

# Intellectual Property Office of SRI LANKA

## WIPO Sub Regional Workshop

29 Nov – 01 Dec Kuala Lumpur

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# Patent Prosecution system in Sri Lanka

Year	Applications			Registrations		
	Resident	Non Resident	Total	Resident	Non Resident	Total
1995	529	80	609	788	76	864
1996	226	51	277	225	55	280
1997	175	24	199	172	20	192
1998	297	30	327	268	15	283
1999	154	25	179	150	19	169
2000	187	10	197	179	06	185
2001	520	26	546	482	11	493
2002	345	40	385	253	13	266
2003	386	42	428	365	23	388
2004	254	50	304	224	40	264
2005	257	47	304	269	88	357
2006	477	39	516	422	45	467
2007	328	24	352	8	6	14
2008	333	56	389	85	4	89
2009	273	40	313	238	36	274
2010	233	51	284	228	37	265

## Patent Information

- Information Desk
- Over the phone
- Office website
- Internet

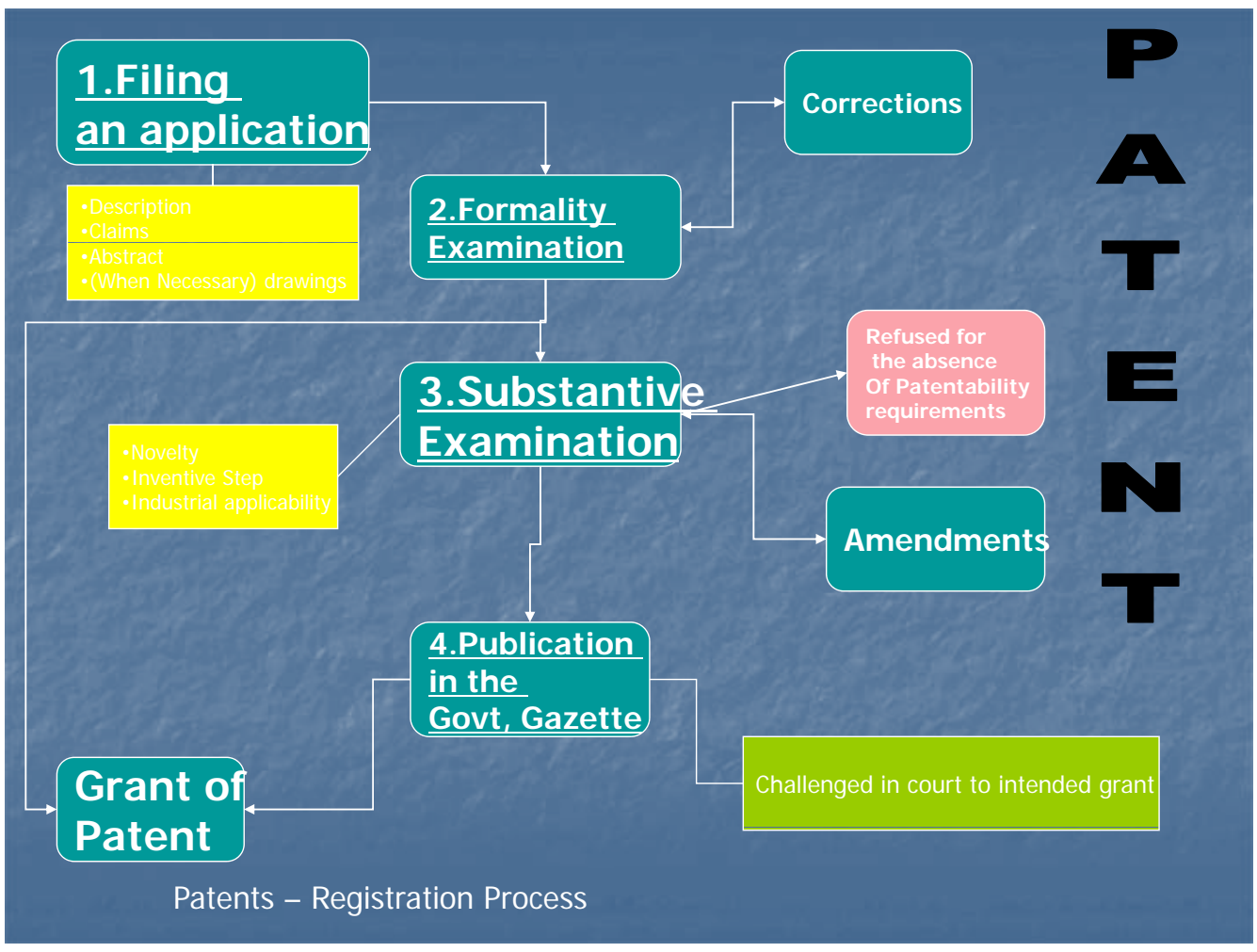
## Preparation of application

- Intellectual Property Act no.36 of 2003
- Regulations made under sec. 204 of the said Act
- By an IP agent
- By individuals

## Filing an application

- Patent Agents
- Individuals

# PATENT



## Filing an application

- Possible in three languages Sinhala, Tamil or English
- Natinal, PCT and International Applications
- Fee Structure
- Method of payment

# Formality Examination

- Requirements ( sec.71 of the Intellectual Property Act)
- Prescribed fee

## Correction of formal defects

- Within three months from the date of notification

# Substantive Examination

- Inventions that can not be patentable
- Substantive Examination on novelty, Inventive steps and Industrially applicability

# Amendments

- Allowed to amend an application subject to prescribed fee
- Should not go beyond the earlier discloser
- Within three months from the notification

# Search Report

- Is an invention within the meaning of the relevant section
- Title describes the invention in a sufficient manner
- Whether claims describe the invention in a clear, concise and sufficient manner
- International Patent Classification

# Publication

- To inform the public about the possibility of granting a patent
- No patent hearing by the office
- (Opposition) Must go before the courts within 3 months from the publication date

# PCT National Phase filing

- Formality check
- Whether Sri Lanka has been designated
- 30 months calculation
- Assignments, other changes (IB 306 etc...)
- ISR
- Search report will be issued if amended at the national phase

# Grant of Patent

- Valid for 20 years from the original filing date.
- After 2 years from the date of grant, patent should be renewed annually.



# Post grant prosecution

- No opposition hearing by the office
- Invalidation under relevant sections before courts

# Challenges

- Limited staff
- Expertise in Examination
- Awareness among the people

Thank You