

## SUMMARIES

### ROLE AND DEVELOPMENT OF PATENT CLASSIFICATION SYSTEMS

*Dr Mária Henczi*

Patent classification schemes are used to organise and index the technical content of patent specifications so that specifications on a specific topic or a given area of technology can be identified easily and accurately. But is there any benefit to use the patent classification systems today in the information-oriented society, when everything is searched by keywords?

### TREATMENT OF METABOLIC DISTURBANCES – REFLECTION OF RESEARCH RESULTS IN INDUSTRIAL PROPERTY PROTECTION

*Ildikó Szepes-Sámson*

Nowadays the number of metabolic diseases has been continuously growing. Due to the development of biochemistry, genetics and medical science the biochemical and genetic basis of the reactions generated by nutrition was also recognised. These findings created the opportunity for curing different metabolic diseases by removing or substituting the nutriment from foods or applying medicament. The study also refers to the historical and patent background of the most known metabolic diseases.

### SURVEY OF SOFTWARE USE IN GYÖNGYÖS AND IN ITS NEIGHBOURHOOD

*Györgyi Szilvási*

Owing to the unbroken, rapid technological development, the copyright and its enforcement are in the centre of attention. This article introduces the success of software copyright by the survey made in December 2006 in Gyöngyös and its environs. Among the respondents we can find students, employees of local authorities and companies, entrepreneurs and unemployed people. Why does almost 80% of them use software from illegal sources? – this survey reflects to the basic reasons of the breaking law. One of the solving alternatives could be the popularization of the open source software. We can find examples for using them from the public sector both in Hungary and abroad.

## PROFESSIONAL NEGLIGENCE IN THE INDUSTRIAL PROPERTY PRACTICE

*Dr J. Markó*

In Hungarian and even in international literature, a publication dealing with a professional negligence in the IP practice, that is, with a breach of legal duty of a professional representative, resulting injury to his/her client is a “rare bird”. In this paper the author gives us information about such a delicate case on the basis of a final judgement in a damage suit. The case may be instructive for professional representatives who are also going to represent clients in the IP practice raising special requirements.

## ETHICAL QUESTIONS OF PATENTABILITY OF INVENTIONS RELATING TO HUMAN STEM CELLS IN EUROPE: OR HUMAN EMBRYONIC STEM CELLS IN EDINBURGH COAT?

*Dr Mária Petz-Stifter – Szabolcs Farkas*

The article gives an overview of ethical questions relating to the patentability of human embryonic stem cells. The interlocutory decision T 1374/04 of the Board of Appeal and its questions referred to the Enlarged Board of Appeal of the EPO in pending case G 2/06 are presented in details. The published comments of the previous president of the EPO are presented, as well. The T 0886/01 decision of the EPO considered relevant for this case, is being analysed. The expected decision of the Enlarged Board of Appeal of the EPO in G 2/06 will provide guidance in future consideration of ethical questions.

## A MARK WITH REPUTATION: TDK JUDGMENT OF THE COURT OF FIRST INSTANCE

*Dr Sándor Vida*

A Danish firm sought for registration of the term TDK in Class 25 as CTM. Opposition was filed by the Japanese owner of the earlier TDK marks, based on Article 8(5) of Regulation No. 40/94. The opposition was granted and the application was refused by the Opposition Division as well as by the Board of Appeal. The applicant filed a claim requesting to annul the contested decision. With judgment T-477/04 the Court of First Instance rejected the claim. The Court referred to ECJ's case law and to its own, defining „reputation”. He told that the Board of Appeal was right to take into consideration the duration and use of the earlier mark TDK as proved by its owner, including sponsorship activities in the sporting field. The Court found also sufficient to constitute evidence of future risk of taking unfair advantage by the applicant of the reputation of the earlier mark.

## THE BEGINNING OF THE ELECTRIFICATION OF RAILWAYS IN HUNGARY

*Gábor Bress – Dr Zoltán Zábori*

Our article refers to the main stations of the electrification of Hungarian railways having begun 120 years ago especially in the patents manifested by the development. The article differentiates two main directions: the local and long-distance railway transport. The first part of the article makes reference to the main points of the electrification of local railways, the second part relates to the innovative domestic solutions of the electrification of the long-distance railways.