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The Gazette of the Democratic Socialist Republic of Sri Lanka EXTRAORDINARY

අංක 2146/37 - 2019 ඔක්තෝබර් මස 27 වැනි දින - 2019.10.27
No. 2146/37 - SUNDAY, OCTOBER 27, 2019

(Published by Authority)

PART I : SECTION (I) — GENERAL

Government Notifications

INTELLECTUAL PROPERTY ACT, No. 36 OF 2003

REGULATIONS made by the Minister of Science, Technology and Research under Section 204 of the Intellectual Property Act, No. 36 of 2003.

SUJEEWA SENASINGHE (M. P.),
Minister of Science, Technology and Research.

Ministry of Science, Technology and Research,
Battaramulla,
23rd October, 2019.

Fees Regulations of National Intellectual Property Office of Sri Lanka

The notification relating to the fees published in *Gazette Extraordinary* No. 1445/10 of 17th May 2006 is hereby rescinded and the fees specified in the Second Schedule of the said notification are hereby amended as follows in terms of the proposal 261 of Budget Proposals 2018 to increase fees charged for services provided by the government agencies which have not been revised during last 03 years, by 15%.

These regulations may be cited as the Intellectual Property Regulations No. 02 of 2019 and shall come into operation on 30.10.2019.



SCHEDULE

Fees

<i>Industrial Designs</i>	<i>Rs.</i>
1. Application under Section 33(2)	- 1,150.00
2. Counter Statement under Section 33(3)	- 1,150.00
3. Application for registration of a design	
A student (schools, technical and other similar Colleges and University Undergraduates)	- 575.00
An individual	- 862.50
Others	- 1,150.00
4. For grounds of decision	- 1,150.00
5. With written submissions under Section 40(5)(a)	- 1,150.00
6. Publication under Section 40(6) (per cm 1 X cm 1)	- 862.50
7. Notice of objection under Section 40(9)	- 1,150.00
8. For inspection of application (To obtain a copy thereof by the creator or a person named as the creator - per page)	- 115.00
9. (i) For inspection of the register	- 115.00
(ii) For inspection of the relevant industrial Design File	- 115.00
10. (i) For obtaining copies of documents relating to an industrial design A4 size page or part thereof	- 115.00
Each additional page or part thereof	- 57.50
(ii) For a page of document not specified in paragraph (i) above (Page or a part of thereof)	- 57.50
(iii) For obtaining the certified copies of documents referred to in paragraph (i) and (ii) one page	- 230.00
Every additional (page or a part thereof)	57.50
11. For publication in the Gazette of the registration of the industrial Design (per 1 cm X 1 cm)	- 115.00
12. For 01st renewal of registration	- 2,300.00
13. For 2nd renewal of registration	- 4,600.00
14. Payment of surcharge for late payment (of renewal fee)	- 10%
15. (i) For a certificate as to the current status of the registration of a design	- 575.00
(ii) For the preparation of priority documents	- 862.50
16. Request to enter name of a new owner by assignment or transmission	- 1,150.00
17. Request to correct clerical error caused by an act of the owner or his agent	- 115.00
18. Request to enter change of name or address	- 575.00
19. Application for recording particulars of licence contract or sub-licence or assignment or transmission	- 1,150.00
20. Application for recording the renunciation, expiration or termination of a licence contract or sub-licence	- 575.00

SCHEDULE (Contd.)

Marks

		Rs.
1.	Application for registration of each-	
	(a) Mark	
	(i) Individual Applicant	- 1,150.00
	(ii) Others	- 3,450.00
	(b) Collective Mark	- 5,750.00
	(c) Certification Mark	- 5,750.00
2.	On application to Director General to state grounds of decision	- 1,150.00
3.	On notice of opposition for registration of a mark	- 2,300.00
4.	On observations of applicant in answer to notice of opposition	- 1,150.00
5.	On the hearing of opposition by applicant and opponent each	- 1,150.00
6.	For registration of a mark and issue of certificate	- 1,150.00
7.	Upon each entry in the register of a note that mark is associated with a newly registered mark	- 345.00
8.	On application to register a subsequent proprietor/applicant in cases of assignment or transmission	
	(a) For a single mark	- 2,300.00
	(b) For every additional mark, the devolution being identical in each case and if made in one application	- 575.00
9.	On application to change the name or address of proprietor/applicant where there has been no alteration of proprietorship	
	(a) For a single mark	- 1,150.00
	(b) For every additional mark, the change being the same in each case and if made in one application	- 575.00
10.	(a) Renewal of registration of a mark -	
	(i) Individual Owner	- 3,450.00
	(ii) Others	- 4,600.00
	(b) Renewal of a collective and certification mark	- 5,750.00
	(c) Surcharge	- 10% of the fee
11.	On application to alter the address of registered proprietor or the licensee	
	(a) For a single mark	- 1,150.00
	(b) For every additional mark, the alternation being the same in each case and if made in one application	- 575.00
12.	For every entry in the register or a rectification thereof or an alternation therein not otherwise charged	- 575.00
13.	For cancelling the entry or part of the entry of a mark upon the register, on the application of the owner of such mark	- 575.00
14.	On an application to the Director General for leave to add or to alter a mark or collective mark or certification mark	- 3,450.00
	(and for publication in the Gazette of Mark if leave is granted (1cm X 1 cm)	- 230.00
15.	For inspecting register, application, notice of opposition, observation or decisions or any other document related to documents enumerated above	- 115.00

SCHEDULE (Contd.)

Marks (Contd.)

		Rs.
16.	For obtaining copies of documents relating to all kinds of marks -	
	A4 size page or part thereof	- 115.00
	Each additional page or part of thereof	- 57.50
17.	For a page or part thereof of documents not specified in 16 above	- 57.50
18.	For obtaining the certified copies of documents referred to in regulation 16 and 17 above	
	One page	- 230.00
	Every additional page or a part of thereof	- 57.50
19.	For publication of mark (per 1cm X 1 cm)	- 115.00
20.	Application on request for recording particulars of licence contract or sub licence or assignment or transmission	- 1,150.00
21.	Application for recording of expiration or termination of the licence contract	- 575.00
22.	Application for renunciation of the registration of any goods or services for which a mark is registered either wholly or in respect of part of the goods or service	- 575.00
	for publication in the Gazette of that renunciation of registration (per 1 cm X 1cm)	- 115.00
23.	Application of change in the conditions governing the use of a collective mark of certification mark and	- 2,300.00
	for publication in the Gazette of the notification of changes (per 1 cm X 1 cm)	- 115.00
24.	(i) For a certificate as to the current status of the registration of the mark	- 575.00
	(ii) For the preparation of priority documents	- 862.50
25.	(i) For correction of clerical error caused by the owner of his agent	- 575.00
	(ii) Deletion of a mark under Regulation No. 15(2)	- 287.50
26.	Publication of the application in the Gazette under Section 111(7)	
	(i) Where the size of the representation of the mark is not more than 04 cm X 04 cm	
	(a) if the number of words in the list of goods or services are 10 or below 10	- 1,725.00
	(b) If the number of words in the list of goods or services are 11-20	- 2,875.00
	(c) If the number of words in the list of goods and services are 21 or above	- 4,025.00
	(ii) Where the size of the representation of the mark is more than 04 cm X 04 cm, and additional fee of	- 2,300.00
	(iii) Where it is a collective mark or a certification mark, an additional fee of	- 2,300.00

Patents

1.	On application for the grant of a patent	
	(i) Students (School, technical and other similar Colleges and University undergraduates)	- 1,150.00
	(ii) Individuals	- 2,875.00
	(iii) Others	- 6,900.00
2.	On request to refer an application to a local examiner	- 1,150.00
3.	On inspection by the inventor of the application	- 115.00
4.	For the preparation of an abstract by the Director General	- 3,450.00

SCHEDULE (Contd.)

Patents (Contd.)

		Rs.
5.	(i) For obtaining copies of documents relating to a patent A4 size page or part thereof Each additional page or part of thereof	- 115.00 57.50
	(ii) For a page of documents not specified in paragraph (i) above (page or a part thereof)	- 57.50
6.	For obtaining the certified copies of documents referred to in regulation 5(i) and (ii) one page Every additional page or a part thereof	- 230.00 57.50
7.	On application for the assignment or transmission of a patent application or patent	- 1,725.00
8.	On request of recording particulars of (a) a licence contract or of any assignment, transmission, sub-licence amendment, renewal (b) Expiration or termination thereof	- 1,150.00 575.00
9.	(i) For an amendment in the application (ii) For the entry of change of name or address (iii) For rectification of any clerical error caused by an act of the owner or his agent (iv) For a divisional application (v) For any amendment thereof (vi) Any correction as required by Director General under Section 78	- 1,150.00 575.00 575.00 2,875.00 1,150.00 575.00
10.	For inspection of the register of patents in respect of each patent	- 115.00
11.	For inspection of the file relating to the patent after the grant of the patent or with the permission of the applicant before the grant	- 115.00
12.	For divulging permissible information before the grant of the patent by the Director-General	- 230.00
13.	In order to keep the patent in force (i) Students (School, Technical and other Colleges and University Undergraduates) (a) For the first extension (b) For the second extension (c) For the third extension (d) For the fourth extension (e) For the fifth extension (f) For the sixth extension (g) For the seventh extension (h) For the eighth extension (i) For the ninth extension (j) For the tenth extension (k) For the eleventh extension (l) For the twelfth extension (m) For the thirteenth extension (n) For the fourteen to eighteen extension (each)	- 1,725.00 1,725.00 2,300.00 2,875.00 3,450.00 4,025.00 4,600.00 5,175.00 5,750.00 6,325.00 6,900.00 7,475.00 8,050.00 8,625.00

SCHEDULE (Contd.)

Patents (Contd.)

		Rs.
(ii)	Individuals	
(a)	For the first extension	- 3,450.00
(b)	For the second extension	- 4,025.00
(c)	For the third extension	- 4,600.00
(d)	For the fourth extension	- 5,750.00
(e)	For the fifth extension	- 6,900.00
(f)	For the sixth extension	- 8,050.00
(g)	For the seventh extension	- 9,200.00
(h)	For the eighth extension	- 11,500.00
(i)	For the ninth extension	- 12,650.00
(j)	For the tenth extension	- 13,800.00
(k)	For the eleventh extension	- 14,950.00
(l)	For the twelfth extension	- 16,100.00
(m)	For the thirteenth extension	- 17,250.00
(n)	For the fourteen to eighteen extension (each)	- 23,000.00
(iii)	Others	
(a)	For the first extension	- 4,600.00
(b)	For the second extension	- 5,750.00
(c)	For the third extension	- 8,050.00
(d)	For the fourth extension	- 9,200.00
(e)	For the fifth extension	- 11,500.00
(f)	For the sixth extension	- 13,800.00
(g)	For the seventh extension	- 16,100.00
(h)	For the eighth extension	- 18,400.00
(i)	For the ninth extension	- 20,700.00
(j)	For the tenth extension	- 23,000.00
(k)	For the eleventh extension	- 25,300.00
(l)	For the twelfth extension	- 26,450.00
(m)	For the thirteenth extension	- 28,750.00
(n)	For the fourteen to eighteen extension (each)	- 40,250.00
14.	Surcharge on the application for extension 10% of the present fee	10% of the present fee
15.	(i) For a certificate as to the current status of the patent	- 575.00
	(ii) For the preparation of priority documents	- 1,150.00

SCHEDULE (Contd.)

Rs.

Layout Designs of Integrated Circuit

1. Application for registration	-	3,450.00
2. Examination of the Register or the related file	-	115.00
3. Application for transfer of application or registration of a layout design under Section 152(1)	-	2,300.00
4. For counter claim under Section 152(2)	-	1,150.00
5. For obtaining the copies of documents relating to layout design		
One page or part thereof	-	115.00
each additional page or part thereof	-	57.50
6. Certified copies of the documents referred to in regulation No. 5 each page or part thereof	-	230.00
Each additional page or part thereof	-	57.50
7. Registration of assignment, transmission or license contract or sub licence under Section 153	-	1,150.00

Agents

1. Registration of an Agent		
(i) Individuals	-	5,750.00
(ii) Others	-	11,500.00
2. Renewal of Registration		
(i) Individuals	-	8,625.00
(ii) Others	-	17,250.00

Copyright and Related Rights

1. Fees for authorization under Section 24(4)		
(i) Reproduction	-	2% of the sale value of the copies
(ii) Performance - each	-	575.00
(iii) Broadcasting - each	-	575.00
(iv) Other communication to public - each	-	575.00
(v) Translation or adoption	-	575.00