

**L.N. 98 of 2007**

**PATENTS AND DESIGNS ACT  
(CAP. 417)**

**Patent Cooperation Treaty Regulations, 2007**

IN exercise of the powers conferred by article 59 of the Patents and Designs Act, the Minister for Competitiveness and Communications has made the following regulations:-

**1.** (1) The title of these regulations is the Patent Cooperation Treaty Regulations, 2007. Title and commencement.

(2) These regulations shall be deemed to have come into force on 1<sup>st</sup> March, 2007.

**2.** In these regulations, unless the context otherwise requires - Interpretation.

“the Act” means the Patents and Designs Act, and words and expressions used in these regulations shall have the same meaning as is given to them in the Act;

“the Treaty” means the Patent Cooperation Treaty done at Washington on 19<sup>th</sup> June, 1970 as revised;

“designate”, “international application” and “receiving Office” have the same meanings as is given to them in the Treaty;

“the Office” means the national office responsible for granting of patents in Malta.

**3.** (1) The Comptroller shall process international applications in accordance with the provisions of the Treaty, the Regulations established thereunder and the Administrative Instructions under those Regulations, and with the provisions of these regulations and of the Act. Applicable law.

(2) In the case of conflict between the provisions of the Treaty and those of these regulations and of the Act, the provisions of the Treaty, the Regulations thereunder and the Administrative Instructions under those Regulations shall prevail.

**4.** (1) The Office shall act as a receiving Office in respect of an international application filed with it by a resident or a national of Malta. Malta as receiving office.

(2) An international application filed with the Office shall be filed in the English language and the prescribed transmittal fee shall be paid to the Office.

International Applications.

5. An international application designating Malta shall be treated as indicating the wish to obtain a European patent designating Malta.

### Schedule of Fees

#### Regulation 4(2)

Transmittal fee for the filing of an International Patent Application .....	Lm20 + courier services charges.
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