

TUZKMENISTAN*Status as of May 2005*

FEATURES	STATUS	CHANGES IN LAWS SINCE 1990
Types of protection for inventions	<ul style="list-style-type: none">• Patents• Provisional patents	N.A
Term of protection	<ul style="list-style-type: none">• Patents: 20 years• Provisional patents: 5 years • Extension of patent term is not possible.	No
Subject matters excluded from patentability or not considered to be inventions	<ul style="list-style-type: none">• The following subject matters are excluded from patentability:<ul style="list-style-type: none">- Mental acts- Inventions contrary to morality/public order• The following subject matters are not considered to be inventions:<ul style="list-style-type: none">- Discoveries- Scientific theories/mathematical methods- Aesthetic creations- Presentation of information- Computer programs- Business methods- Animals- Plants- Plant and animal varieties- Traditional knowledge	No
Filing language	<ul style="list-style-type: none">• Filing an application in languages other than official languages is possible. The time limit to provide translation into an official language is 2 months from the date of application.	No

Certain requirements relating to filing	<ul style="list-style-type: none"> • The inventor rarely waives his right to be mentioned in the patent. 	No
	<ul style="list-style-type: none"> • It is not possible to file provisional applications. 	
	<ul style="list-style-type: none"> • The most frequent route used by foreign applicants to file patent applications is the Paris Convention route. 	
Link between different inventions in the same application	<ul style="list-style-type: none"> • The applicable law allows that the claims in a patent application relate to a group of inventions so linked as to form a single general inventive concept. 	No
Publication	<ul style="list-style-type: none"> • The information related to the application is published or open for public access when the patent is granted. 	No
Classification system	<ul style="list-style-type: none"> • The patent classification system used is the International Patent Classification (IPC) system. 	N.A
Search and examination	<ul style="list-style-type: none"> • The applicable law does not establish a substantive search and examination system. 	N.A
Specific legal provision regarding ownership of patents derived from public (government) research funding	No	No
Exceptions to exclusive rights conferred by a patent	<ul style="list-style-type: none"> • There are exceptions to the exclusive rights conferred by a patent as follows: <ul style="list-style-type: none"> - Compulsory licenses - Research and/or experimental exception - Preparation of medicines in accordance with medical prescriptions by physicians - Prior user's right 	No
Options to challenge a patent	<ul style="list-style-type: none"> • There are the following options to challenge a patent or a provisional patent: <ul style="list-style-type: none"> - A pre-grant administrative procedure (administrative procedure against the decisions of the Office before the Appeal Commission of the Office. For provisional patents, such a procedure must be initiated within 2 months from the date of receipt of the decision; for patents, the time limit is 3 months from the date of receipt of the decision. - Court procedure 	