

**DIRECTORATE GENERAL OF  
INTELLECTUAL PROPERTY (HONDURAS)  
AS  
DESIGNATED (OR ELECTED) OFFICE**

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**List of abbreviations:**

Office: Directorate General of Intellectual Property (Honduras)

D12-99: Industrial Property Law, Decree No. 12-99-E

**SUMMARY****Designated  
(or elected) Office****SUMMARY****HN****DIRECTORATE GENERAL OF  
INTELLECTUAL PROPERTY (HONDURAS)****HN****Summary of requirements for entry into the national phase**

Time limits applicable for entry into the national phase:	Under PCT Article 22(1): 30 months from the priority date Under PCT Article 39(1)(a): 30 months from the priority date
Translation of international application required into: <sup>1</sup>	Spanish
Required contents of the translation for entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, both as originally filed and as amended), 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?	No
National fee:	Currency: Honduran lempira (HNL) For patent or utility model: Filing fee: <sup>1</sup> HNL 1,500 Annual fees, per year: HNL 200 Substantive examination fee: HNL 1,500
Exemptions, reductions or refunds of the national fee:	The fees are reduced by 90% where the applicant is the inventor and he provides a declaration indicating that his economic situation prevents him from paying the full amount of the fees.
Special requirements of the Office (PCT Rule 51bis):	Name and address of the inventor if they have not been furnished in the "Request" part of the international application <sup>2, 3</sup> Document evidencing a change of name of the applicant <sup>3</sup> Declaration as to the applicant's entitlement to apply for and be granted a patent <sup>2, 3</sup> Declaration as to the applicant's entitlement to claim priority where the applicant is not the applicant who filed the earlier application <sup>2, 3</sup> Translation of the international application to be furnished in three copies <sup>3</sup> Appointment of an agent if the applicant is not resident in Honduras Power of attorney if an agent is appointed Furnishing, where applicable, of a nucleotide and/or amino acid sequence listing in electronic form

*[Continued on next page]*

<sup>1</sup> Must be furnished or paid within the time limit applicable under PCT Article 22 or 39(1).

<sup>2</sup> This requirement may be satisfied if the corresponding declaration has been made in accordance with PCT Rule 4.17.

<sup>3</sup> 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 of two months from the date of receipt of the invitation.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****HN****DIRECTORATE GENERAL OF  
INTELLECTUAL PROPERTY (HONDURAS)****HN***[Continued]*

Who can act as agent?

Any attorney registered in Honduras

Does the Office accept requests for  
restoration of the right of priority  
(PCT Rule 49ter.2)?Yes, the Office applies both the “unintentional” and the “due care”  
criteria to such requests

## THE PROCEDURE IN THE NATIONAL PHASE

- HN.01 TRANSLATION (CORRECTION).** Errors in the translation of the international application can be corrected with reference to the text of the international application as originally filed (see National Phase, paragraphs 6.002 and 6.003).
- HN.02 FEES (MANNER OF PAYMENT).** The manner of payment of the fees indicated in the Summary and in this Chapter is outlined in Annex HN.I.
- D12-99 Art. 37 **HN.03 DIVISIONAL APPLICATIONS.** Where the application lacks unity of invention, the applicant will be invited to file divisional applications within two months from the date of the invitation. Each divisional application will benefit from the same filing date and any applicable priority date as the international application which entered the national phase. Filing fees are due for each divisional application (see Annex HN.I).
- D12-99 Art. 16 **HN.04 ANNUAL FEES.** Annual fees are payable in advance each year before the anniversary of the international filing date, beginning with the third year. Two or more annual fees may be paid in advance. A period of grace of six months is granted for the payment of the annual fee, subject to the payment of a surcharge. Failure to pay any of the annual fees will automatically cause the expiration of the patent or the patent application. The amount of the annual fees are indicated in Annex HN.I.
- D12-99 Art. 54 **HN.05 EXAMINATION.** The Office examines international patent applications as to substance. The amount of the examination fee is indicated in Annex HN.I.
- D12-99 Art. 45(5) **HN.06 APPOINTMENT OF AN AGENT.** If the applicant is not resident in Honduras, an agent shall be appointed by filing a power of attorney, signed by the applicant. Any attorney registered in Honduras may act as agent.
- PCT Art. 24(2)  
48(2)  
PCT Rule 82*bis* **HN.07 EXCUSE OF DELAYS IN MEETING TIME LIMITS.** Reference is made to paragraphs 6.022 to 6.027 of the National Phase.
- PCT Art. 25  
PCT Rule 51 **HN.08 REVIEW UNDER ARTICLE 25 OF THE PCT.** The applicable procedure is outlined in paragraphs 6.018 to 6.021 of the National Phase.
- D12-99 Art. 56 **HN.09 CONVERSION.** An international application for a patent may be converted into a utility model, and vice-versa, after the applicant has complied with the requirements for entry into the national phase. Conversion may be requested before the date of publication of the decision to grant. The conversion is subject to the payment of a fee indicated in Annex HN.I.

**FEES<sup>1</sup>****(Currency: Honduran lempira (HNL))****Patents**

Filing fee . . . . .	1,500
Fee for each divisional application . . . . .	2,000
Fee for modification or correction. . . . .	1,000
Assignment fee . . . . .	300
Search fee . . . . .	1,000
Substantive examination fee . . . . .	1,500
Fee for reinstatement of rights . . . . .	3,000
Fee for opposition . . . . .	1,500
Grant and registration fee . . . . .	700
Annual fees, per year, due from the international filing date . . . . .	200
Fee for conversion . . . . .	1,000

**Utility models**

Filing fee . . . . .	1,500
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**How can payment of fees be effected?**

The payment of fees has to be effected in Honduran lempiras. All payments must indicate 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.

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<sup>1</sup> The fees are reduced by 90% where the applicant is the inventor and she/he provides a declaration indicating that her/his economic situation prevents her/him from paying the full amount of the fees.