

B1**Information on Contracting States****B1****PT****PORTUGAL****PT****General information**

Name of Office:	Instituto Nacional da Propriedade Industrial National Institute of Industrial Property (Portugal)
Location and mailing address:	Campo das Cebolas, 1149-035 Lisboa, Portugal
Telephone:	(351-21) 881 81 00
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Internet:	https://inpi.justica.gov.pt/
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile
Which kinds of documents may be so transmitted?	All kinds of document
Must the original of the document be furnished in all cases?	Yes, within 14 days from the date of the transmission
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	No
Competent receiving Office for nationals and residents of Portugal:	National Institute of Industrial Property (Portugal), European Patent Office (EPO) or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Does national legislation ¹ restrict the filing of international applications with the European Patent Office (EPO) or the International Bureau of WIPO?	Yes, filing restrictions apply to: Applications by residents ²
Competent designated (or elected) Office if Portugal is designated (or elected):	National protection: National Institute of Industrial Property (Portugal) (see National Phase) European patent: European Patent Office (EPO) (see National Phase)
May Portugal be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available via the PCT:	National: Patents, utility models (a utility model may be sought instead of or in addition to a national patent) European: Patents

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¹ Industrial Property Code, Article 92 "Submission of International Applications".

² Unless priority of an earlier application filed in Portugal is claimed.

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Provisions of the law of Portugal concerning international-type search: None

Provisional protection after international publication:

Where the designation is made for the purposes of a national patent:
After a patent has been granted, the applicant is entitled to reasonable compensation for the period following the international publication of the international application. For that purpose, and since the international publication is not effected in Portuguese, the applicant must submit to the National Institute of Industrial Property a translation of the claims into Portuguese, accompanied by a copy of the drawings, if any. The provisional protection applies as from the date when the translated claims are made available to the public.

Where the designation is made for the purposes of a European patent:
After the international publication or, if that publication was effected in a language which is not one of the official languages of the EPO, after the publication by the EPO of the international application submitted to the EPO in one of its official languages, the applicant must submit to the National Institute of Industrial Property a translation of the claims into Portuguese, accompanied by a copy of the drawings, if any. The provisional protection applies as from the date when the translated claims are made available to the public.

Information of interest if Portugal is designated (or elected)**For national protection**

Time when the name and address of the inventor must be given if Portugal is designated (or elected): Must be in the request. 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.

Are there special provisions concerning the deposit of microorganisms and other biological material? Yes (see Annex L)

For a European patent — See European Patent Organisation (EP) in Annex B2