

IL – ISRAEL

Israel Patent Office
Technology Park
Building 5, Malcha
Jerusalem 9695101

Mailing address:
P.O. Box 53420
Jerusalem 91533

Telephone: (972-73) 392 73 13, 392 73 20
E-mail: OritR@justice.gov.il
Internet: <http://www.justice.gov.il/En/Units/ILPO/Pages/default.aspx>

1. Requirements for Deposit

Where the subject of the invention is a biological material or a process for the production of a biological material or an invention that involves the use of a biological material, and where the biological material has been deposited in a deposit institution, then part of the description of the invention or of the manner of its performance thereof may consist of referral to such deposit, all in accordance with the term and conditions as mentioned below.

For purposes of this paragraph, a biological material is a biological material that is not available to the public, and which cannot be described in a manner that will enable a skilled person to carry out the invention, provided that the biological material has the capability of replication or transcription either by itself or in an animal or plant host cell.

Article 12(b) to the Israel Patents Law, 5727-1967

If the applicant chose to refer to a deposit of a biological material in a depository institution under section 12(b) of the law, then the reference shall be conducted as follows:

- (1) When submitting the patent application, the institution and deposit number as well as the date in which the deposit was made shall be noted in the description of the invention. A certification from the depository institution attesting to the reception of the biological material (certification of reception) shall be attached to the application in accordance with the rules of the Budapest Treaty as published in the WIPO website.
- (2) The owner of an application or patent, as appropriate, shall notify the Office of the number of a new deposit and will attach the certification of reception within 3 months of the date given in case of a new deposit (as referred to under article 4 of the Budapest Treaty) subsisting of a biological material previously deposited. The provisions under sections 22, 29 and 65 of the Law shall apply to amendments of the application or patent, as appropriate.

Regulation 20(al) of the Israel Patents Regulations (Office Practice, Rules of Procedure, Documents and Fees) 5728-1968

2. Time of Deposit

No provision.

3. Duration of Storage

No provision.

4. Conditions for the Furnishing of Samples

No provision.