

INDUSTRIAL PROPERTY INSTITUTE (IPI) (MOZAMBIQUE)

AS
DESIGNATED (OR ELECTED) OFFICE

CONTENTS

THE ENTRY INTO THE NATIONAL PHASE—SUMMARY

THE PROCEDURE IN THE NATIONAL PHASE

ANNEXES

Fees	Annex MZ.I
National processing request form	Annex MZ.II

List of abbreviations:

Office: Industrial Property Institute (IPI) (Mozambique)

IPC: Industrial Property Code, Decree No. 04/2006

SUMMARY**Designated
(or elected) Office****SUMMARY****MZ****INDUSTRIAL PROPERTY INSTITUTE (IPI)
(MOZAMBIQUE)****MZ****Summary of requirements for entry into the national phase**

Time limits applicable for entry into the national phase:	Under PCT Article 22(3): 31 months from the priority date Under PCT Article 39(1)(b): 31 months from the priority date
Translation of international application required into:	Portuguese
Required contents of the translation for entry into the national phase: ¹	Under PCT Article 22: Description, claims (if amended, both as originally filed and as amended, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts has been amended, both as originally filed and as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	A copy is required only if the applicant expressly requests an earlier start of the national phase under PCT Article 23(2) at a time when the applicant has not received Form PCT/IB/308 and the Office has not received a copy of the international application from the International Bureau under PCT Article 20
National fee: ¹	Currency: Mozambican metical (MZM) For patent: Filing fee: MZM 4,300 Annual fee for the first year: ² MZM 850 Annual fee for the second year: ² MZM 1,150 For utility model: Filing fee: MZM 1,850 Annual fee for the first and second year, per year: ² MZM 850
Exemptions, reductions or refunds of the national fee:	Applicants may, if the Director of the Office so orders, be entitled to a reduction or exemption of certain fees. Such requests must be made prior to entering the national phase (IPC, Articles 201 and 202).
Special requirements of the Office (PCT Rule 51bis): ³	Document evidencing a change of name of the applicant if the change occurred after the international filing date and has not been reflected in the international publication or in a notification from the International Bureau (Form PCT/IB/306) Instrument of assignment if the applicant is not the inventor ⁴ Appointment of an agent if the applicant is not resident in Mozambique

[Continued on next page]

¹ If not furnished or paid within the time limit applicable under PCT Article 22 or 39(1), may still be furnished or paid within a further time limit of 90 days.

² Must be paid when entering the national phase.

³ If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

⁴ This requirement may be satisfied if the corresponding declaration has been made in accordance with PCT Rule 4.17.

SUMMARY**Designated
(or elected) Office****SUMMARY****MZ INDUSTRIAL PROPERTY INSTITUTE (IPI) MZ
(MOZAMBIQUE)***[Continued]*

Who can act as agent?

Any patent attorney or patent agent registered to practice before the Office [and resident in Mozambique](#)

Does the Office accept requests for restoration of the right of priority (PCT Rule 49ter.2)?

Please refer to the Office

THE PROCEDURE IN THE NATIONAL PHASE

- IPC Art. 7 MZ.01 **FORM FOR ENTERING THE NATIONAL PHASE.** The Office has a special form available for entering the national phase (see Annex MZ.II). This form should preferably be used.
- MZ.02 **TRANSLATION (CORRECTION).** Errors in the translation of the international application can be corrected with reference to the text of the international application as filed (see National Phase, paragraphs 6.002 and 6.003).
- IPC Art. 62 MZ.03 **TRANSLATION (LATE FURNISHING OF).** If the translation of the description and claims has not been furnished within the 31-month time limit applicable under PCT Article 22(3) or 39(1)(b), it may still be furnished within a further period of 90 days.
- IPC Art. 54 MZ.04 **INFORMATION CONCERNING CORRESPONDING APPLICATIONS IN OTHER COUNTRIES.** The applicant shall inform the Office of the date and number of any application for a patent filed by him abroad relating to the same or essentially the same invention as that claimed in the application filed with the Office and must furnish the following documents to the Office:
- (i) a copy of any search report on the corresponding foreign application;
 - (ii) a copy of the patent granted to the corresponding foreign application;
 - (iii) a copy of any final or provisional decision to refuse or grant the foreign application;
 - (iv) a copy of any decision to grant a patent on the basis of the foreign application.
- IPC Art. 198-206 MZ.05 **FEES (MANNER OF PAYMENT).** The manner of payment referred to in the Summary and in this Chapter is outlined in Annex MZ.I.
- IPC Art. 199 MZ.06 **RENEWAL FEES.** The first two annuities in respect of patents and utility models shall be paid at the time of entering the national phase. Subsequent annuities shall be paid during the last six months of each year, counting from the date on which the right has been granted. The amounts of the renewal fees are shown in Annex MZ.I.
- PCT Art. 28
41 MZ.07 **AMENDMENT OF THE APPLICATION.** The applicant may, at any time before a patent is granted, make amendments to the application, provided that the amendment does not go beyond the disclosure in the initial application.
- PCT Art. 25
PCT Rule 51 MZ.08 **REVIEW UNDER PCT ARTICLE 25.** The applicable procedure is outlined in paragraphs 6.018 to 6.021 of the National Phase.
- PCT Art. 24(2)
48(2) MZ.09 **EXCUSE OF DELAYS IN MEETING TIME LIMITS.** Reference is made to paragraphs 6.022 to 6.027 of the National Phase.
- PCT Art. 4(3)
43, 44
PCT Rule 49bis.1(a),
(b)
76.5 MZ.10 **UTILITY MODEL.** If the applicant wishes to obtain a utility model in Mozambique for international applications instead of a patent, he shall so indicate to the Office when performing the acts referred to in Article 22 or 39.
- IPC Art. 89
91
95 If the international application is for a utility model instead of a patent, the procedural processes for patents shall be applicable in respect of utility models with the possibility of renewal. The maximum term of protection for a utility model in Mozambique is 15 years. The amounts of the renewal fees are shown in Annex MZ.I.
- IPC Art. 65
97 MZ.11 **CONVERSION.** Prior to the examination of the application, the applicant may change the application for a patent into an application for a utility model. Before the examination stage of the application, the applicant may transform a utility model application into a patent application, against payment of the applicable fee.

FEES**(Currency: Mozambican metical)****Patents**

Filing fee	4,300
Publication fee	375
Examination fee	600
Annual fees:	
— for the 1 st year	850
— for the 2 nd year	1,150
— for the 3 rd year	1,400
— for the 4 th year	1,500
— for the 5 th year	1,900
— for the 6 th year	2,000
— for the 7 th year	2,300
— for the 8 th year	2,500
— for the 9 th year	2,900
— for the 10 th year	3,200
— for the 11 th year	3,600
— for the 12 th year	3,950
— for the 13 th year	4,250
— for the 14 th year	4,550
— for the 15 th year	4,850
— for the 16 th year	5,200
— for the 17 th year	5,700
— for the 18 th year	5,900
— for the 19 th year	6,100
— for the 20 th year	6,750
— 6 months extension surcharge for renewal	50% of fee to be paid
— Revalidation	Triple of fee to be paid

Utility Models:

— Filing fee	1,850
— from the 1 st to 5 th year	850
— from the 6 th to 10 th year	1,550
— from the 11 th to 15 th year	2,750
— 6 months extension surcharge for renewal	50% of fee to be paid

How can payment of fees be effected?

All payments must give the application number (national, if already known; international, if the national application number is not yet known), the name of the applicant and the category of fee being paid, by means of a special payment slip for treasury transactions (see also IPC Art. 199 and 200).

Instituto da Propriedade Industrial
 Av. Consiglieri Pedroso 165
 Caixa Postal n°1072
 Tel.: 258 21 354900 Fax 258 21 354944
 E-mail: ipi@ipi.gov.mz
 Web: www.ipi.gov.mz
 Maputo - Moçambique

DESPACHO

--

PEDIDO DE PATENTE

INVENÇÃO <input type="checkbox"/>		MODELO DE UTILIDADE <input type="checkbox"/>	
ENTRADA N°:	Data/Hora:	Processo N°:	
1. REQUERENTE			
Nome/Firma/Den. Social:		Nuit:	
Domicílio/Sede/Estabelecimento:		CP:	Nac.:
Telefone:	Fax:	E-mail:	Actividade:
NOME DO INVENTOR			
Nome/Firma/Den. Social:		Nuit:	
Domicílio/Sede/Estabelecimento:		CP:	Nac.:
Telefone:	Fax:	E-mail:	Actividade:
3. TÍTULO DA INVENÇÃO			
4. RESUMO			
5. REIVINDICAÇÃO DE PRIORIDADE		6. DOCUMENTOS ANEXOS	
Data de Pedido:	País de Origem:	<input type="checkbox"/> Doc. Titularidade <input type="checkbox"/> Exemplo Sinal <input type="checkbox"/> Procuração Folhas Complementares _____ <input type="checkbox"/> Descrição Outro _____	
Nº Pedido:			
7. TAXAS		8. REPRESENTANTE LEGAL	
Taxa de Serviços	_____ Mt	Nome:	
Pedido de Registo	_____ Mt	BI <input checked="" type="checkbox"/> Dire <input type="checkbox"/> Pass. <input type="checkbox"/> De:	
Publicação	_____ Mt	Emitido Por: _____	
Exame	_____ Mt	Ass. _____	
Outras Taxas	_____ Mt	9. MANDATÁRIO	
Total	_____ 0,00 Mt	Nome:	
Por Extenso		BI <input checked="" type="checkbox"/> Dire <input type="checkbox"/> Pass. <input type="checkbox"/> De:	
		Emitido Por: _____	
		Ass. _____	
O Funcionário _____		Página _____ de _____	

Modelo P