

Resolution of the Government of Georgia

No 182 of July 3, 2010 Tbilisi

On Approval of Fees for the Service Related with Patenting, Registration and Deposition of Intellectual Property Subject-Matters

Article 1. According to Article 77 (5) (b) and Article 47 of the “Patent Law of Georgia”, Article 23 of the “Law of Georgia on Design”, Article 22 of the “Trademark Law of Georgia”, Article 9 of the “Law on Appellations of Origin and Geographical Indications of Goods of Georgia”, Article 9¹(7) and Article 54¹(7) of the “Law of Georgia on Copyright and Neighboring Rights”, the enclosed fees shall be approved for the service related with intellectual property subject-matters provided by “Sakpatenti”:

1. Fees for patenting of an invention (Annex N1)
2. Fees for patenting of a utility model (Annex N2)
3. Fees for registration of a design (Annex N3)
4. Fees for registration of a trademark (Annex N 4)
5. Fees for registration of an appellation of origin and geographical indications (Annex N5)
6. Fees for deposition of a work and a database (Annex N6).

Article 2. The decree N 51 of July 27, 1999 of the Minister of Economy of Georgia on “Approval of Fees for Protection of Rights in Industrial Property Subject-Matters” shall be declared invalid under Article 5(c) of the Law of Georgia “On the Structure, Powers and Order of Activity of the Government of Georgia”.

Article 3. The fees determined by this resolution should be extended on applications filed with “Sakpatenti” after the date of its effectiveness.

Article 4. The fees provided for in columns 40 and 41 of Annex N4 shall be effective after entering into force of the amendments of the “Trademark Law of Georgia”.

Article 5. The fees effective at the moment of filing an application with “Sakpatenti” shall be applied to the application, being in the process of proceeding by the date of the effectiveness of this Resolution, including issuing of a patent and certificates for appropriate subject-matters. (28.07.2010 N 215)

Article 5¹. The enclosed fees shall apply to the hearing of appeals filed with “Sakpatenti” before the date of effectiveness of this Resolution, including appeals

concerning applications filed with “Sakpatenti” after the date of effectiveness of this Resolution. (28.07.2010 N 215)

Article 6. On the fees determined under the paragraphs 1, 2, and 3 of Article 1 of this Resolution, applicant inventors and designers shall have a 70% discount, and students, pupils and pensioners will have a 90% discount.

Article 7. The Resolution shall enter into force after its publication.

Prime Minister

Nika Gilauri

Approved by Resolution
No 182 of July 3, 2010
of the Government of
Georgia

ANNEX N1. (28.07.2010 N 215)

Schedule of Fees for Inventions Including VAT

No.	Legal Actions	Amount for Legal Entities and Natural Persons (USD)
Examination as to formal requirements		
1	Examination as to formal requirements	90,0
2	Examination as to formal requirements claiming Convention priority	120,0
Substantive Examination		
3	Determination of object of protection	90,0
4*	Determination of state of the art for one independent claim	180,0
5*	Determination of state of the art for each independent extra claim	120,0
6	Reinstatement of application procedure	60,0
Publication		
7	Publication up to 30 pages	60,0
8	Publication over 30 pages, for each extra page	2,0

Issue of Patent and Maintenance in Force		
9	Issue of patent and maintenance in force during the first ten years	200,0
10	Issue of extra letters patent in the case of more than one applicant	20,0
11	Patent maintenance in force for third, fourth, fifth years, per each year	50,0
12	Patent maintenance in force for sixth, seventh, eighth years, per each year	70,0
13	Patent maintenance in force for ninth, tenth, eleventh years, per each year	170,0
14	Patent maintenance in force for twelfth, thirteenth, fourteenth years, per each year	250,0
15	Patent maintenance in force for fifteenth, sixteenth, seventeenth years, per each year	300,0
16	Patent maintenance in force for eighteenth, nineteenth, twentieth years, per each year	500,0
17	Request on Patent renewal for each additional year for invention of medical products	100,0
18	Reinstatement of patent	100,0
Actions Concerning International Applications		
19	Checking of International Application under PCT requirements and sending off materials	100,0
Actions on the Request of Applicant, Patent Owner and/or third party		
20	Entering corrections and amendments in application materials, for each letter	40,0
21	Extension of term for reply to notification-demand for each month	30,0
22	Conversion of application from invention into utility model	50,0
23	Conversion of utility model application into invention	70,0
24	Claim of evaluation of the state of the art on each invention	150,0
25	Conducting re-examination after issue of patent	180,0
26	Termination of processing of application for each month	30,0
27	Claim of conventional priority after conducting of examination as to form	60,0
28	Reinstatement of PCT Application	80,0
29	Determination of state of the art for each extra independent claim after issue of documentary conclusion	120,0
30	Drawing up and issue of copy of application	30,0
31	Entering amendments in Registry for one application on each patent	60,0

32	Issue of duplicate of letters patent	60,0
33	Drawing up and issue of certified extract from register	30,0
34	Registration of agreement	100,0
35	Considering appeal on issues of examination as a form	180,0
36	Considering appeal on issues of substantive examination	360,0
37	Request for mechanical mistakes correction for one patent	10,0
38	Issue of certified extract on paid fees	5
39	Reinstatement of lost rights concerning the violation of the terms of application	100

5*,6*- where the International Search Report and/or International Examination Report are presented to "Sakpatenti", the fees for the mentioned actions shall be reduced by 50%

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ANNEX N2. (28.07.2010 N 215)

Schedule of Fees for Utility Models Including VAT

No.	Legal Actions	Amount for Legal Entities and Natural Persons (USD)
Examination as to formal requirements		
1	Examination as to formal requirements	90,0
2	Examination as to formal requirements claiming Convention priority	120,0
Substantive Examination		
3	Determination of object of protection and novelty	90,0
4	Reinstatement of application procedure	60,0
Publication, Issue of Patent and Maintenance in Force		
5	Publication, issue of patent and maintenance in force for the first two years	170,0
6	Patent maintenance in force for third, fourth years, per each year	50,0
7	Patent maintenance in force for fifth, sixth years, per each year	70,0
8	Patent maintenance in force for seventh, eighth years, per each year	170,0
9	Patent maintenance in force for ninth, tenth years, per each year	300,0
10	Reinstatement of patent validity	100,0
11	Issue of extra letters patent in the case of more than one applicant	20,0

Actions on the Request of Applicant, Patent Owner and a third party		
12	Entering corrections and amendments in application materials, for each letter	40,0
13	Extension of term for reply to notification- demand for each month	30,0
14	Termination of processing of application for each month	30,0
15	Claim of conventional priority after conducting of examination as to form	60,0
16	Reinstatement of rights on PCT Application	80,0
17	Drawing up and issue of one certified copy of application	30,0
18	Entering amendments in the Register upon a single request for each patent	60,0
19	Issue of certified extract from the Register	30,0
20	Issue of the duplicate of letters patent	60,0
21	Issue of certified extract on paid fees	5,0
22	Registration of Agreement	100,0
23	Considering appeal on issues of examination as to form	180,0
24	Considering appeal on issues of substantive examination	360,0
25	Request for correction of mechanical mistakes for one patent	10,0
26	Reinstatement of lost rights concerning the violation of the terms of application	100,0 “

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ANNEX N3. (28.07.2010 N 215)

Schedule of Fees for Industrial Designs Including VAT

No	Legal Actions	Amount for Legal Entities and Natural Persons (USD)
Examination of the formal requirements		
1	Examination as to formal requirements	50,0
2	Examination as to formal requirements on more than on design	10,0
3	Examination as to form claiming Conventional Priority	60,0
4	Examination as form claiming Conventional Priority for more than one design	10,0
Substantive Examination		
5	Substantive examination	80,0
6	Substantive examination on each more than one	10,0

	design	
Publication, Issue of Patent and Maintenance in Force		
7	Publication of one design	10,0
8	Registration of design, issue of Patent and maintenance in force for the first five years	100,0
9	Registration of design, issue of patent and maintenance in force for the first five years for each extra design	10,0
10	Maintenance in force of registration for next five years	80,0
11	Maintenance in force of registration for next five years for each extra design	10,0
12	Maintenance in force for third five years	100,0
13	Maintenance in force for third five years for each extra design	10,0
14	Maintenance in force for fourth five years	300,0
15	Maintenance in force for fourth five years for each extra design	30,0
16	Maintenance in force for fifth five years	550,0
17	Maintenance in force for fifth five years for each extra design	50,0
18	Reinstatement of registration	100,0
Actions on the Request of Applicant, Patent Owner and/or a third party		
19	Entering corrections and amendments in application materials, for each letter	40,0
20	Entering amendments in the Register under the request of one design	40,0
21	Postponement of publication	100,0
22	Extension of term for reply to notification- demand for each month	30,0
23	Suspension of application proceedings for each month	30,0
24	Claim of conventional priority after conducting of examination as a form	60,0
25	Drawing up and issue of the certified copy of application	30,0
26	Drawing up and issue of certified extract from the Register	30,0
27	Issue of duplicate of patent	90,0
28	Issue of certified extract on the paid fees	5
29	Registration of agreement	100,0
30	Considering of an appeal	200,0
31	Considering of an appeal on each extra design	20,0
32	Claim on the correction of mechanical mistakes in each changeable patent	20,0
33	Issue of each extra patent for more than one applicant	20,0
34	Reinstatement of application procedure	30,0

Accelerated Registration

35	Accelerated examination as to form	100,0
36	Accelerated examination as to form for each extra design	20,0
37	Accelerated substantive examination	160,0
38	Accelerated substantive examination for each extra design	20,0 “.

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ANNEX N4. (28.07.2010 N 215)

Schedule of Fees for Trade Marks Registration Including VAT

No.	Legal Actions	Amount for Legal Entities and Natural Persons (USD)
1	Examination as to form of one class of Trade Mark	90,0
2	Examination as to form of each class of Trade Mark in excess of one	50,0
3	Examination as to form of one class of product for Collective Mark	150,0
4	Examination as to form of each class of product for Collective Mark in excess of one	90,0
5	Claim for Convention priority	30,0
6	Substantive examination of Trade Mark	120,0
7	Substantive examination of Collective Mark	310,0
8	Publication	60,0
9	Reinstatement of application procedure	90,0
10	Registration of Trade Mark, issue of certificate and maintenance in force during next ten years	150,0
11	Issue of extra certificate in the case of more than one applicant	30,0
12	Renewal of Trade Mark registration for next ten years for one class of product	300,0
13	Renewal of Trade Mark registration for next ten years for more than one class of product	50,0
14	Registration of Collective Mark, issue of certificate and maintenance in force during ten years	550,0
15	Renewal of Collective Mark for each ten years for one class of product	90,0
16	Renewal of Collective Mark for each ten years for more than one class of product	60,0
17	Certification of the International Application and sending to the International Bureau of WIPO	60,0
18	Certification of the International Application for extra distribution and sending to the International Bureau of WIPO	60,0

19	Entering corrections and amendments in application materials, for each letter	60,0
20	Suspension of application procedure for each month	50,0
21	Entering amendments in the Register upon a single request for each Mark	60,0
22	Issue of certified copy of application	30,0
23	Issue of certified extract from the Register	30,0
24	Issue of the duplicate of Certificate	90,0
25	Issue of the duplicate of Certificate annexes	30,0
26	Issue of certified extract on paid fees	5,0
27	Registration of Agreement for each Mark	90,0
28	Considering of an appeal on Trade Mark	200,0
29	Considering of an appeal on Collective Mark	400,0
30	Extend a term for presenting the claimed document for a month	30,0
31	Examination as to form and substantive examination of Trade Mark by accelerated procedure for one class of product	500,0
32	Examination as to form and substantive examination of Trade Mark by accelerated procedure for each extra class of product	200,0
33	Registration of Trade Mark, issue of certificate, publication by accelerated procedure and maintenance in force during ten years	340,0
34	Registration of Trade marks, issue of certificate, publication by accelerated procedure and maintenance in force during ten years for each extra class	200,0
Schedule of Individual Fees for International Registration of Marks Under the Protocol of Madrid Agreement about extension in Georgia		
35	Extension of international registration for one class of marks under the Madrid Protocol on Georgia for ten years	285,0
36	Extension of international registration for more than one class of marks under the Madrid Protocol on Georgia for ten years	100,0
37	Maintenance in force of international registration for one class of marks under the Madrid Protocol for the next ten years	285,0
38	Maintenance in force of international registration for more than one class of marks under the Madrid Protocol for the next ten years	100,0"

ANNEX 5. Schedule of Fees for Registration of Appellations of Origin (AO) and Geographical indications (GI) Including VAT

No.	Legal Actions	Amount for Legal Entities and Natural Persons
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1	examination of application on AO and GI	120,0
2	publication	50,0
3	registration of AO and GI	160,0
4	entering amendments in registry	50,0
5	issue of certified extract from registry	30,0

ANNEX 6. Schedule of Fees for deposition of works and database Including VAT

No.	Legal Actions	Amount for Legal Entities and Natural Persons (USD)
1	fee for work deposition and certificate issue	10,0
2	fee for database deposition and certificate issue	10,0
3	fee for duplicate of deposition certificate issue	5,0

Article 2. The Resolution shall entry in force after publication.

Prime Minister

Nika Gilauri