

MGPS

MÜGGENBURG,
GORCHES Y PEÑALOSA

REGIONAL PLENARY FOR ADMINISTRATIVE AND CIVIL MATTERS IN THE CENTER-NORTH REGION, BASED IN MEXICO CITY, ISSUES A RULING ON THE APPLICATION OF THE FEDERAL LAW FOR THE PROTECTION OF INDUSTRIAL PROPERTY TO DIVISIONAL APPLICATIONS DERIVED FROM PATENTS GRANTED UNDER THE REPEALED LEGISLATION

[Read more...](#)

On November 15, 2024, the Regional Plenary for Administrative and Civil Matters in the Center-North Region, headquartered in Mexico City, issued jurisprudence under record number 2029540 regarding the application of the Federal Law for the Protection of Industrial Property to divisional patent applications derived from patents granted under the repealed Industrial Property Law. In its ruling, the Plenary determined that no vested right exists for the divisional application to be governed by the repealed law, even if the original patent was granted under that legislation.

This decision stems from the fact that the right to file a divisional patent application expires once the substantive examination of the initial application that led to the original patent has concluded. Therefore, if a divisional application is filed while the Federal Law for the Protection of Industrial Property is in force, the repealed law does not apply. The resolution is supported by theories on the retroactivity of acquired rights and the components of the norm, establishing that since the procedure for the initial patent has already been completed, the divisional application must be governed by the law in effect at the time of its filing, and the regulations in force during the original patent's granting are not applicable.

CHIGNAHUAPAN RECEIVES THE FIRST GEOGRAPHICAL INDICATION FOR THE STATE OF PUEBLA

[Read more...](#)

On December 12, 2024, the General Director of the Mexican Institute of Industrial Property (IMPI) participated in the official granting ceremony of the first Geographical Indication for the state of Puebla, awarded to the handcrafted Christmas ornaments made in Chignahuapan. This recognition highlights the authenticity and quality of a representative artisanal product of the region, providing legal protection by ensuring that only ornaments produced in the area and under the established conditions may bear this name, thus preventing counterfeiting or misuse.

As the first Geographical Indication for Puebla, this achievement marks an important step in valuing and protecting local artisanal products. It opens new opportunities for commercialization in both domestic and international markets and ensures that consumers receive authentic, high-quality products.

CONTACT

esteban.gorches@mgps.com.mx

ana.urquizo@mgps.com.mx

ricardo.gomez@mgps.com.mx

+52 (55) 52 46 34 00

Info@mgps.com.mx

www.mgps.com.mx

Paseo de los Tamarindos 90 Torre I
Piso 8, Bosques de las Lomas
C.P. 05120
Ciudad de México, México