

## **RU – RUSSIAN FEDERATION**

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### 1. Requirements for Deposit

For invention relating to a microorganism strain, a line of plant or animal cells or consortium of strains, the description of method of strain, line of cells and consortium production should be presented. If the said description is insufficient for the realization of invention, the information about deposit of strain, line of cells, consortiums of strains of the consortium (the official name or the abbreviation of the depositary institution, its post address, the deposit number given by said institute to the deposited object) should be submitted.

(Administrative Regulation of the Federal Service for Intellectual Property, Patents and Trademarks to Fulfill the Functions Incurred by the State on Organization of Filing of Applications to Grant Patent for Invention, their Registration, Examination and Grant in due course of Patents of the Russian Federation for Inventions, par. 10.7.4.5(3)).

The document about deposit should be enclosed with the application for an invention relating to a microorganism strain, a line of plant or animal cells or the means with the using of unknown microorganism strain or a line of cells, if said application has an indication about deposit which has been carried out with the authority depositary-institute.

(Administrative Regulation of the Federal Service for Intellectual Property, Patents and Trademarks to Fulfill the Functions Incurred by the State on Organization of Filing of Applications to Grant Patent for Invention, their Registration, Examination and Grant in due course of Patents of the Russian Federation for Inventions, par. 10.3(3)).

The claims, characterizing a microorganism strain should contain its species and generic name in Latin, the purpose of the strain.

In the claims, characterizing a line of plant or animal cells, their name and purpose should be included.

If a strain or a line of plant has been deposited, the official name or abbreviation of authority depositary-institute and the deposit number given by said institute to the deposited object should be presented.

In cases when a strain or a line of plant has not been deposited, the claims should contain the requirements of subparagraph (1) of par. 10.8.1.4 of the present Regulation.

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## 2. Time of Deposit

The date of deposit of a strain, line of cells, consortium or strains of consortium should be not later than the date of filing of the application or the priority date if priority is claimed.

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## 3. Duration of Storage

For depositing with an international depositary authority under the Budapest Treaty, the provisions of the Rule 9 of the Regulations under the said Treaty are applied.

## 4. Conditions for the Furnishing of Samples

### (i) Time of Availability of Samples

Under the existing practice, samples of the deposited microorganism become available as from the date of publication of the application under the conditions provided for in Rule 11 of the Regulations under the Budapest Treaty.

### (ii) Restrictions Concerning the Furnishing of Samples

Provisions concerning conditions for furnishing of samples are under preparation.