

Copyright

Definition

"Copyright" means the sole legal
right to print, publish,
perform film or record a
literally or artistic or
musical work-
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OWNERSHIP

19. If the owner of copyright has conferred the rights to use the work on conditions the effect of which is a gross disproportion between the remuneration paid him by the User of the work and the income from the use thereof, the owner of copyright may request an amendment of the contract so

OWNERSHIP CONT....

as to secure him an equitable share of the income, corresponding to standards generally prevailing in similar cases, such claim may not be waived. In advance, it cannot be enforced, however, after the lapse of two years from the time when the owner of copyright received knowledge of the circumstances which give rise to the claim, and the owner of copyright may not claim to have received such a knowledge after more than five years.

PATENTS OFFICE FUNCTIONS

5. The Functions of the Patents Office shall be-

- (a) to grant patents under this Act;
- (b) to promote inventiveness among nationals of the United Republic;
- (c) to establish and operate a patent documentation centre for the purpose of dissemination of information on patents;
- (d) to collaborate with other bodies whether local or international whose functions relate to patents matters;
- (e) to provide information on patented technology so as to facilitate transfer and acquisition of technology by the United Republic;
- (f) to perform such other functions as are necessary for the furtherance of the objects of this Act.

PATENTS

PATENTABILITY

7.-(1) For the purposes of this Act, "invention" means a solution to a specific problem in the field of technology and may relate to a product or process.

(2) The following shall not be regarded as inventions within the meaning of subsection (1):

- (a) discoveries, and scientific and mathematical theories;
- (b) plant or animal varieties or essentially biological processes for the production of plants or animals, other than microbiological and the products of such processes;
- (c) schemes, rules or methods for doing business, performing purely mental acts or playing games;
- (d) methods for the treatment of the human or animal body by surgery or therapy, as well as diagnostic methods; but shall not apply to products for use in any of those methods;
- (e) mere presentation of information.

8. An invention is patentable if it is new, involves an inventive step and is industrially applicable.

NEW INVENTION

9.-(1) An invention is new if it is not anticipated by prior art.

(2) (a) Everything made available to the public any where in the world by means of written disclosure (including drawings and other illustrations) or by oral disclosure, use, exhibition or other non-written means shall be considered prior art provided that such making available occurred before the date of the filing of the application, of priority is claimed, before the priority date, validly claimed in respect thereof.

PATENT'S GRANT

(b) For the sole purpose of the evaluation of novelty, an application for the grant of a patent or a utility certificate in the United Republic shall be considered to have been comprised in the prior art as from the filing date of such application or, if priority is claimed, as from the date of its validly claimed priority, to the extent to which its contents are available, or is later made available, to the public in accordance with this Act or in accordance with the Patent Co-operation Treaty.

TIME FACTOR

(3) A disclosure of the invention shall not be taken into consideration if it occurs not earlier than six months before the filing of the application and if it was by reason or in consequence of:-

- (i) the fact that the applicant or his predecessor in title displayed the invention at an official or officially recognized international exhibition, or
- (ii) an evident abuse in relation to the applicant or his predecessor in title.

CLAIMS

10. An invention shall be considered as involving an inventive step if, having regard to the prior art, within the meaning of section 9(2) (a), it would not have been obvious to a person skilled in the art on the date of the filing of the application or, if priority is claimed, on the priority date validly claimed in respect thereof -