



European
Patent Office

National law relating to the EPC



European patent
applications and patents:
law and practice of
the EPC Contracting States

Extension of
European patents

1999

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European patent system

The centralised, fundamentally autonomous and uniform procedure for the grant of European patents, introduced by the European Patent Convention (EPC), is linked in a special way with the national patent law of the Member States of the European Patent Organisation, and at a number of stages it "interfaces" with the national legal systems - a feature essential to smooth interaction between European and national law. In each of the Contracting States for which it is granted, the European patent has the effect of and is subject to the same conditions as a national patent granted by that State, unless otherwise provided in the EPC (Article 2(2) EPC).

The salient characteristic of these interfaces is that, at the outset or in the course of the European grant procedure or after it has been completed, the patent applicant or proprietor may or must take certain steps before the patent authorities of the Contracting States in order to acquire or maintain certain rights in those States. It is therefore of primordial importance for all European applicants and proprietors to be familiar with and carefully observe such procedural steps laid down by national law and the conditions for their validity, if full advantage is to be derived from the European patent system and loss of rights is to be avoided.

This booklet is intended by the European Patent Office as a concise and reliable guide to the most important provisions and requirements of the national law of the Contracting States applicable to European patent applications and patents, for the use of European patent applicants and proprietors and all others concerned with the European patent system. It may be considered as it were a

"Guide to the Euro-legislation of the Contracting States on patents" and thus supplements the guide for applicants - "How to get a European patent". The synopses given in the following tables have been prepared in close collaboration with the authorities of the Contracting States responsible for the protection of industrial property, to which the EPO is indebted for their active support and numerous valuable suggestions.

Although we have exercised the greatest care in drawing up the tables, we cannot vouch for the absolute completeness and accuracy of the information given. If only because of their conciseness and the fact that they concentrate on the bare essentials, the tables can be no substitute for consultation of the national legal sources themselves, supplemented where appropriate by professional advice from authorised persons. After all, despite the latest reforms, thorough as they have mostly been, national patent law and practice are not static phenomena but are constantly changing and, of necessity, developing. As a result, it is not even possible to state with any certainty that the legal provisions summarised in the tables will not have been changed by the time this booklet appears. In particular, the reader should not assume that the official fees given at various points in the tables have not been increased in the meantime. It is therefore advisable always to refer back to the official publications of the Contracting States so as to keep up to date with the development of national legislation and official practice. The EPO will continue to provide regular and, as far as possible, up-to-date coverage in its Official Journal of legal developments in the Contracting States.

The present 11th edition has been expanded and now also provides information on the so called extension states immediately following on the information given for the EPO Contracting States.

Extension System

The European Patent Organisation has concluded agreements on cooperation in the field of patents and on extending the protection conferred by European patents (Extension Agreements) with a number of states which are not party to the EPC.

These agreements form the basis of an extension system providing European patent applicants with a simple and cost-effective way of obtaining patent protection in these countries. At the applicant's request and on payment of the extension fee, European applications (direct or Euro-PCT, provided PCT applications include the designation both for a European patent **and** for extension states) and patents can be extended to these countries where they will have the same effects as national applications and patents and will enjoy substantially the same protection as patents granted by the EPO for the member states of the European Patent Organisation. **At present**, extension to the following states may be requested:

Slovenia (as from 1 March 1994)
Lithuania (as from 5 July 1994)
Latvia (as from 1 May 1995)
Albania (as from 1 February 1996)
Romania (as from 15 October 1996)
former Yugoslav Republic of
Macedonia (as from 1 November 1997)

Extension is possible only for those applications filed after entry into force of the agreements !

The extension system largely corresponds to the EPC system operating in the EPC Contracting States, except that it is based not on direct application of the EPC but solely on national law modelled on the EPC. It is therefore subject to the national extension rules of the country concerned.

The rules, which are identical for all states mentioned, are summarised below, while the main requirements in each country are indicated in the tables concerned immediately following on the information for the Contracting States. For further information on extension see OJ EPO 1994, 75 and OJ EPO 1997, 538.

Extension fee

The extension fee of Euro 102 is **payable to the EPO**; payment may also be made in the equivalents laid down by the EPO (see section 4 of the schedule of fees). The time limit for payment of the extension fee is:

- for European applications

Six months of the date on which the European Patent Bulletin mentions the publication of the European search report; two-month period of grace (R. 85a(2) EPC), provided a 50% surcharge is paid.

- for Euro-PCT applications

21 or 31 months from the filing or priority date (R. 104b(1) EPC)

Withdrawal of the request for extension

The request for extension is deemed withdrawn if the extension fee is not paid or the application is withdrawn, refused or deemed withdrawn.

Abbreviations

(see also Table I, column 4)

B

AS	Sammlung der eidgenössischen Gesetze	INPI	Instituto Nacional da Propriedade Industrial
AT	Austria	IP	Industrial Property
ATS	Austrian Schilling	IPLT	Industrial Property - Laws and Treaties
BE	Belgium	IPO	Irish Patents Office
BEF	Belgian franc	IPPO	Industrial Property Protection Office (FYR of Macedonia)
BGBI.	Bundesgesetzblatt	IT	Italy
Bl.f.PMZ	Blatt für Patent-, Muster- und Zeichenwesen	ITL	Italian lira
BOE	Boletin oficial del Estado	J.M.	Journal de Monaco
BOPI	Bulletin officiel de la propriété industrielle - Brevets d'invention	J.O.	Journal officiel de la République Française
CH	Switzerland	LGBI.	Liechtensteinisches Landesgesetzblatt
CHF	Swiss franc	LI	Liechtenstein
DE	Germany	LTPI	Lois et traités de propriété industrielle
DEM	Deutsche Mark	LU	Luxembourg
DK	Denmark	LUF	Luxembourg franc
DKK	Danish crown	MC	Monaco
DPMA	German Patent and Trade Mark Office	NIPO	Netherlands Industrial Property Office
DPO	Danish Patent Office	NL	Netherlands
EDBI	Eidiko Deltio Biomichanikis Idioktissias (Industrial Property Bulletin)	NLG	Netherlands Florin
EPC	European Patent Convention	OBI	Organismos Biomichanikis Idioktissias (Industrial Property Organisation)
EPO	European Patent Office	OEPM	Oficina Española de Patentes y Marcas
ES	Spain	OJ EPO	Official Journal of the European Patent Office
ESP	Spanish peseta	OPRI	Office de la Propriété Industrielle
ΦEK	Fyllo Efimeridos tis Kyberniseos (Law Gazette)	OSIM	State Office for Inventions and Trademarks (Romania)
FI	Finland	PIBD	Propriété industrielle - Bulletin documentaire
FIM	Finnish marks	PT	Portugal
FR	France	PTE	Portuguese Escudo
FRF	French franc	SäädKok	Suomen Säädöskokoelma
GBP	Pound sterling	SE	Sweden
GR	Greece	SEK	Swedish crown
GRD	Greek drachmas	SFS	Svensk författningssamling
GRUR Int.	Gewerblicher Rechtsschutz und Urheberrecht, Internationaler Teil	SI	Statutory Instruments
G.U.	Gazzetta Ufficiale	SIPO	Slovenian Intellectual Property Office
IE	Ireland	SR	Systematische Rechtssammlung (Switzerland)
IEP	Irish punt	Stb	Staatsblad
IGE	Swiss Federal Intellectual Property Institute	UK	United Kingdom
INPI	Institut national de la propriété industrielle		



National legal bases

I.

This table lists (not necessarily all) the Contracting and extension States' important national legal sources (laws, regulations, decrees etc.) of significance for European patent applications and patents and, for the most part, also referred to in the subsequent tables. The title of these legal sources is given in the official language of the States in question. Where necessary, a translation in the official language of the EPO in which this summary is published is given underneath in italics in square brackets. To keep this table within a reasonable size, the "original title" in the case of States with more than one official language is given only in the language which is also one of the official languages of the EPO.

The dates on which the various items of referenced legislation entered into force have not been included, as this would have cluttered up the tables -

especially in cases where some Articles of certain laws and regulations entered into force at different times.

Where the Office knows of translations into one of the official languages of the EPO of the legal sources listed, these are referenced. It should be noted, however, that these translations are not always up-to-date and that at all times only the original version given in the official publications is the authentic text.

The abbreviations used in the subsequent tables have been introduced for the sake of clarity and do not always coincide with the official abbreviations used in the Contracting States.

EPC Contracting State	1 National provisions	2 Source	3 Translation published in (language)	4 Abbreviations used in this synopsis
Austria	1. Bundesgesetz vom 16. Dezember 1978 über die Einführung des Europäischen Patentübereinkommens und des Vertrages über die internationale Zusammenarbeit auf dem Gebiet des Patentwesens (Patentverträge-Einführungsgesetz), zuletzt geändert durch das Bundesgesetz Nr. 175	BGBl Nr. 52/1979; Nr. 234/1984; Nr. 418/1992; Nr. 181/1996; Nr. 175/1998		
	[1. <i>Federal Law of 16 December 1978 on the introduction of the European Patent Convention and of the Patent Cooperation Treaty (Introductory Law on Patent Treaties) as last amended by the Federal Law No. 175]</i>		IPLT AT 2-002 (English, French)	ILPT
	2. Patentgesetz 1970, zuletzt geändert durch das Bundesgesetz Nr. 175	BGBl Nr. 259/1970; Nr. 234/1984; Nr. 382/1986; Nr. 418/1992; Nr. 771/1992; Nr. 212/1994; Nr. 634/1994; Nr. 181/1996; Nr. 175/1998		
	[2. <i>Patent Law 1970, as last amended by the Federal Law No. 175]</i>		IPLT AT 2-001 (English, French)	PA
	3. Verordnung des Bundesministers für wirtschaftliche Angelegenheiten vom 25. März 1994, betreffend die Durchführung des Patentgesetzes 1970, des Patentverträge-Einführungsgesetzes, des Schutzzertifikatgesetzes 1996, des Gebrauchsmustergesetzes, des Halbleiterschutzgesetzes, des Markenschutzgesetzes 1970 und des Musterschutzgesetzes 1990 (Patent-, Gebrauchsmuster-, Marken- und Musterverordnung - PGMMV)	BGBl Nr. 226/1994 Nr. 238/1997		
	[3. <i>Regulation of the Federal Minister for Economic Affairs of 25 March 1994 on the implementation of the 1970 Patent Law, the Introductory Law on Patent Treaties, the Law on the Supplementary Protection Certificate 1996, the Utility Model Law, the Law on Semiconductor Protection, the 1970 Trademark Protection Law and the 1990 Design Protection Law (Patent, Utility Model, Trademark and Design Regulation)</i>]		-	RPT
	4. Verordnung des Präsidenten des Patentamts vom 8. November 1990 über Eingaben an das Patentamt sowie über das Verfahren in Patent-, Schutzzertifikats-, Gebrauchsmuster-, Halbleiterschutz-, Marken- und Musterangelegenheiten (Patentamtsverordnung - PAV), zuletzt geändert durch Verordnung des Präsidenten des Patentamts vom 15. Juni 1997	Patentblatt 1990,161 1992, 73 1994, 66 1997, 122		
	[4. <i>Regulation of the President of the Patent Office of 8 November 1990 on the filing of documents with the Patent Office and on patent, supplementary protection certificate, utility model, semiconductor protection, trademark and design procedures (Patent Office Regulation), amended by Regulation of the President of the Patent Office of 15 June 1997]</i>		-	POR

EPC Contracting State	1 National provisions	2 Source	3 Translation published in (language)	4 Abbreviations used in this synopsis
Belgium	<p>5. Arrêté du régent du 26 juin 1947 contenant le Code des droits de timbre, confirmé par la loi du 14 juillet 1951, modifié par arrêté royal n° 12 du 18 avril 1967, par l'arrêté royal du 16 janvier 1975 et la loi du 22 juillet 1993</p> <p>[5. <i>Decree of the Regent of 26 June 1947 containing the code of stamp duties confirmed by the Law of 14 July 1951, as amended by Royal Decree No. 12 of 18 April 1967, by Royal Decree of 16 January 1975 and by Law of 22 July 1993</i>]</p> <p>6. Arrêté royal du 18 juillet 1966 portant coordination des lois sur l'emploi des langues en matière administrative</p> <p>[6. <i>Royal Decree of 18 July 1966 co-ordinating the laws on the use of languages for administrative purposes</i>]</p> <p>7. Arrêté royal du 27 février 1981 relatif au dépôt d'une demande de brevet européen, à sa transformation en demande de brevet national et à l'enregistrement de brevets européens produisant effet en Belgique, modifié par l'arrêté royal du 2 décembre 1986</p> <p>[7. <i>Royal Decree of 27 February 1981 relating to the filing of European patent applications and their conversion into national patent applications and the registration of European patents having effect in Belgium, as amended by Royal Decree of 2 December 1986</i>]</p> <p>8. Arrêté royal du 2 décembre 1986 relatif à la demande, à la délivrance et au maintien en vigueur des brevets d'invention, modifié par l'arrêté royal du 25 mai 1987</p> <p>[8. <i>Royal Decree of 2 December 1986 on patent applications and the grant and renewal of patents, as amended by Royal Decree of 25 May 1987</i>]</p> <p>9. Arrêté royal du 18 décembre 1986 relatif aux taxes et taxes supplémentaires dues en matière de brevets d'invention, modifié par l'arrêté royal du 3 février 1995</p> <p>[9. <i>Royal Decree of 18 December 1986 concerning fees and supplementary fees payable in respect of patents, as amended by Royal Decree of 3 February 1995</i>]</p>	<p>Moniteur belge du 14.8.47, du 20.4.67, du 21.5.75 et du 26.7.93</p> <p>Moniteur belge du 2.8.66</p> <p>Moniteur belge du 5.3.81 et du 6.12.86</p> <p>Moniteur belge du 6.12.86 et du 4.6.87</p> <p>Moniteur belge du 23.12.86, du 29.9.93, et du 28.2.95</p>	<p>-</p> <p>-</p> <p>IPLT BE 2-002 (English) Bl. f. PZM 1983, 166 (German)</p> <p>IPLT BE 2-005 (English) Bl. f. PZM 1988, 118 and 159 (German)</p> <p>-</p>	<p>DR of 26.6.47</p> <p>-</p> <p>RD of 27.2.81</p> <p>RD of 2.12.86</p> <p>RD (Fees)</p>
Cyprus	<p>1. Patent Law 1998</p> <p>2. Patent Regulations 1998</p> <p>3. Patent (Fees) Regulations 1999</p>	<p>Cyprus Gazette Part I, 6.4.98</p> <p>Cyprus Gazette Part I, 26.3.99</p> <p>-</p>	<p>IPLT CY 2-001 (English, French)</p> <p>-</p> <p>-</p>	<p>PL</p> <p>PR</p> <p>PFR</p>

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Denmark	<p>1. Patentloven; lovbekendtgørelse nr. 587 af 2. juli 1993, som senest er ændret ved lov nr. 366 af 9. juni 1998</p> <p>[1. Consolidated Patents Act No. 587 of 2 July 1993, as last amended by Law No. 366 of 9 June 1998]</p> <p>2. Bekendtgørelse om patenter og supplerende beskyttelsescertifikater nr. 1193 af 23. december 1992, som senest er ændret ved bekendtgørelse nr. 374 af 19. juni 1998</p> <p>[2. Order concerning Patents and Supplementary Protection Certificates No. 1193 of 23 December 1992, as last amended by Order No. 374 of 19 June 1998]</p> <p>3. Bekendtgørelse om ændring af reglerne om konsumtion i patentloven m. v. nr. 238 af 30. marts 1994</p> <p>[3. Order amending the Provisions about Exhaustion of Right in the Patents Act etc., No. 238 of 30 March 1994]</p> <p>4. Bekendtgørelse om Patentdirektoratets gebyrer nr. 1065 af 22. december 1998</p> <p>[4. Order on patent fees No. 1065 of 22 December 1998]</p> <p>5. Lov om hemmelige patenter, lovbekendtgørelse nr. 732 af 27. november 1989</p> <p>[5. Consolidated Secret Patents Act. No. 732 of 27 November 1989]</p>	<p>Lovtidende A 1993, 3038 1995, 4699 1998, 2145</p> <p>Lovtidende A 1992, 5345 1996, 101 1998, 2267</p> <p>Lovtidende A 1994, 1036</p> <p>Lovtidende A 1998, 2609</p> <p>Lovtidende A 1989, 2578</p>	<p>IPTL DK 2-001 (English, French) Bl. f. PMZ 1997, 337 (German)</p> <p>-</p> <p>-</p> <p>-</p> <p>IPLT DK 2-002 (English, French)</p>	<p>PA</p> <p>PO</p> <p>-</p> <p>Fees Order</p> <p>Law No. 732/89</p>
Finland	<p>1. Patenttilaki 15.12.1967/550, muutettu viimeksi lailla nro 243/97 - 21.3.1997</p> <p>[1. Patents Act No. 550/67 of 15 December 1967, as last amended by Act No. 243/97 of 21 March 1997]</p> <p>2. Patenttiasetus 26.9.1980/669, muutettu viimeksi asetuksella nro 246/97 - 21.3.1997</p> <p>[2. Patents Decree No. 669/80 of 26 September 1980, as last amended by Decree No. 246/97 of 21 March 1997]</p>	<p>SäädKok 550/67 407/80 387/85 801/91 577/92 1034/92 1409/92 593/94 717/95 1695/95 243/97</p> <p>SäädKok 669/80 505/85 583/92 71/94 595/94 104/96 246/97</p>	<p>IPLT FI 2-001 (English, French)</p> <p>IPLT FI 2-002 (English, French)</p>	<p>PA</p> <p>PD</p>

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Finland	<p>3. Laki maanpuolustukselle merkityksellisistä keksinnöistä 15.12.1967/551, muutettu viimeksi lailla nro 245/97 - 21.3.1997</p> <p>[3. <i>Act on Inventions of Importance to the Defence of the Country No. 551/67 of 15 December 1967, as last amended by Act No. 245/97 of 21 March 1997</i>]</p> <p>4. Patenttimääräykset 30.9.1980, muutettu viimeksi 1.7.1997</p> <p>[4. <i>Patent Office Regulations, as last amended on 1 July 1997</i>]</p> <p>5. Kauppa- ja teollisuusministeriön päätös patenti - ja rekisterihallituksen maksullisista suoritteista 28.12.1995/1782, muutettu viimeksi päätöksellä 597/97 - 18.6.1997</p> <p>[5. <i>Decision No. 1782 of 28 December 1995 of the Ministry of Trade and Industry on the fees chargeable by the National Board of Patents and Registration, as last amended by decision No. 597/97 of 18 June 1997</i>]</p>	<p>SäädKok 551/67 795/89 599/95 1697/95 245/97</p> <p>not published</p> <p>SäädKok 1782/95 123/96 247/97 597/97</p>	<p>-</p> <p>-</p> <p>-</p>	<p>Defence Inventions</p> <p>POR</p> <p>Fees Decision</p>
France	<p>1. Loi n° 92-597 du 1er juillet 1992 relative au code de la propriété intellectuelle (partie Législative), modifiée en dernier lieu par la loi n° 97-283 du 27 mars 1997 portant transposition dans le code de la propriété intellectuelle des directives du Conseil des Communautés européennes n° 93/83 et 93/98</p> <p>[1. <i>Law No. 92-597 of 1 July 1992 on the Intellectual Property Code (legislative part), as last amended by Law No. 97-283 of 27 March 1997 regarding the implementation of the EU Directives 93/83 and 93/98 in the intellectual Property Code</i>]</p> <p>2. Décret n° 95-385 du 10 avril 1995 relatif à la partie Réglementaire du code de la propriété intellectuelle, modifié en dernier lieu par le Décret n° 96-103 du 2 février 1996</p> <p>[2. <i>Decree No. 95-385 of 10 April 1995 regarding the Regulations part of the Intellectual Property Code, as last amended by Decree No. 96-103 of 2 February 1996</i>]</p> <p>3. Arrêté du 24 décembre 1998 relatif aux redevances de procédures perçues par l'institut national de la propriété industrielle</p> <p>[3. <i>Order of 24 December 1998 on the procedural fees of the "Institut national de la propriété industrielle"</i>]</p> <p>4. Arrêté du 19 septembre 1979 relatif aux modalités de dépôt des demandes de brevet d'invention et de certificat d'utilité et d'inscription au registre national des brevets</p> <p>[4. <i>Order of 19 September 1979 on the procedures for filing applications for patents for invention and utility certificates and for making entries in the National Register of Patents</i>]</p>	<p>J.O. 1992, 8801; 1994, 2151, 6863; 1995, 120 1996, 18687; 1997, 4831</p> <p>J.O. 1995, 5843 1996, 2122</p> <p>J.O. 1998, 19927</p> <p>J.O. 1979, 8042</p>	<p>IPLT FR 1-001 (English)</p> <p>-</p> <p>BI. f. PMZ 1996, 196 (German)</p> <p>BI. f. PMZ 1980, 283 (German)</p>	<p>Law No. 92-597</p> <p>Dec.</p> <p>Fees Ord. of 24.12.98</p> <p>Ord. of 19.9.79</p>

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France	<p>5. Arrêtés du 29 novembre 1978, du 16 septembre 1983, du 6 septembre 1985, du 30 avril 1987, du 13 janvier 1993, du 12 novembre 1993 et du 23 octobre 1995 relatif au dépôt des demandes internationales et des demandes de brevet européen auprès des centres de province de l'Institut national de la propriété industrielle et décisions du Directeur de l'I.N.P.I. n° 80-164 du 3 mars 1980; n° 80-601 du 19 décembre 1980; n° 83-425 du 28 septembre 1983, n° 85-464 du 6 septembre 1985, n° 87-171 du 30 avril 1987, n° 93-12 du 13 janvier 1993 et n° 93-563 du 3 décembre 1993</p> <p>[5. <i>Orders of 29 November 1978, of 16 September 1983, of 6 September 1985, of 30 April 1987, of 13 January 1993, of 12 November 1993 and of 23 October 1995 on the filing of international applications and European patent applications with the regional offices of the Institut national de la propriété industrielle and Decisions of the Director of INPI No. 80-164 of 3 March 1980, No. 80-601 of 19 December 1980, No. 83-425 of 28 September 1983, No. 85-464 of 6 September 1985, No. 87-171 of 30 April 1987, No. 93-12 of 13 January 1993 and No. 93-563 of 3 December 1993</i>]</p>	<p>J.O. 1979, 63; 1983, 8807; 1985, 10735; 1987, 5308; 1993, 1276; 1993, 17678</p>	<p>Bl. f. PMZ 1979, 163; 1988, 124 (German)</p>	-
Germany	<p>1. Gesetz zu dem Übereinkommen vom 27. November 1963 zur Vereinheitlichung gewisser Begriffe des materiellen Rechts der Erfindungspatente, dem Vertrag vom 19. Juni 1970 über die internationale Zusammenarbeit auf dem Gebiet des Patentwesens und dem Übereinkommen vom 5. Oktober 1973 über die Erteilung europäischer Patente (Gesetz über internationale Patentübereinkommen) vom 21. Juni 1976, zuletzt geändert durch das Zweite Gesetz zur Änderung des Patentgesetzes und anderer Gesetze (2. PatGÄndG) vom 16. Juli 1998</p> <p>[1. <i>Law on the European Convention on the Unification of Certain Points of Substantive Law on Patents for Invention of 27 November 1963, the Patent Cooperation Treaty of 19 June 1970, and the Convention on the Grant of European Patents of 5 October 1973 (Law on International Patent Treaties) of 21 June 1976, as last amended by the Second Law of 16 July 1998 amending the Patent Law and other Laws (2. PatGÄndG)</i>]</p> <p>2. Gesetz über das Gemeinschaftspatent und zur Änderung patentrechtlicher Vorschriften (Gemeinschaftspatentgesetz) vom 26. Juli 1979, zuletzt geändert durch das Zweite Gesetz über das Gemeinschaftspatent vom 20. Dezember 1991</p> <p>[2. <i>Law concerning the Community patent and amending certain provisions of patent law (Community Patent Law) of 26 July 1979, as last amended by the Second Law on the Community Patent of 20 December 1991</i>]</p> <p>3. Patentgesetz in der Fassung der Bekanntmachung vom 16. Dezember 1980, zuletzt geändert durch das 2. PatGÄndG vom 16. Juli 1998</p> <p>[3. <i>Consolidated Patent Law as published on 16 December 1980, as last amended by the Law of 16 July 1998 (2. PatGÄndG)</i>]</p>	<p>BGBl 1976 II 649; 1986 I 1446; 1991 II 1354; 1993 I 366; 1998 I 1827</p> <p>BGBl 1979 I 1269; 1986 I 1446; 1991 II 1354</p> <p>BGBl 1981 I 1; 1986 I 1446; 1990 I 422; 1991 II 1354; 1992 I 727; 1993 I 366; 1994 I 3082; 1996 I 1546; 1998 I 1827</p>	<p>IPLT DE 2-001 (English, French)</p> <p>-</p> <p>IPLT DE 2-002 (English, French)</p>	<p>LIPC</p> <p>CPL</p> <p>PA</p>

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Germany	<p>4. Gesetz über die Gebühren des Patentamts und des Patentgerichts vom 18. August 1976, zuletzt geändert durch das 2. PatGÄndG vom 16. Juli 1998</p> <p>[4. <i>Law on fees of the Patent Office and Patent Court of 18 August 1976, as last amended by the Law of 16 July 1998 (2. PatGÄndG)</i>]</p> <p>5. Gesetz zu der Vereinbarung vom 21. Dezember 1989 über Gemeinschaftspatente und zu dem Protokoll vom 21. Dezember 1989 über eine etwaige Änderung der Bedingungen für das Inkrafttreten der Vereinbarung über Gemeinschaftspatente sowie zur Änderung patentrechtlicher Vorschriften (Zweites Gesetz über das Gemeinschaftspatent) vom 20. Dezember 1991</p> <p>[5. <i>Law on the Agreement relating to Community Patents of 21 December 1989 and concerning the Protocol on a possible modification on the conditions of entry into force of the Agreement relating to Community patents of 21 December 1989 and amending certain provisions of patent law (Second Law on the Community Patent) of 20 December 1991</i>]</p> <p>6. Verordnung über die Übersetzungen der Ansprüche europäischer Patentanmeldungen vom 18. Dezember 1978, geändert durch Verordnung vom 21. Oktober 1993</p> <p>[6. <i>Regulation on the translations of the claims of European patent applications of 18 December 1978, amended by Regulation of 21 October 1993</i>]</p> <p>7. Verordnung über die Zahlung der Gebühren des Deutschen Patentamts und des Bundespatentgerichts vom 15. Oktober 1991, zuletzt geändert durch Verordnung vom 14. September 1998</p> <p>[7. <i>Regulation on the payment of fees charged by the German Patent Office and the Federal Patent Court of 15 October 1991, as last amended by Regulation of 14 September 1998</i>]</p> <p>8. Verordnung über die Anmeldung von Patenten (Patentanmeldeverordnung - PatAnmV) vom 29. Mai 1981, zuletzt geändert durch das 2. PatGÄndG vom 16. Juli 1998</p> <p>[8. <i>Regulation on the filing of patents (Patent Filing Regulation - PFR) of 29 May 1981, as last amended by the Law of 16 July 1998 (2. PatGÄndG)</i>]</p> <p>9. Verordnung über die Übersetzung europäischer Patentschriften (ÜbersV) vom 2. Juni 1992</p> <p>[9. <i>Regulation on the translation of European patent specifications (Transl. Reg.) of 2 June 1992</i>]</p>	<p>BGBl 1976 I 2188; 1986 I 1446; 1987 I 2294; 1990 I 422; 1991 II 1354; 1992 I 938; 1993 I 366; 1994 I 1739, 2263,3082; 1998 I 1827</p> <p>BGBl 1991 II 1354</p> <p>BGBl 1978 II 1469; 1993 II 1989</p> <p>BGBl 1991 I 2012; 1994 I 612 1998 I 2875</p> <p>BGBl 1981 I 521; 1986 I 1738; 1990 I 856; 1993 I 426; 1994 I 3082; 1998 I 1827</p> <p>BGBl 1992 II 395</p>	<p>-</p> <p>-</p> <p>-</p> <p>-</p> <p>-</p> <p>IPLT DE 2-004 (English, French)</p> <p>-</p> <p>-</p>	<p>LPF</p> <p>2. CPL</p> <p>Publ. Reg.</p> <p>RFP</p> <p>Transl. Reg.</p>

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Germany	<p>10. Gesetz über die Erstreckung von gewerblichen Schutzrechten (Erstreckungsgesetz - ErstrG) vom 23. April 1992, zuletzt geändert durch das 2. PatGÄndG vom 16. Juli 1998</p> <p>[10. Law on the Extension of Industrial Property Rights (Extension Law - ErstrG) of 23 April 1992, last amended by Law of 16 July 1998 (2. PatGÄndG)]</p>	<p>BGBl 1992 I 938; 1994 II 1438; 1998 I 1827</p>	<p>IPLT DE 1-006 (English, French)</p>	<p>-</p>
Greece	<p>1. Νόμος 1733/1987 "Μεταφορά τεχνολογίας, εφευρέσεις, τεχνολογική καινοτομία και σύσταση Επιτροπής Ατομικής Ενέργειας" όπως τροποποιήθηκε από το άρθρο 18 του νόμου 1739/1987, το Προεδρικό Διάταγμα 54/1992 και το άρθρο 9 του νόμου 2359/1995.</p> <p>[1. Law No. 1733/1987 on technology transfer, inventions, technological innovation and the establishment of a Nuclear Energy Commission, as amended by (Art. 18 of) Law 1739/1987 and Presidential Decree No. 54/1992 and by (Art. 9 of) Law 2359/1995]</p> <p>2. Νόμος 4325/1963 περί εφευρέσεων αφορωσών την εθνικήν άμυναν της χώρας και τροποποιήσεως του Ν. 2527/1920 "περί διπλωμάτων ευρεσιτεχνίας".</p> <p>[2. Law No. 4325/1963 on inventions relating to national defence and amending Law No. 2527/1920 on patents of inventions]</p> <p>3. Νόμος 1607 της 30.06.1986 σχετικά με την κύρωση της σύμβασης του Μονάχου της 5ης Οκτωβρίου 1973 που αφορά τη χορήγηση ευρωπαϊκών διπλωμάτων ευρεσιτεχνίας.</p> <p>[3. Law No. 1607 of 30 June 1986 on the Ratification of the Munich Convention on the Grant of European Patents of 5 October 1973]</p> <p>4. Προεδρικό Διάταγμα αριθμ. 77 της 11.02.1988 σχετικά με τις διατάξεις εφαρμογής της σύμβασης για τη χορήγηση ευρωπαϊκών διπλωμάτων ευρεσιτεχνίας.</p> <p>[4. Presidential Decree No. 77 of 11 February 1988 on provisions for implementing the Convention on the Grant of European Patents]</p> <p>5. Υπουργική απόφαση αριθμ. 15928/ΕΦΑ/1253 σχετικά με την κατάθεση αίτησης για χορήγηση διπλώματος ευρεσιτεχνίας ή πιστοποιητικού υποδείγματος χρησιμότητας στον Ο.Β.Ι. και τήρηση βιβλίων. Τροποποιήθηκε με την Υπουργική Απόφαση Αριθμ. 3111/ΕΦΑ/433</p> <p>[5. Ministerial Decision No. 15928/EFA/1253 on the filing of applications for patents or utility models with OBI and on Patents Registers as last amended by Ministerial Decision No. 3111/EFA/433]</p>	<p>ΦΕΚ 171 Α´ 22.9.87 201 Α´ 20.11.87 22 Α´ 14.2.92 241Α´ 21.11.95</p> <p>ΦΕΚ 156 Α´ 27.9.63</p> <p>ΦΕΚ 85 Α´ 30.6.86</p> <p>ΦΕΚ 33 Α´ 25.2.88</p> <p>ΦΕΚ 778 Β´ 31.12.87; 309 Β´ 27.3.98</p>	<p>Bl. f. PMZ 1988, 330 (German) IPLT GR 1-001 (English, French)</p> <p>-</p> <p>-</p> <p>Bl. f. PMZ 1988, 338 (German)</p> <p>-</p>	<p>Law No. 1733/87</p> <p>Law No. 4325/63</p> <p>Law No. 1607/86</p> <p>Pres.Dec. No. 77/88</p> <p>-</p>

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Greece	<p>6. Απόφαση του Διοικητικού Συμβουλίου του Οργανισμού Βιομηχανικής Ιδιοκτησίας της 14 Δεκεμβρίου 1987 σχετικά με τον Κανονισμό τελών του Ο.Β.Ι. (τροποποιήθηκε με απόφαση του Δ.Σ. της 07.10.1998)</p> <p>[6. <i>Decision of the Administrative Council of the Industrial Property Organisation of 14 December 1987 on the Rules relating to Fees amended by Decision of the Administrative Council of OBI of 7 October 1998</i>]</p>	ΕΔΒΙ 1988 σελ. 46-48	-	Decision of 7 October 1998
Ireland	<p>1. Patents Act 1992</p> <p>2. Patents Rules 1992</p> <p>3. Patents, Trade Marks, Copyright and Designs (Fees) Rules, 1997</p>	<p>No.1 of 1992</p> <p>S.I. No.179 of 1992</p> <p>S.I. No. 433 of 1997</p>	<p>LTPI IE 2-001 (French) Bl. f. PMZ 1998, 99, 165 (German)</p> <p>-</p>	<p>PA</p> <p>PR</p> <p>Fees Rules</p>
Italy	<p>1. Legge 26 maggio 1978, n. 260 Ratifica ed esecuzione di atti internazionali in materia di brevetti, firmati, rispettivamente, a Strasburgo il 27 novembre 1963, a Washington il 19 giugno 1970, a Monaco il 5 ottobre 1973 ed a Lussemburgo il 15 dicembre 1975</p> <p>[1. <i>Law No. 260 of 26 May 1978 Ratification and implementation of international patent acts signed in Strasbourg on 27 November 1963, in Washington on 19 June 1970, in Munich on 5 October 1973 and in Luxembourg on 15 December 1975, respectively</i>]</p> <p>2. Decreto del Presidente della Repubblica 8 gennaio 1979, n.32 Applicazione della legge 26 maggio 1978, n. 260, concernente ratifica ed esecuzione di atti internazionali in materia di brevetti, modificato con D.P.R. 22 giugno 1979, n. 338 e legge 3 maggio 1985, n. 194</p> <p>[2. <i>Decree of the President of the Republic No. 32 of 8 January 1979 Application of Law No. 260 of 26 May 1978 concerning the ratification and implementation of international patent acts; Decree amended by DPR No. 338 of 22 June 1979 and Law No. 194 of 3 May 1985</i>]</p> <p>3. Decreto 30 giugno 1982 Determinazione degli uffici competenti alla ricezione dei depositi delle domande di brevetto europeo e delle traduzioni dei brevetti europei</p> <p>[3. <i>Decree of 30 June 1982 laying down the authorities competent to receive European patent applications and translations of European patents</i>]</p>	<p>Suppl. ord. alla G.U., n. 156 del 7-6-1978</p> <p>G.U., n. 41 del 10-2-1979; G.U., n. 117 del 20-5-1985</p> <p>G.U., n. 181 del 3-7-1982</p>	<p>-</p> <p>Bl. f. PMZ 1979, 163 (German)</p> <p>-</p>	<p>-</p> <p>DPR No. 32/1979</p> <p>Dec. of. 30.6.82</p>

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Italy	4. Decreto del Presidente della Repubblica 22 giugno 1979, n.338 Revisione della legislazione nazionale in materia di brevetti, in applicazione della delega di cui alla legge 26 maggio 1978, n. 260	G.U., n. 215 del 7-8-1979		
	[4. <i>Decree of the President of the Republic No. 338 of 22 June 1979</i> <i>Revision of national patent legislation pursuant to the authorisation provided for in Law No. 260 of 26 May 1978</i>]		Bl. f. PMZ 1980, 196 (German)	DPR No. 338
	5. Decreto del Presidente della Repubblica 26 ottobre 1972, n. 641. Disciplina delle tasse sulle concessioni governative, modificato con decreto 22 giugno 1979, n. 338, con decreto legge 13 gennaio 1988, n. 3 e con la legge 29 dicembre 1990, n. 405 (Art. 7)	Suppl. ord. alla G.U., n. 292 del 11-11-1972 n. 303 del 31-12-1990 G.U., n. 9 del 13-1-1988		
	[5. <i>Decree of the President of the Republic No. 641 of 26 October 1972</i> <i>regulating the administrative fees, amended by Decree No. 338 of 22 June 1979, Order in Council No. 3 of 13 January 1988 and Law No. 405 (Art. 7) of 29 December 1990</i>]		Bl. f. PMZ 1976, 10 and 1983, 194 (German)	DPR No. 641
	5 a. Art. 10 del Decreto-legge 11 luglio 1992 n. 333, convertito alla Legge 8 agosto 1992 n. 359		-	-
	[5 a. <i>Art. 10 of the Decree-law of 11 July 1992 No. 333, amended by Law of 8 August 1992 No. 359</i>]			
	5 b. Decreto ministeriale 20 agosto 1992: Approvazione della nuova tariffa delle tasse sulle concessioni governative	G.U., n. 196 del 21-8-1992		
	[5 b. <i>Ministerial Decree of 20 August 1992: Approval of the new administrative fees</i>]		-	Dec. of 20.8.92
6. Decreto del Presidente della Repubblica 30 giugno 1972, n. 540. Semplificazione dei procedimenti amministrativi in materia di brevetti per invenzioni industriali, modelli industriali e marchi di impresa, modificato da ultimo con D.P.R. 22 giugno 1979, n. 338	G.U., n. 249 del 27-9-1972			
[6. <i>Decree of the President of the Republic No. 540 of 30 June 1972</i> <i>Simplification of the administrative procedures relating to patents, utility models, industrial designs and trademarks as last amended by DPR No. 338 of 22 June 1979</i>]		Bl. f. PMZ 1976, 7 (German) IPLT IT 1-004 (English, French)	-	
7. Decreto ministeriale 22 febbraio 1973 Regolamento di esecuzione del D.P.R. 30 giugno 1972, n. 540, in materia di brevetti per invenzioni, modelli e marchi	G.U., n. 69 del 15-3-1973			
[7. <i>Ministerial Decree of 22 February 1973</i> <i>Implementing Regulations to DPR No. 540 of 30 June 1972 relating to patents, utility models, industrial designs and trademarks</i>]		IPLT IT 1-005 (English, French) Bl. f. PMZ 1984, 124 (German)	-	

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Italy	<p>8. Regio decreto 29 giugno 1939, n.1127 Testo delle disposizioni legislative in materia di brevetti per invenzioni industriali, modificato con D.P.R. 22 giugno 1979, n. 338, modificato da ultimo con Decreto legislativo 19 marzo 1996, n. 198</p> <p>[8. <i>Royal Decree No. 1127 of 29 June 1939 Patent Law, amended by DPR No. 338 of 22 June 1979, and last amended by Decreto Legislativo No. 198 of 19 March 1996</i>]</p> <p>9. Regio decreto 5 febbraio 1940, n. 244 Testo delle disposizioni regolamentari in materia di brevetti per invenzioni industriali, modificato da ultimo con D.P.R. 22 giugno 1979, n. 338</p> <p>[9. <i>Royal Decree No. 244 of 5 February 1940 Patents Rules, as last amended by DPR No. 338 of 22 June 1979</i>]</p> <p>10. Regio decreto 25 agosto 1940, n. 1411 Testo delle disposizioni legislative in materia di brevetti per modelli industriali, modificato da ultimo con Decreto Legislativo 19 marzo 1996, n. 198</p> <p>[10. <i>Royal Decree No. 1411 of 25 August 1940 Law on utility models, as last amended by Decreto Legislativo No. 198 of 19 March 1996</i>]</p> <p>11. Regio decreto 31 ottobre 1941, n.1354 Testo delle disposizioni regolamentari in materia di brevetti per modelli industriali, modificato da ultimo con la legge 14 febbraio 1987, n. 60</p> <p>[11. <i>Royal Decree No. 1354 of 31 October 1941 Rules on utility models, as last amended by Law No. 60 of 14 February 1987</i>]</p> <p>12. Legge 14 febbraio 1987, n. 60 Armonizzazione della normativa in materia di brevetti per modelli e disegni industriali con le disposizioni dell'accordo dell'Aja del 6 novembre 1925, e successive revisioni, ratificato con legge 24 ottobre 1980, n. 744</p> <p>[12. <i>Law No. 60 of 14 February 1987 Harmonisation of the provisions governing utility models and industrial designs with those of the Hague Convention of 6 November 1925 and subsequent revisions, ratified by Law No. 744 of 24 October 1980</i>]</p>	<p>G.U., n. 189 del 14-8-1939 Suppl. ord. alla G.U. n. 88 del 15-4-1996</p> <p>G.U., n. 94 del 20-4-1940</p> <p>G.U., n. 247 del 21-10-1940</p> <p>G.U., n. 300 del 22-12-1941</p> <p>G.U., n. 53 del 5-3-1987</p>	<p>Bl. f. PMZ 1980, 196; 1997, 279; GRUR Int. 1999, 241 (German); IPLT IT 2-001 (English, French)</p> <p>Bl. f. PMZ 1942, 7 (German) IPLT IT 2-002 (English, French)</p> <p>IPLT IT 1-007 (English, French)</p> <p>IPLT IT 1-008 (English, French)</p> <p>Bl. f. PMZ 1988, 301 (German) IPLT IT 1-006 (English, French)</p>	<p>PL</p> <p>RD No. 244</p> <p>-</p> <p>-</p> <p>Law No. 60</p>
Liechtenstein	<p>1. Vertrag zwischen der Schweizerischen Eidgenossenschaft und dem Fürstentum Liechtenstein über den Schutz der Erfindungspatente vom 22. Dezember 1978 (Patentschutzvertrag)</p> <p>[1. <i>Treaty between the Swiss Confederation and the Principality of Liechtenstein on Patent Protection (Patent Treaty) of 22 December 1978</i>]</p>	<p>LGBl. 1980 Nr. 31</p>	<p>OJ EPO 1980, 407 IPLT LI-CH 2-001 (English, French)</p>	<p>Treaty CH/LI of 22.12.78</p>

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Liechtenstein	<p>2. Ausführungsvereinbarung zum schweizerisch-liechtensteinischen Patentschutzvertrag vom 10. Dezember 1979</p> <p>[2. <i>Implementing-Agreement to the Treaty between Switzerland and Liechtenstein in Respect of Patents of 10 December 1979</i>]</p> <p>3. Gesetz vom 26. September 1979 zum Vertrag zwischen dem Fürstentum Liechtenstein und der Schweizerischen Eidgenossenschaft über den Schutz der Erfindungspatente</p> <p>[3. <i>Law of 26 September 1979 on the Treaty between the Principality of Liechtenstein and the Swiss Confederation on Patent Protection</i>]</p> <p>For other legal provisions applicable to Liechtenstein see Switzerland Nos. 1-4</p>	<p>LGBI. 1980 Nr. 32</p> <p>LGBI. 1980 Nr. 33</p>	<p>OJ EPO 1980, 407 IPLT LI-CH 2-001 (English, French)</p>	<p>-</p> <p>-</p>
Luxembourg	<p>1. Loi du 27 mai 1977 portant</p> <p>a) approbation de la Convention sur la délivrance de brevets européens, signée à Munich, le 5 octobre 1973;</p> <p>b) adaptation de la législation nationale en matière de brevets, telle que modifiée par la Loi du 20 juillet 1992 (voir 3.)</p> <p>[1. <i>Law of 27 May 1977, (a) approving the Convention on the Grant of European Patents signed at Munich on 5 October 1973 (b) amending the national legislation on patents as amended by Law of 20 July 1992 (see 3.)</i>]</p> <p>2. Règlement grand-ducal du 9 mai 1978 pris en exécution de la loi du 27 mai 1977 portant</p> <p>a) approbation de la Convention sur la délivrance de brevets européens, signée à Munich le 5 octobre 1973</p> <p>b) adaptation de la législation nationale en matière de brevets</p> <p>[2. <i>Grand-Ducal Regulation of 9 May 1978 implementing the Law of 27 May 1977 (a) approving the Convention on the Grant of European Patents, signed at Munich on 5 October 1973 (b) amending the national legislation on patents</i>]</p> <p>3. Loi du 20 juillet 1992 portant modification du régime des brevets d'invention, telle que modifiée par la Loi du 24 mai 1998</p> <p>[3. <i>Law of 20 July 1992 amending the provisions relating to patents, as last amended by Law of 24 May 1998</i>]</p> <p>4. Règlement grand-ducal du 17 novembre 1997 concernant la procédure et les formalités administratives en matière de brevets d'invention</p> <p>[4. <i>Grand-Ducal Patents Decree (implementing procedures) of 17 November 1997 on the procedure and administrative formalities relating to patents of invention</i>]</p>	<p>Mémorial A 1977, 872</p> <p>Mémorial A 1978, 528</p> <p>Mémorial A-N° 49, 1992, 1592; A-N° 45, 1998, 685</p> <p>Mémorial A-N° 96, 1997, 2946</p>	<p>Bl. f. PMZ 1978 334 (German) IPLT LU 2-003 (English)</p> <p>-</p> <p>Bl. f. PMZ 1998, 292 (German)</p> <p>-</p>	<p>Law of 27.5.77</p> <p>Reg. of 9.5.78</p> <p>PL</p> <p>Dec.</p>

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Luxembourg	<p>5. Règlement grand-ducal du 17 novembre 1997 portant fixation des taxes et rémunérations à percevoir en matière des brevets d'invention.</p> <p>[5. <i>Grand-Ducal Decree of 17 November 1997 on the fixing of fees and costs relating to patents of invention</i>]</p> <p>6. Loi du 8 juillet 1967 concernant la divulgation et la mise en œuvre des inventions et des secrets de fabrique intéressant la défense du territoire ou la sûreté de l'Etat</p> <p>[6. <i>Law of 8 July 1967 on the disclosure and use of inventions and trade secrets affecting national defence or the security of the State</i>]</p> <p>7. Règlement grand-ducal du 18 septembre 1969 pris en exécution de l'article 4, alinéa final, de la loi du 8 juillet 1967 concernant la divulgation et la mise en œuvre des inventions et des secrets de fabrique intéressant la défense du territoire ou la sûreté de l'Etat</p> <p>[7. <i>Grand-Ducal Regulation of 18 September 1969 implementing Article 4, final paragraph, of the Law of 8 July 1967 on the disclosure and use of inventions and trade secrets affecting national defence or the security of the State</i>]</p> <p>8. Règlement grand-ducal du 12 juin 1975 concernant le recouvrement des frais de publication au Mémorial, Recueil administratif et économique</p> <p>[8. <i>Grand-Ducal Regulation of 12 June 1975 on the recovery of the cost of publications in the "Mémorial, Recueil administratif et économique"</i>]</p>	<p>Mémorial A-N° 96, 1997, 2956</p> <p>Mémorial A 1967, 796</p> <p>Mémorial A 1969, 1234</p> <p>Mémorial A 1975, 723</p>	<p>-</p> <p>-</p> <p>-</p> <p>-</p>	<p>Fees Reg.</p> <p>Law of 8.7.67</p> <p>Reg.of. 18.9.69</p> <p>Fees Reg. of 12.6.75</p>
Monaco	<p>1. Loi n° 606 du 20 juin 1955 sur les brevets d'invention modifiée par la loi n° 625 du 5 novembre 1956</p> <p>[1. <i>Law No. 606 of 20 June 1955 on Patents of Invention, as amended by Law No. 625 of 5 November 1956</i>]</p> <p>2. Ordonnance souveraine n° 1476 du 30 janvier 1957</p> <p>[2. <i>Sovereign Ordinance No. 1476 of 30 January 1957</i>]</p> <p>3. Ordonnance souveraine n° 13.449 du 12 mai 1998 portant majoration des droits applicables à l'occasion de l'accomplissement des formalités tendant à la protection de la propriété industrielle en matière de brevets d'invention, etc.</p> <p>[3. <i>Sovereign Ordinance No. 13.449 of 12 May 1998 increasing the fees payable for the formalities governing the protection of industrial property for patents for invention etc.</i>]</p> <p>4. Ordonnance souveraine n° 10.427 du 9 janvier 1992 concernant le brevet européen</p> <p>[4. <i>Sovereign Ordinance No. 10.427 of 9 January 1992 concerning European patents</i>]</p> <p>5. Arrêté ministériel n° 93-553 du 21 octobre 1993 concernant les modalités de délivrance du brevet européen</p> <p>[5. <i>Ministerial Decree No. 93-553 of 21 October 1993 concerning arrangements for the grant of European patents</i>]</p>	<p>J. M. of 27.6.55 and 19.11.56</p> <p>J. M. of 4.2.57</p> <p>J. M. of 26.7.96</p> <p>J. M. of 17.1.92</p> <p>J. M. of 22.10.93</p>	<p>-</p> <p>-</p> <p>-</p> <p>-</p> <p>-</p>	<p>PA</p> <p>SO No. 1476</p> <p>SO (Fees)</p> <p>SO No. 10.427</p> <p>MD</p>

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Spain	<p>2. Real Decreto 2424/1986, de 10 de octubre, relativo a la aplicación del Convenio sobre la concesión de patentes europeas, hecho en Munich el 5 de octubre de 1973</p> <p>[2. <i>Royal Decree 2424/1986 of 10 October 1986 on the Application of the Convention of the Grant of European Patents done at Munich on 5 October 1973</i>]</p> <p>3. Real Decreto 2245/1986, de 10 de octubre, por el que se aprueba el Reglamento para la ejecución de la Ley 11/1986, de 20 de marzo, de Patentes, modificado por Real Decreto 151/1996 de 2 de febrero 1996</p> <p>[3. <i>Royal Decree 2245/1986 of 10 October 1986 approving the Regulation on the implementation of the Patent Law 11/1986 of 20 March 1986, as amended by Royal Decree 151/1996 of 2 February 1996</i>]</p> <p>4. Ley 20/1987, de 7 octubre, sobre tasas que deben satisfacer los solicitantes y concesionarios de patentes europeas por determinadas actividades a realizar en el Registro de la Propiedad Industrial, modificado por la Ley 13/1996, de 30 de diciembre, de medidas fiscales, administrativas y del orden social</p> <p>[4. <i>Law 20/1987 of 7 October 1987 governing fees payable by European patent applicants and proprietors for specific acts to be undertaken in the Registry of Industrial Property (Registro de la Propiedad Industrial), amended by Law 13/1996 of 30 December 1996 on fiscal, administrative and social measures</i>]</p> <p>5. Real Decreto-Ley 8/1998, de 31 de julio, de medidas urgentes en materia de propiedad industrial</p> <p>[5. <i>Royal Decree-Law 8/1998 of 31 July 1998 on urgent measures relating to industrial property</i>]</p>	<p>BOE núm. 283/86, 39247</p> <p>BOE núm. 261/86, 36431; 33/96,4143; 35/96, 4676</p> <p>BOE núm. 241/87, 30150; 312/88, 36470; 315/96, 38974</p> <p>BOE 194/98, 27858</p>	<p>Bl. f. PMZ 1987, 177 (German)</p> <p>Bl. f. PMZ 1987, 165 (German)</p> <p>-</p> <p>Bl. f. PMZ 1999, 126 (German)</p>	<p>RD 2424</p> <p>RD 2245</p> <p>Fees Law</p> <p>Law 8/98</p>
Sweden	<p>1. Patentlag SFS 1967: 837, ändrad enligt lagen 1978: 419, omtryckt genom lag SFS 1983: 433, därefter ändrad genom lag SFS 1996: 889</p> <p>[1. <i>Patents Act SFS 1967: 837, amended by Act SFS 1978: 419, reprinted SFS 1983: 433 and last amended by Act SFS 1996: 889</i>]</p>	<p>SFS 1983: 433 1987: 1330 1991: 296 1993: 1406 1994: 234, 1511 1996: 847,889</p>	<p>Bl. f. PMZ 1985, 174; 1995, 141, 142; 1996, 47; (German) IPLT SE 2-001 (English, French)</p>	<p>PA</p>

EPC Contracting State	1 National provisions	2 Source	3 Translation published in (language)	4 Abbreviations used in this synopsis
Sweden	<p>2. Patentkungörelsen SFS 1967: 838, ändrad genom förordning SFS 1978: 151, omtryckt genom förordning SFS 1983: 435, därefter ändrad SFS 1997: 42</p> <p>[2. Decree on patent formalities SFS 1967: 838, amended by Decree SFS 1978: 151, reprinted SFS 1983: 435 and last amended by Decree SFS 1997: 42]</p> <p>3. Lagen om försvarsuppfinningar SFS 1971: 1078, omtryckt genom lag SFS 1978: 157, därefter ändrad genom lag SFS 1997: 916</p> <p>[3. Defence Inventions Act SFS 1971: 1078, reprinted SFS 1978: 157 and last amended SFS 1997: 916]</p> <p>4. Patentbestämmelser PRVFS 1981: 1, omtryckt genom PRVFS 1986: 4 P: 17; PRVFS 1992: 1 P: 23; 1993: 5 P: 27; 1997: 3 P: 34</p> <p>[4. Patent Office Regulations PRVFS 1981: 1, reprinted PRVFS 1986: 4 P: 17; PRVFS 1992: 1 P: 23; 1993: 5 P: 27; 1997: 3 P: 34]</p>	<p>SFS 1983: 435 1984: 938 1986: 1221 1988: 987 1989: 503 1991: 1331 1993: 197 1993: 1312 1995: 269 1996: 225 1997: 42</p> <p>SFS 1978: 157; 1980: 211; 1986: 1161 1993: 1407 1997: 916</p> <p>PRVFS 1981:1 1986:4 P:17 1992:1 P:23 1993:5 P:27 1997:3 P:34</p>	<p>Bl. f. PMZ 1979, 169; 1985, 281; 1989, 346 (German) IPLT SE 2-002 (English, French)</p> <p>-</p> <p>-</p>	<p>PD</p> <p>-</p> <p>POR</p>
Switzerland/ Liechtenstein	<p>1. Bundesgesetz betreffend die Erfindungspatente vom 25. Juni 1954 in der geänderten Fassung vom 1. Januar 1996</p> <p>[1. Federal Law on Patents for Inventions of 25 June 1954, as last amended on 1 January 1996]</p> <p>2. Verordnung über die Erfindungspatente vom 19. Oktober 1977 (Patentverordnung) zuletzt geändert am 11. August 1999</p> <p>[2. Ordinance on Patents for Inventions of 19 October 1977 (Patent Ordinance), as last amended on 11 August 1999]</p> <p>3. Gebührenordnung des Eidgenössischen Instituts für Geistiges Eigentum vom 11. August 1999 (IGE-GebV)</p> <p>[3. Regulation on the Fees of the Federal Intellectual Property Institute of 11 August 1999 (Fees Regulation)]</p> <p>4. Bundesgesetz über das Verwaltungsverfahren vom 20. Dezember 1968</p> <p>[4. Federal Law on administrative procedure of 20 December 1968]</p>	<p>SR 232.14</p> <p>SR 232.141</p> <p>SR 232.148</p> <p>SR 172.021</p>	<p>IPLT CH 2-001 (English)</p> <p>IPLT CH 2-002 (English)</p> <p>-</p> <p>-</p>	<p>PA</p> <p>PO</p> <p>Fees Reg.</p> <p>-</p>

Extension State Central Industrial Property Office	1 National provisions	2 Source	3 Translation published in (language)	4 Abbreviations used in this synopsis
AL Albania Albanian Patent Office 23, Duresit Str. Tirana Tel. (+355) 42 258 00 Fax (+355) 42 344 12	1. Ligji "Per Pronesine Industriale" 27 Prill 1994 <i>[1. Law on Industrial Property of 27 April 1994]</i> 2. Rregulla per patentat, modelet e perdorimit dhe disenjot industriale, 4 Tetor 1994 <i>[2. Regulation on patents, utility models and industrial design of 4 October 1994]</i> 3. V.K.M No. 568, 23 Tetor 1995 "Per tarifat e Objekteve te Pronesise Industriale" <i>[3. Decree of the Government on State fees No. 568 of 23 October 1995]</i> 4. Rregullore e Shtrirjes <i>[4. Regulation on the extension of European patents]</i>	Gazeta Zyrtare No. 1994 Buletini i MASH Gazeta Zyrtare No. 1995 Buletini i MASH	- - - -	PL PR Fees Dec. Ext. Reg.
LV Latvia Patent Office of the Republic of Latvia Citadeles iela 7(70) P.O. Box 824 Riga, LV-1010 Tel. (+371) 7 027 344, 7 027 577 Fax (+371) 7 027 208	1. 1995. gada 30. marta Latvijas Republikas Patentu likums <i>[1. Republic of Latvia Patent Law of 30 March 1995]</i> 2. Latvijas Republikas Ministru Kabineta noteikumi Nr. 309 "Noteikumi par rūpnieciskā īpašuma aizsardzības valsts nodevu" <i>[2. Regulation No. 309 of the Cabinet of Ministers on "Regulation on fees for the Protection of Rights of Industrial Property]</i>	Saeimā Ministru Kabinētā Nr. 17/1995 Latvijas vēstnesis Nr. 241/242, 1998	- -	LPL Fees Reg.
LT Lithuania State Patent Bureau of the Republic of Lithuania Algirdo str. 31 2600-Vilnius Tel. (+370 2) 23 33 49 Fax (+370 2) 26 34 69	1. Lietuvos Respublikos patentų įstatymas Nr. I-372 (94 01 18) <i>[1. Patent law of the Republic of Lithuania No. I-372 of 18 January 1994, as amended]</i> 2. Patentinių paraiškų padavimo, ekspertizės ir patentų išdavimo taisyklės IR/01/98 <i>[2. Regulation IR/01/98 on filing patent applications, examination and patent grant as amended]</i>	"Valstybės žinios" Nr. 8/1994, Nr. 89/1994, Nr. 117/1997, Nr. 119/1997 "Valstybės žinios" Nr. 38/1994, Nr. 108/1998	IPLT LT 2-001 (English, French) Bl. f. PMZ 1997, 50 (German) -	PL Reg.

Extension State Central Industrial Property Office	1 National provisions	2 Source	3 Translation published in (language)	4 Abbreviations used in this synopsis
LT Lithuania	<p>3. Lietuvos Respublikos valstybinio patentų biuro 95 07 25 įsakymas dėl Europos patento galiojimo išplėtimo Nr 22</p> <p><i>[3. Order of the State Patent Bureau of the Republic of Lithuania of 25 July 1995 on the extension of European patents]</i></p> <p>4. Europos patentų galiojimo išplėtimo taisyklės ER/01/95</p> <p><i>[4. Regulation on the Extension of European Patents of 25 July 1995]</i></p> <p>5. Lietuvos Respublikos Vyriausybės ir Europos Patentų Organizacijos Susitarimas dėl 1994 sausio 25 d. Bendrabiavimo susitarimo 3(3) straipsnio įgyvendinimo</p> <p><i>[5. Agreement implementing Article 3(3) of the Cooperation Agreement between the Government of the Republic of Lithuania and the European Patent Organisation of 25 January 1994]</i></p> <p>6. Lietuvos Respublikos Vyriausybės 1993 m. kovo 12 d. nutarimas "Dėl valstybinės rinkliavos" Nr. 163, papildytas 1998 m. gegužės 15d.</p> <p><i>[6. Decree of the Government of the Republic of Lithuania on State fees No. 163 of 12 March 1993, as last amended on 15 May 1998]</i></p>	<p>"Valstybės žinios" Nr. 62/1995</p> <p>"Valstybės žinios" Nr. 62/1995, Nr. 108/1998</p> <p>"Valstybės žinios" Nr. 23/1994</p> <p>"Valstybės žinios" Nr. 10/1993, Nr. 27/1994, Nr. 89/1994, Nr. 74/1995, Nr. 8/1996, Nr. 45/1998</p>	<p>-</p> <p>-</p> <p>-</p> <p>-</p> <p>-</p>	<p>-</p> <p>Ext. Reg.</p> <p>-</p> <p>Fees order</p>
MK The former Yugoslav Republic of Macedonia Industrial Property Protection Office (IPPO) Ilindenska b.b. 91000 Skopje Tel. (+389 91) 116379, 224269 Fax (+389 91) 116 041	<p>1. Закон за индустриска сопственост</p> <p><i>[1. Act of Industrial Property of 15 July 1993]</i></p> <p>2. Закон за административни такси</p> <p><i>[2. Act of administrative fees of 3 May 1996]</i></p> <p>3. Правилник за постапка за признавање на патент</p> <p><i>[3. Patent Regulations of 10 March 1994]</i></p>	<p>Sluzben vesnik na Republika Makedonija br. 42/93</p> <p>Sluzben vesnik na Republika Makedonija br. 20/96</p> <p>Sluzben vesnik na Republika Makedonija No. 42/93 and No. 15/94</p>	<p>"Glasnik" No. 1, p. 66-79 (English)</p> <p>-</p> <p>-</p>	<p>PL</p> <p>Fees Law</p> <p>Reg.</p>

Extension State Central Industrial Property Office	1 National provisions	2 Source	3 Translation published in (language)	4 Abbreviations used in this synopsis
MK The former Yugoslav Republic of Macedonia	<p>4. Договор за соработка во полето на патентите меѓу владата на Република Македонија и ЕПО</p> <p>[4. <i>Co-operation agreement of 24 June 1997 between the Former Yugoslav Republic of Macedonia and the EPO in the field of patents related to the extension of European patents</i>]</p> <p>5. Закон за облигациони односи</p> <p>[5. <i>Law on obligations</i>]</p>	<p>Sluzben vesnik na Republika Makedonija No. 29/87</p>	<p>OJ EPO 1997, 538 (English, French, German)</p> <p>-</p>	<p>Ext. Reg.</p> <p>LO</p>
<p>RO Romania</p> <p>State Office for Inventions and Trademarks (OSIM) 5, rue Ion Ghica - Sect. 3, B.P. 52 70018 Bucharest Tel. (+40 1) 315 90 66, 314 92 56 Fax (+40 1) 312 38 19</p>	<p>1. Legea privind brevetele de inventie Nr. 64/1991 din 11 octombrie 1991</p> <p>[1. <i>Patent Law No. 64/1991 of 11 October 1991</i>]</p> <p>2. Regulament GD 152/1992 din 27.03.1992 de aplicare a legii 64/1991</p> <p>[2. <i>Government Decision No. 152/1992 of 27 March 1992 for the approval of the Regulations for implementing the Patent Law</i>]</p> <p>3. Ordonanța privind taxele in domeniul proprietății industriale și regimul de utilizare a acestora nr. 41/198</p> <p>[3. <i>Ordinance No. 41/1998 of 30 January 1998 on the industrial property fees and the use thereof</i>]</p> <p>4. Ordonanța pentru ratificarea Acordului de cooperare dintre Guvernul României și Organizația Europeană de Brevete privind cooperarea în domeniul brevetelor Nr. 32/1996</p> <p>[4. <i>Ordinance No. 32/1996 of 21 August 1996 for ratification of the Agreement between the Government of Romania and the European Patent Organisation on cooperation in the field of patents</i>]</p> <p>5. Legea nr. 32/97 privind implementarea ordonanței de extindere</p> <p>[5. <i>Law on the Implementation of the extension ordinance No. 32/97</i>]</p>	<p>Monitorul Oficial Nr. 212/1991</p> <p>Monitorul Oficial Nr. 1/1992</p> <p>Monitorul Oficial Nr. 43/1998</p> <p>Monitorul Oficial Nr. 195/1996</p>	<p>IPLT RO-2-001 (English, French) GRUR Int. 1992, 196 (German)</p> <p>-</p> <p>-</p> <p>OJ EPO 1996, 601 (English, French, German)</p> <p>-</p>	<p>PL</p> <p>Reg.</p> <p>Fees Ord.</p> <p>GO</p> <p>Ext. Law</p>

Extension State Central Industrial Property Office	1 National provisions	2 Source	3 Translation published in (language)	4 Abbreviations used in this synopsis
<p>SI Slovenia</p> <p>Slovenian Intellectual Property Office (SIPO) Kotnikova 6 p.p. 206 SLO-1000 Ljubljana Tel. (+386 61) 178 3100 Fax (+ 386 61) 178 3110</p>	<p>1. Zakon o industrijski lastnini</p> <p><i>[1. Law on Industrial Property of 20 March 1992, as last amended by Law of 5 December 1997]</i></p> <p>2. Uredba o pristojbinah Urada RS za intelektualno lastnino za pridobitev in varstvo pravic industrijske lastnine</p> <p><i>[2. Regulation on patent fees of 10 March 1995]</i></p> <p>3. Pravilnik o postopku za podelitev patenta</p> <p><i>[3. Order on the procedure for the grant of patents of 20 August 1993]</i></p> <p>4. Zakon o splošnem upravnem postopku Uradni list SFRJ št. 47/86 (prečiščeno besedilo)</p> <p><i>[4. Administrative code of procedure of 15 August 1986 (consolidated text as amended)]</i></p> <p>5. Uredba o razširitvi evropskih patentov na Slovenijo za izvajanje sporazuma o izvajanju tretjega odstavka sporazuma o sodelovanju na področju patentov med Vlado Republike Slovenije in Evropsko patentno organizacijo</p> <p><i>[5. Regulation on the Extension of European patents to Slovenia under the Agreement implementing Article 3(3) of the Cooperation agreement between the Government of the Republic of Slovenia and the European Patent Organisation, as amended by Regulation of 28 December 1998]</i></p>	<p>Uradni list RS, št. 13/92, 27/93, 34-97-US, 75/97</p> <p>Uradni list RS, št. 14/95</p> <p>Uradni list RS št. 49/93</p> <p>Uradni list SFRJ št. 47/86</p> <p>Uradni list RS, št. 6/94, 90/98</p>	<p>IPLT SI 1-001 (English, French) Bl.f.PMZ 1993, 303; 1995, 79 (German)</p> <p>-</p> <p>-</p> <p>-</p> <p>OJ EPO 1994, 75 (English, French, German)</p>	<p>PL</p> <p>Fees Reg.</p> <p>Ord.</p> <p>APC</p> <p>Ext. Reg.</p>

Filing of European patent applications pursuant to Article 75, paragraphs 1 (b) and 2, EPC

II.

European patent applications may be filed at the EPO at Munich, its branch at The Hague, its sub-office in Berlin (however not in Vienna) or, if the law of a Contracting State so permits, at the central industrial property office or other competent authority of that State.

The following table indicates, for each Contracting State, whether European patent applications may be filed at the option of the applicant at the EPO or a national authority, which applications must be filed with the national authorities, the languages in which European patent applications are accepted by the national authorities and what special features need to be borne in mind in connection with the filing.

For the purpose of filing an application, a national representative does not need to be appointed if the applicant has neither a residence nor his principal place of business within the territory of the State concerned (Article 133(1) and (2) EPC).

Attention is drawn to the fact that a translation in respect of every application which is not in English, French or German must be filed in one of these

languages within three months after the filing of the European application, but no later than 13 months after the date of priority (Article 14(2), Rule 6(1) EPC). If this translation is not filed in due time, the application is deemed to be withdrawn (Article 90(3) EPC).

European divisional applications must always be filed directly with the EPO at Munich, The Hague or Berlin (Article 76(1) EPC).

With regard to the languages specified in column 3, applicants are recommended to file applications where possible in the official language(s) of these States as difficulties of communication may arise - in particular in the case of States which have to examine applications in the light of national security regulations - possibly resulting in European patent applications being deemed to be withdrawn because of non-observance of the time limit for forwarding such applications (Article 77(5) EPC).

This table contains no information on extension states since Art. 75(1) (a) and (b) EPC does not apply to these States.

Contracting State Central industrial property office	1 Applicant can choose between EPO and national authorities (subject to column 2)	2 Applications which must be filed with national authorities	3 Languages in which European patent applications must or may be filed with national authorities	4 Official language(s)	5 Special features
Austria Österreichisches Patentamt Kohlmarkt 8-10 A-1014 Wien Tel. (+ 43 1) 5 34 24-0 Fax (+ 43 1) 53 42 45 20	Yes § 2 ILPT	-	All the languages pursuant to Article 14(1) and (2) EPC when at least the "indication that a European patent is sought", the "designation of at least one Contracting State" and "information enabling the appli- cant to be identified" are in English, French or German § 2 ILPT	German	Applications may also be filed by facsimile.*
Belgium Office de la Propriété Industrielle auprès du Ministère des affaires économiques Boulevard E. Jacquain, 154 B-1000 Bruxelles Tel. (+ 32 2) 2 06 41 11 Fax (+ 32 2) 2 06 57 50	Yes Art. 3(1) Law of 8.7.77	Applications filed by persons having Belgian nationality or having a resi- dence or their principal place of business in Belgium and which are of importance for national security and defence Art. 3(2) Law of 8.7.77	All the languages pursuant to Article 14(1) and (2) EPC	French Dutch German (with regard to German see however OJ EPO 1999, 320)	Applications may also be filed by facsimile.*
Cyprus Department of Registrar of Companies and Official Receiver CY-1427 Nicosia Tel. (+3572) 307701	Yes Sect. 64 PL and R. 47(1) PR	Applications by Cypriot nationals unless the priority of an earlier Cypriot application is claimed R. 47(2) PR	Greek English French German R. 48(1) PR	Greek	European patent applications which are not filed in Greek must be followed by a transla- tion within two months. R. 48(2) PR
Denmark Patentdirektoratet Helgeshøj Allé 81 DK-2630 Taastrup Tel. (+ 45 43) 50 80 00 Fax (+ 45 43) 50 80 01	Yes § 75(3) PA	Inventions relating to war material or processes for the manufacture of war material which are owned by a person or an enterprise residing in Denmark or by a Danish institution must be filed at the DPO § 2a(1) Law No. 732/89	All the languages pursuant to Article 14(1) and (2) EPC	Danish	Applications may also be filed by facsimile.*

* see decision of the President of the EPO and notice from the EPO: OJ EPO 1992, 299 and 306

Contracting State Central industrial property office	1 Applicant can choose between EPO and national authorities (subject to column 2)	2 Applications which must be filed with national authorities	3 Languages in which European patent applications must or may be filed with national authorities	4 Official language(s)	5 Special features
<p>Greece</p> <p>OBI Organismos Biomichanikis Idioktissias (Industrial Property Organisa- tion (OBI)) 5, Pandanassis st. GR-15125 Paradissos Amaroussiou Athens Tel. (+ 30 1) 61 83 508 Fax (+ 30 1) 68 19 231</p>	<p>Yes</p> <p>Art. 3 Pres. Dec. No. 77/88</p>	<p>Applications filed by persons having Greek nationality unless claiming the priority of an earlier Greek application</p> <p>Art. 23(1) Law No. 1733/87 Art. 3(2) Pres. Dec. No.77/88</p>	<p>Greek English French German (see also column 5)</p> <p>Art. 4(1) Pres. Dec. No. 77/88</p>	<p>Greek</p>	<p>European patent applications filed by persons not having their residence or principal place of business in Greece may file the application in one of the languages indicated in col. 3, but must indicate an address for service in Greece.</p> <p>European patent applications which are not filed in Greek must be accompanied by a Greek translation.</p> <p>Art. 4(2) Pres. Dec. No. 77/88</p> <p>Applications as in column 2 may not be freely dissemi- nated or utilised without the authorisation of the Minister responsible, which may be regarded as granted 30 days after filing if no provisional order that it be kept secret has been issued, or 125 days after filing if no final secrecy order has been issued. Law 4325/ 1963 gives further details.</p> <p>Applications may also be filed by facsimile.* Art. 4 Ministerial Decision No. 3111/EFA/433</p>
<p>Ireland</p> <p>The Patents Office Government Buildings Hebron Road Kilkenny</p> <p>Tel. (+ 353 56) 20111 Fax (+ 353 56) 20100</p> <p>or</p> <p>The Patents Office 1st Floor. Setanta Centre South Frederick Street Dublin 2</p> <p>Tel. (+ 353 1) 6614444, ext. 2737 or 2742 Fax (+ 353 1) 6760416</p>	<p>Yes</p> <p>Sect. 120(7) PA</p>	<p>-</p>	<p>All the languages pursuant to Art. 14(1) and (2) EPC</p>	<p>Irish, English</p>	<p>Applications may also be filed by facsimile.*</p>

* see decision of the President of the EPO and notice from the EPO: OJ EPO 1992. 299 and 306

Contracting State Central industrial property office	1 Applicant can choose between EPO and national authorities (subject to column 2)	2 Applications which must be filed with national authorities	3 Languages in which European patent applications must or may be filed with national authorities	4 Official language(s)	5 Special features
<p>Italy</p> <p>Ministero Industria, Commercio e Artigianato Ufficio Italiano Brevetti e Marchi Via Molise 19</p> <p>I-00187 Roma Tel. (+ 39 06) 47 05 30 43</p>	<p>Yes, if priority of an application filed in Italy over 90 days previously is claimed and such application has not been made subject to the official secrets regulations or if the applicant has requested and obtained authorization from the Ministry for Industry for filing abroad</p> <p>Art. 1(1) and (2) DPR No. 32/1979</p>	<p>European <u>first applications</u> filed by applicants having a residence or their principal place of business in Italy</p> <p>Art. 1(2) DPR No. 32/1979</p>	<p>All the languages pursuant to Article 14(1) and (2) EPC (see also column 5)</p>	<p>Italian</p>	<p>European patent applications may be filed by post (registered mail with advice of delivery) directly with the Italian Patent and Trademark Office (Ufficio Italiano Brevetti e Marchi) or handed in to the Provincial Office for Industry, Commerce and Trades (Ufficio provinciale dell'industria, del commercio e dell'artigianato, Via Capitan Bavastro n. 116-ROMA). European patent applications which are not filed in Italian must be accompanied by a translation of the description and claims and, where appropriate, by a copy of the drawings. This requirement is <u>waived</u> if priority of an application filed in Italy over 90 days previously is claimed and such application has not been made subject to the official secrets regulations, or if the applicant is <u>not resident</u> in Italy (see col. 2).</p> <p>Art. 1(2) and (3) DPR No. 32/1979 Art. 1 Dec. of 30.6.82 Circular No. 136 of 20.02.79</p>
<p>Liechtenstein</p>	<p>see Switzerland</p>				
<p>Luxembourg</p> <p>Ministère de l'Economie Service de la Propriété Intellectuelle</p> <p>L-2914 Luxem- bourg Tel. (+ 35 2) 4 78-41 10 4 78-41 55 Fax (+ 35 2) 22 26 60</p>	<p>Yes</p> <p>Art. 7 Law of 27.5.77</p>	<p>Applications relating to inventions of relevance to national security</p> <p>Art. 8 Law of 27.5.77 Law of 8.7.67 Reg. of 18.9.69</p>	<p>All the languages pursuant to Art. 14(1) and (2) EPC</p>	<p>French German (The Luxembourg language may only be used in the national procedure)</p>	<p>A fee of LUF/BEF 800 is payable for the transmission of the application to the EPO.</p> <p>Applications may also be filed by facsimile.*</p> <p>Art. 7(2) Law of 27.5.77 Art. 1 Reg. of 9.5.78 Art. 30 Fees Reg.</p>

* see decision of the President of the EPO and notice from the EPO: OJ EPO 1992, 299 and 306

Contracting State Central industrial property office	1 Applicant can choose between EPO and national authorities (subject to column 2)	2 Applications which must be filed with national authorities	3 Languages in which European patent applications must or may be filed with national authorities	4 Official language(s)	5 Special features
Monaco Direction de l'Expansion Economique Division de la Propriété Intellectuelle 9 Rue du Gabian MC-98000 Monaco Tel. (+ 37 7) 93 15 88 53 Fax (+ 37 7) 92 05 75 20	Yes Art. 1 SO No. 10.427	-	All the languages pursuant to Art. 14 (1) and (2) EPC Art. 1 MD	French	Applications may also be filed by facsimile.* Art. 1 MD
Netherlands Netherlands Industrial Property Office Postbus 5820 NL-2280 HV Rijswijk Tel. (+ 31 70) 3 98 66 55 Fax (+31 70) 3 98 66 87	No; European patent applications must be filed at the EPO	Applications whose content must be kept secret in the interest of the defence of the Kingdom Art. 46 PA	Applications under column 2 may be filed in all the languages pursuant to Art. 14(1) and (2) EPC	Dutch	Care should be taken not to address European patent applications, which are filed at the branch of the EPO at The Hague, to NIPO which is in the same building. The postal address of the branch of the EPO at The Hague is as follows: "Postbus 5818, 2280 HV Rijswijk".
Portugal Instituto Nacional da Propriedade Industrial (INPI) Campo das Cebolas P-1100 Lisboa Tel. (+351 1) 8 88 11 01 Fax (+351 1) 8 87 53 08 8 86 00 66	Yes Art. 72(1) PA	Applicants with residence or princi- pal place of business in Portugal must file with INPI any European patent application unless claiming the priority of an earlier Portuguese applica- tion and if the invention was not considered secret by the competent authorities	All the languages pursuant to Art. 14(1) and (2) EPC (see also column 5) Art. 73(1) PA	Portuguese	Applications may also be filed by facsimile.* The filing fee of PTE 10100 (filing and presentation fee) is payable when filing the application. European patent applications which are not filed in Portu- guese must be accompanied - unless the priority of an earlier Portuguese national filing is claimed - by a trans- lation into Portuguese of the description, claims and abstract, and by a copy of the drawings even if these contain no text for translation. Fees Order Art. 73(2) PA

* see decision of the President of the EPO and notice from the EPO: OJ EPO 1992. 299 and 306

Contracting State Central industrial property office	1 Applicant can choose between EPO and national authorities (subject to column 2)	2 Applications which must be filed with national authorities	3 Languages in which European patent applications must or may be filed with national authorities	4 Official language(s)	5 Special features
Spain Oficina Española de Patentes y Marcas c/Panamá, 1 E-28071 Madrid Tel. (+ 34 91) 3 49 53 00 Fax (34 91) 457 22 80	Yes	Applicants having their head office, domicile, normal residence or per- manent place of business in Spain must file in Spain unless claiming the priority of an earlier Spanish application Art. 2 RD 2424	All the languages pursuant to Art. 14(1) and (2) EPC (see also column 5) Art. 3 RD 2424	Spanish	European patent applications which are not filed in Spanish must be accompanied by a translation of the description and claims and, where appro- priate, by a copy of the draw- ings. Applications may also be filed by facsimile.* Art. 3 RD 2424
Sweden Patent- och registreringsverket Box 5055 S-10242 Stock- holm Tel. (+ 46 8) 7 82 25 00 Fax (+ 46 8) 6 66 02 86	Yes § 80(2) PA	Defence inventions which have been made in Sweden or belong to a person domiciled in Sweden or to a Swedish legal person must be filed at the Swedish Patent Office or submitted to the "Gransk- ningsnämnden för försvarsuppfinnin- gar" (Defence inventions examina- tion committee) Defence Invention Act	All the languages pursuant to Art. 14(1) and (2) EPC	Swedish	Applications may also be filed by facsimile.*
Switzerland / Liechtenstein Eidgenössisches Institut für Geistiges Eigen- tum Einsteinstrasse 2 CH-3003 Bern Tel. (+ 41 31) 3 25 25 25 Fax (+ 41 31) 3 25 25 26	Yes Art. 115 PO	-	All the languages pursuant to Art. 14(1) and (2) EPC	Switzerland: German French Italian Liechtenstein: German	Applications may also be filed by facsimile.*

* see decision of the President of the EPO and notice from the EPO: OJ EPO 1992, 299 and 306

Contracting State Central industrial property office	1 Applicant can choose between EPO and national authorities (subject to column 2)	2 Applications which must be filed with national authorities	3 Languages in which European patent applications must or may be filed with national authorities	4 Official language(s)	5 Special features
<p>United Kingdom</p> <p>The Patent Office Concept House Cardiff Road GB-Newport, Gwent NP9 1RH Tel. (+ 44 16 33) 81 40 00 Fax (+ 44 16 33) 81 44 44</p> <p>or</p> <p>The Patent Office London Branch Office Harmsworth House 13-15 Bouverie Street London EC4Y 8DP</p>	<p>Yes</p> <p>Sect. 23(1) and (2) PA</p>	<p>Applications by applicants resident in the United Kingdom unless</p> <p>(a) the applicant has filed an ap- plication at the United Kingdom Patent Office for the same in- vention not less than 6 weeks before filing the European patent applica- tion outside the United Kingdom and either the comptroller of the Patent Office has not prohibited the publication of the invention under Section 22 PA or any such prohibition has been re- voked, or</p> <p>(b) the applicant has obtained written authority from the comptroller of the United Kingdom Patent Office</p> <p>Sect. 23(1) PA (see also column 5)</p>	<p>All the languages pursuant to Art. 14(1) and (2) EPC</p>		<p>Applications may also be filed by facsimile.*</p> <p>Copies of all forms referred to in the following tables can be obtained from the Newport address given in the left-hand column.</p> <p>re column 2</p> <p>The restrictions do not apply to an invention for which an application was first filed in a country outside the United Kingdom by persons resident abroad.</p> <p>Sect. 23(2) PA</p>

* see decision of the President of the EPO and notice from the EPO: OJ EPO 1992, 299 and 306

A. Rights conferred by a European patent application after publication pursuant to Article 93 EPC (Article 67 EPC)

B. Filing of translations of the claims pursuant to Article 67(3) EPC

III.

Under Article 67(1) EPC, from the date of its publication under Article 93 EPC a European patent application provisionally confers on the applicant such protection as is conferred by Article 64, in the Contracting States designated (cf. OJ EPO 1997, 479) in the application as published, i. e. the same rights as would be conferred by a national patent granted in those States.

Pursuant to Article 67(2), however, Contracting States may confer protection which is less than that referred to in Article 64 EPC. That protection may not, though, be less than that which would result from publication of an unexamined national patent application. The applicant must at least be given the right to claim compensation reasonable in the circumstances from an unauthorised user.

A further exception to the basic rule in Article 67(1) is laid down in Article 67(3) regarding the date from which provisional protection is effective.

Under that provision any Contracting State which does not have as an official language the language of the proceedings may prescribe that provisional protection shall not be effective until such time as a translation of the claims in one of its official languages at the option of the applicant or, where that State has prescribed the use of one specific official language, in that language:

- (a) has been made available to the public in the manner prescribed by national law, or
- (b) has been communicated to the person using the invention in the said State.

No time limits are prescribed for filing the above-mentioned translations in the Contracting States: provisional protection in the individual Contracting States becomes effective only when the conditions referred to in Article 67(3) EPC have been fulfilled.

III. A. Rights conferred by a European patent application after publication
pursuant to Article 93 EPC (Article 67 EPC)

Contracting State	1 Provisional protection under Art. 67 EPC	2 Rights conferred	3 Translation of the claims necessary pursuant to Art. 67(3) EPC?	4 When does the right referred to in column 1 arise if a translation pursuant to Art. 67(3) EPC is necessary?
Austria	Yes (Art. 67(2) EPC) § 4(1) ILPT	Compensation reasonable in the circumstances § 4(1) ILPT	Yes § 4(2) ILPT	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user § 4(2) ILPT
Belgium	Yes (Art. 67(2) EPC) Art. 3(3) Law of 8.7.77	Compensation reasonable in the circumstances Art. 3(3) Law of 8.7.77	Yes Art. 3(3) Law of 8.7.77	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user Art. 3(3) Law of 8.7.77
Cyprus	Yes (Art. 67(1) EPC) Sect. 28(1), PL	Reasonable compensation, possibly interlocutory remedies. The court hearing the infringement action can stay proceedings until the patent is granted Sect. 28(2), 61(2), 72(1) PL	Yes Sect. 65 PL	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user. Sect. 65 PL
Denmark	Yes (Art. 67(2) EPC) § 83 PA	Compensation reasonable in the circumstances §§ 58(2) and 83(2) PA	Yes § 83(1) PA	When the translation of the claims is made available to the public in accordance with table III.B., column 7 § 83(2) PA
Finland	Yes (Art. 67(2) EPC) § 70n PA	Damages; Compensation reasonable in the circumstances § 58, 70n PA	Yes § 70n PA	When the translation of the claims is made available to the public in accordance with table III.B., column 7, and notice of the fact is published in "Patenttilehti" (Finnish Patent Bulletin) § 70n PA
France	Yes (Art. 67(1) EPC) Art. L. 614-9. Law No. 92-597	Damages; possibly seizure of the articles infringing the patent application; the court hearing the infringement action stays proceedings until the patent is granted Art. L. 614-9. Law No. 92-597	Yes Art. L. 614-9. Law. No. 92-597	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user Art. L 614-9. Law No. 92-597 Arts. R. 614-9 and R. 614-11 Dec.
Germany	Yes (Art. 67(2) EPC) Art. II, § 1(1) LIPC	Compensation reasonable in the circumstances Art. II, § 1(1) LIPC	Yes Art. II, § 1(2) LIPC	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user Art. II, § 1(2) LIPC

Contracting State	1 Provisional protection under Art. 67 EPC	2 Rights conferred	3 Translation of the claims necessary pursuant to Art. 67(3) EPC?	4 When does the right referred to in column 1 arise if a translation pursuant to Art. 67(3) EPC is necessary?
Greece	Yes (Art. 67(1) EPC) Art. 23(2) Law No. 1733/87 Art. 10 Pres. Dec. No. 77/88	Damages; possibly seizure of the articles infringing the patent application; the court hearing the infringement action can stay decisions until the patent is granted Art. 17(3) Law No.1733/87	Yes Art. 23(3) Law No. 1733/87 Art. 10 Pres. Dec. No. 77/88	When the translation of the claims is made available to the public in accordance with table III.B., column 7 Art. 10 Pres. Dec. No. 77/88
Ireland	Yes (Art. 67(1) EPC) Sect. 44, 56, 120 PA	Damages; action may only be brought after grant of the patent Sect. 56 PA	Yes Sec. 120(6) PA	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user Sect. 56(1), 120(6) PA
Italy	Yes (Art. 67(1) EPC) Art. 3 DPR No. 32/1979	Damages; possibly description and seizure of the articles infringing the patent application and anything used in the making thereof Art. 81, 82, 83, 84, 85, 86 PL	Yes Art. 3 DPR No. 32/1979	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user Art. 3 DPR No. 32/1979
Liechtenstein	see Switzerland			
Luxembourg	Yes (Art. 67(2) EPC) Art. 3(1) Law of 27.5.77	Compensation reasonable in the circumstances Art. 3(2) Law of 27.5.77	Yes Art. 4(1) Law of 27.5.77	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user Art. 92(1) PL
Monaco	Yes (Art. 67(1) EPC) Art. 2 SO No. 10.427	Damages and possibly fine; possibly seizure of the articles infringing the patent application Art. 44, 45, 48, 50 PA	Yes Art. 2(2) SO No. 10.427	When the translation of the claims is notified to the alleged infringer. (The translation is to be sent only to the alleged infringer and not to the MC-Patent Office.) Art. 2(2) SO No. 10.427
Netherlands	Yes (Art. 67(2) EPC) Art. 72(1), (2) PA	Compensation reasonable in the circumstances Art. 72(1), (2) PA	Yes Art. 72 (3) PA	30 days after notification of the applicant's rights (writ) has been served on the user; this writ must be accompanied by the Dutch translation of the claims or else indicate that the translation has been entered in the patent register Art. 72(3) PA

Contracting State	1 Provisional protection under Art. 67 EPC	2 Rights conferred	3 Translation of the claims necessary pursuant to Art. 67(3) EPC?	4 When does the right referred to in column 1 arise if a translation pursuant to Art. 67(3) EPC is necessary?
Portugal	Yes (Art. 67(1) EPC) Art. 74(1) and Art. 62(6), (7), (8) PA	Seizure Art. 274(1) PA Preliminary injunction Art. 45 PA The court hearing the infringement action stays proceedings until the patent is granted Art. 62(8) PA	Yes Art. 74(1) PA	When the translation of the claims and a copy of the drawings is made available to the public in accordance with table III.B., column 7, or communicated to the user Art. 74(1), (2) and 62(6), (7) PA
Spain	Yes (Art. 67(2) EPC) Art. 59 PL Art. 5 RD 2424	Compensation reasonable in the circumstances Art. 59 PL	Yes Art. 5 RD 2424	When the translation of the claims is made available to the public in accordance with table III.B., column 7 Art. 5 RD 2424
Sweden	Yes (Art. 67(2) EPC) § 88(2) PA	Compensation reasonable in the circumstances §§ 58, 87 and 88(2) PA	Yes § 88(1) PA	When the translation of the claims is made available to the public in accordance with table III.B., column 7, and notice of the fact is published in the Swedish Patent Bulletin § 88(2) PA
Switzerland/ Liechtenstein	Yes (Art. 67(2) EPC) Art. 111 PA	Damages; action may only be brought after grant of the patent Arts. 111(2) and 73(3) PA	Yes Art. 112 PA	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user Art. 112 PA
United Kingdom	Yes (Art. 67(1) EPC) Sects. 78(1), (2), (3)(d) and 69 PA	Damages; court proceedings may only be brought after grant of the patent Sect. 69 PA (see also Sect. 62 PA regarding innocent infringers)	Yes Sect. 78(7) and (8) PA Rule 80 and Schedule 4: 3 PR	When the translation of the claims is made available to the public in accordance with table III.B., column 7, or communicated to the user Sect. 78(7) PA

Extension State	1 Provisional protection	2 Rights conferred	3 Translation of the claims necessary?	4 When does the right referred to in column 1 arise if a translation is necessary?
Albania	Yes Art. 4(2) Ext. Reg.	Compensation reasonable in the circumstances Art. 27 PL	Yes Art. 4(2) Ext. Reg.	From the date on which a translation of the claims is notified to the alleged infringer Art. 4(2) Ext. Reg.
Latvia	Yes § 18(7) LPL	Compensation reasonable in the circumstances § 18(7), 31(7,8) LPL	Yes § 18(7) LPL	From the date on which a translation of the claims is notified to the alleged infringer § 18(7) LPL
Lithuania	Yes Art. 53(2) PL	Damages; action may only be brought after grant of the patent Art. 41(1) PL	Yes Art. 11(2) PL	From the date on which a translation of the claims is notified to the alleged infringer Art. 53(2) PL
The former Yugoslav Republic of Macedonia	Yes Art. 4(2) Ext. Reg.	Damages in accordance with the general rules for compensation of damage Art. 94, 95, 96 PL	Yes Art. 4(2) Ext. Reg.	From the date on which a translation of the claims is notified to the alleged infringer Art. 4(2) Ext. Reg.
Romania	Yes Art. 35 PL Art. IV.2 GO	Damages; action may only be brought after grant of the patent Art. 59(4) PL	Yes Art. IV.2 GO	When the translation of the claims is made available to the public by the OSIM (see table III.B., column 7) Art. 35 PL
Slovenia	Yes Art. 4(2) Ext. Reg.	Compensation reasonable in the circumstances Art. 93(3) PL	Yes Art. 4(2) Ext. Reg.	From the date on which a translation of the claims is notified to the alleged infringer Art. 4(2) Ext. Reg.

III. B. Filing of translations of the claims pursuant to Article 67(3) EPC

Contracting State	1 Must a national professional representative be appointed?	2 a) Special fee payable? b) If so, when due	3 Language(s) in which the translation must be filed	4 Must a form be used?	5 No. of copies to be filed
Austria	Yes; attorney at law, patent attorney or notary authorised to represent parties on a professional basis in Austria. § 24 ILPT § 21 (4) PA	(a) ATS 1600 plus ATS 350 for the 6th and each subsequent page of the translation (see also column 10) (b) the translation is not published until the fee has been paid §§ 4(2) and 22 ILPT § 166(10) PA	German § 4(2) ILPT	No	1
Belgium	Yes. Translations may be validly filed only by a professional representative before the OPRI or by a legal practitioner. Art. 55(2) and 58 PA (cf. also OJ EPO 1986, 393)	No	French, Dutch or German (with regard to German see however OJ EPO 1999, 320) Art. 3(3) Law of 8.7.77	No	1 Art.4(1)RD of 27.2.81
Cyprus	Yes. Applicants with neither residence nor principal place of business in Cyprus must appoint a representative resident in Cyprus. Sect. 79(2) PL	(a) CYP 50 (b) mention of the filing of the translation is not published until the fee has been paid R. 53(1) PR	Greek R. 53(2) PR	Yes Form P. 18	2 R. 53 PR
Denmark	No, but if the translation does not comply with the requirements in section 83, PA, the Danish Patent Office may require the deficiencies to be corrected by a representative residing in Denmark. § 12 PA and § 116 PO	No	Danish § 83(1) PA	No (but recommended)	1

6 Are documents which meet the formal requirements pursuant to Rule 35(3)-(14) EPC accepted?	7 Manner and form in which the translation is made available to the public	8 Correction of translation permitted?	9 Is provision made for a special fee for correction?	10 Special features
Yes § 9 POR	Inspection in reading room; Copies available; § 3(1) ILPT	Yes § 6(2)-(4) ILPT	Yes, as in column 2 §§ 6(2) and 22 ILPT	The publication fee is deemed to have been paid only when proof of payment has duly been provided. § 22(3) ILPT § 169 PA; § 4(4) RPT
Yes Art. 4(1) RD of 27.2.81	Inspection in reading room; Copies available Art. 3(3) Law of 8.7.77 Art.4 RD of 27.2.81	Yes (Errors of transcription) Art. 7 RD of 27.2.81	No	The translation must contain the name of the applicant, the publication number of the EP application and a translation of the title of the invention.
Yes R. 53(3) PR	Mention in the Official Gazette; Copies available; Inspection in reading room R. 53(1) PR	Yes. Form P5 Sect. 67 PL R. 6(2) PR	CYP 50 R. 6(2)(b) PR	A proof of payment of the fee must be submitted with the translation. R. 53(1) PR The EP application and publication number, the name and address of the applicant and the title of the invention must be submitted with the translation. Where a priority is claimed the relevant particulars must be stated. R. 53(2) PR The filing of the translation is recorded in the Record Book, vol. B Part B. R. 53(4) PR
Yes	Mention in „Dansk Patenttidende” (Danish Patent Gazette) and in Internet; Inspection in reading room; Copies available § 83(1) PA §§ 113 and 114(2) PO	Yes § 86(2) PA	No	The EP application number and the name and address of the applicant must be given with the translation. Otherwise the translation is deemed not to have been filed. The title of the invention in Danish must also be supplied with the translation. § 113 PO

Contracting State	1 Must a national professional representative be appointed?	2 a) Special fee payable? b) If so, when due	3 Language(s) in which the translation must be filed	4 Must a form be used?	5 No. of copies to be filed
Finland	No	No	Finnish If the applicant's own language is Swedish the translation may be filed in Swedish. The translation must be certified by the applicant or his representative. § 70n PA § 41a POR	No	1
France	No, but it is recommended that an address for service in France be given. The authorised professional representative before the EPO is not required to file a new authorisation.	(a) FRF 230 (b) Date on which translation is filed (see also column 10) Art. R. 614-11 and R. 618 Dec. Fees Ord. of 24.12.98	French Art. L. 614-9. Law No. 92-597	No	1 INPI Notice in PIBD 1995 IV 128

<p>6 Are documents which meet the formal requirements pursuant to Rule 35(3)-(14) EPC accepted?</p>	<p>7 Manner and form in which the translation is made available to the public</p>	<p>8 Correction of translation permitted?</p>	<p>9 Is provision made for a special fee for correction?</p>	<p>10 Special features</p>
<p>Yes</p>	<p>Published in the form of printed patent documents; Copies available; Mention in "Patenttilehti" (Finnish Patent Bulletin); Entry in a separate diary, open to the public</p> <p>§ 70n PA §§ 52t, 52x PD</p>	<p>Yes</p> <p>§ 70q PA</p>	<p>No</p>	<p>The EP application number and the name and address of the applicant must accompany the translation. Otherwise the translation is deemed not to have been filed.</p> <p>§ 52v PD</p>
<p>Yes</p> <p>(see also column 10)</p>	<p>Notice of the filing of the translation appears in the Official Bulletin (BOPI); Inspection in reading room; Copies available</p> <p>Art. R. 614-9 Dec.</p>	<p>Yes</p> <p>Art. L. 614-10. Law No. 92-597</p>	<p>FRF 230</p> <p>Arts. R. 614-12 and R. 614-18 Dec. Fees Ord. of 24.12.98</p>	<p>A request for publication and proof of payment of the requisite fee must be submitted with the translation. Art. R. 614-11 Dec.</p> <p>The translation may be filed with INPI in Paris or the branch offices in Bordeaux, Grenoble, Lille, Lyon, Marseille, Nancy, Nice-Sophia Antipolis, Rennes, Strasbourg or Toulouse</p> <p>The following information must be given in the upper third part of the first page of the translation:</p> <ul style="list-style-type: none"> - European publication number; - European application number; - Number and date of the European Patent Bulletin in which the application was published; - Application date; - the title of the invention; - the applicant's name; - the IPC; - any priority data, if applicable. <p>For further formal requirements see the INPI notice in PIBD 1995 IV 128 and 1997 IV 37.</p>

Contracting State	1 Must a national professional representative be appointed?	2 a) Special fee payable? b) If so, when due	3 Language(s) in which the translation must be filed	4 Must a form be used?	5 No. of copies to be filed
Germany	No	(a) DEM 100; (b) Within one month after receipt of the request for publication Art. II, § 2(1) LIPC; No. 113800 Schedule of fees LPF	German Art. II, § 1(2) LIPC	Yes EPA/DPA 110 (see also column 10) § 1 Publ. Reg.	2 § 2 Publ. Reg.
Greece	Yes Applicants with neither residence nor principal place of business in Greece must appoint a representative for service (any natural person or any attorney) resident in Greece. Art. 19 Pres. Dec. No. 77/88	(a) GRD 79 000* (b) Date on which translation is filed with the OBI; mention of the filing of the translation is published only when the fee has been paid * Note: all fees are revised annually on 1st January Art. 9(1) Pres. Dec. No. 77/88 Decision of 7 October 1998	Greek The translation must be certified by a Greek legal practitioner or by an authority empowered to do so (ie the Translation Dept. of the Ministry of Foreign Affairs at 3 Voukourestiou street, Athens or any Greek Consulate abroad). Art. 23(5) Law No. 1733/87 Art. 9(2) Pres. Dec. No. 77/88	No	2 Art. 9(1) Pres. Dec. No. 77/88
Ireland	No, but recommended (see also column 10) R. 92, 93(1) PR	(a) IEP 30 (b) Date on which translation is filed R. 84 and Schedule I Fees Rules	English (see also column 10) Sect. 120(6) PA	No	1

6 Are documents which meet the formal requirements pursuant to Rule 35(3)-(14) EPC accepted?	7 Manner and form in which the translation is made available to the public	8 Correction of translation permitted?	9 Is provision made for a special fee for correction?	10 Special features
Yes	Printed publication; Mention in the "Patentblatt" Art. II, § 2(1) LIPC	Yes	DEM 100 Art. II, § 2(1) LIPC; No. 113800 Schedule of fees LPF	At the head of the first page of all communications sent to the Patent Office, the EP application number must be given, preceded by the letters „EP”. § 3, Publ. Reg. If the request for the publication of the German translation (see column 4) is not filed using the prescribed form, there are no adverse legal consequences (objection, delay in the publication), in so far as the translation was accompanied by all the prescribed data as laid down in § 1 Publ. Reg. If the fee shown in column 2 is not paid in time, the translation is deemed not to have been filed. Art. II, § 2(1) LIPC
Yes	Mention in „EDBI”; Inspection in reading room; Copies available Art. 9(5) Pres. Dec. No. 77/88	Yes The issue number and the date of the first publication in „EDBI” must be indicated. Art. 13(4) Pres. Dec. No. 77/88	No	The EP application and publication numbers, the applicant's name and address and the title of the invention in Greek must be submitted with the translation. Art. 9(2) Pres. Dec. No. 77/88 The filing of the translation is registered in the Records Book (Volume B). Art. 9(4) Pres. Dec. No. 77/88
Yes R.15 PR	Inspection at the Patents Office; Copies available Sect. 2, 100(3), 120(6) PA R. 65 and Schedule I Fees Rules	Yes Sect. 121(3) PA R. 85 PR	Yes, as in column 2 to be paid within one month of filing the corrected translation if it is desired that the translation be published by the IPO. Sect. 121(3) PA R. 85 and Schedule I Fees Rules	Where there are proceedings before the IPO applicants with neither residence nor place of business in Ireland must be represented by an authorised patent agent and must give an address for service in Ireland which may be that of a patent agent. R. 92, 93(1) PR The translation shall be verified to the satisfaction of the Controller by the translator as being true to the best of his knowledge and belief.

Contracting State	1 Must a national professional representative be appointed?	2 a) Special fee payable? b) If so, when due	3 Language(s) in which the translation must be filed	4 Must a form be used?	5 No. of copies to be filed
Italy	No, but an address for service in Italy must be given.	A fee is payable in respect of <u>one</u> of the copies of the form pursuant to Column 4 (ITL 20000 payable by fee stamps, stamped paper (marca da bollo or carta bollata) <u>or</u> international postal money order (see also column 10); if acknowledgement of receipt is required a fourth form must be submitted in respect of which an additional fee (ITL 20000) is payable as indicated above).	Italian Art. 3 DPR No. 32/1979	Yes - in triplicate (if acknowledgement of receipt is required: in quadruplicate; see column 2)	1
Liechtenstein	see Switzerland				
Luxembourg	No Art. 93 PL	(a) LUF/BEF 600 (b) Date on which translation is filed Art. 2(3) Reg. of 9.5.78	French or German Art. 92(2) PL	No	1 Art. 2 Reg. of 9.5.78
Monaco	No	No	French	No	1 (see column 10)
Netherlands	No. The authorised professional representative before the EPO is not required to file a new authorisation.	No	Dutch Art. 72(3) PA	No	2 Art. 15(1) PR
Portugal	Yes (see also column 10) Art. 10(2) PA Art. 1, 2 Dec. Law	(a) PTE 800 (presentation fee) PTE 9300 (filing fee, if the European patent application has not been filed with INPI) PTE 8200 (publication fee) (b) mention of the filing of the translation is not published until the fee has been paid Fees Order Art. 78(2) PA	Portuguese Art. 74(1) PA	Yes INPI presentation form PAT/MOD-6	2

6 Are documents which meet the formal requirements pursuant to Rule 35(3)-(14) EPC accepted?	7 Manner and form in which the translation is made available to the public	8 Correction of translation permitted?	9 Is provision made for a special fee for correction?	10 Special features
Yes	Inspection in reading room; Copies available	Yes Art. 5(4) DPR No. 32/1979	Yes; fee for correction (up to 4 pages) ITL 20000 payable by fee stamps or international postal money order; for every four pages or fraction of four pages: ITL 20000 as above	The translations must be filed with the Provincial Offices for Industry, Commerce and Trades in the provincial capitals (Uffici provinciali dell'industria, del commercio e dell'artigianato dei capoluoghi di provincia) or by post (registered mail with advice of delivery) with the Italian Patent Office in Rome (cf. also OJ EPO 1982, 428). International postal money orders are to be made payable to the Italian Patent Office in Rome, indicating in Italian the motive of payment.

Yes	Entry in the patent register; Inspection in reading room; Copies available Art. 2(4) Reg. of 9.5.78	Yes Art. 4(2) Law of 27.5.77	Yes LUF/BEF 600 Art. 2(5) Reg. of 9.5.78	The name and address of the applicant and the number and date of publication of the EP application must be submitted with the translation. Art. 2(1) Reg. of 9.5.78
./.	./.	Yes Art. 3(2) SO No. 10427	No	The translation is to be notified only to the alleged infringer (not to the MC-Patent Office).
No national formal requirements are laid down for translations.	Entry in the patent register; Mention in "De Industriële Eigendom" Art. 72(5), 20(1) PA	No provisions laid down	No	
Yes	Mention in the Industrial Property Bulletin; Inspection in reading room; Copies available Art. 74(2), (3) PA	Yes Art. 81(1) PA	PTE 800 (presentation fee) Fees Order	Applicants with neither residence nor principal place of business in Portugal must have the translation prepared by a professional representative before INPI. Art. 77 PA

Contracting State	1 Must a national professional representative be appointed?	2 a) Special fee payable? b) If so, when due	3 Language(s) in which the translation must be filed	4 Must a form be used?	5 No. of copies to be filed
Spain	No, if applicant resides in Spain or in a country of the European Union. Requirements in col. 10 must be observed. Art. 155 PL Art. 3 Law 8/1998	(a) ESP 14710* (ESP 13755 for translations on magnetic data carrier) (b) the translation is not published until the fee has been paid * Note: all fees are revised annually on 1st January Art. 6 RD 2424 Fees Law	Spanish (see column 10) Art. 5 RD 2424	Yes	3
Sweden	No. The authorised professional representative before the EPO is not required to file a new authorisation.	(a) SEK 200 (b) mention of the filing of the translation is not published until the fee has been paid § 88(1) PA § 45 PD	Swedish; the translation must be certified by the person who made the translation and who is responsible for it § 88(1) PA § 39 POR	No	2
Switzerland/ Liechtenstein	No, if supplied in accordance with the regulations; the authorised professional representative before the EPO is not required to file a new authorisation. Art. 13 PA	No	German or French or Italian Art. 112 PA Art. 4(1) PO	No	1 Art. 112 PA
United Kingdom	No. The authorised professional representative before the EPO is not required to file a new authorisation. (see also column 10) Rule 30 PR	No Schedule to PFR	English Sect. 78(7) PA	Yes Form 54/77 in duplicate Rule 80 and Schedule 4:3 PR	2 Rule 80 and Schedule 4:3 PR

6 Are documents which meet the formal requirements pursuant to Rule 35(3)-(14) EPC accepted?	7 Manner and form in which the translation is made available to the public	8 Correction of translation permitted?	9 Is provision made for a special fee for correction?	10 Special features
Yes	Inspection in reading room; Copies available; Mention in „Boletín Oficial de la Propiedad Industrial” Art. 32 PL Art. 5 and 12 RD 2424	Yes Art. 12 RD 2424	Yes, as in column 2 Art. 12 RD 2424 Fees Law	Applicants with neither residence nor principal place of business in Spain must have the translation prepared by a patent attorney accredited to OEPM or by a sworn interpreter appointed by the Spanish Ministry of Foreign Affairs. Art. 6 RD 2424
Yes	Inspection in reading room; Copies available; Mention in "Svensk Patenttidning" (Swedish Patent Bulletin) § 88(1) PA § 62(2) PD	Yes § 91(2) PA	SEK 200 § 91(2) PA § 45 PD	The EP application number and the name and address of the applicant must be given with the translation. Otherwise it is deemed not to have been filed. § 61 PD
Yes	Inspection in reading room; Copies available Art. 116(4) PO	Yes Art. 114 PA Art. 116(5) PO	No	The application number or the publication number of the EP application must be indicated when the translation is filed. Art. 116(1) PO
Yes Rule 80 and Schedule 4: 1(3), 3(3) PR	Display in Science Reference and Information Service, London; Copies available from the Patent Office; Mention in "Official Journal (Patents)"; Entry in the patent register Sect. 78(7) PA Rule 93 PR	Yes (a) Form 54/77 (corrections under Sect. 80(3); Rule 80 and Schedule 4: 4) in duplicate (b) Form 11/77 (corrections under Sect. 117; Rule 91) Sect 80(3), 117 PA Rules 80, 91 and Schedule 4: 4 PR	(a) No (b) GBP 40 due at the same time as filing the corrected translation and request Sect. 80(3) PA Rule 80 and Schedule 4: 4 PR Schedule to PFR	A UK address for service should be given when filing an English translation of the claims. In the absence of any notification of an address for service, the applicant's address on the register will be treated as the address for service, even if that address is outside the UK. (However, where there are no proceedings before the UK Patent Office, an address for service in the UK is no longer required.) Rule 30 PR The translation filed under sections 78(7) or 80(3) shall be verified by the translator to the satisfaction of the comptroller as corresponding to the original text of the claims. Rule 80 and Schedule 4: 5 PR For further information contact the European Translations Section Tel. (+ 44 16 33) 81 46 35

Extension State	1 Must a national professional representative be appointed?	2 a) Special fee payable? b) If so, when due?	3 Language in which the translation must be submitted	4 Must a form be used?	5 No. of copies to be filed
Albania	./.	./.	Albanian	./.	./.
Latvia	./.	./.	Latvian § 18(7) LPL	./.	./.
Lithuania	./.	./.	Lithuanian Art. 54(2) PL	./.	./.
The former Yugoslav Republic of Macedonia	./.	./.	Macedonian	./.	./.
Romania	Yes Rule 5, 9(3) Reg.	(a) USD 60 (b) date on which translation is filed Annex 1.5c Fees Ord Art. IV.2 GO	Romanian	Yes	3
Slovenia	./.	./.	Slovenian	./.	./.

6 Are documents which meet the formal requirements pursuant to Rule 35(3)-(14) EPC accepted?	7 Manner and form in which the translation is made available to the public	8 Correction of translation permitted?	9 Is provision made for a special fee for correction?	10 Special features
./.	./.	./.	./.	The translation is to be notified to the alleged infringer.
./.	./.	Yes	./.	The translation is to be notified to the alleged infringer. § 18(7) LPL
./.	./.	Yes Art.54(3), 55(3)PL	./.	The translation is to be notified to the alleged infringer. Art. 53(2) PL
./.	./.	./.	./.	The translation is to be notified to the alleged infringer.
Yes	Inspection in reading room; Copies available; mention in the official bulletin (BOPI)	Yes	USD 30 Annex 1.6b Fees Ord. Art. VI.2 GO	The translation shall be signed by the authorised professional representative. Rule 9(3) Reg.
Yes Art. 12, 13, 14 Ord.	./.	./.	./.	The translation is to be notified to the alleged infringer.

Filing of translations of the patent specification under Article 65 EPC

IV.

1. Legal basis

Under Article 65, paragraph 1, of the European Patent Convention, any Contracting State can prescribe that if the text, in which the European Patent Office intends to grant a European patent or maintain a European patent as amended for that State, is not drawn up in one of its official languages, the applicant for or proprietor of the patent must supply to its central industrial property office a translation of this text in one of its official languages at his option or, where that State has prescribed the use of one specific official language, in that language.

2. Legal position in the Contracting States

Of the 19 Contracting States, 17, namely Austria, Belgium, Cyprus, Denmark, Finland, France, Germany, Greece, Ireland, Italy, Liechtenstein, Netherlands, Portugal, Spain, Sweden, Switzerland, and the United Kingdom, have enacted provisions under Article 65(1) and (2), EPC. All these States have prescribed, in accordance with Article 65(3) EPC, that in the event of failure to observe the relevant national provisions, the European patent will be deemed to be void *ab initio*. The circumstances in which such a loss of rights occurs are determined by the national law of the Contracting States concerned. In most Contracting States the **time limit** for filing the translation is **non-extendable**. In the Contracting States Austria, Denmark, Finland, France, Germany, Italy, Netherlands, Portugal, Spain, Sweden, Switzerland/Liechtenstein and the United Kingdom re-establishment of rights in the event of failure to observe the time limit for filing the translation (cf. Column 2) is possible subject to the requirements of the national law of the State concerned. In Switzerland/Liechtenstein it is also possible to request further processing under Art. 46a PA.

The Contracting States Luxembourg and Monaco do not require a translation of the European patent specification.

In all Contracting States translations of the patent specification, provided the remaining national requirements are met, are deemed to have been duly filed even if the address for service required is indicated, or a national representative appointed, only after the date of filing (or within any time limit set by the national patent authorities).

3. Different sets of claims

If in the event of prior rights (Article 54(3), Rule 87 EPC), the European patent application contains different sets of claims for different States, only a translation of the set of claims applicable to the State in question need be filed.

4. Effect of the European patent as a national patent

It should be noted that, subject to Article 68 EPC, a European patent automatically acquires the effect of a national patent granted in a Contracting State on the date the mention of its grant is published in the European Patent Bulletin. Accordingly, no action need be taken by the patentee before the national patent authorities for the European patent to acquire that effect, provided it was published by the EPO in a language prescribed by the State concerned pursuant to Article 65(1) EPC or the State does not require a translation of the patent specification.

See Table VI regarding payment of national renewal fees.

5. Explanatory notes concerning the table

The following table contains information regarding each of the aforementioned States, which should be of assistance to applicants in filling the translation of the patent specification with the central industrial property office. It also contains information as to how the translations filed will be made available to the public.

Contracting State	1 Must a national professional representative be appointed?	2 Period for filing the translation	3 a) Special fee payable? b) If so, when due?	4 Language(s) in which the translation must be filed	5 Must a form be used?	6 No. of copies to be filed
Austria	Yes; attorney at law, patent attorney or notary authorised to represent parties on a professional basis in Austria. § 24 ILPT § 21(4) PA	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin § 5(1), (2) ILPT	(a) ATS 1600 plus ATS 350 for the 6th and each subsequent page of the translation and ATS 350 for the 3rd and each subsequent page of any drawings (b) within period pursuant to column 2 §§ 5(1) and 22 ILPT § 166(10) PA	German § 5(1) ILPT	No	1
Belgium	Yes. Translations may be validly filed only by a professional representative before the OPRI or by a legal practitioner. Art. 55 and 58 PA (cf. also OJ EPO 1986, 393)	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin Art. 5(1) Law of 8.7.77 (see also column 11)	No	French, Dutch or German (with regard to German see however OJ EPO 1999, 320) Art. 5(1) Law of 8.7.77	No (but recommended)	1 Art. 6(3) RD of 27.2.81
Cyprus	Yes, applicants with neither residence nor principal place of business in Cyprus must appoint a representative resident in Cyprus Sect. 73(2) PL	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin R. 54(1) PR	(a) CYP 50 (b) within period pursuant to column 2; mention of the filing of the translation is published only when the fee has been paid R. 54(1) PR	Greek	Yes Form P. 17 R. 54 PR	2 R. 54(1) PR

7 Are documents which meet the formal requirements pursuant to Rules 32 and 35(3)-(14) EPC accepted?	8 Manner and form in which the translation is made available to the public	9 Correction of translation permitted?	10 Is provision made for a special fee for correction?	11 Special features
Yes § 9 POR	Translation and any corrections published in the form of a printed patent document; mention of the published printed patent document and of any corrections in the Patent Bulletin §§ 5(1) and 6(3), (4) ILPT	Yes § 6(2) ILPT	Yes, cf. column 3(a) §§ 6(2) and 22 ILPT § 166(10) PA	The publication fee is deemed to have been paid only when proof of payment has duly been provided. § 22(3) ILPT § 169 PA § 4(4) RPT The translation must be accompanied by a copy of the drawings in the EP specification even where there is no textual matter.
Yes Art. 6(2) RD of 27.2.81	Display in reading room; Copies available Art. 5(3) Law of 8.7.77 Art. 5 RD of 27.2.81 Art. 1 RD of 10.11.56	Yes (errors of transcription) Art. 7 RD of 27.2.81	No	The translation must contain the name of the patent proprietor, the EP publication number and a translation of the title of the invention. The translation must be accompanied by a copy of the drawings in the EP specification. The quality of the copy must permit direct reproduction in accordance with Rule 35(3) EPC. If the translation is filed before the mention of the grant or the decision regarding opposition is published in the European Patent Bulletin (cf. column 2), the date and issue no. of the Bulletin containing such publication must be indicated. If the mention of the grant or the decision regarding opposition is postponed or cancelled, the Office must at once be informed accordingly; it must also be informed as soon as possible of the date and issue no. of the European Bulletin containing the new publication.
Yes R. 54(2) PR	Mention of the filing of the translation in the Official Gazette; Copies available; Entry in the Register of Patents vol. B Sect. 3(1), 69 PL R. 55(1), (2), 60 PR	Yes; the issue number and the date of the first publication of the translation in the Official Gazette must be indicated (Form P5) R. 55(4) PR	Yes, cf. column 3(a) R. 6(2)(b) PR	A proof of payment of the fee must be submitted with the translation. R. 54(1) PR The EP application and publication number, the name and address of the patent proprietor and the title of the invention must be submitted with the translation. Where as a result of opposition proceedings the EP is maintained in an amended form, the translated amended text shall be attached to the original translation. R. 54(3) PR The translation must be accompanied by 2 copies of the drawings in the EP specification even where there is no textual matter as well as 2 copies of a translation of the abstract. R. 54(4) PR The filing of the translation is recorded in the Records Book, vol. B, part B. R. 55(4) PR

Contracting State	1 Must a national professional representative be appointed?	2 Period for filing the translation	3 a) Special fee payable? b) If so, when due?	4 Language(s) in which the translation must be filed	5 Must a form be used?	6 No. of copies to be filed
Denmark	No, but if the translation does not comply with the requirements in section 77 PA, the DPO may require the deficiencies to be corrected by a representative residing in Denmark. §§ 12 and 66 PA	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin § 77 PA § 112 PO	(a) DKK 2550 plus DKK 80 for each page of the translation (including any drawings) in excess of 35 (b) within period pursuant to column 2 § 77(1) PA; § 112 PO § 1(7) Fees Order	Danish § 77(1) PA	No (but recommended)	1
Finland	No	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin § 70h PA § 52u PD	(a) FIM 500 plus FIM 60 for each page of the translation in excess of four (b) within period pursuant to column 2 § 70h PA § 52u PD Fees Decision	Finnish If the patentee's own language is Swedish, the translation may be filed in Swedish. The translation must be certified by the patentee or his representative § 70h PA § 41a POR	No	1
France	No, but it is recommended that an internal address for service be given. The authorised professional representative before the EPO is not required to file a new authorisation.	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin (see also column 11) Art. R 614-8 Dec.	(a) FRF 230 (b) Date on which translation is filed Arts. R 614-11 and R. 614-18 Dec. Fees Ord. of 24.12.98	French Art. L. 614-7. Law No. 92-597	No (see however, column 11) INPI Notice in PIBD 1995 IV 128	1 cf. column 5

7 Are documents which meet the formal requirements pursuant to Rules 32 and 35(3)-(14) EPC accepted?	8 Manner and form in which the translation is made available to the public	9 Correction of translation permitted?	10 Is provision made for a special fee for correction?	11 Special features
Yes	Mention of the filing of the translation in "Dansk Patent-tidende" (Danish Patent Gazette); Internet; Inspection in reading room; Published in the form of printed patent documents; Printed copies available § 77(2) and (3) PA	Yes § 86(1) PA	Yes, cf. column 3(a) § 86(1) PA § 3(5) Fees Order	The number of the European patent and the name and address of the patent proprietor must accompany the translation. § 112(3) PO The translation must be accompanied by a copy of the drawings in the EP specification even where there is no textual matter.
Yes	Mention of the filing of the translation and of any corrections in "Patentilehti" (Finnish Patent Bulletin); Published in the form of printed patent documents; Copies available; Entry in the patent register §§ 70h, 70q PA §§ 38a, 52x, 52y PD	Yes § 70q PA	Yes, cf. column 3(a) § 70q PA	The number of the European patent and the name and address of the patent proprietor must accompany the translation. §§ 52u, 52y PD The translation must be accompanied by a copy of the drawings in the EP specification, even where there is no textual matter.
Yes cf. column 5	Mention of the filing of the translation in the Official Bulletin (BOPI); Display in reading room; Copies available Art. R 614-9 Dec.	Yes; the applicant must indicate the issue number and date of the BOPI in which the mention of the first filing of the translation appeared Art. L. 614-9. Law No. 92-597 PIBD 1981 I 36	Yes, cf. column 3(a) Arts. R 614-12 and R 614-8 Dec. Fees Order of 24.12.98	A proof of payment of the requisite fee must be submitted with the translation (Arts. R. 614-8 and 614-11 Dec.), which may be filed either with INPI in Paris or with the branch offices in Bordeaux, Grenoble, Lille, Lyon, Marseille, Nancy, Nice-Sophia Antipolis, Rennes, Strasbourg and Toulouse. The following information must be given in the top quarter of the first page: - European publication number - Application number - Number and date of the European Patent Bulletin in which the grant was mentioned. The translation must be accompanied by a copy of the drawings in the EP specification even where there is no textual matter. For further recommended formal requirements, see also the INPI Notice in PIBD 1995 IV 128 and 1997 IV 37. Failure to file the translation in due time is mentioned in the Official Bulletin (BOPI). Art. R 614-10 Dec. If the translation is filed before the mention of the grant or the decision regarding opposition (cf. column 2), the date of such publication must be indicated.

Contracting State	1 Must a national professional representative be appointed?	2 Period for filing the translation	3 a) Special fee payable? b) If so, when due?	4 Language(s) in which the translation must be filed	5 Must a form be used?	6 No. of copies to be filed
Germany ¹	No	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin Art. II § 3(1) LIPC	(a) DEM 250 (b) Within period pursuant to column 2 Art. II § 3(1) LIPC No. 113820 fees schedule LPF	German Art. II § 3(1) LIPC	No	2 § 2 Transl. Reg.
Greece	Yes Applicants with neither residence nor principal place of business in Greece must appoint a representative (any natural person or an attorney) resident in Greece. Art.19 Pres.Dec. No. 77/88	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin Art. 11 Pres. Dec. No. 77/88	(a) GRD 102 000* (b) Date on which translation is filed with the OBI; mention of the filing of the translation is published only when the fee has been paid * Note: all fees are revised annually on 1st January Art. 12(1), 18 Pres. Dec. No. 77/88 Decision of 7 October 1998	Greek The translation must be certified by a Greek legal practitioner or by an authority empowered to do so (i.e. the Translation Dept. of the Ministry of Foreign Affairs at 3 Voukourestiou street, Athens or any Greek Consulate abroad) Art. 11(1) Pres. Dec No. 77/88	No	2 Art. 12(1) Pres. Dec. No. 77/88

¹ Applies to European patents whose grant is published in the European Patent Bulletin on or after 1 June 1992

Contracting State	1 Must a national professional representative be appointed?	2 Period for filing the translation	3 a) Special fee payable? b) If so, when due?	4 Language(s) in which the translation must be filed	5 Must a form be used?	6 No. of copies to be filed
Ireland	No; see III.B. col. 1 and 10 R. 92, 93(1) PR	6 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin (see also column 11) Sect. 119(6), (7) PA R. 83 PR	(a) IEP 30 (b) within period pursuant to column 2 R. 83(2) and Schedule I Fees Rules	English (see also III.B column 10) Sect. 119(6) PA	No	1
Italy	No, but an internal address for service must be given.	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin Art. 4(4) DPR No. 32/1979	(a) and (b) A fee is payable in respect of <u>one</u> of the copies of the form pursuant to column 5 (ITL 20000 payable by fee stamps, stamped paper (marca da bollo or carta bollata) or international postal money order, see also column 11); if acknowledgement of receipt is required a fourth form must be submitted in respect of which an additional fee (ITL 20000) is payable, as indicated above	Italian; the proprietor of the patent or his representative must give a declaration on the last page of the translation that the translation is in complete agreement with the original. Art. 4(4) DPR No. 32/1979	Yes - in triplicate (if acknowledgement of receipt is required: in quadruplicate; see column 3)	1
Liechtenstein	see Switzerland					

Contracting State	1 Must a national professional representative be appointed?	2 Period for filing the translation	3 a) Special fee payable? b) If so, when due?	4 Language(s) in which the translation must be filed	5 Must a form be used?	6 No. of copies to be filed
Netherlands	No	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin (see also column 11) Art. 52(1), (6) PA Art. 23(1) PR	(a) NLG 55 (b) within period pursuant to column 2 Art. 6(6), 23(3) PR	Dutch; the translation must be certified by a Dutch patent attorney (see also column 11) Art. 52(1) PA	No	2 Art. 11, 12, 23(4) PR
Portugal	Yes Art. 10(2) PA Art. 1, 2 Dec. Law	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin Art. 76(1) PA	(a) PTE 800 (presentation fee) PTE 8200 (publication fee) PTE 9300 (filing fee; this fee applies only if the European patent application has not been filed with INPI or if no translation of the claims has been filed with INPI for the purpose of provisional protection) (b) within period pursuant to column 2; mention of the filing of the translation is published only when the fee has been paid Art 76(2), 78(2) PA Fees Order	Portuguese Art. 75 PA	Yes. INPI presentation form PAT/MOD-6	2

7 Are documents which meet the formal requirements pursuant to Rules 32 and 35(3)-(14) EPC accepted?	8 Manner and form in which the translation is made available to the public	9 Correction of translation permitted?	10 Is provision made for a special fee for correction?	11 Special features
Yes	<p>Entry in the patent register; Mention of the filing of the translation in "De Industriële Eigendom"; Inspection in reading room; Copies available</p> <p>Art. 19(4), 52(3), (8) PA</p>	<p>Yes; the corrected translation must be certified by a Dutch patent attorney</p> <p>Art. 52(7) PA</p>	<p>Yes, cf. column 3(a)</p> <p>Art. 52(7) PA Art. 6(6) PR</p>	<p>The publication number of the European patent must be indicated on each sheet of the translation. The translation must be accompanied by a copy of the drawings in the EP specification even where there is no textual matter. The certification referred to in columns 4 and 9 should be in the form of a signed declaration by the patent attorney to the effect that to the best of his knowledge the translation is complete and faithful.</p> <p>Art. 23(4), (5) PR</p> <p>If the translation is filed before the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin, the date of such publication must be indicated.</p> <p>NIPO sends to each European patent (NL) proprietor or his representative a list of important data. Proprietors who have not appointed a patent attorney also receive a "Note of information for proprietors of European patents granted for the Netherlands".</p>
Yes	<p>Mention of the filing of the translation in the Industrial Property Bulletin and in the patent register; Inspection in reading room; Copies available</p> <p>Art. 78(1), 79(2) PA</p>	<p>Yes</p> <p>Art. 81(1) PA</p>	<p>PTE 800 (presentation fee)</p> <p>Fees Order</p>	<p>Patent proprietors with neither residence nor principal place of business in Portugal must have the translation prepared by a professional representative before INPI. The translation must be accompanied by a copy of the drawings, even where there is no textual matter.</p> <p>Art. 77, 76(3) PA</p>

Contracting State	1 Must a national professional representative be appointed?	2 Period for filing the translation	3 a) Special fee payable? b) If so, when due?	4 Language(s) in which the translation must be filed	5 Must a form be used?	6 No. of copies to be filed
Spain	No, if proprietor resides in Spain or in a country of the European Union. Requirements in col. 11 must be observed Art. 155 PL Art. 3 Law 8/98	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin Art. 8 RD 2424	(a) ESP 39220* plus ESP 1575 for each page of the translation in excess of 22 (ESP 33210 plus ESP 1260 for translations on magnetic data carrier) (b) translation is not published until the fee has been paid *Note: all fees are revised annually on 1st January Art. 9 RD 2424 Fees Law	Spanish (see column 11) Art. 7 RD 2424	Yes	3
Sweden	Yes. However, the translation and the fee are accepted if supplied in accordance with the regulations. The authorised professional representative before the EPO is not required to file a new authorisation. § 71 PA	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin § 60(1) PD	(a) SEK 900 plus SEK 155 for each complete or incomplete page of the translation (including any drawings) in excess of eight (b) within period pursuant to column 2 § 82(1) PA § 45, 64 PD	Swedish; the translation must be certified by the person who made the translation and who is responsible for it. § 82(1) PA § 39 POR	No	2
Switzerland/ Liechtenstein	No, if supplied in accordance with the regulations; the authorised professional representative before the EPO is not required to file a new authorisation. Art. 13 PA	3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin Art. 113(2) PA	No	German or French or Italian (see also column 11) Art. 113(1) PA Art. 4(1) PO	No	1 Art. 113(1) PA

Contracting State	1 Must a national professional representative be appointed?	2 Period for filing the translation	3 a) Special fee payable? b) If so, when due?	4 Language(s) in which the translation must be filed	5 Must a form be used?	6 No. of copies to be filed
United Kingdom	<p>No. The authorised professional representative before the EPO is not required to file a new authorisation. (see also column 11)</p> <p>Rule 30 PR</p>	<p>(i) 3 months after the date on which the mention of the grant or the decision to maintain the patent as amended is published in the European Patent Bulletin</p> <p>(ii) extendible by one month under Rule 110(3) or</p> <p>(iii) possibly longer upon request under Rule 110(4) and, if request is allowed, Rule 110(6)</p> <p>Rules 80, 110(3), 110(4), 110(6) and Schedule 4: 2 PR</p>	<p>(i) (a) No</p> <p>(ii) GBP 135 (with Form 52/77)</p> <p>(iii) GBP 135 (with Form 52/77) followed by a further GBP 135 (with Form 53/77) if the request is granted.</p> <p>(b) (i) - (ii) on filing of Form 52/77 before the end of the month specified in column 2 (ii)</p> <p>(iii) on filing of Form 52/77, whether or not the period specified in column 2 (i) (including any extension obtained under Rule 110(3)) has expired; and again upon filing Form 53/77 if the request is granted.</p> <p>Rule 80 and Schedule 4: 2 PR Schedule to PFR</p>	<p>English (see column 11)</p> <p>Sect. 77(6) PA</p>	<p>Yes</p> <p>column 2 (i) Form 54/77 in duplicate</p> <p>column 2 (ii) Form 52/77</p> <p>column 2 (iii) Form 52/77 generally accompanied by a statutory declaration or affidavit verifying the grounds for the request; followed by the filing (if the request is granted) of Form 53/77.</p> <p>Rules 80, 110(3), 110(4), 110(6) and Schedule 4: 1 PR</p>	<p>2</p> <p>Rule 80 and Schedule 4: 1 PR</p>

Extension State	1 Must a national professional representative be appointed?	2 Period for filing the translation	3 a) Special fee payable? b) If so, when due?	4 Language in which the translation must be filed	5 Must a form be used?	6 No. of copies to be filed
Albania	Yes	The translation of the claims must be filed with the Albanian Patent Office within 3 months after the date on which the mention of the grant of the EP or the decision to maintain the patent as amended is published in the European Patent Bulletin. Art. 5(2), (3) Ext. Reg.	(a) ALL 500 for the 11th and each subsequent claim (b) within period pursuant to column 2 Art. 5(2) Ext. Reg.	Albanian	No (but recommended)	2
Latvia	Yes § 29(2) LPL	The translation of the claims must be filed with the LV Patent Office within 3 months after the date on which the mention of the grant of the EP or the decision to maintain the patent as amended is published in the European Patent Bulletin. § 19(2) LPL	(a) LVL 25 (b) within period pursuant to column 2 § 19(2) LPL, Fees Reg.	Latvian	No	1
Lithuania	Yes Art. 10(2) PL	The translation of the claims must be filed with the LT State Patent Bureau within 3 months after the date on which the mention of the grant of the EP or the decision to maintain the patent as amended is published in the European Patent Bulletin. Art. 54(2) PL	(a) Litas 160 Litas 40 for every claim above ten. The translation is not published until the fee has been paid (b) within period pursuant to column 2 Fees Order Art. 54(2) PL	Lithuanian Art. 54(2) PL	No Rule 9 Ext. Reg.	2 Rule 8 Ext. Reg.
The former Yugoslav Republic of Macedonia	Yes, authorised agent who is either a domestic legal person or a citizen of the former Yugoslav Republic of Macedonia. Art. 10, 120 PL	The translation of the claims must be filed with IPPO within 3 months after the date on which the mention of the grant of the EP or the decision to maintain the patent as amended is published in the European Patent Bulletin Art. 5(2), (3) Ext. Reg.	(a) Publication fee MKD 1050 (b) Within the period pursuant to column 2	Macedonia	No	3

7 Are documents which meet the formal requirements pursuant to Rules 32 and 35(3)-(14) EPC accepted?	8 Manner and form in which the translation is made available to the public	9 Correction of translation permitted?	10 Is provision made for a special fee for correction?	11 Special features
Yes	Translation and any corrections published in the form of a printed patent document; Mention in Patent Bulletin; Entry in Patent Register Art. 5(3) Ext. Reg.	Yes Art. 6(3) Ext. Reg.	Yes, cf. column 3(a) Art. 5 Ext. Reg.	Full translation is required only for legal proceedings.
Yes	Translation and any corrections published in the Official Bulletin; Inspection at the Latvian Patent Office; Entry in Patent Register § 19(4) LPL	Yes	Yes, cf. column 3(a)	The translation of the claims must be accompanied by a copy of the EP specification. Full translation is required only for legal proceedings. § 7(5) LPL
Yes Rule 9 Ext. Reg.	Translation and any corrections published in the Official Bulletin; Inspection at the Technical Library Art. 54(4) PL	Yes Art. 54(3), 55(3) PL	Yes, cf. column 3(a) Art. 54(3) PL Fees Order	Full translation is required only for legal proceedings.
Yes	Inspection in reading room; Copies available; Mention in the Official Gazette (Glasnik) Art. 5(3) Ext. Reg.	Yes Art. 5(3) Ext. Reg.	Yes, cf. column 3(a)	The publication fee is deemed to have been paid only when proof of payment has duly been provided Art. 5(5) Ext. Reg.

Extension State	1 Must a national professional representative be appointed?	2 Period for filing the translation	3 a) Special fee payable? b) If so, when due?	4 Language in which the translation must be filed	5 Must a form be used?	6 No. of copies to be filed
Romania	Yes, authorized professional representative residing in Romania; the translation shall be signed by the representative. Rule 9(3) Reg.	The translation of the patent specification must be filed with OSIM within 3 months after the date on which the mention of the grant of the EP or the decision to maintain the patent as amended is published in the European Patent Bulletin. Art. V.2 GO	(a) USD 100 (b) date on which translation is filed with OSIM Annex 1.12 Fees Ord. Art. V.2 GO	Romanian	Yes	4
Slovenia	Yes; authorised agent who is either a domestic legal person or a citizen of the Republic of Slovenia. Art. 5(3) PL	The translation of the claims must be filed with SIPO within 3 months after the date on which the mention of the grant of the EP or the decision to maintain the patent as amended is published in the European Patent Bulletin. Art. 5(2) Ext. Reg.	(a) publication fee (SIT 1200) plus printing fee (SIT 300 for each page) (b) within the period pursuant to column 2 See also column 11 Art. 5(2) Ext. Reg.	Slovenian	No (but recommended)	2

<p>7 Are documents which meet the formal requirements pursuant to Rules 32 and 35(3)-(14) EPC accepted?</p>	<p>8 Manner and form in which the translation is made available to the public</p>	<p>9 Correction of translation permitted?</p>	<p>10 Is provision made for a special fee for correction?</p>	<p>11 Special features</p>
<p>Yes</p>	<p>Published in the form of a printed patent document; Mention in BOPI; Entry in Patent register</p> <p>Art. V.2, 4 GO</p>	<p>Yes</p> <p>Art. V.3, 4 GO</p>	<p>USD 50</p> <p>Annex 1.13 Fees Ord. Art. IV.3 GO</p>	<p>Two copies of drawings in the EP specification must be supplied with the translation; the copies shall be signed by the authorised prof. representative.</p> <p>Rule 9(3) Reg.</p>
<p>Yes</p> <p>Art. 12, 14 Ord.</p>	<p>Translation and any corrections published in the form of a printed patent document; Mention in Patent Bulletin; Entry in Patent Register</p> <p>Art. 5(3) Ext. Reg.</p>	<p>Yes</p> <p>Art. 6(3) Ext. Reg.</p>	<p>Yes, cf. column 3(a)</p> <p>Art. 5 Ext. Reg.</p>	<p>The publication fee is deemed to have been paid only when proof of payment has duly been provided.</p> <p>Two copies of drawings in the EP specification must be supplied together with the translation of any text matter.</p> <p>Art. 5 Ext. Reg.</p>

**Authentic text of a European patent application
or European patent (Article 70 EPC)****V.**

In any proceedings before the European Patent Office and in any Contracting State the text of a European patent application or a European patent in the language of the proceedings is the authentic text.

Any Contracting State may provide that a translation, as provided for in the Convention, in an official language of that State, shall in that State be regarded as authentic, except for revocation proceedings, in the event of the application or patent in the language of the translation conferring protection (Article 69 EPC) which is narrower than that conferred by it in the language of the proceedings.

Any Contracting State which adopts a provision of this kind

- (a) must allow the applicant for or proprietor of the patent to file a corrected translation of the European patent application or European patent;

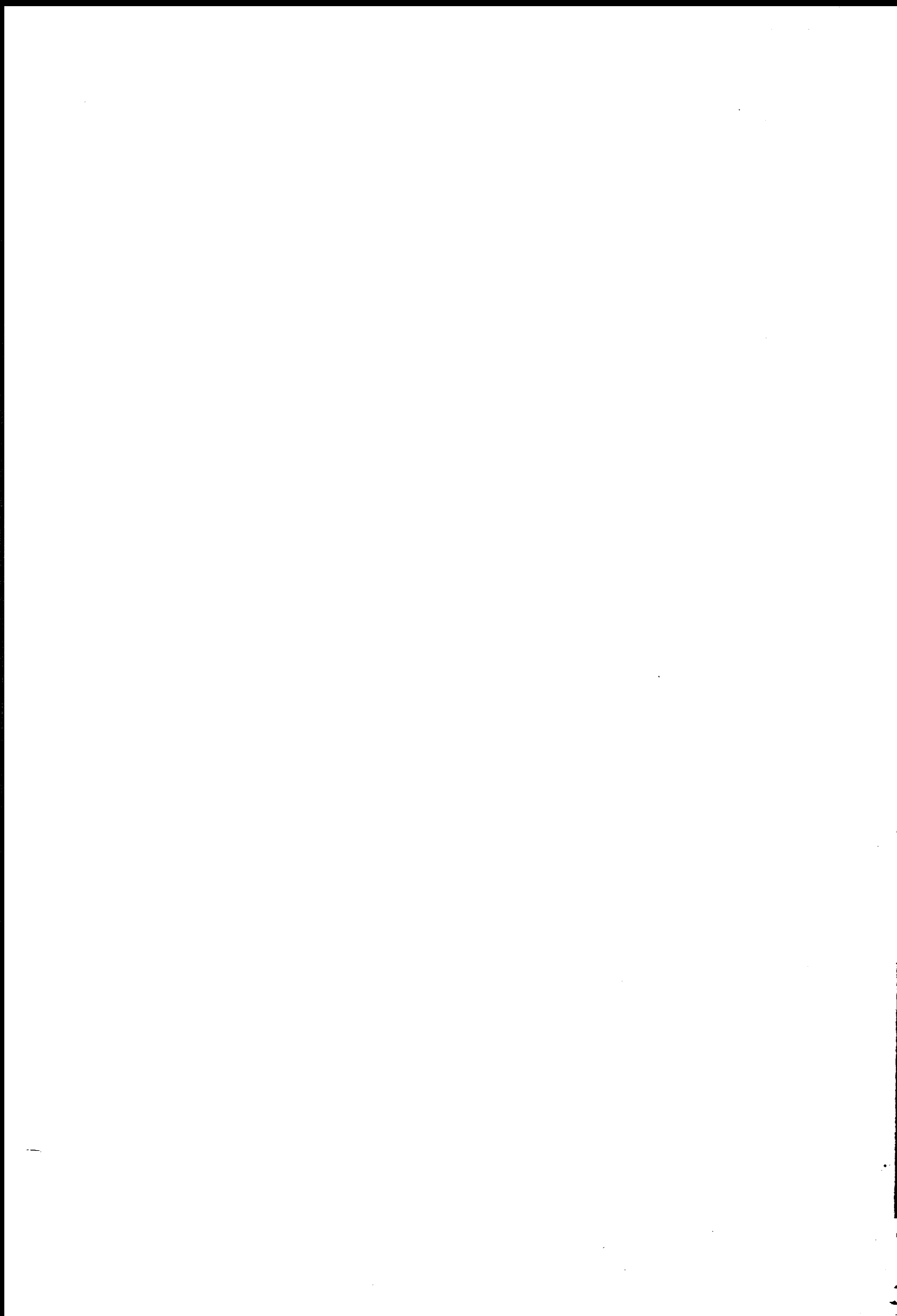
- (b) may prescribe that any person who, in that State, in good faith is using or has made effective and serious preparations for using an invention the use of which would not constitute infringement of the application or patent in the original translation may, after the corrected translation takes effect, continue such use in the course of his business or for the needs thereof without payment (Article 70(4)(b) EPC).

The following table indicates which text of a European patent application or European patent is authentic in the event of translations pursuant to Articles 67(3) and 65(1) EPC being filed, and whether a State has made provision for use in good faith in the meantime as provided for in Article 70(4)(b) EPC.

Contracting State	1 Authentic text of a European patent application or European patent	2 Has provision pursuant to Art. 70(4)(b) been made?
Austria	Translation, if protection conferred is narrower than in the language of the proceedings. § 6(1) ILPT	Yes § 6(6) ILPT
Belgium	No provisions pursuant to Art. 70(3) EPC. Authentic text is that in the language of the proceedings.	-
Cyprus	Translation, if protection conferred is narrower than in the language of the proceedings. Sect. 67(1) PL	Yes Sect. 67(3) PL
Denmark	Translation, if protection conferred is narrower than in the language of the proceedings. § 85(1) PA	Yes § 86(3) PA
Finland	Translation, if protection conferred is narrower than in the language of the proceedings. § 70p PA	Yes § 70q PA
France	Translation, if protection conferred is narrower than in the language of the proceedings. Art. L. 614-10. Law No. 92-597	Yes Art. L 614-10. Law No. 92-597
Germany	No provisions pursuant to Art. 70(3) EPC. Authentic text is that in the language of the proceedings.	No, but see Art. II § 3(5) LIPC
Greece	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 14(2) Pres. Dec. No. 77/88	Yes Art. 16 Pres. Dec. No. 77/88
Ireland	Translation, if protection conferred is narrower than in the language of the proceedings. Sect. 121 PA	Yes Sec. 121(4) PA
Italy	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 5(2) DPR No. 32/1979	Yes Art. 5(5) DPR No. 32/1979
Liechtenstein	see Switzerland	
Luxembourg ¹	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 6(1) Law of 27.5.77	Yes Art. 6(2) Law of 27.5.77
Monaco ¹	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 3(1) SO No.10.427	Yes Art.3(3) SO No.10.427
Netherlands	No provisions pursuant to Art. 70(3) EPC. Authentic text is that in the language of the proceedings.	-
Portugal	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 80 PA	Yes Art. 81(2) PA
Spain	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 11 RD 2424	Yes Art. 12 RD 2424
Sweden	Translation, if protection conferred is narrower than in the language of the proceedings. § 90 PA	Yes § 91(3) PA
Switzerland/ Liechtenstein	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 116(1)PA	Yes Art. 116(2), (3) PA
United Kingdom	Translation, if protection conferred is narrower than in the language of the proceedings. Sect. 80(2) PA	Yes Sec. 80(4) PA

¹ Contracting State requires only a translation of the claims pursuant to Art. 67(3) EPC.

Extension State	1 Authentic text of the European patent application or European patent	2 Has provision pursuant to Art. 70(4)(b) been made?
Albania	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 6(2) Ext. Reg.	Yes Art. 6(3) Ext. Reg.
Latvia	Translation, if protection conferred is narrower than in the language of the proceedings. § 20(1,2) LPL	Yes § 19(3), 33(2,3) LPL
Lithuania	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 55(1)-(2) PL	Yes Art. 55(3) PL
The former Yugoslav Republic of Macedonia	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 6(2) Ext. Reg.	Yes Art. 6(3) Ext. Reg.
Romania	Translation, if protection conferred is narrower than in the language of the proceedings.	Yes Art. VI.3 GO
Slovenia	Translation, if protection conferred is narrower than in the language of the proceedings. Art. 6(2) Ext. Reg.	Yes Art. 6(3) Ext. Reg.



Under Article 141 EPC, "national" renewal fees in respect of a European patent may be imposed for the years which follow that in which the mention of the grant of the European patent is published in the "European Patent Bulletin". If a renewal fee becomes due shortly before such publication, it is still to be paid to the EPO. The mention of grant shall in this case not be published until the renewal fee has been paid. Further information on the calculation of the patent years for which "national" renewal fees are to be paid is published in Official Journal 6/1984, p. 272 f.

The following table indicates the most important national provisions and requirements to be observed when paying "national renewal fees" in respect of European patents. It takes no account of national provisions concerning reductions in renewal fees in connection with licensing rights, or of any stipulations applying to the possibilities of extending or deferring payment.

Irrespective of the information given in column 3 of the following table the minimum period referred to in Article 141(2) is decisive for all Contracting States i. e. "national" renewal fees in respect of a European patent falling due within two months of the publication of the mention of the grant of the European patent are deemed to have been validly paid if they are paid within that period. Any additional fee provided for under national law will not be charged.

Attention is particularly drawn to the fact that the fees given in Columns 1 and 3 are frequently subject to change in various Contracting States. The EPO can therefore accept no responsibility for the validity of those figures. As in the past, however, it will endeavour to report such changes as soon as possible in the Official Journal.

Contracting State Legal basis for levying renewal fees	1 Amount of fees	2 (a) Due date (in the patent year concerned) (b) Time limit for payment (without surcharge)*	3 Period of grace for payment of fees (with surcharge) (a) duration (b) surcharge																																																																																
Austria § 8 ILPT Enquiries re renewal fees: Accounts Tel. (+ 43 1) 53424-170 or 169 Fax (+ 43 1) 53424-192 Enquiries re patent register: Tel. (+ 43 1) 53424-241 Fax (+ 43 1) 53424-535	<p>for European patents granted before 1 July 1996</p> <table border="1"> <thead> <tr> <th>Year</th> <th>ATS</th> <th>Year</th> <th>ATS</th> </tr> </thead> <tbody> <tr><td>3rd</td><td>900</td><td>12th</td><td>5100</td></tr> <tr><td>4th</td><td>900</td><td>13th</td><td>6400</td></tr> <tr><td>5th</td><td>1000</td><td>14th</td><td>7200</td></tr> <tr><td>6th</td><td>1300</td><td>15th</td><td>8000</td></tr> <tr><td>7th</td><td>1400</td><td>16th</td><td>11700</td></tr> <tr><td>8th</td><td>1900</td><td>17th</td><td>14700</td></tr> <tr><td>9th</td><td>2400</td><td>18th</td><td>16000</td></tr> <tr><td>10th</td><td>3400</td><td>19th</td><td>20000</td></tr> <tr><td>11th</td><td>4200</td><td>20th</td><td>24000</td></tr> </tbody> </table> <p>for European patents granted on or after 1 July 1996</p> <table border="1"> <thead> <tr> <th>Year</th> <th>ATS</th> <th>Year</th> <th>ATS</th> </tr> </thead> <tbody> <tr><td>3rd</td><td>1000</td><td>12th</td><td>7200</td></tr> <tr><td>4th</td><td>1300</td><td>13th</td><td>8000</td></tr> <tr><td>5th</td><td>1400</td><td>14th</td><td>11700</td></tr> <tr><td>6th</td><td>1900</td><td>15th</td><td>14700</td></tr> <tr><td>7th</td><td>2400</td><td>16th</td><td>16000</td></tr> <tr><td>8th</td><td>3400</td><td>17th</td><td>20000</td></tr> <tr><td>9th</td><td>4200</td><td>18th</td><td>24000</td></tr> <tr><td>10th</td><td>5100</td><td>19th</td><td>24000</td></tr> <tr><td>11th</td><td>6400</td><td>20th</td><td>24000</td></tr> </tbody> </table> <p>plus any charges levied by banks</p> <p>§ 166(3) PA § 8(2) ILPT</p>	Year	ATS	Year	ATS	3rd	900	12th	5100	4th	900	13th	6400	5th	1000	14th	7200	6th	1300	15th	8000	7th	1400	16th	11700	8th	1900	17th	14700	9th	2400	18th	16000	10th	3400	19th	20000	11th	4200	20th	24000	Year	ATS	Year	ATS	3rd	1000	12th	7200	4th	1300	13th	8000	5th	1400	14th	11700	6th	1900	15th	14700	7th	2400	16th	16000	8th	3400	17th	20000	9th	4200	18th	24000	10th	5100	19th	24000	11th	6400	20th	24000	<p>(a) last day of the month in which the date of filing occurred</p> <p>(b) for the first fee to be paid: 3 months after due date; subsequent fees must be paid by due date</p> <p>§ 8(3) to (5) ILPT</p>	<p>(a) fee for 1st year: beginning of 4th up to end of 12th month after due date; fees for further years: beginning of 1st up to end of 6th month after due date</p> <p>(b) 20%</p> <p>§ 8(4) and (5) ILPT</p>
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<p style="text-align: center;">4</p> <p>Communication of a reminder in cases of non-payment (a) provided for (b) date of despatch</p>	<p style="text-align: center;">5</p> <p>Restitutio in integrum (a) provided for (b) time limit for submitting application</p>	<p style="text-align: center;">6</p> <p>Appointment of a national professional representative for (a) payment of fees (b) communication of a reminder of non-payment (c) proceedings in respect of restitutio in integrum</p>	<p style="text-align: center;">7</p> <p>Information regarding lapse of patent in cases of non-payment of renewal fees</p>
<p>(a) yes, but not mandatory</p> <p>(b) approximately 1 month after due date in the event of non- or insufficient payment, but requests for payment are not sent abroad (Österreichisches Patentblatt No. 1/1982, p. 28)</p>	<p>(a) yes</p> <p>(b) 2 months after removal of obstacle; not later than 12 months after expiry of non-observed time limit</p> <p>§ 24 ILPT §§ 129 et seq. PA</p>	<p>(a) no</p> <p>(b) yes</p> <p>(c) yes</p> <p>§ 8(6) and § 24 ILPT § 21(4) PA</p>	<ul style="list-style-type: none"> - entry in Register of Patents - publication in Patent Bulletin <p>§§ 46, 79 and 80 PA</p>
<p>(a) no</p> <p>(b) ./.</p>	<p>(a) yes</p> <p>(b) beginning of 7th until end of 8th month from due date</p> <p>Art. 41 PA</p>	<p>(a) yes, with exception of nationals of a member state of the EU</p> <p>(b) ./.</p> <p>(c) yes</p> <p>Art. 55(2) PA</p>	<ul style="list-style-type: none"> - confirmation of non-payment on request - entry in Register of Patents <p>Art. 40 PA</p>
<p>(a) Yes, but not mandatory</p> <p>(b) approx. 1 month after due date</p>	<p>(a) yes (Form P.14)</p> <p>(b) Within 12 months from expiry of the period of grace under col. 3</p> <p>R. 43, 43(1)(c) PR</p>	<p>(a) Yes</p> <p>(b) Yes</p> <p>(c) Yes</p>	<ul style="list-style-type: none"> - entry in Register of patents - publication in the Official Gazette <p>R. 3, 42(4) PR</p>

Contracting State Legal basis for levying renewal fees	1 Amount of fees				2 (a) Due date (in the patent year concerned) (b) Time limit for payment (without surcharge)*		3 Period of grace for payment of fees (with surcharge) (a) duration (b) surcharge	
	Denmark § 81 PA Enquiries re renewal fees and patent register: Tel. (+ 45 43) 50 80 00 Fax (+ 45 43) 50 80 01	Year	DKK	Year	DKK	(a) last day of the month in which the date of filing occurred		(a) 6 months after due date (b) 20%
	3rd	500	12th	2650				
	4th	1000	13th	2900				
	5th	1150	14th	3150				
	6th	1300	15th	3400	(b) /.			
	7th	1500	16th	3650				
	8th	1700	17th	3900				
	9th	1900	18th	4200				
	10th	2150	19th	4500				
	11th	2400	20th	4800				
	plus any charges levied by banks							
	§ 2(1) Fees Order				§ 41(1) PA		§ 81(2), 41(3) PA § 2(2) Fees Order	
Finland § § 41, 51, 70I PA Enquiries re renewal fees and patent register: Fax (+ 358 9) 6939 5328	Year	FIM	Year	FIM	(a) last day of the month in which the date of filing occurred		(a) 6 months after due date (b) 20%	
	3rd	850	12th	2200				
	4th	650	13th	2450				
	5th	750	14th	2700				
	6th	900	15th	3050	(b) /.			
	7th	1100	16th	3400				
	8th	1250	17th	3750	Note: payment may not be made more than six months before the due date			
	9th	1450	18th	4100				
	10th	1650	19th	4400				
	11th	1900	20th	4700				
	plus any charges levied by banks							
	Fees Decision				§ 41 PA		§ 41 PA Fees Decision	
France Art. R. 614-16 Dec. Art. L. 612-19. Law No. 92-597 Arts. R. 613-46, R. 613-47 and R. 618-3 Dec. Enquiries re renewal fees: l'Agence Comptable, Bureau des annuités Tél. (+ 33 1) 53 04 54 60 Fax (+ 33 1) 42 94 01 91	Year	FRF	Year	FRF	(a) last day of the month in which the date of filing occurred		(a) 6 months after due date (b) 3rd-10th year FRF 115 11th-20th year FRF 345	
	3rd	210	12th	1655				
	4th	240	13th	1855				
	5th	335	14th	2075				
	6th	660	15th	2315	(b) in the event of insufficient payment, no surcharge is payable if the deficit is made good within the period for payment of the surcharge			
	7th	820	16th	2575				
	8th	980	17th	2855				
	9th	1140	18th	3155				
	10th	1305	19th	3475				
	11th	1475	20th	3815				
	plus any charges levied by banks							
	Fees Ord. of 24.12.98				Arts. R. 613-46, R. 613-47 Dec.		Art. L. 612-19. Law No. 92-597 Arts. R. 613-46, R. 613-47 and R. 618-3 Dec. Fees Ord. of 24.12.98	
Germany¹ Art. II Sect. 7. LIPC Enquiries re renewal fees and patent register: Tet. (+ 49 89) 2195-2291 2195-2292 Fax (+ 49 89) 2195-2221	Year	DEM	Year	DEM	(a) last day of the month in which the date of filing occurred		(a) 4 months after expiry of the month in which a notice has been communicated by the Patent Office	
	3rd	100	12th	1050				
	4th	100	13th	1300				
	5th	150	14th	1550				
	6th	225	15th	1800	(b) up to the end of the last day of the second month after the due date		(b) 10%	
	7th	300	16th	2100				
	8th	400	17th	2400				
	9th	500	18th	2700				
	10th	600	19th	3000				
	11th	800	20th	3300				
	plus any charges levied by banks							
	LPF				§ 17(1) and (3) PA		§ 17(3) PA; LPF	

* For first renewal fee to be paid see Article 141(2) EPC

¹ The German Patent Office allots European patents a national patent number, which must be quoted when payments are made and in any communication with this Office

<p style="text-align: center;">4</p> <p>Communication of a reminder in cases of non-payment (a) provided for (b) date of despatch</p>	<p style="text-align: center;">5</p> <p>Restitutio in integrum (a) provided for (b) time limit for submitting application</p>	<p style="text-align: center;">6</p> <p>Appointment of a national professional representative for (a) payment of fees (b) communication of a reminder of non-payment (c) proceedings in respect of restitutio in integrum</p>	<p style="text-align: center;">7</p> <p>Information regarding lapse of patent in cases of non-payment of renewal fees</p>
<p>(a) no, but a postal cheque form will be sent to applicants/representatives residing in Denmark (b) 2-4 weeks after due date</p>	<p>(a) yes (b) 2 months after removal of obstacle; not later than 6 months from expiry of period of grace under column 3</p> <p>§ 72 PA</p>	<p>(a) no (b) no (c) yes</p> <p>§ 66 PA</p>	<ul style="list-style-type: none"> - publication in "Dansk Patenttidende" (Danish Patent Gazette) - entry in Register of Patents <p>§ 51 PA § 51(2) PO</p>
<p>(a) no (b) ./.</p>	<p>(a) yes (b) 2 months after removal of obstacle; not later than 6 months from expiry of period of grace under column 3</p> <p>§ 71a PA</p>	<p>(a) no (b) no, but requests for payment are not sent abroad (c) yes</p> <p>§ 71 PA</p>	<ul style="list-style-type: none"> - publication in "Patentilehti" (Finnish Patent Bulletin) - entry in Register of Patents <p>§ 55 PA § 40 PD</p>
<p>(a) yes (reminders are sent abroad) (b) ./.</p> <p>Art. R. 613-48 Dec.</p>	<p>(a) yes (b) 3 months after communication of decision of the Director of INPI</p> <p>Fee for appeal FRF 500</p> <p>Art. L. 613-22. Law No. 92-597 Art. R. 613-52 Dec.</p>	<p>(a) no (b) no, but is recommended that an address for service in France be given (c) no</p>	<ul style="list-style-type: none"> - determined by decision of the Director of INPI (communication to proprietor of patent) - publication of Decision in Official Bulletin (BOPI) - entry in Register of Patents <p>Art. L. 613-22. Law No. 92-597 Art. R. 613-50 Dec.</p>
<p>(a) yes (b) ./.</p> <p>§ 17(3) PA</p>	<p>(a) yes (b) 2 months after removal of obstacle; not later than 1 year after expiry of non-observed time limit</p> <p>§ 123 PA</p>	<p>(a) no (b) no (c) yes</p> <p>(see also notice No. 4/84 of the President of the German Patent Office in Bl. f. PMZ 1984, 117 = OJ EPO 1984, 275)</p> <p>§ 25 PA</p>	<ul style="list-style-type: none"> - communication to proprietor in accordance with § 17(3) PA - entry in Register of Patents - publication in Patent Bulletin <p>§ 30(1) and 32(5) PA</p>

Contracting State Legal basis for levying renewal fees	1 Amount of fees	2 (a) Due date (in the patent year concerned) (b) Time limit for payment (without surcharge)*	3 Period of grace for payment of fees (with surcharge) (a) duration (b) surcharge																																								
Greece Art. 24 Law No. 1733/87 Art. 17 Pres. Dec. No. 77/88 Enquiries re renewal fees and validation: Tel. (+ 301) 61 83 509 Fax (+ 301) 68 19 231	<table border="1"> <thead> <tr> <th>Year</th> <th>GRD</th> <th>Year</th> <th>GRD</th> </tr> </thead> <tbody> <tr><td>3rd</td><td>12 500</td><td>12th</td><td>63 000</td></tr> <tr><td>4th</td><td>16 000</td><td>13th</td><td>73 000</td></tr> <tr><td>5th</td><td>19 000</td><td>14th</td><td>83 000</td></tr> <tr><td>6th</td><td>24 000</td><td>15th</td><td>93 000</td></tr> <tr><td>7th</td><td>29 000</td><td>16th</td><td>110 000</td></tr> <tr><td>8th</td><td>34 000</td><td>17th</td><td>122 000</td></tr> <tr><td>9th</td><td>39 500</td><td>18th</td><td>134 000</td></tr> <tr><td>10th</td><td>46 000</td><td>19th</td><td>147 000</td></tr> <tr><td>11th</td><td>53 000</td><td>20th</td><td>161 000</td></tr> </tbody> </table> <p>plus any charges levied by banks</p> <p>Note: all fees are revised annually on 1st January</p> <p>Decision of 7 October 1998</p>	Year	GRD	Year	GRD	3rd	12 500	12th	63 000	4th	16 000	13th	73 000	5th	19 000	14th	83 000	6th	24 000	15th	93 000	7th	29 000	16th	110 000	8th	34 000	17th	122 000	9th	39 500	18th	134 000	10th	46 000	19th	147 000	11th	53 000	20th	161 000	(a) last day of the month in which the date of filing occurred (b) /. Art. 24(2) Law No. 1733/87	(a) 6 months after due date (b) 50% Art. 24(2) Law No. 1733/87
Year	GRD	Year	GRD																																								
3rd	12 500	12th	63 000																																								
4th	16 000	13th	73 000																																								
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11th	53 000	20th	161 000																																								
Ireland Sect. 99 PA R. 34 and Schedule I Fees Rules Enquiries re renewal fees and patent register: Tel. (+ 353 56) 20122 Fax (+ 353 56) 20100	<table border="1"> <thead> <tr> <th>Year</th> <th>IEP</th> <th>Year</th> <th>IEP</th> </tr> </thead> <tbody> <tr><td>3rd</td><td>50</td><td>12th</td><td>209</td></tr> <tr><td>4th</td><td>72</td><td>13th</td><td>225</td></tr> <tr><td>5th</td><td>90</td><td>14th</td><td>245</td></tr> <tr><td>6th</td><td>106</td><td>15th</td><td>264</td></tr> <tr><td>7th</td><td>122</td><td>16th</td><td>281</td></tr> <tr><td>8th</td><td>140</td><td>17th</td><td>301</td></tr> <tr><td>9th</td><td>154</td><td>18th</td><td>322</td></tr> <tr><td>10th</td><td>174</td><td>19th</td><td>345</td></tr> <tr><td>11th</td><td>191</td><td>20th</td><td>369</td></tr> </tbody> </table> <p>plus any charges levied by banks</p> <p>Schedule I Fees Rules</p>	Year	IEP	Year	IEP	3rd	50	12th	209	4th	72	13th	225	5th	90	14th	245	6th	106	15th	264	7th	122	16th	281	8th	140	17th	301	9th	154	18th	322	10th	174	19th	345	11th	191	20th	369	(a) last day of the month in which the date of filing occurred (b) /. Note: payment may not be made more than four months before the due date. Form No. 4, duly completed, is to be filed with the payment Art. 36(3) PA R. 34(2), (3) PR	(a) up to 6 months on request made by or on behalf of the proprietor to the Controller (b) 1st - 3rd month IEP 9 per month 4th - 6th month IEP 15 per month (a) + (b) The request for extension and the additional fee must be submitted before expiry of the period of extension specified in the request Sect. 36(3) PA Schedule I Fees Rules
Year	IEP	Year	IEP																																								
3rd	50	12th	209																																								
4th	72	13th	225																																								
5th	90	14th	245																																								
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9th	154	18th	322																																								
10th	174	19th	345																																								
11th	191	20th	369																																								
Italy Art. 14, DPR No. 32/1979 Art. 47 PL Enquiries re renewal fees: Tel. (+ 39 06) 4705 30 43 Fax (+ 39 06) 4705 30 35 4788 78 74	<table border="1"> <thead> <tr> <th>Year</th> <th>ITL</th> <th>Year</th> <th>ITL</th> </tr> </thead> <tbody> <tr><td>3rd</td><td>60000</td><td>12th</td><td>700000</td></tr> <tr><td>4th</td><td>70000</td><td>13th</td><td>800000</td></tr> <tr><td>5th</td><td>90000</td><td>14th</td><td>900000</td></tr> <tr><td>6th</td><td>130000</td><td>15th</td><td>1100000</td></tr> <tr><td>7th</td><td>180000</td><td>16th</td><td>1100000</td></tr> <tr><td>8th</td><td>250000</td><td>17th</td><td>1100000</td></tr> <tr><td>9th</td><td>300000</td><td>18th</td><td>1100000</td></tr> <tr><td>10th</td><td>350000</td><td>19th</td><td>1100000</td></tr> <tr><td>11th</td><td>500000</td><td>20th</td><td>1100000</td></tr> </tbody> </table> <p>plus any charges levied by banks</p> <p>Dec. of 20.8.92</p>	Year	ITL	Year	ITL	3rd	60000	12th	700000	4th	70000	13th	800000	5th	90000	14th	900000	6th	130000	15th	1100000	7th	180000	16th	1100000	8th	250000	17th	1100000	9th	300000	18th	1100000	10th	350000	19th	1100000	11th	500000	20th	1100000	(a) + (b) payment must have been made before expiry of the month in which the date of filing occurred. Fees falling due within 4 months after the grant of the patent may be paid without surcharge within this 4-month period. Art. 47 PL Dec. of 20.8.92	(a) 6 months after due date (b) ITL 100000 Art. 47 PL Dec. of 20.8.92
Year	ITL	Year	ITL																																								
3rd	60000	12th	700000																																								
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Liechtenstein	see Switzerland																																										

<p style="text-align: center;">4</p> <p>Communication of a reminder in cases of non-payment (a) provided for (b) date of despatch</p>	<p style="text-align: center;">5</p> <p>Restitutio in integrum (a) provided for (b) time limit for submitting application</p>	<p style="text-align: center;">6</p> <p>Appointment of a national professional representative for (a) payment of fees (b) communication of a reminder of non-payment (c) proceedings in respect of restitutio in integrum</p>	<p style="text-align: center;">7</p> <p>Information regarding lapse of patent in cases of non-payment of renewal fees</p>
<p>(a) yes, to the address for service in Greece, but not mandatory; reminders are not sent abroad</p> <p>(b) approx. 1 month before expiry of period of grace</p>	<p>(a) yes</p> <p>(b) ./.</p>	<p>(a) Payment must be made by the patentee or a Greek legal practitioner. Patentees with neither residence nor principal place of business in Greece must appoint a representative for service in that country</p> <p>(b) no, but an address for service in Greece must be given.</p> <p>(c) ./.</p> <p>Art. 19 Pres. Dec. No. 77/88</p>	<p>Publication in EDBI; the loss of rights takes effect as from the date of publication</p> <p>Art. 16(2) Law No. 1733/87</p>
<p>(a) yes</p> <p>(b) not later than six weeks after due date</p> <p>R 34(5), (6) PR</p>	<p>(a) yes</p> <p>(b) within two years from the date on which the patent lapsed</p> <p>Sect. 37 PA R 35 PR</p>	<p>(a) no</p> <p>(b) no, but an address for service in Ireland must be given</p> <p>(c) yes</p> <p>Sect. 37(2) PA R 34(5), (6), 93(1) PR</p>	<p>- entry in Register of Patents</p> <p>- publication in the Patents Office Journal</p>
<p>(a) no</p> <p>(b) ./.</p>	<p>(a) yes</p> <p>(b) 2 months after removal of obstacle; not later than 1 year after expiry of non-observed time limit under column 2</p> <p>Art. 90 PL</p>	<p>(a) no</p> <p>(b) ./.</p> <p>(c) no, but an address for service in Italy must be given</p> <p>Art. 13 DPR No. 32/1979 Art. 93 PL</p>	<p>- communication to interested party</p> <p>- entry in Register of Patents</p> <p>- publication in the Bulletin</p> <p>Art. 56 PL</p>

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<p>(a) no (b) ./.</p>	<p>(a) yes (b) 20 months of the date of lapse of the patent</p> <p>Art. 70 PatG</p>	<p>(a) no (b) ./. (c) yes</p>	<p>- only renewal fees paid are entered in Register of Patents</p>
<p>(a) yes (reminders are sent abroad) (b) ./.</p>	<p>(a) no (b) ./.</p>	<p>(a) no (b) no (c) ./.</p>	<p>./.</p>
<p>(a) yes (b) Every month during the period of grace under col. 3</p>	<p>(a) yes (b) as soon as possible, but not later than 1 year after expiry of non-observed time limit</p> <p>Art. 23 PA</p>	<p>(a) + (b) no (c) yes</p> <p>Art. 23(3) PA</p>	<p>- entry in Register of Patents - publication in "De Industriële Eigendom"</p> <p>Art. 20, 62 PA</p>

Contracting State Legal basis for levying renewal fees	1 Amount of fees	2 (a) Due date (in the patent year concerned) (b) Time limit for payment (without surcharge)*	3 Period of grace for payment of fees (with surcharge) (a) duration (b) surcharge																																								
Portugal Art. 85, 278, 279(1), 280, 281 PA Fees Order Enquiries re renewal fees and validity: Tel. (+351 1) 888 1101 888 51 51/2 Fax (+351 1) 887 5308 886 00 66	<table border="1"> <thead> <tr> <th>Year</th> <th>PTE</th> <th>Year</th> <th>PTE</th> </tr> </thead> <tbody> <tr><td>3rd</td><td>6700</td><td>12th</td><td>22400</td></tr> <tr><td>4th</td><td>8300</td><td>13th</td><td>25200</td></tr> <tr><td>5th</td><td>10600</td><td>14th</td><td>28000</td></tr> <tr><td>6th</td><td>11800</td><td>15th</td><td>30800</td></tr> <tr><td>7th</td><td>13400</td><td>16th</td><td>33700</td></tr> <tr><td>8th</td><td>15100</td><td>17th</td><td>36300</td></tr> <tr><td>9th</td><td>16800</td><td>18th</td><td>40100</td></tr> <tr><td>10th</td><td>18400</td><td>19th</td><td>44900</td></tr> <tr><td>11th</td><td>20100</td><td>20th</td><td>49200</td></tr> </tbody> </table> <p>plus any charges levied by banks</p> <p>Fees Order</p>	Year	PTE	Year	PTE	3rd	6700	12th	22400	4th	8300	13th	25200	5th	10600	14th	28000	6th	11800	15th	30800	7th	13400	16th	33700	8th	15100	17th	36300	9th	16800	18th	40100	10th	18400	19th	44900	11th	20100	20th	49200	<p>(a) last day of the month in which the date of filing occurred</p> <p>(b) ./.</p> <p>Note: Payment may not be made more than six months before due date.</p> <p>Art. 280(1) PA</p>	<p>(a) 6 months after due date</p> <p>(b) 50%</p> <p>Art. 281(1) PA Fees Order</p>
Year	PTE	Year	PTE																																								
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Spain Art. 17 RD 2424 Enquiries re renewal fees and validity: Tel. (+34 91) 349 55 32	<table border="1"> <thead> <tr> <th>Year</th> <th>ESP</th> <th>Year</th> <th>ESP</th> </tr> </thead> <tbody> <tr><td>3rd</td><td>3 215</td><td>12th</td><td>36 890</td></tr> <tr><td>4th</td><td>4 015</td><td>13th</td><td>42 350</td></tr> <tr><td>5th</td><td>7 675</td><td>14th</td><td>47 860</td></tr> <tr><td>6th</td><td>11 330</td><td>15th</td><td>53 335</td></tr> <tr><td>7th</td><td>14 960</td><td>16th</td><td>60 795</td></tr> <tr><td>8th</td><td>18 625</td><td>17th</td><td>67 945</td></tr> <tr><td>9th</td><td>22 270</td><td>18th</td><td>75 260</td></tr> <tr><td>10th</td><td>25 930</td><td>19th</td><td>82 560</td></tr> <tr><td>11th</td><td>31 415</td><td>20th</td><td>89 870</td></tr> </tbody> </table> <p>plus any charges levied by banks</p> <p>Note: all fees are revised annually on 1st January</p> <p>Art. 17 RD 2424 Art. 161 PL; Fees Law</p>	Year	ESP	Year	ESP	3rd	3 215	12th	36 890	4th	4 015	13th	42 350	5th	7 675	14th	47 860	6th	11 330	15th	53 335	7th	14 960	16th	60 795	8th	18 625	17th	67 945	9th	22 270	18th	75 260	10th	25 930	19th	82 560	11th	31 415	20th	89 870	<p>(a) last day of the month in which the date of filing occurred</p> <p>(b) 1 month from due date</p> <p>Art. 17 RD 2424 Art. 161 PL</p>	<p>(a) 6 months after expiry of the time limit under column 2(b)</p> <p>(b) 25% if paid within 3 months, 50% if paid within 6 months after due date</p> <p>(a) + (b) After expiry of the period of grace renewal may still be secured by paying, before the due date for the next renewal fee, the fee for the 20th year</p> <p>Art. 17 RD 2424 Art. 82 RD 2245</p>
Year	ESP	Year	ESP																																								
3rd	3 215	12th	36 890																																								
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6th	11 330	15th	53 335																																								
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Sweden § 86 PA Enquiries re renewal fees: The Cashier's Office Tel. (+ 46 8) 782 25 22 Fax (+ 46 8) 666 02 86	<table border="1"> <thead> <tr> <th>Year</th> <th>SEK</th> <th>Year</th> <th>SEK</th> </tr> </thead> <tbody> <tr><td>3rd</td><td>350</td><td>12th</td><td>1950</td></tr> <tr><td>4th</td><td>500</td><td>13th</td><td>2200</td></tr> <tr><td>5th</td><td>600</td><td>14th</td><td>2450</td></tr> <tr><td>6th</td><td>750</td><td>15th</td><td>2700</td></tr> <tr><td>7th</td><td>900</td><td>16th</td><td>3000</td></tr> <tr><td>8th</td><td>1050</td><td>17th</td><td>3300</td></tr> <tr><td>9th</td><td>1200</td><td>18th</td><td>3600</td></tr> <tr><td>10th</td><td>1450</td><td>19th</td><td>3900</td></tr> <tr><td>11th</td><td>1700</td><td>20th</td><td>4200</td></tr> </tbody> </table> <p>plus any charges levied by banks</p> <p>§ 46 PD and Annex B</p>	Year	SEK	Year	SEK	3rd	350	12th	1950	4th	500	13th	2200	5th	600	14th	2450	6th	750	15th	2700	7th	900	16th	3000	8th	1050	17th	3300	9th	1200	18th	3600	10th	1450	19th	3900	11th	1700	20th	4200	<p>(a) payment must have been made before expiry of the month in which the date of filing occurred</p> <p>(b) ./.</p> <p>§ 41 PA</p>	<p>(a) 6 months after due date</p> <p>(b) 20%</p> <p>§ 41 PA, § 46 PD, Annex B</p>
Year	SEK	Year	SEK																																								
3rd	350	12th	1950																																								
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* For the first renewal fee to be paid see Article 141(2) EPC

<p style="text-align: center;">4</p> <p>Communication of a reminder in cases of non-payment (a) provided for (b) date of despatch</p>	<p style="text-align: center;">5</p> <p>Restitutio in integrum (a) provided for (b) time limit for submitting application</p>	<p style="text-align: center;">6</p> <p>Appointment of a national professional representative for (a) payment of fees (b) communication of a reminder of non-payment (c) proceedings in respect of restitutio in integrum</p>	<p style="text-align: center;">7</p> <p>Information regarding lapse of patent in cases of non-payment of renewal fees</p>
<p>(a) yes, but reminders are not sent abroad</p> <p>(b) ./.</p> <p>Art. 9(2), (3) PA</p>	<p>(a) yes</p> <p>(b) within 3 months after publication of the notice of lapse and up to anniversary date of application by paying a surcharge equal to three times the fee due and without prejudice to third party rights.</p> <p>Art. 281 (2), (4) PA</p>	<p>(a) yes</p> <p>(b) Reminders are not sent abroad</p> <p>(c) yes</p> <p>Art. 9(2), 10(2)PA Art. 1, 2 Dec. Law</p>	<p>- entry in Register of Patents</p> <p>- publication in the Industrial Property Bulletin</p> <p>Art. 36(3), 287(1) PA</p>
<p>(a) no</p> <p>(b) ./.</p>	<p>(a) yes, in case of force majeure</p> <p>(b) within 6 months after publication in the "Boletín Oficial de la Propiedad Industrial" of the lapse of patent</p> <p>Art. 117 PL</p>	<p>(a) No, if proprietor resides in a country of the EU</p> <p>(b) ./.</p> <p>(c) yes</p>	<p>- entry in Register of Patents</p> <p>- publication in "Boletín Oficial de la Propiedad Industrial"</p> <p>Art. 49 RD 2245</p>
<p>(a) yes, but not mandatory; reminders are not sent abroad</p> <p>(b) approx. 1 month after due date</p>	<p>(a) yes</p> <p>(b) 2 months after removal of obstacle; not later than 6 months from expiry of period of grace under column 3</p> <p>§ 72 PA</p>	<p>(a) no</p> <p>(b) yes</p> <p>(c) yes</p> <p>§ 72 PA</p>	<p>- publication in Patent Bulletin</p> <p>- entry in Register of Patents</p> <p>§ 51 PA; § 42 PD</p>

Contracting State Legal basis for levying renewal fees	1 Amount of fees	2 (a) Due date (in the patent year concerned) (b) Time limit for payment (without surcharge)*	3 Period of grace for payment of fees (with surcharge) (a) duration (b) surcharge																																				
Switzerland/ Liechtenstein Art. 41 PA Art. 18 PO Art.118a PO Enquiries re renewal fees and patent register: Tel. (+ 41 31) 322 4946 4909 Fax (+ 41 31) 325 2526	from the 5th up to the 20th year from date of filing, for each year As of 1.1.2000 plus any charges levied by banks Fees Reg. (Annex III)	(a) last day of month in which the date of filing occurred (b) 3 months after due date Art. 18(2), (3) PO	(a) 3 months after expiry of time limit under column 2(b) (b) CHF 200 Art. 18(3) PO Fees Reg. (Annex III)																																				
United Kingdom Sect. 77 PA Sect. 25 PA (see also Patents and Designs Journal 1998, p. 3706) Enquiries re renewal fees and validity: Tel. (+ 44 1633) 814559	<table border="1" data-bbox="408 808 719 1034"> <thead> <tr> <th>Year</th> <th>GBP</th> <th>Year</th> <th>GBP</th> </tr> </thead> <tbody> <tr> <td>5th</td> <td>50</td> <td>13th</td> <td>210</td> </tr> <tr> <td>6th</td> <td>70</td> <td>14th</td> <td>230</td> </tr> <tr> <td>7th</td> <td>90</td> <td>15th</td> <td>250</td> </tr> <tr> <td>8th</td> <td>110</td> <td>16th</td> <td>270</td> </tr> <tr> <td>9th</td> <td>130</td> <td>17th</td> <td>300</td> </tr> <tr> <td>10th</td> <td>150</td> <td>18th</td> <td>330</td> </tr> <tr> <td>11th</td> <td>170</td> <td>19th</td> <td>360</td> </tr> <tr> <td>12th</td> <td>190</td> <td>20th</td> <td>400</td> </tr> </tbody> </table> plus any charges levied by banks Rule 39(2) PR and Schedule PFR	Year	GBP	Year	GBP	5th	50	13th	210	6th	70	14th	230	7th	90	15th	250	8th	110	16th	270	9th	130	17th	300	10th	150	18th	330	11th	170	19th	360	12th	190	20th	400	(a) anniversary of date of filing (b) where the first renewal fee is due on, or within three months after, the date of publication in the European Patent Bulletin of the mention of the grant of the patent, that renewal fee may be paid within those three months without any additional fee being charged. Payment may not be made more than three months before the due date (Form 12/77) Sect. 25 PA R 39(2) PR	(a) 6 months after due date (b) 1st month 0 (Nil) 2nd month GBP 24 3rd month GBP 24 4th month GBP 24 5th month GBP 24 6th month GBP 24 Sec. 25(4) PA Rule 39(6) PR and Schedule PFR
Year	GBP	Year	GBP																																				
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* For the first renewal fee to be paid see Article 141(2) EPC

<p style="text-align: center;">4</p> <p>Communication of a reminder in cases of non-payment (a) provided for (b) date of despatch</p>	<p style="text-align: center;">5</p> <p>Restitutio in integrum (a) provided for (b) time limit for submitting application</p>	<p style="text-align: center;">6</p> <p>Appointment of a national professional representative for (a) payment of fees (b) communication of a reminder of non-payment (c) proceedings in respect of restitutio in integrum</p>	<p style="text-align: center;">7</p> <p>Information regarding lapse of patent in cases of non-payment of renewal fees</p>
<p>(a) yes, but reminders are not sent abroad</p> <p>(b) 8 weeks before expiry of period of grace; requests are not sent abroad</p> <p>Art. 18d PO</p>	<p>(a) yes</p> <p>(b) 2 months after removal of obstacle; not later than one year from expiry of the non-observed time limit</p> <p><u>Further processing possible</u> Art. 46a (4) PA</p> <p>Art. 47 PA</p>	<p>(a) no</p> <p>(b) no, but an address for service in Switzerland/ Liechtenstein must be given</p> <p>(c) yes</p> <p>Art. 13 PA Art. 18d PO</p>	<p>- communication to proprietor of patent</p> <p>- entry in Register of Patents</p> <p>- publication in Patent Bulletin</p> <p>Art. 15 PA Art. 18b, 94, 117 PO</p>
<p>(a) yes (reminders are sent to addresses outside the UK)</p> <p>(b) within 6 weeks after the due date</p> <p>Sect. 25(5) PA Rule 39(4), (5) PR</p>	<p>(a) yes</p> <p>(b) within 19 months from the date on which the patent ceased to have effect</p> <p>Sect. 28 PA Rule 41 PR</p>	<p>(a) + (b) no</p> <p>(c) no, but an address for service in the United Kingdom must be given</p> <p>Rule 30 PR (see also Rule 45 PR)</p>	<p>- communication to applicant (notice of cessation)</p> <p>- entry in Register of Patents</p> <p>- publication in the "Official Journal (Patents)"</p> <p>Sect. 32(2), 123 (6) PA Rule 42, 48 PR</p>

<p style="text-align: center;">4</p> <p>Communication of a reminder in cases of non-payment (a) provided for (b) date of despatch</p>	<p style="text-align: center;">5</p> <p>Restitutio in integrum (a) provided for (b) time limit for submitting application</p>	<p style="text-align: center;">6</p> <p>Appointment of a national professional representative for (a) payment of fees (b) communication of a reminder of non-payment (c) proceedings in respect of restitutio in integrum</p>	<p style="text-align: center;">7</p> <p>Information regarding lapse of patent in cases of non-payment of renewal fees</p>
<p>(a) no</p>	<p>(a) yes</p> <p>(b) within 6 months after publication of the lapse of the patent</p> <p>Art. 40 PL</p>	<p>(a) yes</p> <p>(b) ./.</p> <p>(c) yes</p>	<ul style="list-style-type: none"> - entry in Register of Patents - publication in BOPI
<p>(a) yes; reminders are not sent abroad</p> <p>(b) approx. 1 month after due date</p>	<p>(a) yes</p> <p>(b) not later than 3 months from expiry of the non-observed time limit</p> <p>Art. 103-108 APC</p>	<p>(a) no</p> <p>(b) yes</p> <p>(c) yes</p> <p>Ext. Reg.</p>	<ul style="list-style-type: none"> - entry in Register of Patents - publication in Official Bulletin <p>Art. 40(2) PL</p>



Conversion of European patent applications or patents into national patent applications or patents

VII.

1. Basis for conversion

Under Article 135(1) EPC, the central industrial property office of a designated Contracting State may apply the procedure for the grant of a national patent at the request of the applicant for or proprietor of a European patent, in the following circumstances:

- (a) where the application is deemed to be withdrawn pursuant to Article 77(5) (delay by national authorities in forwarding the European application) or Article 162(4) (European patent application cannot be processed as a result of the procedure being restricted to certain areas of technology)¹;
- (b) in such other cases as are provided for by the national law in which the European patent application is refused or withdrawn or deemed to be withdrawn, or the European patent is revoked under the EPC.

2. Time limit for filing the request for conversion

The request for conversion must be filed within three months after the date on which

- (a) the European patent application has been withdrawn or
- (b) a communication has been notified that the application is deemed to be withdrawn, or
- (c) a decision has been notified refusing the application or revoking the European patent.

The equivalence of the European patent to a regular national filing lapses if the request is not filed in due time (Article 135(2) EPC).

3. Submission of the request for conversion

- (a) Unless the European patent application is deemed to be withdrawn pursuant to Article 77(5) EPC, the request for conversion must be filed with the European Patent Office. It is not deemed to be filed until the conversion fee of Euro 51 (or the equivalent in other currencies pursuant to Article 6(4) of the Rules relating to Fees) has been paid to the Office (Article 136(1) EPC).
- (b) If the applicant has been notified that the European patent application is deemed to be withdrawn pursuant to Article 77(5) EPC, the request must be filed with the central industrial property office with which the application was filed (Article 136(2) EPC).

4. Transmission of the request

- (a) The requests for conversion which must be filed with the European Patent Office (cf. 3(a) above) are transmitted by the Office to the central industrial property offices of the Contracting States specified therein, accompanied by a copy of the files relating to the European patent application or the European patent (Article 136(1) EPC).
- (b) Where the request for conversion has to be filed with a national patent office (cf. 3(b) above), that Office, subject to the provisions of national security, transmits the request, together with a copy of the European patent application, directly to the central industrial property offices of the Contracting States specified by the applicant in the request. The effect referred to in Article 66 EPC (i. e. equivalence of the European patent application to a regular national filing in the Contracting States designated) lapses if the request for conversion is not transmitted within twenty months after the date of filing or date of priority (Article 136(2) EPC).

5. Explanatory notes concerning the table

The table below indicates the basis for conversion under the national law of all the Contracting States to the EPC and contains useful information regarding the formal requirements of the competent national authorities, the time limits involved and regulations concerning representation or addresses for service if the applicant or his representative before the EPO has neither a residence nor his principal place of business in the Contracting States in question.

All European patent applications transmitted pursuant to Article 136 EPC are governed by Article 137(1) EPC, which lays down that these applications may not be subjected to formal requirements of national law which are different from or additional to those provided for in the EPC.

The translation referred to in the table should be understood to mean a translation of the original text of the European patent application and, where appropriate, of the text, as amended during proceedings before the EPO, which the applicant wishes to submit to the national procedure (Article 137(2) (b) EPC).

This table contains no information on extension states since Art. 135 EPC does not apply to these States.

¹ Article 162(4) is irrelevant to applications filed since 1 December 1979 (OJ EPO 1979, 443). This reason for conversion is therefore not included in the table.

Contracting State	1 Basis for conversion	2 Procedural steps to be taken	3 Time limit for taking procedural steps referred to in column 2	4 Must a national professional representative be appointed?	5 Special features
Cyprus	Deemed withdrawal pursuant to Art. 77(5) EPC; Deemed withdrawal pursuant to Art. 90(3) EPC because the translation in the language of the proceedings was not filed in time. Sect. 70(1) PL	(a) payment of the filing fee CYP 50 (b) filing, in duplicate, of a translation in Greek Sect. 70(4) PL R. 59(2) PR	(a) 3 months after notification of a request by the CY-Office (b) 4 months from filing of the request for conversion R. 59(1) PR	The procedural steps referred to in column 2 must be taken by a professional representative in Cyprus if the applicant has neither a residence nor his principal place of business in Cyprus. Sect. 70(5) PL	The request for conversion is recorded in Record Book Volume "A" National Applications. R. 59 PR
Denmark	Deemed withdrawal pursuant to Art. 77(5) EPC § 88 PA	(a) Payment of the filing fee (DKK 3000 + DKK 300 for the 11th and each subsequent claim); (b) Filing, in duplicate of a Danish translation; § 88 PA § 110(2) PO § 1(1) Fees Order	within 3 months of the DPO's notifying the applicant of receipt of the request for conversion § 110 PO	The procedural steps referred to in column 2 may be taken by the applicant or his representative before the EPO. All subsequent procedural steps must be taken by an authorised national representative, if the applicant has neither a residence nor his principal place of business in Denmark. § 12 PA	If the EP application was filed with another national authority, the request for conversion must be received by the DPO within 20 months of the date of filing or priority. § 88(1) PA In the case indicated in column 1 the EP application may also be converted into a national application for a utility model. § 26 Utility Models Act
Finland	Deemed withdrawal pursuant to Art. 77(5) EPC; Deemed withdrawal pursuant to Art. 90(3) EPC because the translation in the language of the proceedings was not filed in time. § 70s PA	(a) Payment of the filing fee (FIM 1200 + FIM 120 for the 11th and each subsequent claim) (b) Filing in triplicate of a Finnish translation (see col. 5) § 8, 70s PA	3 months after notification of the request by the Finnish Patent Office § 70s PA § 52s PD	The procedural steps referred to in column 2 may be taken by the applicant or his representative before the EPO. All subsequent procedural steps must be taken by an authorised national representative, if the applicant has neither a residence nor his principal place of business in Finland. § 12 PA	In the cases indicated in column 1 the EP application may be converted into a national application for a utility model. § 8a Utility Models Act The description, abstract and claims shall be written in Finnish or Swedish in compliance with the language laws in force. If the abstract and the claims are written in only one of the two national languages, the Patent Authority shall have them translated into the other national language and the applicant shall pay the prescribed translation fee (FIM 220 for each page). Where the applicant is a foreigner the description shall be written in Finnish and the abstract and the claims in Finnish and Swedish. § 8 PA

Contracting State	1 Basis for conversion	2 Procedural steps to be taken	3 Time limit for taking procedural steps referred to in column 2	4 Must a national professional representative be appointed?	5 Special features
Greece	Deemed withdrawal pursuant to Art. 77(5) EPC; Deemed withdrawal pursuant to Art. 90(3) EPC because the translation in the language of the proceedings was not filed in time Art. 23(10)(f) Law No. 1733/87 Art. 20 Pres. Dec. No. 77/88	(a) Payment of the filing fee (GRD 25 000),* (b) Filing, in duplicate, of a Greek translation of the patent application * Note: all fees are revised annually on 1st January Art. 21(1) and (2) Pres. Dec. No. 77/88 Decision of 7 October 1998	(a) Proof of payment must be submitted together with the request for conversion within 3 months from the date on which the EPO has notified the applicant that the application is deemed to be withdrawn. (b) 4 months after receipt by OBI of the request for conversion Art. 21(1) and (2) Pres. Dec. No.77/88	The procedural steps referred to in column 2 must be taken by the applicant or by a Greek legal practitioner. Art. 19 Pres. Dec. No. 77/88	The request for conversion is entered in the Records Book, Volume A "National applications". Art. 21(3) Pres. Dec. No. 77/88 In the cases indicated in column 1 the EP application may also be converted into a national application for a utility model. Art. 21 Pres. Dec. No. 77/88 Art. 19/6 Law No. 1733/87
Ireland	Deemed withdrawal pursuant to Art. 77(5) EPC Sect. 122(1) PA Rule 86 PR	(a) request for conversion (b) payment of the conversion fee (IEP 25) and of the filing fee (IEP 100) (c) Filing, in duplicate, of an English translation of the patent application and any amendments previously made (d) designation of the inventor or indication of the applicant's right to be granted the patent Sect.17(2), 122(2) PA Rule 86(1) and Schedule 1 Fees Rules	2 months from receipt by the Controller of the request for conversion or, where the EP application was not filed at the IPO, within 2 months from date of notification by the Controller to the applicant of receipt of a request from the Central Industrial Property Office of another Contracting State where the EP application was filed Sect. 122 PA Rule 86 PR	yes, if the applicant has neither a residence nor his principal place of business in Ireland. Rule 93(1) PR	

Contracting State	1 Basis for conversion	2 Procedural steps to be taken	3 Time limit for taking procedural steps referred to in column 2	4 Must a national professional representative be appointed?	5 Special features
Italy	Deemed withdrawal pursuant to Art. 77(5) EPC; Deemed withdrawal pursuant to Art. 90(3) EPC because the translation in the language of the proceedings was not filed in time (cf. column 5) Art. 6 DPR No. 32/1979	(a) Request for conversion on stamped paper (ITL 20000) (b) Payment of - the national filing fee (ITL 80000); - the renewal fees for the 1st to 3rd years (ITL 135000); - the publication fee 100000 to 120000 according to size + ITL 29000 per page of drawings) (c) Filing of an Italian translation of the abstract, the description, the claims and of the priority document, if any Art. 7(2) DPR No. 32/1979	(b) to (c): In response to a request by the Italian Patent Office giving at least 2 months for compliance Art. 7(2)	Not required for procedural steps referred to in column 2; an authorised professional representative before the EPO is not required to file a new authorisation. However, an address for service in Italy must be given.	re column 2(d): The Italian Patent Office first requires the applicant to give an address for service; only then does it dispatch the request referred to in column 3. The granting of a utility model may be applied for at the same time as conversion of the EP application (Art. 6(3), DPR No. 32/1979). EP applications refused by the EPO, withdrawn or deemed to be withdrawn may be converted into an application for registration of a utility model. The same applies to European patents revoked for Italy. Art. 6(2) DPR No. 32/1979 Art. 8 Law No. 60
Liechtenstein	see Switzerland				
Luxembourg	Deemed withdrawal pursuant to Art. 77(5) EPC Art. 11 Law of 27.5.77	(a) Payment of - the filing fee (LUF/BEF 600); - 1st renewal fee (LUF/BEF 800) and of further renewal fees due on the date of receipt of the request for conversion - the publication fee (LUF/BEF 175) (b) Filing, in triplicate, of a German or French translation; Art. 13 Law of 27.5.77 Fees Reg.	DPR No. 32/1979 3 months after a request by the Luxembourg Patent Office Art. 13 Law of 27.5.77	The procedural steps referred to in column 2(b) must be taken by a representative entitled to practise in Luxembourg, if the applicant has neither a residence nor his principal place of business on the territory of the European Union.	

Contracting State	1 Basis for conversion	2 Procedural steps to be taken	3 Time limit for taking procedural steps referred to in column 2	4 Must a national professional representative be appointed?	5 Special features
Monaco	Deemed withdrawal pursuant to Art. 77(5) EPC Art. 6 SO No. 10.427	(a) Payment of - national filing fee (FRF 270); - priority fee (FRF 105 for the second and any additional priority) (b) Filing of a French translation SO (Fees)	3 months after receipt by the applicant of the communication for conversion. An additional time limit of 1 month from date of notification by the MC-Patent Office will be granted subject to a 20% surcharge on the amounts due. Art. 3 MD	The procedural steps referred to in column 2 may be taken by the applicant or his representative before the EPO. Appointment of a national representative for subsequent procedural acts is not required.	
Netherlands	Deemed withdrawal pursuant to Art. 77(5) EPC Art. 47 PA	(a) Payment of the national filing fee (NLG 200); (b) Filing, in duplicate, of a Dutch translation; Art. 48(2) PA	3 months after receipt of the request for conversion Art. 48(2) PA	The procedural steps referred to in column 2 may be taken by the applicant or his national patent attorney. All subsequent procedural steps must be taken by an authorised national representative, if the applicant has neither a residence nor his principal place of business in the Netherlands.	A certification of the translation must be filed if required by NIPO. Art. 48(2) PA
Portugal	Deemed withdrawal pursuant to Art. 77(5) EPC; Deemed withdrawal pursuant to Art. 90(3) EPC because the translation in the language of the proceedings pursuant to Art. 14(2) EPC was not filed in time. Art. 82(1), (2) PA	(a) Payment of the presentation fee (PTE 750), the filing fee (PTE 7200), the publication fee (PTE 8200) (INPI form DSP 1) (b) Filing of a Portuguese translation Art. 82(3), (4), (5) PA Fees Order	two months after receipt by INPI of the request for conversion Art. 82(4) PA	The procedural steps referred to in column 2 must be taken by an authorised representative in Portugal if the applicant has neither a residence nor his principal place of business in Portugal. Art. 82(5) PA	The EP application may also be converted into an application for a utility model. The same applies EP applications refused by the EPO, withdrawn or deemed to be withdrawn. Art. 83 PA

Contracting State	1 Basis for conversion	2 Procedural steps to be taken	3 Time limit for taking procedural steps referred to in column 2	4 Must a national professional representative be appointed?	5 Special features
Spain	Deemed withdrawal pursuant to Art. 77(5) EPC; Deemed withdrawal pursuant to Art. 90(3) EPC because the translation in the language of the proceedings was not filed in time (see also column 5) Art. 13 RD 2424	(a) Payment of - filing fee (ESP 13020)* - fee for each foreign priority (ESP 3015) - any renewal fees due (b) Filing, in triplicate, of a Spanish translation * Note: all fees are revised annually on 1st January Art. 14 RD 2424	2 months after receipt by OEPM of the request for conversion Art. 14 RD 2424	The procedural steps referred to in column 2 may be taken by the applicant or his representative before the EPO; an authorised professional representative before the EPO is not required to file a new authorisation. All subsequent procedural steps must be taken by an authorised national representative, if the applicant has neither a residence nor his principal place of business in the EU. Art. 14 RD 2424 Art. 3 Law 8/1998	The EP application may also be converted into an application for a utility model. The same applies to applications refused by the EPO, withdrawn or deemed to be withdrawn. Art. 15 RD 2424
Sweden	Deemed withdrawal pursuant to Art. 77(5) EPC § 93(1) PA	(a) Payment of filing fee (SEK 800 filing fee + SEK 3000 search fee + SEK 100 for the 11th and each subsequent claim); (b) Filing, in duplicate, of a Swedish translation; § 93(1) PA § 66(2) PD	3 months after acknowledgement by the Swedish Patent Office of receipt of the request for conversion § 66(2) PD	The procedural steps referred to in column 2 may be taken by the applicant or his representative before the EPO. All subsequent procedural steps must be taken by an authorised national representative, if the applicant has neither a residence nor his principal place of business in Sweden. § 12 PA	If the EP application was filed with another national authority, the request for conversion must be received by the Swedish Patent Office within 20 months of the date of filing or priority. § 93(1) PA

Contracting State	1 Basis for conversion	2 Procedural steps to be taken	3 Time limit for taking procedural steps referred to in column 2	4 Must a national professional representative be appointed?	5 Special features
Switzerland/ Liechtenstein	<p>Deemed withdrawal pursuant to Art. 77(5) EPC; Deemed withdrawal pursuant to Art. 90(3) EPC because the translation in the language of the proceedings was not filed in time (for applications filed in Italian);</p> <p>Withdrawal or refusal of the application or revocation of the patent for Switzerland/Liechtenstein where the EPO finds that it does not meet the requirements of Art. 54(3) and (4) EPC</p> <p>Art. 121 PA</p>	<p>(a) Payment of national filing fee (CHF 200 + CHF 50 for the 11th and each subsequent claim);</p> <p>(b) Filing of a translation in one of Switzerland's official languages;</p> <p>(c) Payment of renewal fees already due</p> <p>Art. 123 PA; Art. 118, 17a(1)(a), 49, 18 PO Fees Reg., Annex III</p>	<p>(a) to (b): time limit set by the Institute</p> <p>(c) 6 months from a request by the Institute (surcharge payable from 4th month)</p> <p>Art. 118 PO</p>	<p>The procedural steps referred to in column 2 may be taken by the applicant or his representative before the EPO; an authorised professional representative before the EPO is not required to file a new authorisation. All subsequent procedural steps must be taken by an authorised national representative, if the applicant has neither a residence nor his principal place of business in Switzerland.</p> <p>Art. 13 PA Art. 118 PO</p>	<p>If the applicant has his residence or principal place of business abroad, he is first required to appoint a Swiss representative in the time limit set by the Institute. The representative is then requested to take all subsequent procedural steps.</p> <p>Text in the drawings may, if admissible, be translated during the national procedure. A translation of the request and search report is not required.</p>

Payment of fees**VIII.**

A number of "national fees" are payable to the patent authorities of the Contracting States in connection with the provisions of the EPC (see Tables II, III, IV, VI, VII, IX).

The purpose of the following Table is to facilitate these fee payments by setting out some useful information regarding national legal provisions, accounts held by patent authorities, permissible methods of payment and date considered as the effective payment date.

There is no special mention of common principles and practice governing payment transactions, such as the requirement to state the name of the person

making payment and the purpose of the payment and to specify the patent application number or publication number.

References to banks, post offices or postal giro offices denote only the relevant institution or office within the territory of the Contracting State in question.

When making payments, allowance should be made for charges which may be levied by banks, especially on incoming foreign transfers, and which it is not the responsibility of the national patent authorities to pay.

Contracting State	1 National provisions	2 Accounts	3 Methods of payment	4 Date considered as the effective payment date
Austria	RPT	Österreichisches Patentamt 1014 Wien Postscheckkonto 5.160.000	(a) payment to the Giro account (b) transfer to the Giro account § 4 RPT	3(a) date of inpayment at an Austrian post office or the Austrian "Postsparkasse" 3(b) date on which credited to the Patent Office Giro account indicated in column 2 § 4 RPT
Belgium	RD (Fees)	Office de la Propriété Industrielle auprès du Ministère des affaires économiques 1000 Bruxelles Compte de chèques postaux n° 000-2005880-17	(a) cash payment (b) payment to Giro account (c) postal money order (mandat poste) (d) transfer to Giro account (e) payment order ("par assignation") (f) bank/postal cheque (g) international money order (h) debiting a deposit account With exception of nationals of a member state of the European Union persons not having either a residence or their principal place of business in Belgium must make payments via a professional representative before the OPRI or via a legal practitioner. Arts. 4, 5, 8 RD (Fees)	3(a) date of payment at OPRI 3(b) and (c) date marked by postal date stamp on payment form or money order (in the case of money orders sent direct to the postal giro office, the relevant date is as indicated in "3 (d)") 3(d) date on which credited to the Giro account indicated in column 2 3(e) date on which drawer's account is debited by the postal giro office 3(f) and (g) date of receipt at OPRI 3(h) date of receipt of the debit order at OPRI Arts. 5, 6, 8 RD (Fees)
Cyprus	PL PR PFR	∕	Fees must be paid in CYP: (a) cash payment (b) cheque payable to the Registrar of Companies (c) bank draft	date of receipt of the payment at the CY-Patent Office
Denmark	PA Order on patent fees	Patentdirektoratet Postgiro 4 02 05 53	(a) cash payment (b) postal money order (c) cheque drawn on a Danish bank and made payable to the DPO in Danish currency (d) (cabled) transfer to a Danish bank in favour of the giro account indicated in column 2	3(a) date of receipt of payment at the DPO 3(b) date on which the money order is handed in at a Danish post office 3(c) date of receipt of the cheque at the DPO 3(d) date on which credited to the giro account indicated in column 2
Finland	PA Fees Decision	Patentti- ja rekisterihallitus LEONIA Bank Finland 800015-47908	(a) cash payment (b) postal money order (c) cheque drawn on a Finnish bank and made payable to the FI Patent Office in Finnish currency (d) (cabled) transfer to a Finnish bank in favour of the giro account indicated in column 2	3(a) date of receipt of payment at the FI Patent Office 3(b) date on which the money order is handed in at a Finnish Post Office 3(c) date of receipt of the cheque at the FI Patent Office 3(d) date on which credited to the giro account indicated in column 2

Contracting State	1 National provisions	2 Accounts	3 Methods of payment	4 Date considered as the effective payment date
France	Fees Ord. of 24.12.98	Payments to be made to "Au nom de l'Agent comptable de l'institut national de la propriété industrielle" 26 bis, rue de St Pétersbourg F-75800 Paris Cedex 08 CCP* Paris account No. 0906017G020 établissement 30041 guichet 00001 Clé 04 *(compte de chèques postaux)	(a) cash payment (b) postal cheque (c) bank cheque (d) postal money order (mandat-lettre) (e) postal money order (mandat-carte) (f) transfer to Giro account Note As quickest payment method INPI recommends to make payments as indicated under b) to e). Art. 5 Fees Ord. of 24.12.98	3(a) date of payment, at INPI 3(b) - (d) if forwarded by post: date of posting (postmark) if delivered by hand: date of receipt at INPI 3(e) date on which postal money order is issued (as stamped by post office) 3(f) date on which credited to the Giro account indicated in column 2 Art. 5 Fees Ord. of 24.12.98
Germany	LPF RFP	Landeszentralbank München 700 010 54 (BLZ 700 000 00)	(a) Delivery or remittance to the DPMA cash office in Munich of: - fees vouchers - cheques drawn on a banking establishment in Germany - debit orders (Form V 1244) for a special account with Dresdner Bank AG Munich (b) transfer (c) cash deposit with deposit slip at the Postbank or any other bank or savings bank into the account held by the DPMA cash office (d) cash payment at the cash office of the DPMA in Munich or the cash receiving offices of the Jena Annex and the Technisches Informationszentrum Berlin § 1 RFP	3(a) date of receipt of the payment at DPMA. In the case of cheques or debit orders: only if the sum is paid on presentation 3(b) date on which payment is credited to the account held by the DPMA cash office 3(c) date of inpayment 3(d) date of receipt at DPMA cash office in Munich or at the cash receiving offices in Jena or Berlin § 3 RFP
Greece	Decision of 7 October 1998	OBI Organismos Biomichanikis Idioktissias Alpha Credit Bank (Amaroussio Branch No. 146) 64 Kifissias Avenue GR-15125 Athens account no. 146002786001753	(a) cash payment (b) bank or personal cheque drawn on OBI (c) postal cheque made out to the order of OBI (d) remittance or telephone order drawn on Alpha Credit Bank Art. 4(1) Decision of 14.12.87	3(a) date of receipt of the payment at the OBI's cash office 3(b), (c) date of receipt of the cheque at the OBI's cash office 3(d) date on which amount is credited to the account held by OBI with Alpha Credit Bank Art. 4(2) Decision of 14.12.87
Ireland	PA PR	/.	Fees must be paid in IEP (a) cash payment up to IEP 200 paid at IPO (b) bank draft or cheque, including Eurocheque (up to IEP 800), drawn on an Irish bank, payable to the Controller of Patents, Designs and Trade Marks. (c) postal order or Post Office money order	3(a) date of payment at IPO 3(b) to (c) date of receipt at IPO

Contracting State	1 National provisions	2 Accounts	3 Methods of payment	4 Date considered as the effective payment date
Italy	Decision of 20.8.92	(a) renewal fees for European patents c/c n. 81016008* Ufficio del Registro Tasse e Concessioni governative imposte sui brevetti europei (b) other fees: c/c n. 00668004* Ufficio del Registro Concessioni governative Roma - brevetti e pellicole *conto corrente postale (Giro account)	Payment at any Italian post office using the prescribed form (Ch 8 quater). The payment voucher (Section 4) has to be presented to the Italian Patent Office. The purpose of the payment has to be stated on the reverse of Sections 1 and 4. In the case of payments from abroad, the IT Patent Office also accepts international post giro transfers provided a supplement of ITL 1000 is included to cover postal giro charges.	date of inpayment at an Italian post office (date stamp); the date stamped by the post office also applies if payment is made through a bank; in this case the bank should be instructed to send the payment voucher to the IT Patent Office
Liechtenstein see Switzerland				
Luxembourg	PL (Article 89.2) Fees Reg. of 17.11.97	Administration de l'Enregistrement et des Domaines, Bureau des successions et de la taxe d'abonnement Bureau des chèques postaux Luxembourg compte n° 24373-26 Banque et Caisse d'Epargne de l'Etat Luxembourg (BCEE) compte n°1002/4423-5	(a) cash payment (b) postal money order (c) bank cheque (d) bank or post office transfer or payment	3(a) date on which payment is handed over to the competent payments officer 3(b) and (c) date of receipt of the cheque/postal money order by the competent payments officer, only if sum is paid on presentation 3(d) date on which amount is credited to one of the accounts indicated in column 2
Monaco	PA SO No. 1476 SO No. 10.427 SO (Fees)	Trésorerie Générale des Finances (TGF) (rubrique 012104 - DCIPI brevets) Crédit Lyonnais 1. Avenue des Citronniers MC Monte-Carlo account no.0000063074 G Clé rib 72 Code banque 30002- Code guichet 03214	(a) cash payment (b) bank cheque or postal cheque (c) bank transfer	3(a) date of receipt of the payment at the MC-Patent Office 3(b) date of receipt at the MC-Patent Office; the date marked by postal date stamp will be considered as proof 3(c) date on which the amount is credited to the account Art. 40 SO No. 1476
Netherlands	PA PR	Postbank account 17300 Netherlands Industrial Property Office, Rijswijk ABN/AMRO bank account 404500714	(a) cash payment (b) transfer or payment to the Postbank or ABN/AMRO bank account (c) cheque made out in NLG (d) debit from a deposit account with NIPO	3(a) and 3(c) date of receipt of the payment or cheque at NIPO 3(b) date on which credited to one of the accounts indicated in column 2 3(d) date of receipt of debit order

Contracting State	1 National provisions	2 Accounts	3 Methods of payment	4 Date considered as the effective payment date
Portugal	Art. 85, 278, 279 PA Fees Ord.	/.	Fees must be paid in PTE. (a) cash payment (b) cheque (c) postal order Art. 279(1) PA Persons not having either a residence or their principal place of business in Portugal must make payments via a professional representative in Portugal	3(a) date of receipt of payment at INPI 3(b) and 3(c) date of post stamp
Spain	Fees Law	Oficina Española de Patentes y Marcas E-28071 Madrid Caja Postal de Ahorros 6474376-9091.0 Industria, Paseo de la Castellana, nº 160	(a) transfer to the Giro account (b) certified cheque which is made payable to the OEPM (c) postal money order (giro postal) Persons not having either a residence or their principal place of business in the EU must make payments via a professional national representative Art. 3 Law 8/98	3(a) date on which credited to the account indicated in column 2 3(b) date of receipt of the cheque at OEPM 3(c) date of inpayment at an ES post office
Sweden	PA PD	Patent- och registreringsverket Postgiro 15684-4 Bankgiro 5050-0248	(a) cash payment (b) postal money order (c) cheque drawn on a Swedish bank and made payable to the SE Patent Office in Swedish currency (d) (cabled) transfer to a Swedish bank in favour of the Giro accounts indicated in column 2	3(a) date of receipt of payment at SE Patent Office 3(b) date on which the postal money order is handed in at a Swedish post office 3(c) date of receipt of cheque at the SE Patent Office 3(d) date on which credited to one of the accounts indicated column 2
Switzerland Liechtenstein	Fees Reg.	Eidgenössisches Institut für Geistiges Eigentum Postscheckkonto Bern 30-4000-1	(a) debit from a current account with the Institute (b) payment or transfer to Giro account (c) postal money order (d) delivery or remittance of cheques drawn on a banking institution in Switzerland and made out to the Institute (e) cash payment Art. 4 Fees Reg.	3(a)-(d) date on which credited to an account of the Institute 3(d) Payment by cheque is valid only if the cheque is paid on presentation by the bank on which it is drawn. 3(e) date of receipt of payment at the Institute If a payment is credited after the date indicated by the Institute, an earlier date is considered as receipt of payment if evidence is supplied by the stamp of the Swiss Post Office on the payment voucher, the giro voucher, the postal money order or by an equivalent document of a Swiss Post Office. If a payment order carries a value date after the time limit fixed by the Institute it is not possible to claim the evidence mentioned above. Art. 6 Fees Reg.

Contracting State	1 National provisions	2 Accounts	3 Methods of payment	4 Date considered as the effective payment date
United Kingdom	PA PR	Bank of England Drawing Office Threadneedle Street London EC2R 8AH (Patent Office Account 25011006 ¹ , Sorting Code 10 00 00)	(a) cheque drawn in sterling on a UK clearing bank (b) bank transfer (c) debit to a client deposit account held by the UK Patent Office (d) cash payment in person at the UK Patent Office (e) money order The documents relating to the payment of fees should be supported by a Fees Sheet (Form FS/1) or equivalent form listing individual fees. A reference (e.g. patent or deposit account number) should be quoted to link payment with any forms sent separately.	3(a) and 3(e) date of receipt at the UK Patent Office 3(b) date on which credited to the account indicated in column 2 3(c) date of receipt of documents at the UK Patent Office if sufficient funds are present in the deposit account - otherwise the date on which the deposit account is replenished. 3(d) date of payment at the UK Patent Office

¹ Bank transfers only

Extension State	1 National Provisions	2 Accounts	3 Methods of payment	4 Date considered as the effective payment date
Albania	Decree of the Government on State Fees No. 568 of 23 October 1995	Not yet laid down at the time of going to press		
Latvia	LPL, Fees Reg.	LR Patenu Valde Reģ. Nr. 90000042944 Konts VKD Rīgas norēķinu centrs Nr. 02-100100501; 21900916000 LUB Rīdzenes nodaļa, kods 310101900	transfer order	date on which credited to the account indicated in column 2
Lithuania	Art. 58 PL Decree of the Government on State fees No. 163 of 12 March 1993	Lithuanian Savings Bank, Vilnius account No. 7021009	bank transfer	date on which credited to the account indicated in column 2
The former Yugoslav Republic of Macedonia	Act of administrative fees	- Renewal fees: Giro account No. 40100-840-033-3161 - Publication fee: postal money order or transfer to Giro Account No. 40100-788-1349	(a) transfer to Giro account (b) postal money order	(a) date on which credited to the account indicated in column 2 (b) date of payment at MK post office
Romania	PL No. 64/1991 Gov. Decision No. 152/1992 Fees Ord. No. 41/1998 GO No. 32/1996 Ext. Law No. 32/1997	OSIM account No. USD 25.110.090.090352.300.000 BANCOREX Sucursala VICTORIA București	(a) cash payment (b) cheque (c) bank transfer	(a) date of payment at OSIM (b) date of receipt at OSIM (c) date on which credited to the OSIM account
Slovenia	Regulation on patent fees	Account of Ministry of Science and Technology Giro account: No. 50100-840-061-3070	(a) postal money order (b) payment or transfer to giro account While transfer to the giro account from abroad is possible, it is recommended to make payments in Slovenia.	(a) date of payment at an SI post office (b) date on which credited to the giro account indicated in column 2

Registering a transfer, licences and other rights in respect of a European patent in the national patent register

IX.

1. Up to grant of the European patent, **transfers**, **licences** and **other rights** in respect of European patent applications are registered centrally in the Register of European Patents in accordance with Rules 20 to 22 EPC.
2. After grant of the European patent, a transfer is registered in the Register of European Patents only during the opposition period or during opposition proceedings, in accordance with Rule 61 in conjunction with Rule 20 EPC. Column 6 of the following table indicates whether and under what conditions the Contracting States recognise the registration of such transfers in the Register of European Patents for the purposes of the national procedure.
3. This table also sets out the national regulations and requirements concerning the registration of transfers, licences (excluding compulsory licences) and other rights after grant of the European patent or after the final conclusion of opposition proceedings in the individual national patent registers of the designated Contracting States. All details concerning the applicable provisions and the nature of the supporting documents to be filed are based on the information supplied to the EPO by the patent authorities of the Contracting States.

Contracting State	1 Which supporting documents must be filed?	2 Must a national professional representative be appointed?	3 Must a form be used?
Austria	<p>1. Transfer of rights by transaction (e.g. sale, merger) or by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>Written application or request by court for entry in the patent register; submission of original or duly certified copy of the instrument concerned (e.g. deed of transfer, certificate of inheritance, distraint order). If it is not a public instrument, certified signature of the proprietor of the right.</p> <p>§ § 33, 43(5)-(7)PA</p> <p>2. Licences and other rights</p> <p>Application and documents as under 1.</p> <p>§ § 34, 35, 36, 45 PA</p>	<p>Yes; attorney at law, patent attorney or notary authorised to represent parties on a professional basis in Austria</p> <p>§ 21 (4) PA</p>	No
Belgium	<p>1. Transfer of rights by transaction (e.g. sale, merger, transfer of title) or by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>- notification to OPRI accompanied by either a certified copy of the instrument of assignment or of the official document recording the transfer of rights, or a certified extract from such instrument or document</p> <p>- proof that the fee has been paid</p> <p>Art. 44 PA</p> <p>2. Licences and other rights</p> <p>Notification to OPRI accompanied by either a certified copy of the licence agreement or a certified extract from such document sufficient to prove that a licence has been granted.</p> <p>Art. 34, 45 PA</p> <p>3. Adjoining rights, pledging as under 1.</p> <p>Art. 46 PA</p>	<p>Yes</p> <p>Yes</p>	<p>No</p> <p>Yes, for contractual licences</p>
Cyprus	<p>1. Transfer of rights by transaction (e.g. sale, merger) or by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>Agreement assigning the ownership, signed by all parties, containing the EP number, date of filing, title of the invention, names, addresses and nationalities of the parties concerned.</p> <p>R. 5(2) PR</p> <p>2. Licences and other rights</p> <p>As under 1.</p>	<p>Yes</p> <p>R. 58(1) PR</p>	<p>Form P3</p> <p>R. 5(1) PR</p>

4 Special fee payable	5 Entries and data recorded in the register	6 Is a transfer registered by the EPO under Rule 61 EPC recognised?	7 Special features
<p>No, but see column 7</p> <p>No</p>	<p>Recording on request of transfer of rights or grant of licences § 44 PA § 54PO</p> <p>Legal proceedings may be brought against a registered patent proprietor.</p> <p>§ 44(4) PA</p> <p>Restrictions on the grant of additional licences, if any, may be entered on request.</p> <p>§ 54(1) PO</p>	<p>Yes.</p> <p>A transfer recorded in the EPO Register of European patents is recognised by the DPO. Only where the DPO has not yet been informed of a transfer under R. 61 EPC a copy of the EPO certificate (EPO Form 2544) is required.</p>	<p>If the deed of transfer is executed in Denmark, or if the transferee is Danish, a written declaration of the value transferred must be submitted for stamp duty purposes. Unless exempt from stamp duty (i. e. value less than DKK 50.000), evidence of payment of stamp duty must be presented within four weeks from the date of the first signature.</p> <p>Documents not drafted in Danish must be accompanied by a translation.</p>
<p>FIM 220</p> <p>FIM 220</p>	<p>Transfer of rights, licences, seizure for debt registration of transfers and licences has declaratory effect</p> <p>§ 44 PA § 42 PD</p> <p>Registration of seizure for debt has legal effect</p> <p>§ 54 PA</p>	<p>Yes, entry in the register is automatic on payment of the fee (FIM 220) and submission of a copy of the EPO certificate (EPO Form 2544)</p>	<p>Documents are accepted in English, French, German, Danish or Norwegian or they may be submitted with a translation into one of these languages. Documents in other languages require a translation into Finnish.</p>

4 Special fee payable	5 Entries and data recorded in the register	6 Is a transfer registered by the EPO under Rule 61 EPC recognised?	7 Special features?
FRF 180 per patent	<p>Transfers of rights, as well as licences, sub-licences, mortgages, seizure; transfers pursuant to final judgments (such as action for recovery of property).</p> <p>Entry in the register has declaratory effect. However, the act only has effect vis-à-vis third parties from the time of registration.</p> <p>Art. L 613-9 Law No. 92-597</p>	<p>Yes. A copy of the EPO certificate (EPO Form 2544) is required.</p> <p>Entry in the Register of European Patents of acts transmitting or amending the rights deriving from a European patent application or a European patent gives such acts effect with regard to third parties.</p> <p>Art. L 614-11 Law No. 92-597</p>	<p>The original of the instrument of private agreement may be returned to the applicant if a copy thereof is attached to the application.</p> <p>If the act is not drawn up in French, a full translation must be attached (a sworn translation is not compulsory).</p>
FRF 180 per patent			

Contracting State	1 Which supporting documents must be filed?	2 Must a national professional representative be appointed?	3 Must a form be used?
Germany	<p>1. Transfer of rights</p> <p>(i) by transaction (e.g. sale, merger)</p> <p>- sale: - evidence in the form of procedural declarations</p> <p>Request for transfer signed by the registered proprietor or his representative and by the successor in title or his representative</p> <p><u>or</u></p> <p>request for transfer signed by the successor in title or his representative, to which is attached a declaration signed by the registered proprietor or his representative to the effect that he agrees to the registration of the successor in title (authorisation of transfer)</p> <p>- other documents showing that the transaction has taken place (e.g. an agreement signed by the registered proprietor and the successor in title)</p> <p>- consolidation (merger of companies): extract from the register for the principal place of business of the new proprietor of the right</p> <p>(ii) by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>- succession: duplicate of certificate of inheritance, certificate of inheritance limited where appropriate to specific items in the case of foreigners; certified copy of will with a copy of the probate proceedings</p> <p>- insolvency: authorisation by official receiver of transfer (proof of representation in the form of a duplicate or certified copy of the certificate of appointment)</p> <p>§ 15 in conj. § 30(3) PA</p> <p>2. Licences and other rights</p> <p>- Exclusive license: written request from licensee with certified authorisation by the patent proprietor or request from the patent proprietor with declaration of consent by the licensee.</p> <p>§ 30(4) PA</p> <p>- Licence of right: declaration in writing by the patent proprietor.</p> <p>§ 23(1) PA</p>	<p>Yes</p> <p>§ 25 PA</p> <p>Yes</p> <p>§ 25 PA</p> <p>Yes</p>	<p>No</p> <p>No</p> <p>No</p>

4 Special fee payable	5 Entries and data recorded in the register	6 Is a transfer registered by the EPO under Rule 61 EPC recognised?	7 Special features
DEM 60	Entry in the register has declaratory effect	Yes. A copy of the EPO certificate (EPO Form 2544) is required.	<p>Further details are contained in the "Richtlinien für die Umschreibung von Schutzrechten und Schutzrechtsanmeldungen in der Patentrolle ..." ("Guidelines for the transfer of different kinds of protection of property rights and applications for property rights in the register of patents ..." of 28 October 1996 (Bl. f. PMZ 1996, 426)</p> <p>In the case of foreign-language documents drawn up in English, French, Italian or Spanish, the DPMA can require a translation of either the whole document or extracts from it, and that the translation be certified by a lawyer or patent attorney or prepared by an officially appointed translator. Where documents are drawn up in another language, a translation of the whole document or extracts from it is always required, either certified by a lawyer or patent attorney or prepared by an officially appointed translator.</p>
§ 30(3) PA			
DEM 40	Note concerning grant of licence		The note is deleted on request of the patent proprietor or the licensee. The request for deletion by the patent proprietor must be substantiated by consent of the licensee recorded or his successor in title. § 30(4) PA
§ 30(5)PA			
No	Note concerning licence of right		<p>The fee for deletion of the note is DEM 40. § 30(5) PA</p> <p>Renewal fees due after receipt of the declaration are halved.</p>

Contracting State	1 Which supporting documents must be filed?	2 Must a national professional representative be appointed?	3 Must a form be used?
Greece	<p>1. Transfer of rights</p> <p>(i) by transaction (e.g. sale, merger)</p> <p>- sale: Contract of sale</p> <p>- merger: Agreement or decision of the competent body of a legal entity.</p> <p>(ii) by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>- Death of an Owner: Certificate of hereditary succession.</p> <p>- Company in liquidation: Court decision or decision of the competent body of a legal entity. (see also column 7) Art. 12 Law No. 1733/87</p> <p>2. Licences and other rights</p> <p>Licence agreement. Art. 12 Law No. 1733/87</p>	<p>No, unless the applicant is not in a position to file necessary documents.</p> <p>No</p>	<p>No</p> <p>No</p>
Ireland	<p>1. Transfer of rights by transaction (e.g. sale, merger) or by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>Certified copy of the relevant document. Sect. 85 PA; R 58 PR</p> <p>2. Licences and other rights</p> <p>certified copy of the relevant document. Sect. 85 PA; R 58 PR</p>	<p>Yes</p>	<p>No</p> <p>No</p>
Italy	<p>1. Transfer of rights by transaction (e.g. sale, merger, transfer of title) or by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>- authenticated copy of the public document or the original</p> <p>- or authenticated copy of the authenticated private document</p> <p>(see also column 7) Art. 66 and 67 PL; R. 59-66 RD No. 244</p> <p>2. Licences and other rights</p> <p>As under 1. Art. 66 and 67 PL</p>	<p>No</p> <p>No</p>	<p>No</p> <p>No</p>

4 Special fee payable	5 Entries and data recorded in the register	6 Is a transfer registered by the EPO under Rule 61 EPC recognised?	7 Special features
GRD 46 500*	Mention of the legal nature of the transfer or licence Substantive rights only accrue by virtue of registration in the patent register	Yes. A certified copy of the EPO certificate (EPO Form 2544) is required.	All foreign documents mentioned should contain an "apostille" according to the Hague Convention of 5 October 1961 and should be translated into Greek.
GRD 46 500* * Note: all fees are revised annually on 1st January	As under 1.		
IEP 40 For each additional patent where the devolution of title is the same as in the first patent IEP 5 IEP 40	Transfer of rights Sect. 85 PA; R 58 PR Licence of Right Sect. 68 PA; R 46 PR	No Sect. 85 PA; R 58 PR	Documents not drafted in English must be accompanied by a verified translation.
ITL 120 000 ITL 120 000	Date of submission of the application, identity of the successor in title or of his agent, nature of the rights to which the registration refers	No Art. 12 DPR No. 32/1979 (as modified by Art. 3.3 of Law 302/93)	The application for transfer must be filed on stamped paper, currently costing ITL 20 000. It may also be filed on ordinary paper bearing a revenue stamp of the same value.

Contracting State	1 Which supporting documents must be filed?	2 Must a national professional representative be appointed?	3 Must a form be used?
Luxembourg	<p>1. Transfer of rights by transaction (e.g. sale, merger, transfer of title) or by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>- original or certified copy of the substantiating document, or</p> <p>- private agreement between the parties, or joint declaration by the parties confirming the assignment or agreement, or</p> <p>- more rarely, acknowledgement or confirmation of the transfer by the transferor and separate declaration of acceptance or confirmation by the transferee.</p> <p>Art. 53 PL Art. 23 Dec.</p> <p>2. Licences and other rights</p> <p>As under 1.</p>	<p>No</p> <p>Patentees with residence/ place of business within the European Union must appoint a national professional representative only if they want "to exercise the rights derived from the patent".</p> <p>Art. 83(4) PL</p> <p>Yes</p>	<p>Yes</p> <p>No</p>
Monaco	<p>1. Transfer of rights</p> <p>(i) by transaction (e.g. by sale, merger, transfer of title)</p> <p>- sale and merger: the application (form) is drawn up on unstamped paper in two copies which must contain all the necessary details concerning the transfer in question.</p> <p>Production of a certified copy of the instrument of transfer. This copy must be registered with the Principality's "Direction des Services Fiscaux"</p> <p>(ii) by operation of law (e.g. succession, bankruptcy, legal means of execution)</p> <p>- death and bankruptcy: certified copy of the instrument of transfer</p> <p>- transfer by succession: notarised document or abstract of the inventory</p> <p>Art. 18 PL Art. 37 SO No. 1476</p> <p>2. Licences and other rights</p> <p>Filing of a certified copy of the licence or lien.</p>	<p>No</p> <p>No</p> <p>No</p>	<p>No</p> <p>No</p> <p>No</p>

Contracting State	1 Which supporting documents must be filed?	2 Must a national professional representative be appointed?	3 Must a form be used?
Netherlands	<p>1. Transfer of rights by transaction (e.g. sale, merger) or by operation of law (e.g. succession, insolvency, compulsory execution) either the original or a copy of the document containing the declaration of transfer by the proprietor and declaration of acceptance by the assignee.</p> <p>Art. 64, 65 PA</p> <p>2. Licences and other rights</p> <p>Original or a copy of the licence agreement, or an accepted testamentary disposition.</p> <p>Art. 56 PA</p>	<p>No</p> <p>No</p>	<p>No</p> <p>No</p>
Portugal	<p>1. Transfer of rights certified by a written document providing evidence of the transfer</p> <p>Art. 29(1), (2), (3), 31 PA</p> <p>2. Licences and other rights</p> <p>Licence contract</p> <p>Art. 30, 31 PA</p>	<p>Yes</p> <p>Yes</p> <p>Art. 10(2) PA Art. 1, 2 Dec. Law</p>	<p>Yes. INPI Form PAT/MOD-6</p> <p>Yes. INPI Form PAT/MOD-6</p>
Spain	<p>1. Transfer of rights by transaction (e.g. sale, merger, transfer of title) or by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>Original or certified copy of the public document, as well as a copy indicating that the taxes have been paid, or exemption from or non-liability to such taxes and, if appropriate, the entry in the relevant register, (see also column 7)</p> <p>Art. 79(5) PL Art. 56, 57, 58 RD 2245</p> <p>2. Licences and other rights</p> <p>Patent applications and patents may be the subject of licences and adjoining rights. For registration, see under 1. They may also be used as security for personal loans; such use must be notified to the Spanish Patent Office.</p> <p>Art. 74 PL</p>	<p>No, if proprietor resides in a country of the EU.</p> <p>Art. 155, 156 PL Art. 3 Law 8/1998</p> <p>No, if proprietor resides in a country of the EU.</p>	<p>Yes</p> <p>Art. 57(1), RD 2245</p> <p>Yes</p>

4 Special fee payable	5 Entries and data recorded in the register	6 Is a transfer registered by the EPO under Rule 61 EPC recognised?	7 Special features
<p>NLG 60</p> <p>Art. 64(1) PA Art.8(2) PR</p> <p>NLG 60</p> <p>Art. 56(2) PA Art. 8(2) PR</p>	<p>Any special stipulations made in respect of the transfer</p> <p>Transfer confers substantive rights.</p> <p>Transfer by assignment shall take effect vis-à-vis third parties only after its entry into the register.</p> <p>Art. 64, 65 PA</p> <p>Licence (how created, sub-licence)</p> <p>A licence established by an agreement or testamentary disposition shall take effect vis-à-vis third parties only after its entry into the register.</p> <p>Art. 56(2) PA</p>	<p>Yes. A certified copy of the EPO certificate (EPO Form 2544) is required.</p>	<p>Documents are accepted in Dutch, English, French and German.</p>
<p>PTE 13 200 transfer fee PTE 800 presentation fee</p>	<p>Transfers of rights as well as contractual licences. Entry in the register has legal effect and gives effect as against third parties.</p> <p>Art. 31(1), (2), 79(3) PA</p>	<p>Yes. A copy certified by the EPO (EPO Form 2544) must be produced.</p> <p>Art. 79(3) PA</p>	<p>Assignments are published in the Industrial Property Bulletin.</p> <p>Documents not drafted in Portuguese must be accompanied by a translation.</p> <p>Art. 31(5), 287(1) PA</p>
<p>ESP 1980* for each entry</p> <p>Art. 57(2) RD 2245</p> <p>ESP 1980* for each entry</p> <p>* Note: all fees are revised annually on 1st January</p>	<p>Establishment and transfer of rights if these acts take place in accordance with the provisions of RD 2245: transfers, licences, etc.</p> <p>Art. 49 (1)n, 56(2) RD 2245</p> <p>Any transfer, licence or other act, whether voluntary or compulsory, only has effect vis-à-vis third parties of good faith when it has been recorded in the patent register.</p> <p>Art. 79(2) PL</p>	<p>Yes. A transfer recorded in the EPO Register of European Patents is recognised by OEPM.</p> <p>Art.10 RD 2424</p>	<p>A document drafted abroad must bear the "apostille" laid down in the Hague Convention of 5 October 1961.</p> <p>Documents not drafted in Spanish must be accompanied by a translation.</p> <p>Art. 56 RD 2245</p> <p>See Art. 74(1) PL with regard to adjoining rights</p>

4 Special fee payable	5 Entries and data recorded in the register	6 Is a transfer registered by the EPO under Rule 61 EPC recognised?	7 Special features
<p>SEK 300</p> <p>SEK 300</p> <p>SEK 500</p>	<p>Transfer of rights, licences, pledging</p> <p>Registration of transfers and licences has a declaratory effect.</p> <p>§ 44 PA, § 44 PD</p> <p>Registration of pledging has legal effect.</p> <p>§ 95 PA</p>	<p>Yes. A certified copy of the EPO certificate (EPO Form 2544) is required.</p>	<p>Documents are also accepted in English, French or German.</p>
<p>CHF 100 plus CHF 50 for each patent if the same changes are requested simultaneously</p> <p>Art. 105(5) PO Fees Reg. (Annex)</p> <p>No fees if the changes are based on an enforceable judgment or an order by an authority responsible for distrain measures</p> <p>Art. 105(6) PO</p>	<p>Transfer of rights, licences, sub-licences, real rights</p> <p>Declaratory effect</p> <p>However, entry in the register has an influence on the legal position of third parties;</p> <p>Art. 33(3), 33(4) and 36(3) PA Art. 105 PO</p>	<p>Yes, entry in the register is made on payment of the fee (CHF 100). A transfer recorded in the EPO Register of European Patents is recognised by the Institute.</p> <p>Only one fee is payable where applications under column 1 are filed simultaneously.</p>	<p>For documents not drafted in one of IGE's official languages a translation will only be requested if the documents proving the transfer of rights are not evident.</p>

Contracting State	1 Which supporting documents must be filed?	2 Must a national professional representative be appointed?	3 Must a form be used?
United Kingdom	<p>1. Transfer of rights</p> <p>(i) by transaction (e.g. sale, merger)</p> <p>- Sale: the assignment document, a deed of transfer or a sale and purchase agreement signed by both parties. Where a patent is held in co-ownership, the co-owner must give his written consent to the disposition of the partner's ownership of the patent(s). (see also column 7)</p> <p>- Merger: certificate of reincorporation or certified copies of the commercial register supported (where appropriate) by minutes or agreement documents identifying the patents concerned.</p> <p>(ii) by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>- Death of an Owner: probate or letters of administration, supported by the will where appropriate. (see also column 7)</p> <p>- Company in liquidation: official evidence of winding up of company. Disposition by sale, as above at (i), the documents to be signed on behalf of the company by the person appointed to deal with its affairs.</p> <p>- Statutory Instrument: copy of relevant statutory instrument and effective date. Sect. 32, 33 PA</p> <p>2. Licences and other rights</p> <p>Licences may be entered on the EP(UK) register of patents, and require documentation sufficient to establish:</p> <p>(a) the date of the agreement (i.e. when it was signed by or on behalf of the licensor) (b) the parties (including addresses) (c) the patent concerned.</p> <p>Security agreements (e.g. mortgages, etc) may also be entered on the EP(UK) register of patents. The basic requirements are the same as under 1.</p>	<p>No, but there is a requirement for the proprietor to furnish to the comptroller an address for service in the United Kingdom if the proprietor is concerned in any proceedings under the Patents Rules 1995.</p> <p>Rule 30 PR</p> <p>re 1(ii): Probate or letters of administration of EP (UK) patents must be made by a personal representative in the UK</p>	<p>Yes, Form 21/77, one form only irrespective of the number of patents transferred</p> <p>Yes, Form 21/77</p>

4 Special fee payable	5 Entries and data recorded in the register	6 Is a transfer registered by the EPO under Rule 61 EPC recognised?	7 Special features
No	<p>All additional rights, e.g. mortgages, agreements, licences, sub-licences</p> <p>Registration in the register generally has merely declaratory effect. However, certain rights only accrue by virtue of registration (e.g. under Sect. 33, Sect 68 PA)</p>	Yes. A certified copy of the EPO certificate (EPO Form 2544) is required.	<p>If form 21/77 is executed by, or on behalf of all the parties to the transaction, including registering of licences and other rights, no additional evidence is required. Where form 21/77 cannot be executed by those parties either the original or an authenticated copy of the document must be filed. The authentication may be given by a patent agent, notary or other responsible person, e.g. an appointed officer of a company.</p> <p>All documents not in English must be accompanied by a certified English translation.</p> <p>Transactions relating to EP(UK) patents are liable to the payment of stamp duty in the UK. The Patent Office is prohibited, by the working of Section 17 of the Stamp Act 1892, from acting upon documents for which duty has not been assessed and paid.</p> <p>re 1.(ii): UK property that includes EP(UK) patents must be assessed for taxation in the UK.</p> <p>For further information contact the Assignment section, tel. 01633-814630.</p>
No			

4 Special fee payable	5 Entries and data recorded in the register	6 Is a transfer registered by the EPO under Rule 61 EPC recognised?	7 Special features
ALL 5000	Transfer of rights and licences Entries in the register have legal effect Art. 32(2) PL	No	Documents not drafted in Albanian must be accompanied by a translation.
LVL 20 per patent LVL 30 per patent	Entries in the Register have legal effect	Yes. A transfer recorded in the EPO Register of European Patents is recognised	Documents are accepted in Latvian, English, French, German or Russian.
Litas 400 Litas 240 Fees Order	Transfer of rights and licences. Entries in the Register have legal effect.	No	Assignments are published in the Official Bulletin. Documents are accepted in Lithuanian, English, French, German or Russian.
MKD 500	Transfer of rights and licences Entries in the Register have legal effect	No	Documents must be accompanied by a translation in Macedonian Assignments are published in the Official Gazette

Extension State	1 Which supporting documents must be filed?	2 Must a national professional representative be appointed?	3 Must a form be used?
Romania	<p>1. Transfer of rights by transaction (e.g. sale, merger, transfer of title) or by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>Application for registration of transfer accompanied by the transfer act (contract) or a certified copy and proof that the fee has been paid.</p> <p>Art. 48 PL</p> <p>2. Licences and other rights</p> <p>Licence agreement</p> <p>Art. 48 PL</p>	Yes	No
Slovenia	<p>1. Transfer of rights by transaction (e.g. sale, merger) or by operation of law (e.g. succession, insolvency, compulsory execution)</p> <p>Written request by the patent proprietor.</p> <p>Original or duly certified copy of the official document recording the transfer of rights</p> <p>Art. 107 PL</p> <p>2. Licences and other rights</p> <p>as under 1.</p> <p>Art. 108 PL</p>	Yes	No



The following table sets out information on

- (a) the enactment of national provisions on the question of double protection under Article 139(3) EPC
- (b) the territorial field of application of the EPC, pursuant to Article 168(1) EPC

(a) Simultaneous protection

Under Article 139(3) EPC, any Contracting State may prescribe whether and on what terms an invention disclosed in both a European patent application or patent and a national application or patent having the same date of filing or, where priority is claimed, the same date of priority, may be protected simultaneously by both applications or patents.

The individual provisions enacted in connection with Article 139(3) EPC are indicated in column 1 of this table.

(b) Territorial field of application

Under Article 168(1) any Contracting State may declare in its instrument of ratification or accession, or may inform the Government of the Federal Republic of Germany by written notification any time thereafter, that the Convention shall be applicable to one or more of the territories for the external relations of which it is responsible. European patents granted for that Contracting State also have effect in the territories for which such a declaration has taken effect.

The current situation regarding territorial field of application in the individual Contracting States is displayed in column 2 of the table.

(c) Reservations

Reservations pursuant to Article 167(2) EPC (column 1 in earlier editions) are no longer shown, the last of these having expired on 7 October 1992 (Article 167(3) EPC).

Austria

Austria's reservation - covering chemical, pharmaceutical or food products as such - expired on 7 October 1987 (OJ EPO 1987, 426).

Greece and Spain

Greece's reservation (for pharmaceutical products) and Spain's (for chemical and pharmaceutical products) both expired on 7 October 1992 (OJ EPO 1992, 301).

Important note

Under Article 167(5) EPC, reservations for European patents granted on European patent applications **filed** during the reservation period continue to run for the entire patent term. So they only affect European applications and patents with a filing date prior to 8 October 1987 (for Austria) and prior to 8 October 1992 (for Greece and/or Spain; cf. OJ EPO 1992, 301).

d) Authorities having jurisdiction under Art. 1(2) Protocol on Recognition

The following Contracting States have notified the EPO of authorities which have a jurisdiction conferred to decide claims under Art 1(2) Protocol on Recognition:

Austria: Austrian Patent Office (Austrian "Patentblatt" 1993,154);

United Kingdom, The Comptroller General of Patents Designs and Trade Marks (Sections 12 and 82 Patents Act 1977).

Contracting State	1 Simultaneous protection allowed? Art. 139 (3) and 140 EPC	2 Territorial field of application of the EPC (Art. 168 EPC)
Austria	Simultaneous protection by national patents/utility models is not excluded	Territory of the Republic of Austria
Belgium	No; to the extent that it protects the same invention, the national patent ceases to have effect from the date on which (a) the period for filing the notice of opposition to the European patent expires without such notice being filed, or (b) the opposition proceedings are finally closed, the European patent having been maintained. Art. 7(1) Law of 8.7.77	Territory of the Kingdom of Belgium
Cyprus	No; to the extent that it protects the same invention, the national patent ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Sect. 71(1), (2) PL	Territory of the Republic of Cyprus
Denmark	Simultaneous protection is not excluded - applies equally to utility models (a separate request is to be made) § 6 Utility Models Act	Territory of the Kingdom of Denmark with the exception of Greenland and the Faroe Islands
Finland	Simultaneous protection by national patents/utility models is not excluded	Territory of the Republic of Finland
France	No; to the extent that it protects the same invention, the national patent ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Art. L. 614-13. Law No. 92-597 Provisions applicable to utility certificates: Art. L. 611-2 Law No. 92-597	Territory of the French Republic including the overseas territories and the territorial entity of Mayotte Art. L. 811-1. Law No. 92-597
Germany	No; to the extent that it protects the same invention, the national patent ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Art. II, § 8(1) LIPC Simultaneous protection for utility model is allowed.	Territory of the Federal Republic of Germany and the Land Berlin in the case of applications filed before 3 October 1990. Territory of the Federal Republic of Germany within the frontiers of 3 October 1990 in the case of applications filed since 3 October 1990 Art. XI, § 2 LIPC
Greece	No; to the extent that it protects the same invention, the national patent/utility model ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> Art. 22(1) Pres. Dec. No. 77/88; Art. 19(6) Law No. 1733/87	Territory of the Hellenic Republic Law No. 1607/86
Ireland	To the extent that it protects the same invention, the Controller may revoke the national patent after the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Sect. 60 PA	Territory of Ireland

Contracting State	1 Simultaneous protection allowed? Art. 139 (3) and 140 EPC	2 Territorial field of application of the EPC (Art. 168 EPC)
Italy	No; to the extent that it protects the same invention, the national patent/utility model ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Art. 8 DPR No. 32/1979	Territory of the Italian Republic
Liechtenstein	see Switzerland	
Luxembourg	No; to the extent that it protects the same invention, the national patent ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Art. 94 PL	Territory of the Grand Duchy of Luxembourg
Monaco	No; to the extent that it protects the same invention, the national patent ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Art. 9 SO 10.427	Territory of the Principality of Monaco
Netherlands	No; to the extent that it protects the same invention, the national patent ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Art. 77 PA	Territory of the Kingdom of the Netherlands in Europe Art. 49(1), 53(4), 55, 57(2), 73(1), 74 PA
Portugal	No; to the extent that it protects the same invention, the national patent/utility model ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Art. 84 PA	Territory of Portugal
Spain	No; to the extent that it protects the same invention, the national patent ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Art.16 RD 2424	Territory of the Kingdom of Spain
Sweden	Simultaneous protection by national patents is not excluded	
Switzerland/ Liechtenstein	No; to the extent that it protects the same invention, the national patent ceases to have effect from the date on which (a) + (b) <i>as Belgium</i> Art. 125 PA	Territory of the Swiss Confederation and of the Principality of Liechtenstein Treaty CH/LI of 22.12.78
United Kingdom	To the extent that it protects the same invention, the comptroller may revoke the national patent after the date on which (a) + (b) <i>as Belgium</i> (c) the national patent is granted if such date falls after that provided for in (a) or (b) Sect. 73 PA	Territory of the United Kingdom of Great Britain and Northern Ireland and of the Isle of Man ¹ Sects 131, 132 PA

¹ For information on the registrability of European patents (UK) in overseas states or territories, see the information in OJ EPO 1997, 433 and 429-432.

Extension State	1 Simultaneous protection allowed? (Art. 139(3) and 140 EPC)	2 Territorial field of application
Albania	No; to the extent that the extended European patent protects the same invention, the national patent ceases to have effect from the date on which (a) the period for filing the notice of opposition to the European patent expires without such notice being filed, or (b) the opposition proceedings are finally closed, the European patent having been maintained. Art. 8 Ext. Reg.	Territory of the Republic of Albania
Latvia	No; as Albania § 19(7) LPL	Territory of the Republic of Latvia
Lithuania	No; as Albania Art. 57 PL	Territory of the Republic of Lithuania
The former Yugoslav Republic of Macedonia	No; as Albania Art. 8 Ext. Reg.	Territory of the former Yugoslav Republic of Macedonia
Romania	No; as Albania Art. VIII GO	Territory of Romania
Slovenia	No; as Albania Art. 8 Ext. Reg.	Territory of the Republic of Slovenia

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