



FREYGNER ADVOCATUR
intellectual property

FACT SHEET I

INTELLECTUAL PROPERTY IN THE PRINCIPALITY OF LIECHTENSTEIN

GENERAL INFORMATION

- The Principality of Liechtenstein is NOT a member of the European Union (EU) but a member of the European Economic Area (EEA)
- The Principality of Liechtenstein builds a Tax Union with Switzerland
- Products that are distributed in Switzerland are also mostly distributed in the Principality of Liechtenstein but Trademark registrations in Switzerland do NOT cover the Principality of Liechtenstein
- Trademark Registrations in the European Union or other international Registrations do NOT cover the Principality of Liechtenstein or Switzerland
- Trademarks need to be registered separately in each country, the Principality of Liechtenstein and Switzerland, otherwise competitors may be free to register similar, distinctive or even the same trademarks in these countries (registrations in bad faith)

PRINCIPALITY OF LIECHTENSTEIN



YOUR WEALTH SECURELY HARBOURED

- Liechtenstein is a member of EEA / without membership of the EU
- Sovereignty of both Liechtenstein and Swiss customs unions
- Liberal and compliant asset legislation
- Superordinate status of discretion, anonymity and asset protection
- Constant and long tradition of political stability (monarchy)
- 90 min. from Zurich airport

**“THE HEART OF THE COMPANY
IS ITS BRAND”**

BENEFITS OF A TRADEMARK REGISTRATION IN THE PRINCIPALITY OF LIECHTENSTEIN AS AN ASSET PROTECTION LOCATION

- To this date there is no opposition proceeding in the Principality of Liechtenstein. However, currently there is an amendment of the Liechtenstein Trademark Law in process that is in alignment with the European Guidelines
- Trademarks registered in the Principality of Liechtenstein can be used as a base trademark for international registrations
- Any appeal against a trademark which is registered in the Principality of Liechtenstein goes through the district courts
- 44e (Foreign Registration in the United States of America) - At any time after a foreign trademark has registered, it can be used as the basis of a US filing (44e). Just like a 44d, you can only claim priority in a US application for those classes filed in the foreign registration



*“THE BRAND IS ONE OF THE VERY FEW
LEGAL MONOPOLIES”*

BE AWARE

- The examination process of the registry does not automatically include the examination of relative grounds during the registration process
- The filing of an appeal against a trademark that is registered in Liechtenstein can be quite challenging since proceedings are brought before three court instances and in specific cases the state court can be approached

RECOMMENDATIONS

- We recommend national filing in each country, the Principality of Liechtenstein and in Switzerland and in addition to apply for a Community Trademark (CTM) which covers all the countries that are part of the European Union
- We are your convenient one-stop boutique that offers all the above services from one single source: Our law firm provides national filing in Switzerland and the Principality of Liechtenstein and CTM filing from Austria
- The same applies to Designs and Patents - we are determined to cover and provide the highest quality of services to protect your Intellectual Property

LAW, TAX, TRUST ALL FROM ONE PLACE FOR THREE COUNTRIES

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*“A BRAND THAT IS TRUE TO ITS HERITAGE
KNOWS WHICH DIRECTION TO CHOOSE,
AND FOLLOWS ITS OWN PATH.
WE PROVIDE EXCEPTIONALLY COMPETENT
SUPPORT DURING THIS JOURNEY.”*



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