

**13.07.2010**

**DECREE OF THE PRESIDENT OF THE REPUBLIC OF AZERBAIJAN  
On the application of the law on patent of the Republic of Azerbaijan**

In connection with the law on patent of the Republic of Azerbaijan becoming effective, in order to provide the application of the Law, I hereby resolve:

1. The Cabinet of Ministers of the Republic of Azerbaijan within one month shall: Present suggestions for the adaption of the effective legislative acts with the law on patent to the President of the Republic of Azerbaijan;

Approve the amount and rules of patent payments and fees as provided by Article 39 of the Law on patent of the Republic of Azerbaijan and inform the President of the Republic of Azerbaijan about it;

Provide the adjustment of the normative legal acts of the Cabinet of Ministers and corresponding central executive power authorities to the Law and inform the president of the Republic of Azerbaijan about it;

Within the limits of its power settle other issues arising from the Law on patent of the Republic of Azerbaijan.

2. To be defined that:

Competences of the "relevant executive power authorities" indicated in paragraph 1 of Article 4 after the words "to this Law and", paragraph 2 of Article 5 after the word "Statute", paragraph 2 of Article 6, Article 18, 25, second sentence of the first paragraph of the Clause 7 of Article 30 of the Law on Patent of the Republic of Azerbaijan are realized by the Cabinet of Ministers of the Republic of Azerbaijan;

Competences of the "relevant executive power authorities" indicated in paragraph 6 of Article 1, clause 2 and 1 of Article 4 after the words "in the field of industrial property", paragraph 1 of clause 1 and 2 of Article 5 before the word "Appeal", paragraph 2 of clause 1 of Article 6, paragraph 2 of clause 3 of Article 7, clause 5 of Article 7, paragraph 3 of clause 3 and 4 of Article 8, paragraph 2 of clause 3 and 4 of Article 9, clause 2 of Article 10, paragraph 3 of Article 12, paragraph 1 of clause 3 of Article 15, paragraph 1 and 2 of clause 2 of Article 16, clause 3 of Article 17, paragraph 2 of clause 1, paragraph 3 of clause 2 and clause 4 of Article 19, clauses 1 and 3 of Article 26, Clause 1, paragraph 1, 3 and 4 of clause 2, paragraph 2 of Clause 6 and 8 of Article 27, paragraph 1 of clause 1 and 2, paragraph 1 and 3 of clause 3, clause 4, 5,6,7,8 and 10 of Article 28, paragraph 1 and 3 of Clause 1 and 3, paragraph 2 and 4 of clause 5, 6 and 10 of Article 29, clauses 1 and 2, paragraph 1 and 2 of clause 5, first sentence of paragraph 1 of clause 7 of Article 30, paragraph 1 and 2 of clause 1 and clause 3 of Article 32, clause 1 of Article 33, clause 1, paragraph 1 and 2 of clause 2 of Article 35, clause 1 and 2 of Article 36, clause 1 of Article 38, paragraph 1, 2 and 3 of Article 41 of the law on patent of the Republic of Azerbaijan are realized by the State Committee for Standardization, Metrology and Patent of the Republic of Azerbaijan;

Competences of the "relevant executive power authorities" indicated in clause 8 of Article 13 are realized by the Cabinet of Ministers of the Republic of Azerbaijan and relevant central executive power authorities.

3. Patents granted to persons for invention, utility model and industrial model remain valid till the date of signature of this decree.

4. Claim documents for objects not considered an invention object, according to the law on patent of the Republic of Azerbaijan, submitted before the date of signature of this decree or the clerical work of which is not completed can be granted with patent in case of conformity with the requirements of the law on patent of the Republic of Azerbaijan.

President of the Republic of Azerbaijan

Haydar Aliyev  
Baku city, August 19, 1998  
no. 755

#### **REFERENCES**

1. Decree no. 966 dated October 23, 2003 (Collection of Legislation of the Republic of Azerbaijan, 2003, no. 10, Article 571)
2. Decree no. 87 dated July 19, 2004 (Collection of Legislation of the Republic of Azerbaijan, 2004, no. 7, Article 526)
3. Decree no. 81 dated April 12, 2009 of the President of the Republic of Azerbaijan ("Azerbaijan" newspaper, April 19, 2008, no. 83, Collection of Legislation of the Republic of Azerbaijan year 2009, no. 4 Article 226)

#### **LIST OF ADDITIONS AND MODIFICATIONS TO THE DECREE**

With the decree no. 87, dated July 19, 2004 (Collection of Legislation of the Republic of Azerbaijan, 2004, no. 7, Article 526) the words "in paragraph 3 of Article 39" are deleted from paragraph 2 of clause 2.

Decree no. 966 dated October 23, 2003 (Collection of Legislation of the Republic of Azerbaijan, 2003, no. 10, Article 571) the words "State Standardization and Metrology Centre" in paragraph 2 of the second clause are replaced with the words "State Agency for Standardization, Metrology and Patent".

With the decree no. 87, dated July 19, 2004 (Collection of Legislation of the Republic of Azerbaijan, 2004, no. 7, Article 526) the words "in clause 2 and 3" in paragraph 3 of clause 2 after the words "in clause 1 of Article 4", "in the field of industrial property" are replaced with the word "in second clause".

The word "Agency" is replaced by the word "Committee" in the first paragraph of the decree no. 81, dated April 14, 2009 of the President of the Republic of Azerbaijan ("Azerbaijan" newspaper, April 19, 2008, no. 83, Collection of Legislation of the Republic of Azerbaijan 2009, no. 04, Article