



11 October 2022

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**Council for Trade-Related Aspects of  
Intellectual Property Rights**

Original: French

**NOTIFICATION OF LAWS AND REGULATIONS UNDER  
ARTICLE 63.2 OF THE TRIPS AGREEMENT**

FRANCE: ORDER NO. 2020-116 OF 12 FEBRUARY 2020 ESTABLISHING  
THE RIGHT TO OPPOSE PATENTS

<b>Notifying Member</b>	FRANCE
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**Details of the notified legal text**

<b>Title</b>	Order No. 2020-116 of 12 February 2020 establishing the right to oppose patents
<b>Subject matter</b>	Patents (including plant variety protection); Enforcement
<b>Nature of notification</b>	<input checked="" type="checkbox"/> Main dedicated intellectual property laws or regulation <input type="checkbox"/> Other law or regulation
<b>Link to legal text*</b>	<a href="https://ip-documents.info/2022/IP/FRA/22_5441_00_f.pdf">https://ip-documents.info/2022/IP/FRA/22_5441_00_f.pdf</a>
<b>Notification status</b>	<input type="checkbox"/> First notification <input checked="" type="checkbox"/> Amendment or revision to notified legal text <input type="checkbox"/> Replacement or consolidation of notified legal text(s)
<b>Previous notification(s) referred to</b>	<a href="#">IP/N/1/FRA/C/1</a>
<b>Brief description of the notified legal text</b>	
<p>This Order introduces into the Intellectual Property Code the new provisions on the procedure to oppose patents on French inventions before the National Industrial Property Institute (INPI). This new procedure allows third parties to initiate administrative proceedings before the INPI to request the revocation or modification of a patent and sets out the rules of appeal that are applicable to decisions resulting from the exercise of that right. This Order is supplemented by two texts published in the Official Journal of 8 March 2020: Decree No. 2020-225 of 6 March 2020 on the patent opposition procedure, and the Order of 6 March 2020 on the procedural fees of the INPI.</p>	
<b>Language(s) of notified legal text</b>	French
<b>Entry into force</b>	1 April 2020; The provisions are applicable to patents, the notice of issue of which was published in the Official Bulletin of Industrial Property from 1 April 2020.
<b>Other date</b>	

**Notification details**

<b>Submission date of notification</b>	18 July 2022
<b>Other information</b>	
<b>Agency or authority responsible</b>	<a href="#">IP/N/1/FRA/9</a> <i>(Decree No. 2020-15 of 8 January 2020 on filing a provisional application for a patent and on converting a utility certificate application to a patent application)</i>  <a href="#">IP/N/1/FRA/11</a> (to be circulated) <i>(Decree No. 2020-225 of 6 March 2020 on the right to oppose patents - forthcoming)</i>

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\* Links are provided to texts of laws and regulations notified under the TRIPS Agreement in the form supplied by the Member concerned; the WTO Secretariat does not endorse or revise their content.