

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 84 OF 2012

The Patents Act

(Laws, Volume 22, Cap. 400)

The Patents (Amendment) Regulations, 2012

IN EXERCISE of the powers contained in section *ninety-six* of the Patents Act, the following Regulations are hereby made:

- | | |
|---|---|
| <p>1. These Regulations may be cited as the Patents (Amendment) Regulations, 2012, and shall be read as one with the Patents Regulations, in these Regulations referred to as the principal Regulations.</p> | <p>Title
Cap. 400</p> |
| <p>2. The principal Regulations are amended by the repeal of the First Schedule and the substitution therefor of the First Schedule set out in the Appendix to these Regulations.</p> | <p>Repeal and
replacement of
First Schedule</p> |

APPENDIX

(Regulation 2)

FIRST SCHEDULE

(Regulation 3)

TARIFF OF FEES

<i>Matter or proceeding</i>	<i>Amount payable by local firm, corporation and individual Fee Units</i>	<i>Amount payable by foreign firm, corporation and individual Fee Units</i>	<i>Corresponding Form No.</i>
1. Application for a Patent (Non-convention)	1111	6667	1
2. Convention application in respect of each application for protection in a convention country	1111	6667	2
3. Application for a patent of addition	1111	6667	3

<i>Matter or proceeding</i>	<i>Amount payable by local firm, corporation and individual Fee Units</i>	<i>Amount payable by foreign firm, corporation and individual Fee Units</i>	<i>Corresponding Form No.</i>
4. Application for grant of a patent of addition of an independent patent	1111	6667	4
5. Lodging specification—			
(a) provisional	278	667	5
(b) complete	556	1667	6
6. Extension of the period for lodging complete specification	111	1667	7
7. Request for post-dating of an application under section 17 (1)	111	333	8
8. Request for extension of time under section 20, where the extension requested—			
(a) does not exceed one month	278	167	9
(b) exceeds one month, but does not exceed two months	389	333	9
(c) exceeds two months	389	667	9
9. For each extension of time under Section 21	278	833	10
10. Application for withdrawal of acceptance—			
(a) if made before advertisement artwork is made but before Journal is published	111	333	11

<i>Matter or proceeding</i>	<i>Amount payable by local firm, corporation and individual Fee Units</i>	<i>Amount payable by foreign firm, corporation and individual Fee Units</i>	<i>Corresponding Form No.</i>
(b) if made after advertisement artwork is made but before Journal is published	167	667	11
11. Notice of opposition by objector to grant of patent	2778	5000	12
12. Claim under section 23 (1) for application to proceed in name of claimants	278	667	13
13. Application for directions under 23 (5)	556	1667	14
14. Request for sealing of a patent (grant fee)	1667	8333	15
15. Application for extension of the period for requesting the sealing of a patent under paragraph (iv) of the proviso to section 25 (2), where the extension requested—			
(a) does not exceed one	278	833	16
(b) exceeds one month but does not exceed two months	333	1000	16
(c) exceeds two months	389	1167	16

<i>Matter or proceeding</i>	<i>Amount payable by local firm, corporation and individual Fee Units</i>	<i>Amount payable by foreign firm, corporation and individual Fee Units</i>	<i>Corresponding Form No.</i>
16. Application for extension of the period for requesting the sealing of a patent under paragraph (v) of the proviso to section 25 (2), where the extension requested—			
(a) does not exceed one month	278	833	17
(b) exceeds one month-for each month after the first	333	1000	17
17. Application under section 26 for amendment of patent	389	1167	18
18. Application for certificate of payment of renewal fee—			
(a) in respect of the fourth year	278	2667	19
(b) in respect of the fifth year	389	3000	19
(c) in respect of the sixth year	500	3333	19
(d) in respect of the seventh year	614	3667	19
(e) in respect of the eighth year	722	4000	19
(f) in respect of the ninth year	836	4333	19
(g) in respect of the tenth year	944	4667	19

<i>Matter or proceeding</i>	<i>Amount payable by local firm, corporation and individual Fee Units</i>	<i>Amount payable by foreign firm, corporation and individual Fee Units</i>	<i>Corresponding Form No.</i>
19. Extension of the period for payment of renewal fees, where the extension requested—	1056	5000	19
(a) does not exceed one month	1167	5333	19
(b) exceeds one month but does not exceed two months	1278	5667	19
(c) exceeds two months but does not exceed three months	1389	6000	19
(d) exceeds three months but does not exceed four months	1500	6333	19
20. Certificate of payment of renewal fee	1611	6667	19
21. Application for restoration of lapsed patent	1722	7000	19
22. Notice of opposition to application for restoration of lapsed patent	1833	7333	19
23. Application for endorsement of patent “licences of right”	1944	7667	19
24. Application for settlement of terms of licence under patent endorsed “licences of right”	2056	8000	19
	2167	8333	19

<i>Matter or proceeding</i>	<i>Amount payable by local firm, corporation and individual Fee Units</i>	<i>Amount payable by foreign firm, corporation and individual Fee Units</i>	<i>Corresponding Form No.</i>
19. Extension of the period for payment of renewal fees, where the extension requested—			
(a) does not exceed one month	111	833	20
(b) exceeds one month but does not exceed two months	167	1000	20
(c) exceeds two months but does not exceed three months	222	1167	20
(d) exceeds three months but does not exceed four months	278	1333	30
20. Certificate of payment of renewal fee	NIL	NIL	21
21. Application for restoration of lapsed patent	556	6667	22
22. Notice of opposition to application for restoration of lapsed patent	2778	5000	23
23. Application for endorsement of patent “licences of right”	556	3333	24
24. Application for settlement of terms of licence under patent endorsed “licences of right	556	3333	25

<i>Matter or proceeding</i>	<i>Amount payable by local firm, corporation and individual Fee Units</i>	<i>Amount payable by foreign firm, corporation and individual Fee Units</i>	<i>Corresponding Form No.</i>
25. Application by patentee for cancellation of endorsement of patent "Licences of Right" (section 36 (1))	278	1333	26
26. Application for cancelation of endorsement of patent "Licences of Right" (section 36 (2))	2778	1333	26
27. Notice of opposition to cancellation of endorsement of patent "Licence of Right"	2778	5000	28
28. Application for compulsory licence under section 37	556	4000	29
29. Application for amendment of provisional specification, or complete specification not yet accepted	167	1167	30
30. Application for amendment of complete specification after acceptance up to sealing—			
(a) by applicant	722	3667	31
(b) after sealing, by patentee	833	4333	31
31. Form of advertisement of request to amend specification	278	500	32

<i>Matter or proceeding</i>	<i>Amount payable by local firm, corporation and individual Fee Units</i>	<i>Amount payable by foreign firm, corporation and individual Fee Units</i>	<i>Corresponding Form No.</i>
32. Notice of opposition to amendment, by objector	556	2667	33
33. Application for direction under section 47 (6)	556	3333	34
34. Application for direction under section 47 (7)	722	3667	35
35. Application under section 48 (1) to determine disputes	1389	5000	36
36. Offer to surrender a patent under section 52	278	667	37
37. Notice of opposition to surrender a patent	2778	5000	38
38. For altering name, nationality, business address or address for service in register, for each patent	1111	7333	39
39. On application for registration of an assignment under section 58	555	3500	40
40. On request to enter notice of interest in register	278	667	11
41. On request to correct a clerical error—			
(i) up to sealing:	111	1000	42
(ii) after sealing	278	1333	42

<i>Matter or proceeding</i>	<i>Amount payable by local firm, corporation and individual Fee Units</i>	<i>Amount payable by foreign firm, corporation and individual Fee Units</i>	<i>Corresponding Form No.</i>
42. On notice of opposition to the correction of a clerical error	555	5000	43
43. For duplicate of patent	278	1333	44
44. On application for registration as patent agent	278	2000	45
45. Certificate of service	111	500	46
46. Application for entry of order of court or tribunal	167	667	47
47. General form of advertisement	As fixed by the Registrar from time to time	As in preceding column	48
48. For certifying office copies, M S S , o r photographic or printed matter other than duplicate patent:			
(i) under seal	167	11167	
(ii) other	111	833	
49. For general search of records or file or part thereof	111	333	
50. For photographic, or photocopying of any document of the office open to the public under the Act, per A4 sheet	56	667	
51. For a printout of a record	278	1167	

Lusaka
17th December, 2012
[MCTI.52/2/11c]

R. K. SICHINGA,
*Minister of Commerce, Trade
and Industry*