

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

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

Report for 3Q/2012

Zagreb, December 2012

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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 2011		First Quarter of 2012		Second Quarter of 2012		Third Quarter of 2012		Fourth Quarter of 2012	
	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	2	2	0	0	1	1	0	0		
Unauthorized use of an author's work or of a performer's performance, Article 230 CC	76	82	16	16	16	13	16	22		
Infringement of the rights of producers of phonograms or videograms or the rights related to radio broadcastings, Article 231 CC	21	18	1	1	3	2	0	2		
Infringement of the rights conferred by an invention applied for or protected, Article 232 CC	1	1	1	1	0	0	0	1		
Infringement of the industrial property rights and unauthorized use of another person's firm, Article 285 CC	30	33	4	0	3	5	4	3		

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

Misdemeanours	Number of the Misdemeanour Cases									
	Total in 2011		First Quarter of 2012		Second Quarter of 2012		Third Quarter of 2012		Fourth Quarter of 2012	
	Received	Closed	Received	Closed	Received	Closed	Received	Closed	Received	Closed
Infringement of the copyright provisions	6.554	4.313	1.590	938	1.252	1.144	1.250	926		
Infringement of the trademark provisions	297	206	21	50	27	49	81	47		
Infringement of the patent provisions	7	2	0	0	0	2	0	0		
Infringement of the industrial design provisions	0	0	0	0	0	0	0	0		
Infringements of the provisions on geographical indications and designations of origin of products and services	28	16	2	1	3	1	1	1		

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 in the third quarter of 2012 - Customs Administration

Product type	Number of procedures	%	Number of products	%
1. Foodstuffs, alcoholic and other beverages	0	0,00	0	0,00
a) foodstuffs				
b) alcoholic beverages				
c) other beverages				
2. Body care products	21	6,29	6.032	28,51
a) perfumes and cosmetics	8	2,40	20	0,09
b) other products	13	3,89	6.012	28,42
3. Clothes and clothing accessories	56	16,77	3.101	14,66
a) clothes	51	15,27	2.485	11,75
b) clothing accessories	5	1,50	616	2,91
4. Footwear	194	58,08	478	2,26
a) sports footwear	177	52,99	190	0,90
b) other footwear	17	5,09	288	1,36
5. Personal accessories	29	8,68	98	0,46
a) sunglasses and prescription glasses	4	1,20	4	0,02
b) bags	14	4,19	55	0,26
c) watches	11	3,29	39	0,18
d) jewellery and other accessories				
6. Mobile phones, parts and implements	2	0,60	9	0,04
a) mobile phones	1	0,30	1	0,00
b) parts and implements	1	0,30	8	0,04
7. Electrical / electronic and computer equipment	16	4,79	64	0,30
a) audio/video devices including spare parts and implements	1	0,30	1	0,00

b) memory cards and sticks				
c) toners and inks	3	0,90	49	0,23
d) computer equipment (hardware) including parts and implements	12	3,59	14	0,07
e) other equipment including accessories and spare parts				
8. CDs, DVDs, cassettes and other data carriers	0	0,00	0	0,00
a) recorded (music, film, programs, games)				
b) unrecorded				
9. Toys, games and sports equipment	1	0,30	130	0,61
a) toys	1	0,30	130	0,61
b) games (including electronic game consoles)				
c) sports equipment (including leisure time equipment)				
10. Tobacco products	0	0,00	0	0,00
a) cigarettes				
b) other tobacco products				
11. Medical products	0	0,00	0	0,00
12. Other	15	4,49	11.242	53,14
a) machines and tools	2	0,60	1.670	7,89
b) vehicles including parts and implements				
c) office supplies	9	2,69	8.544	40,39
d) lighters	1	0,30	3	0,01
e) labels, stickers	2	0,60	17	0,08
f) textile products				
g) packaging material				
h) other	1	0,30	1.008	4,77
TOTAL	334	100	21.154	100

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 2012 – Customs Administration**

Product type	Goods destroyed	Judicial proceedings	Goods released
1. Foodstuffs, alcoholic and other beverages	0	0	0
a) foodstuffs			
b) alcoholic beverages			
c) other beverages			
2. Body care products	15	1	1
a) perfumes and cosmetics	7		
b) other products	8	1	1
3. Clothes and clothing accessories	37	9	2
a) clothes	35	8	2
b) clothing accessories	2	1	
4. Footwear	161	2	1
a) sports footwear	148	1	
b) other footwear	13	1	1
5. Personal accessories	21	2	1
a) sunglasses and prescription glasses	3	1	
b) bags	7	1	1
c) watches	11		
d) jewellery and other accessories			
6. Mobile phones, parts and implements	1	0	0
a) mobile phones	1		
b) parts and implements			
7. Electric / electronic and computer equipment	11	2	2
a) audio/video devices including parts and implements		1	
b) memory cards and sticks			

c) toners and inks	2	1	
d) computer equipment (hardware) including parts and implements	9		2
e) other equipment including accessories and spare parts			
8. CDs, DVDs, cassettes and other data carriers	0	0	0
a) recorded (music, film, programs, games)			
b) unrecorded			
9. Toys, games and sports equipment	0	0	1
a) toys			1
b) games (including electronic game consoles)			
c) sports equipment (including leisure time equipment)			
10. Tobacco products	0	0	0
a) cigarettes			
b) other tobacco products			
11. Medical products	0	0	0
12. Other	5	4	7
a) machines and tools	1	1	1
b) vehicles, including parts and implements			
c) office supplies	1	3	5
d) lighters	1		
e) labels, stickers	2		
f) textile products			
g) packaging material			
h) other			
TOTAL	251	20	15

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 2012 – Customs Administration

Product type	Goods destroyed	Goods released	Judicial proceedings
1. Foodstuffs, alcoholic and other beverages	0	0	
a) foodstuffs			
b) alcoholic beverages			
c) other beverages			
2. Body care products	27	1	6.000
a) perfumes and cosmetics	19		
b) other products	8	1	6.000
3. Clothes and clothing accessories	1.516	1.311	172
a) clothes	1.452	761	172
b) clothing accessories	64	550	
4. Footwear	174	2	270
a) sports footwear	159	1	
b) other footwear	15	1	270
5. Personal accessories	89	2	1
a) sunglasses and prescription glasses	3	1	
b) bags	47	1	1
c) watches	39		
d) jewellery and other accessories			
6. Mobile phones, parts and implements	1	0	0
a) mobile phones	1		
b) parts and implements			
7. Electric / electronic and computer equipment	41	18	4
a) audio/video devices including parts and implements		1	
b) memory cards and sticks	32	17	
c) toners and inks			

d) computer equipment (hardware) including parts and implements	9		4
e) other equipment including accessories and spare parts			
8. CDs, DVDs, cassettes and other data carriers	0	0	0
a) recorded (music, film, programs, games)			
b) unrecorded			
9. Toys, games and sports equipment	0	0	130
a) toys			130
b) games (including electronic game consoles)			
c) sports equipment (including leisure time equipment)			
10. Tobacco products	0	0	0
a) cigarettes			
b) other tobacco products			
11. Medical products	0	0	0
12. Other	5.061	595	5.586
a) machines and tools	1	97	1.572
b) vehicles including parts and implements			
c) office supplies	5.040	498	3.006
d) lighters	3		
e) labels, stickers	17		
f) textile products			
g) packaging material			
h) other			1.008
TOTAL	6.909	1.929	12.163

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 2012 – Customs Administration

Product type	Value in €	%
1. Foodstuffs, alcoholic and other beverages	0,00	0,00
a) foodstuffs		
b) alcoholic beverages		
c) other beverages		
2. Body care products	784,26	0,30
a) perfumes and cosmetics	664,26	0,25
b) other products	120,00	0,05
3. Clothes and clothing accessories	74.654,84	28,38
a) clothes	70.228,84	26,70
b) clothing accessories	4.426,00	1,68
4. Footwear	14.836,16	5,64
a) sports footwear	12.936,00	4,92
b) other footwear	1.900,16	0,72
5. Personal accessories	146.148,50	55,55
a) sunglasses and prescription glasses	627,00	0,24
b) bags	25.935,00	9,86
c) watches	119.586,50	45,46
d) jewellery and other accessories		
6. Mobile phones, parts and implements	500,00	0,19
a) mobile phones	500,00	0,19
b) parts and implements		
7. Electric / electronic and computer equipment	2.655,00	1,01
a) audio/video devices including parts and implements		
b) memory cards and sticks		
c) toners and inks	2.385,00	0,91
d) computer programs (hardware) including parts and implements	270,00	0,10

e) other equipment including accessories and spare parts		
8. CDs, DVDs, cassettes and other data carriers	0,00	0,00
a) recorded (music, film, programs, games)		
b) unrecorded		
9. Toys, games and sports equipment	0,00	0,00
a) toys		
b) games (including electronic game consoles)		
c) sports equipment (including leisure time equipment)		
10. Tobacco products	0,00	0,00
a) cigarettes		
b) other tobacco products		
11. Medical products	0,00	0,00
12. Other	23.497,67	8,93
a) machines and tools	287,67	0,11
b) vehicles, including parts and implements		
c) office supplies	22.680,00	8,62
d) lighters	360,00	0,14
e) labels, stickers	170,00	0,06
f) textile products		
g) packaging material		
h) other		
TOTAL	263.076,43	100

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 2012 – State Inspectorate

Infringements of provisions		Number of inspections conducted	Number of indictments and misdemeanour procedures	Value of goods temporary seized goods in EUR
TOTAL		2.105	242	331.273,03
Copyright	Musical and cinematographic works	1.602*	16	6,13
	Computer programs		75	0,00
	Circulation and reproduction of books		0	0,00
Total Copyright		1.602	91	6,13
Industrial Property	Infringements of the trademark provisions	476	137	331.266,39
	Infringements of the patent provisions	0	0	0,00
	Infringements of the industrial design provisions	27	14	0,00
	Infringements of the geographical indications provisions	0	0	0,00
Total Industrial Property		503	151	331.266,39

CRRA – Copyright and Related Rights Act

*Since 1.1.2010 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
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
2011	not available	562	-	4.621	695	1.342	not available
First quarter of 2012	not available	175	-	1.656	229	473	not available
Second quarter of 2012	not available	130	-	1.089	330	219	not available
Third quarter of 2012	not available	75	-	953	86	233	not available
Fourth quarter of 2012							

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 €
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
2011	136	631	744,67
First quarter of 2012	29	207	183,15
Second quarter of 2012	17	1.434	2.083,53
Third quarter of 2012	16	53	6,13
Fourth quarter of 2012			

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 €
2007	77	3	1	10
2008	67	2	2	15
2009	94	6	59	403,43
2010	not available*	4	4	15,75
2011	not available*	2	0	0
First quarter of 2012	not available*	1	0	0
Second quarter of 2012	not available*	0	0	0
Third quarter of 2012	not available*	0	0	0
Fourth quarter of 2012				

CRRA – Copyright and Related Rights Act

*Since 1 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) – State Inspectorate

Year	Number of inspections	Number of indictments and misdemeanour reports under the TA		Provisionally detained goods	
		Number	%	Number of pieces	Value in €
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
2011	2.252	339	15,05	41.280	200.334,58
First quarter of 2012	549	9	1,64	369	9.310,53
Second quarter of 2012	404	23	5,69	352	22.413,07
Third quarter of 2012	476	137	28,78	9.893	331.266,39
Fourth quarter of 2012					

TA –Trademark Act

Table 4.6.
Inspections 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 €
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
2011	55	7	0	31.537,92
First quarter of 2012	10	0	0	0,00
Second quarter of 2012	12	0	0	0,00
Third quarter of 2012	27	14	0	0,00
Fourth quarter of 2012				

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 €
2007	1	0	0	0,00
2008	1	0	0	0,00
2009	1	0	0	0,00
2010	1	0	0	0,00
2011	2	1	0	1.689,05
First quarter of 2012	0	0	0	0,00
Second quarter of 2012	0	0	0	0
Third quarter of 2012	0	0	0	0
Fourth quarter of 2012				

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 €
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
2011	10	1	0	0,00
First quarter of 2012	1	0	0	0,00
Second quarter of 2012	4	0	0	0,00
Third quarter of 2012	0	0	0	0,00
Fourth quarter of 2012				

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 2012			Second quarter of 2012			Third quarter of 2012			Fourth quarter of 2012		
	Pieces	%	Value in €	Pieces	%	Value in €	Pieces	%	Value in €	Pieces	%	Value in €
1. Foodstuffs, alcoholic and other beverages	0	0	0	36	10,23	104,97	228	2,30	239.829,33			
a) foodstuffs				36	10,23	107,97	228	2,30	239.829,33			
b) alcoholic beverages												
c) other beverages												
2. Body care products	0	0	0	0	0	0						
a) perfumes and cosmetics												
b) other products												
3. Clothes and clothing accessories	51	13,82	355,12	32	9,09	373,49	2.515	25,42	30.367,73			
a) clothes	26	7,05	309,46				859	8,68	14.864,40			
b) clothing accessories	25	6,77	45,66	32	9,09	373,49	1.656	16,74	15.503,33			
4. Footwear	0	0	0	1	0,28	33,33	74	0,75	813,33			
a) sports footwear				1	0,28	33,33	8	0,08	213,33			
b) other footwear							66	0,67	600,00			
5. Personal accessories	0	0	0	85	24,14	1.427,04	4.355	44,01	48.817,99			
a) sunglasses and prescription glasses				40	11,36	275,77	3.131	31,64	31.870,25			
b) bags				45	12,78	1.151,27	962	9,72	13.690,67			
c) watches							247	2,50	3.194,67			
d) jewellery and other accessories							15	0,15	62,40			
6. Mobile phones, parts and implements	0	0	0	0	0	0	0	0	0			
a) mobile phones												

b) parts and implements												
7. Electric / electronic and computer equipment	0	0	0	0	0	0	0	0	0			
a) audio/video devices including parts and implements												
b) memory cards and sticks												
c) toners and inks												
d) computer programs (hardware) including parts and implements												
e) other equipment including accessories and spare parts												
8. CDs, DVDs, cassettes and other data carriers	0	0	0	0	0	0	0	0	0			
a) recorded (music, film, programs, games)												
b) unrecorded												
9. Toys, games and sports equipment	249	67,48	352,99	15	4,26	114,46	1.866	18,86	693,73			
a) toys	45	12,19	79,86	3	0,85	18,07	1.841	18,61	653,73			
b) games (including electronic game consoles)	6	1,63	9,58									
c) sports equipment (including leisure time equipment)	198	53,66	263,55	12	3,41	96,39	25	0,25	40,00			
10. Tobacco products	0	0	0	0	0	0	0	0	0			
a) cigarettes												
b) other tobacco products												
11. Medical products	0	0	0	0	0	0	0	0	0			
12. Other	69	18,70	8.602,42	183	52	20.359,77	855	8,64	10.744,27			
a) machines and tools				183	52	20.359,77						
b) vehicles, including parts and implements												
c) office supplies												

d) lighters												
e) labels, stickers												
f) textile products												
g) packaging material							8	0,08	10,67			
h) other	69	18,70	8.602,42				847	8,56	10.733,60			
TOTAL	369	100	9.310,53	352	100	22.413,06	9.893	100	331.266,38			

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		2011.		First quarter of 2012.		Second quarter of 2012.		Third quarter of 2012.		Fourth quarter of 2012.		TOTAL 2012.	
		Criminal offences	Reported persons	Criminal offences	Reported persons	Criminal offences	Reported persons	Criminal offences	Reported persons	Criminal offences	Reported persons	Criminal offences	Reported persons
Infringements copyrights	Infringements of the rights of authors or of the rights of performers, Article 229 CC	0	0	0	0	0	0	0	0				
	Unauthorized use of an author's work or of a performer's performance, Article 230 CC	192	106	66	27	59	24	41	20				
	Infringement of the rights of producers of phonograms or videograms or the rights related to radio broadcastings, Article 231 CC	81	2	11	0	15	0	6	0				
Total copyrights		273	108	77	27	74	24	47	20				
Infringements of industrial property rights	Infringement of the rights conferred by an invention applied for or protected, Article 232 CC	2	3	0	0	0	0	0	0				
	Infringement of the industrial property rights and unauthorized use of another person's firm, Article 285 CC	138	70	21	5	23	11	43	32				
Total industrial property rights		140	73	21	5	23	11	43	32				
Total		413	181	98	32	97	35	90	52				

* Since 1.1.2011. 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

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 2012		Second quarter of 2012		Third quarter of 2012		Fourth quarter of 2012	
	Number of products	%	Number of products	%	Number of products	%	Number of products	%
1. Foodstuffs, alcoholic and other beverages	0	0,0	0	0,0	0	0,0		
a) foodstuffs								
b) alcoholic beverages								
c) other beverages								
2. Body care products	0	0,0	0	0,0	0	0,0		
a) perfumes and cosmetics								
b) other products								
3. Clothes and clothing accessories	20	2,05	0	0,0	1.512	15,2		
a) clothes	20	2,05			597	6,0		
b) clothing accessories					915	9,2		
4. Footwear	26	2,66	36	7,2	158	1,6		
a) sports footwear								
b) other footwear	26	2,66	36	7,2	158	1,6		
5. Personal accessories	0	0,0	208	41,4	6.831	68,6		
a) sunglasses and prescription glasses			208	41,4	2.599	26,1		
b) bags					698	7,0		
c) watches					3.185	32,0		

d) jewellery and other accessories					349	3,5		
6. Mobile phones, parts and implements	5	0,51	0	0,0	0	0,0		
a) mobile phones	5	0,51						
b) parts and implements								
7. Electric / electronic and computer equipment	42	4,31	8	1,6	43	0,4		
a) audio/video devices including parts and implements	1	0,10	1	0,2	29	0,3		
b) memory cards and sticks	34	3,49	2	0,4	3	0,0		
c) toners and inks								
d) computer programs (hardware) including parts and implements	7	0,72	5	1,0	11	0,1		
e) other equipment including accessories and spare parts								
8. CDs, DVDs, cassettes and other data carriers	882	90,46	250	49,8	1.316	13,2		
a) recorded (music, film, programs, games)	818	83,90	250	49,8	1.070	10,7		
b) unrecorded	64	6,56			246	2,5		
9. Toys, games and sports equipment	0	0,0	0	0,0	74	0,8		
a) toys					37	0,4		
b) games (including electronic game consoles)								

c) sports equipment (including leisure time equipment)					37	0,4		
10. Tobacco products	0	0,0	0	0,0	0	0,0		
a) cigarettes								
b) other tobacco products								
11. Medical products	0	0,0	0	0,0	0	0,0		
12. Other	0	0,0	0	0,0	24	0,2		
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					24	0,2		
TOTAL	975	100	502	100,0	9.958	100,0		

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's Office

	Reported total	Of these reported by MOI*	Known offenders				Unknown offenders
			Total cases closed	Report rejected	Investigation	Indictment filed	
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
2011	10	1	5	4	0	0	5
First quarter of 2012	1	1	1	1	0	0	0
Second quarter of 2012	0	0	0	0	0	0	0
Third quarter of 2012	1	0	1	1	0	0	0
Fourth quarter of 2012							

* Since 1.1.2011.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's Office

	Reported total	Of these reported by MOI*	Known offenders					Unknown offenders
			Total cases closed	Report rejected	Investigation	Indictment filed	Total pending cases*	
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
2011	186	131	131	30	5	95	55	0
First quarter of 2012	45	45	27	7	5	9	23	1
Second quarter of 2012	24	24	12	4	2	6	12	0
Third quarter of 2012	29	26	18	5	3	10	11	0
Fourth quarter of 2012								

*Since 1.1.2011.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*
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
2011	40	25	18	4	0	14	22	0
First quarter of 2012	5	5	2	1	0	1	3	1
Second quarter of 2012	4	4	0	0	0	0	4	2
Third quarter of 2012	4	4	0	0	2	0	2	0
Fourth quarter of 2012								

*Since 1.1.2011.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's Office

	Reported total	Of these reported by MOI*	Known offenders					Unknown offenders
			Total cases closed	Report rejected	Investigation	Indictment filed	Total pending cases*	
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
2011	4	0	0	0	0	0	4	0
First quarter of 2012	0	0	0	0	0	0	0	0
Second quarter of 2012	0	0	0	0	0	0	0	0
Third quarter of 2012	0	0	0	0	0	0	0	0
Fourth quarter of 2012								

*Since 1.1.2011.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's Office

	Reported total	Of these reported by MOI*	Known offenders					Unknown offenders
			Total cases closed	Report rejected	Investigation	Indictment filed	Total pending cases*	
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
2011	97	68	52	16	3	33	44	0
First quarter of 2012	9	2	2	0	0	3	6	0
Second quarter of 2012	3	3	1	0	1	0	2	0
Third quarter of 2012	13	13	4	2	0	2	9	0
Fourth quarter of 2012								

*Since 1.1.2011.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 2012

	Persons accused Total	Persons found guilty	Not found guilty			
			Suspension of the criminal procedure	Acquittal	Refusal	Mentally incompetent persons
Total	25	18	5	1	1	0
Infringements of the authors' or of the performers' rights, Article 229 CC	1	1	0	0	0	0
Unauthorized use of an author's work or of a performer's performance, Article 230 CC	18	13	4	1	0	0
Infringement of the rights of producers of phonograms or videograms or the rights related to radio broadcastings, Article 231 CC	2	1	1	0	0	0
Infringement of the rights conferred by an invention applied for or protected, Article 232 CC	1	1	0	0	0	0
Infringement of the industrial property rights and unauthorized use of another person's firm, Article 285 CC	3	2	0	0	1	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
2011	3	0	3	0	0	0	41	17	13	5	3	2	1
First quarter of 2012	1	1	0	0	0	0	11	3	5	2	1	0	0
Second quarter of 2012	0	0	0	0	0	0	4	2	0	2	0	0	0
Third quarter of 2012	2	2	0	0	0	0	8	1	3	2	1	1	0
Fourth quarter of 2012													

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
2011	14	10	4	0	0	0	0	0	0	0	0	0	0
First quarter of 2012	0	0	0	0	0	0	0	0	0	0	0	0	0
Second quarter of 2012	2	1	0	1	0	0	0	0	0	0	1	0	0
Third quarter of 2012	4	2	1	0	1	0	0	0	0	0	0	0	0
Fourth quarter of 2012													

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
2011	0	0	0	0	16	6	4	4	1	1
First quarter of 2012	0	0	0	0	0	0	0	0	0	0
Second quarter of 2012	1	1	0	0	2	1	1	0	0	0
Third quarter of 2012	0	0	0	0	1	1	0	0	0	0
Fourth quarter of 2012										

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
2011	15	4	1	4	1	4	1	0	0	0
First quarter of 2012	0	0	0	0	0	0	0	0	0	0
Second quarter of 2012	2	2	0	0	0	0	0	0	0	0
Third quarter of 2012	1	0	0	0	0	1	0	0	0	0
Fourth quarter of 2012										

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
2011	9	5	2	1	1	0	2	0	2	0	0	0
First quarter of 2012	1	0	1	0	0	0	0	0	0	0	0	0
Second quarter of 2012	2	1	1	0	0	0	0	0	0	0	0	0
Third quarter of 2012	0	0	0	0	0	0	0	0	0	0	0	0
Fourth quarter of 2012												

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
Total 2011	29	4
First quarter of 2012	8	0
Second quarter of 2012	3	0
Third quarter of 2012	5	0
Fourth quarter of 2012		

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	
2011	10	10	0	0
First quarter of 2012	0	0	0	0
Second quarter of 2012	3	3	0	0
Third quarter of 2012	1	1	0	0
Fourth quarter of 2012				

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 2012	HRK	0,00	0,00	0,00	0,00	0,00	0,00
	EUR	0,00	0,00	0,00	0,00	0,00	0,00
Second quarter of 2012	HRK	20.080,30	5.296,30	0,00	0,00	0,00	14.784,00
	EUR	2.656	700	0,00	0,00	0,00	1.956
Third quarter of 2012	HRK	47.370,65	7.370,65	0,00	20.000,00	0,00	20.000,00
	EUR	6.265	975	0,00	2.645	0,00	2.645
Fourth quarter of 2012	HRK						
	EUR						

1 EUR = 7,56 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 2012	HRK	0,00	0,00	0,00	0,00	0,00	0,00
	EUR	0,00	0,00	0,00	0,00	0,00	0,00
Second quarter of 2012	HRK	3.696,00	3.696,00	0,00	0,00	0,00	0,00
	EUR	489	489	0,00	0,00	0,00	0,00
Third quarter of 2012	HRK	8.925,00	0,00	8.925,00	0,00	0,00	0,00
	EUR	1.181	0,00	1.181	0,00	0,00	0,00
Fourth quarter of 2012	HRK						
	EUR						

1 EUR = 7,56 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 2012	HRK	0,00	0,00	0,00	0,00	0,00	0,00
	EUR	0,00	0,00	0,00	0,00	0,00	0,00
Second quarter of 2012	HRK	0,00	0,00	0,00	0,00	0,00	0,00
	EUR	0,00	0,00	0,00	0,00	0,00	0,00
Third quarter of 2012	HRK	0,00	0,00	0,00	0,00	0,00	0,00
	EUR	0,00	0,00	0,00	0,00	0,00	0,00
Fourth quarter of 2012	HRK						
	EUR						

1 EUR = 7,56 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 2012

Infringement of provisions	Accused	Found guilty	Suspension of the misdemeanour procedure		Protective measures
			Total	Limitation	
Total	1.062	719	309	14	20
Infringement of the copyright provisions	997	676	305	12	4
Infringement of the trademark provisions	64	42	4	2	16
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	1	1	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
2011	4.791	2.686	5	2.642	39
First quarter of 2012	1.053	608	0	604	4
Second quarter of 2012	1.035	673	0	667	6
Third quarter of 2012	766	459	0	458	1
Fourth quarter of 2012					

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

	Accused	Found responsible	Sanctions imposed	
			Fine	Reprimand/Admonition
2011	2.404	1.427	1.376	51
First quarter of 2012	695	396	385	11
Second quarter of 2012	504	332	323	9
Third quarter of 2012	414	240	233	7
Fourth quarter of 2012				

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
2011	236	158	0	156	2
First quarter of 2012	39	20	0	20	0
Second quarter of 2012	34	34	0	34	0
Third quarter of 2012	58	33	0	33	0
Fourth quarter of 2012					

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
2011	71	57	55	2
First quarter of 2012	10	9	9	0
Second quarter of 2012	17	11	11	0
Third quarter of 2012	18	14	14	0
Fourth quarter of 2012				

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
2011	1	1	0	1	0
First quarter of 2012	0	0	0	0	0
Second quarter of 2012	2	1	0	1	0
Third quarter of 2012	0	0	0	0	0
Fourth quarter of 2012					

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
2011	3	3	3	0
First quarter of 2012	0	0	0	0
Second quarter of 2012	2	1	1	0
Third quarter of 2012	0	0	0	0
Fourth quarter of 2012				

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

	TOTAL	Up to 500	501 to 1 000	1 001 to 5 000	5 001 to 10 000	10 001 to 20 000
2011	2.642	151	787	1.571	124	9
First quarter of 2012	604	38	170	374	22	0
Second quarter of 2012	687	38	227	374	27	1
Third quarter of 2012	458	38	166	249	5	0
Fourth quarter of 2012						

Table 7.2.9.
Fines in HRK relating to the copyright law infringements (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
2011	1.376	54	237	952	122	9	2
First quarter of 2012	385	19	73	261	29	3	0
Second quarter of 2012	323	11	19	264	26	3	0
Third quarter of 2012	233	4	27	183	16	3	0
Fourth quarter of 2012							

Table 7.2.10.

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

	TOTAL	Up to 500	501 to 1 000	1 001 to 5 000	5 001 to 10 000	10 001 to 20 000
2011	156	33	22	98	1	2
First quarter of 2012	20	0	9	9	2	0
Second quarter of 2012	34	6	5	21	2	0
Third quarter of 2012	33	4	4	18	5	2
Fourth quarter of 2012						

Table 7.2.11.

Fines in HRK relating to the trademark law infringements and of other symbols (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
2011	55	1	2	33	11	3	5
First quarter of 2012	9	0	2	4	1	2	0
Second quarter of 2012	11	0	0	8	3	0	0
Third quarter of 2012	14	0	2	5	7	0	0
Fourth quarter of 2012							

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
2011	1	0	0	1	0	0
First quarter of 2012	0	0	0	0	0	0
Second quarter of 2012	1	1	0	0	0	0
Third quarter of 2012	0	0	0	0	0	0
Fourth quarter of 2012						

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
2011	3	1	0	1	0	0	1
First quarter of 2012	0	0	0	0	0	0	0
Second quarter of 2012	1	0	0	1	0	0	0
Third quarter of 2012	0	0	0	0	0	0	0
Fourth quarter of 2012							

Table 7.2.14.
Juvenile delinquents – infringement of the copyright provisions

	CRIMINAL PROCEDURE	MISDEMEANOUR PRODECURE
2011	0	0
First quarter of 2012	0	0
Second quarter of 2012	0	0
Third quarter of 2012	0	0
Fourth quarter of 2012		

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 2012)

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	13			1			1	12
PATENTS	3						0	3
INDUSTRIAL DESIGNS	1						0	1
TOTAL	17			1			1	16

Table 8.2.
Cases before commercial courts (the third quarter of 2012)

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	849	160	151	30	2	0	0	1	92	2	0	0	24	858
%			100	19,87	1,32	0,0	0,0	0,66	60,93	1,32	0,0	0,0	15,89	
Rijeka	82	17	23	5	0	14	0	0	0	0	0	0	4	76
%			100	21,74	0,0	60,87	0,0	0,0	0,0	0,0	0,0	0,0	17,39	
Split	283	26	60	10	0	45	0	0	0	0	0	0	5	249
%			100	16,67	0,0	75,0	0,0	0,0	0,0	0,0	0,0	0,0	8,33	
Osijek	18	8	14	13	0	0	0	0	0	0	0	0	1	12
%			100	92,86	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	7,14	

Table 8.3.
Cases before commercial courts – consolidated (the third quarter of 2012)

	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
COMMERCIAL COURTS TOTAL	TRADEMARK	78	16	0	2	0	0	2	0	0	0	1	0	1	0	4	0	7	87	
	PATENT	9	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	9	
	INDUSTRIAL DESIGN	19	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	19	
	GEOGRAPHICAL INDICATION	3	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	3	
	COPYRIGHT	COLLECTIVE	855	174	20	32	0	0	52	2	1	92	58	0	0	0	28	0	233	796
		INDIVIDUAL	253	21	0	4	0	0	4	0	0	1	0	0	1	0	2	0	7	267
	OTHER	15	0	0	1	0	0	0	0	0	0	1	0	0	0	0	0	0	1	14
	TOTAL	1.232	211	20	39	0	0	58	2	1	92	59	0	2	0	34	0	248	1.195	

Table 8.4.
Cases before the High Commercial Court (the third quarter of 2012)

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				
	281	51	55	36	2	3	0	0	0	14	277
	%		100	65,5	3,6	8,1	0,0	0,0	0,0	25,5	

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 2012

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	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0
Unauthorized use of an author's work or of a performer's performance, Art.230 CC	18	3	2	3	1	4	4	1	0	0	0	0	0	0
%	100	16,7	11,1	16,7	5,6	22,2	22,2	5,6	0,0	0,0	0,0	0,0	0,0	0,0
Infringement of the rights of producers of phonograms or videograms or the rights related to radio broadcastings, Art.231 CC	2	0	0	1	0	0	1	0	0	0	0	0	0	0
%	100	0,0	0,0	50,0	0,0	0,0	50,0	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	1	0	0	0	1	0	0	0	0	0	0	0	0	0
%	100	0,0	0,0	0,0	100,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0
Infringement of the industrial property rights and unauthorized use of another person's firm, Art.285 CC	2	1	0	1	0	0	0	0	0	0	0	0	0	0
%	100	50,0	0,0	50,0	0,0	0,0	0,0	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 2012

MISDEMEANOURS	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
Copyright law infringements	785*	36	71	208	171	129	115	10	22	3	7	13	0	0
%	100	4,6	9,0	26,5	21,8	16,4	14,6	1,3	2,8	0,4	0,9	1,7	0,0	0,0
Trademark law infringements and of other symbols	44*	1	4	10	4	5	13	2	3	2	0	0	0	0
%	100	2,3	9,1	22,7	9,1	11,4	29,5	4,5	6,8	4,5	0,0	0,0	0,0	0,0
Patent law Infringements and of technical improvements	0*	0	0	0	0	0	0	0	0	0	0	0	0	0
%	100	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0	0,0

9.3. Duration of the procedure before commercial courts

Table 9.3.
Duration of the procedure before commercial courts in the third quarter of 2012

	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	248	10	31	58	138	11	0	0	0
%	100	4,0	12,5	23,4	55,6	4,4	0,0	0,0	0,0
HIGH COMMERCIAL COURT	55	8	7	30	10	0	0	0	0
%	100	14,5	12,7	54,5	18,2	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 2012

	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	1	0	0	0	0	1	0	0	0
%	100	0,0	0,0	0,0	0,0	100,0	0,0	0,0	0,0