,0	0,0

#### 9.4. Duration of the procedure before Administrative Court

**Table 9.4.**

**Duration of the procedure before the Administrative Court in the third quarter of 2011**

	TOTAL	Up to 3 months	3 to 6 months	6 to 12 months	1 to 2 years	2 to 3 years	3 to 4 years	4 to 5 years	More than 5 years
ADMINISTRATIVE COURT	25	0	0	1	0	24	0	0	0
%	100	0,0	0,0	4,0	0,0	96,0	0,0	0,0	0,0