

# 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 9<sup>1</sup>(7) and Article 54<sup>1</sup>(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 indication (Annex N5)
6. Fees for deposition of a work and a database (Annex N6).

**Article 1<sup>1</sup>.** The fee provided for by this Resolution is an obligatory fee to be paid for a service rendered in relation with intellectual property subject-matters, including value added tax. (21.04.2011 N189)

**Article 2.** 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 shall be applied to applications filed with "Sakpatenti" after the date of effectiveness of this Resolution.

**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 5<sup>1</sup>.** The enclosed fees shall apply to the hearing of appeals filed with "Sakpatenti" after the date of effectiveness of this Resolution, including appeals concerning applications filed with "Sakpatenti" before the date of effectiveness of this Resolution. (28.07.2010 N 215)

**Article 6.** (21.04.2011 N189)

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

2. Ministries of Georgia shall be waived from the payment of fees determined under paragraph 5 of Article 1 of this Resolution.

**Article 7.** The Resolution shall enter into force upon publication.

Prime Minister *Nika Gilauri*

Annex N 1 (7.09.2011 N 343)

**Fees for Patenting of an Invention**

<b>No.</b>	<b>Action</b>	<b>USD (equivalent in national currency)</b>
<b>Examination as to formal requirements</b>		
1	Examination as to formal requirements	90,0
2	Examination as to formal requirements claiming convention priority	120,0
<b>Substantive Examination</b>		
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 claim in excess of one	120,0
<b>Publication</b>		
6.	Publication of application materials up to 30 pages	60,0
7.	Publication of application materials over 30 pages, for each extra page	2,0
<b>Issue of Patent and Maintenance in Force</b>		
8.	Registration of patent, issue of patent and maintenance in force for the first two years	200,0
9.	In case of more than one patent owner, issue of each extra patent	20,0
10.	Maintenance of patent in force for third, fourth, fifth years, per each year	50,0
11.	Maintenance of patent in force for sixth, seventh, eighth years, per each year	70,0
12.	Maintenance of patent in force for ninth, tenth, eleventh years, per each year	170,0
13.	Maintenance of patent in force for twelfth, thirteenth, fourteenth years, per each year	250,0
14.	Maintenance of patent in force for fifteenth, sixteenth, seventeenth years, per each year	300,0
15.	Maintenance of patent in force for eighteenth, nineteenth, twentieth years, per each year	500,0
16.	Claim of additional term for patent on medical product invention per each year	100,0

17.	Reinstatement of patent	100,0
<b>Actions Concerning International Applications</b>		
18.	Checking of International Application under PCT requirements and sending off materials	100,0
19.	Submission of translation of application in a month	250,0
<b>Actions on Request of Applicant, Patent Owner and/or Third Party</b>		
20.	Entering corrections and amendments in application materials for each request	40,0
21.	Extension of term for reply to notification-request for each one month	30,0
22.	Reclamation of application for invention into application for utility model	50,0
23.	Reclamation of application for utility model into application for invention	70,0
24.	Request of evaluation of inventive step in each application	150,0
25.	Re-examination after issue of patent	180,0
26.	Suspension of application processing for each one month period	30,0
27.	Claim of convention priority after application filing	60,0
28.*	Determination of state of the art for each extra independent claim after issue of documentary conclusion	120,0
29.	Drawing up and issue of a certified copy of application	30,0
30.	Making amendments to the Register, except correcting mechanical mistakes, upon a single request in relation with each one patent	60,0
31.	Issue of duplicate of patent	60,0
32.	Drawing up and issue of a certified extract from the Register	30,0
33.	Registration of agreement	100,0
34.	Appeal hearing on invention	360,0
35.	Claim of correction of mechanical mistakes for 30 pages of application materials, for one patent	10,0
36.	Claim of correction of mechanical mistakes for each extra page of application materials over 30 pages	2,0
37.	Issue of certified extract on payment of fees	5,0
38.	Reinstatement of application rights forfeited due to violation of terms	100,0
39.	Search on bibliographic data in the Register	30,0

4\*, 5\*, 28\*- 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%.

**Fees for Patenting a Utility Model**

<b>No.</b>	<b>Action</b>	<b>USD (equivalent in national currency)</b>
<b>Examination as to formal requirements</b>		
1.	Examination as to formal requirements	90,0
2.	Examination as to formal requirements claiming convention priority	120,0
<b>Substantive Examination</b>		
3.	Determination of object of protection and novelty	90,0
<b>Publication</b>		
4.	Publication of application materials up to 30 pages	60,0
5.	Publication of application materials over 30 pages, for each extra page	2,0
<b>Issue of Patent and Maintenance in Force</b>		
6.	Registration of patent, issue of patent and maintenance in force for the first two years	170,0
7.	Maintenance of patent in force for third, fourth years, per each year	50,0
8.	Maintenance of patent in force for fifth, sixth years, per each year	70,0
9.	Maintenance of patent in force for seventh, eighth years, per each year	170,0
10.	Maintenance of patent in force for ninth, tenth years, per each year	300,0
11.	Reinstatement of patent	100,0
12.	In case of more than one patent owner, issue of each extra patent	20,0
<b>Actions Concerning International Applications</b>		
13.	Checking of International Application under PCT requirements and sending off materials	100,0
14.	Submission of translation of application in a month	250,0
<b>Actions on Request of Applicant, Patent Owner and Third Party</b>		
15.	Entering corrections and amendments in application materials, for each request	40,0
16.	Extension of term for reply to notification-request for each one month	30,0
17.	Request of evaluation of inventive step in each application	150,0
18.	Re-examination after issue of patent	180,0
19.	Suspension of application processing for each one month period	30,0
20.	Claim of convention priority after the completion of examination as to form	60,0
21.	Drawing up and issue of one certified copy of application	30,0
22.	Entering amendments in the Register, except correction of mechanical mistakes, upon a single request in relation with each one patent	60,0

23.	Issue of the duplicate of patent	60,0
24	Drawing up and issue of certified extract from the Register	30,0
25.	Issue of certified extract on payment of fees	5,0
26.	Registration of agreement	100,0
27.	Appeal hearing on utility model	360,0
28.	Claim of correction of mechanical mistakes for 30 pages of application materials, for one patent	10,0
29.	Claim of correction of mechanical mistakes for each extra page of application materials over 30 pages	2,0
30.	Reinstatement of application rights forfeited due to violation of terms	100,0
31.	Search on bibliographic data in the Register	30,0

Annex N 3 (7.09.2011 N 343)

### Fees for Registration of a Design

N	Action	USD (equivalent in national currency)
<b>Examination as to formal requirements</b>		
1	Examination as to formal requirements	50,0
2	Examination as to formal requirements on each additional design	10,0
3	Claim of convention priority	30,0
4.	Claim of convention priority for each additional design	10,0
<b>Substantive Examination</b>		
5.	Substantive examination	80,0
6.	Substantive examination on each additional design	10,0
<b>Publication, Issue of Certificate and Maintenance in Force</b>		
7.	Publication of one design	10,0
8	In case of more than one design owner, issue of each additional certificate	20,0
9.	Registration of design, issue of certificate and maintenance in force for the first five years	100,0
10.	Registration of design, issue of certificate and maintenance in force for the first five years for each additional design	10,0
11.	Maintenance of registration in force for subsequent five years	80,0
12.	Maintenance of registration in force for subsequent five years for each additional design	10,0
13.	Maintenance of registration in force for five years third time	100,0
14.	Maintenance of registration in force for five years third time for each additional design	10,0
15..	Maintenance of registration in force for five years fourth time	300,0
16.	Maintenance of registration in force for five years fourth time for each additional design	30,0
17.	Maintenance of registration in force for five years fifth time	550,0
18.	Maintenance of registration in force for five years fifth time for each additional design	50,0

<b>Actions on Request of Applicant, Design Owner and/or Third Party</b>		
19.	Reinstatement of registration	100,0
20.	Entering corrections and amendments in application materials for each request	40,0
21.	Making amendments to the Register upon a single request in relation with each additional design	40,0
22.	Postponement of publication	100,0
23.	Extension of term for reply to notification-request for each one month	30,0
24.	Suspension of application processing for each one month period	30,0
25.	Drawing up and issue of certified copy of application	30,0
26.	Drawing up and issue of a certified extract from the Register	30,0
27.	Issue of duplicate of certificate	90,0
28.	Issue of certified extract on payment of fees	5,0
29.	Registration of agreement	100,0
30.	Appeal hearing	200,0
31.	Appeal hearing on each additional design	20,0
32.	Claim of correction of mechanical mistakes in each certificate	20,0
33.	Reinstatement of application rights forfeited due to violation of terms	30,0

#### **Accelerated Registration**

34.	Accelerated examination as to formal requirements	100,0
35.	Accelerated examination as to formal requirements for each additional design	20,0
36.	Accelerated substantive examination	160,0
37.	Accelerated substantive examination for each additional design	20,0
38.	Claim of convention priority	60,0
39.	Claim of convention priority for each additional design	20,0
40.	Publication of one design	20,0
41.	Registration, issue of certificate and maintenance in force for the first five years	200,0
42.	In case of more than one design owner, issue of each additional certificate	20,0

Annex N 4 (7.09.2011 N 343)

#### **Fees for Registration of a Trademark**

No.	Action	USD (equivalent in national currency)
1	Examination of trademark as to formal requirements for one class of goods	90,0
2	Examination of trademark as to formal requirements for each class of goods in excess of one	50,0
3	Examination of collective mark as to formal requirements for one class of goods	150,0
4	Examination of collective mark as to formal requirements for each class of goods in excess of one	90,0
5	Claim of convention priority	30,0
6	Substantive examination of trademark	120,0
7	Substantive examination of collective mark	310,0
8	Publication	60,0
9	Reinstatement of application proceeding	90,0
10	Registration of trademark, issue of certificate and maintenance in	150,0

force for ten years	
11. In case of more than one applicant, issue of each additional certificate	30,0
12. Renewal of trademark registration for subsequent ten years for one class of goods	300,0
13. Renewal of trademark registration for next ten years for each class of goods in excess of one	50,0
14. Registration of collective Mark, issue of certificate and maintenance in force for ten years	550,0
15. Renewal of collective mark for subsequent ten years for one class of goods	550,0
16. Renewal of collective mark for subsequent ten years for more than one class of goods	90,0
17. International Application confirmation and sending to the International Bureau of World Intellectual Property Organization (WIPO)	60,0
18. International Application confirmation on additional designation and sending to the International Bureau of World Intellectual Property Organization (WIPO)	60,0
19. Entering corrections and amendments in application materials for each request	60,0
20. Suspension of application processing for each one month period	50,0
21. Entering amendments in the Register upon a single request in relation with each mark	60,0
22. Issue of certified copy of application	30,0
23. Issue of certified extract from 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 fee payment	5,0
27. Registration of agreement for each one mark	90,0
28. Appeal hearing on trademark	200,0
29. Appeal hearing on collective trademark	400,0
30. Extension of term for submission of requested document for one month	30,0
31. Examination as to form on trademark application by accelerated procedure for one class of list of goods	200,0
32. Substantive examination on trademark application by accelerated procedure for one class of list of goods	300,0
33. Examination as to form on trademark application by accelerated procedure for each additional class of list of goods	100,0
34. Substantive examination on trademark application by accelerated procedure for each additional class of list of goods	100,0
35. Registration of trademark, issue of certificate, publication by accelerated procedure and maintenance in force for ten years	340,0
36. Registration of trademark, issue of certificate, publication by accelerated procedure and maintenance in force for ten years for each additional class	100,0

**Schedule of Individual Fees Applied for Designation in Georgia under the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks**

No.	Action	Swiss Franc (equivalent in national currency)
37.	Designation of international registration in Georgia under the Madrid Protocol for next ten years, for one class of goods	314,0
38.	Designation of international registration in Georgia under the Madrid Protocol for ten years, for more than one class of goods	115,0
39.	Renewal of international registration under the Madrid Protocol for subsequent ten years for one class of goods	314,0
40.	Renewal of international registration under the Madrid Protocol for subsequent ten years for more than one class of goods	115,0

Annex N 5

**Fees for Registration of an Appellation of Origin and Geographical Indication**

No.	Action	USD (equivalent in national currency)
1	Examination of application for appellation of origin and geographical indication of goods	120,0
2	Publication	50,0
3	Registration of appellation of origin and geographical indication of goods	160,0
4	Entering amendments in the Register	50,0
5	Issue of certified extract from the Register	30,0

**Annex N 6 Fees for Deposition of a Work and a Database**

No.	Action	USD (equivalent in national currency)
1	Fee for work deposition and certificate issue	10,0
2	Fee for database deposition and certificate issue	10,0
3	Fee for issue of duplicate of deposition certificate	5,0

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