

ICELANDIC PATENT OFFICE
(EINKALEYFASTOFAN)
AS
DESIGNATED (OR ELECTED) OFFICE

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List of abbreviations:

Office: Icelandic Patent Office

IPL: Patents Act (Iceland)

IPR: Regulation Concerning Patent Applications, etc

SUMMARY**Designated
(or elected) Office****SUMMARY****IS****ICELANDIC PATENT OFFICE****IS****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: ¹	Icelandic, Danish, English, Norwegian or Swedish
Required contents of the translation for entry into the national phase: ¹	Under PCT Article 22: Description, claims (if amended, as originally filed or as amended together with any statement under PCT Article 19, at applicant's option), 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, as originally filed or as amended by the annexes to the international preliminary examination report, at applicant's option)
Is a copy of the international application required?	No
National fee:	Currency: Icelandic krona (ISK) Application fee: ² ISK 64,400 Claim fee for each claim in excess of 10: ³ ISK 4,100 Additional fee for late furnishing of translation: ⁴ ISK 17,300 Annual fees for the first three years: ⁵ ISK 33,000
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51bis): ⁶	Name and address of the inventor if they have not been furnished in the "Request" part of the international application ⁷ If the applicant is someone other than the inventor, the application must state how the applicant acquired title to the invention. ⁷ Appointment of an agent if applicant is not resident in Iceland

[Continued on next page]

¹ Must be furnished within the time limit applicable under PCT Article 22 or 39(1). However, where a language other than Icelandic was used the Office will, before the application is made available to the public, invite the applicant to furnish a translation into Icelandic of the abstract, claims and text matter of the drawing which will appear with the abstract.

² Must be paid within the time limit applicable under PCT Article 22 or 39(1).

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 Where the basic national fee has been paid within the applicable time limit under PCT Article 22 or 39(1), the prescribed translation may be filed within a further period of two months, provided that it is accompanied by the additional fee.

⁵ These fees are payable within two months after performing the acts for entering the national phase.

⁶ 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.

⁷ 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****IS****ICELANDIC PATENT OFFICE****IS***[Continued]*

Who can act as agent?

Any natural or legal person [residing](#) in the European Economic Area (EEA), in a member state of the European Free Trade Association (EFTA) or in the Faroe Islands

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

Yes, the Office applies the “due care” criterion to such requests

THE PROCEDURE IN THE NATIONAL PHASE

IS.01 FORM FOR ENTERING THE NATIONAL PHASE. The Office has available a special form for entering the national phase (see Annex IS.II). This form should preferably (but need not) be used.

IS.02 LANGUAGE OF PROCEEDINGS. The language of correspondence may be Danish, English, Icelandic, Norwegian or Swedish although the Office may require a translation into Icelandic where needed.

IPL Sec. 31(3) **IS.03 TRANSLATION (LATE FURNISHING OF).** If the translation of the international application has not been furnished by the applicant within the time limit applicable under PCT Article 22 or 39(1) but the national fee indicated in the Summary has been paid within that time limit, the translation can still be furnished within a further period of two months, provided that the additional fee for late furnishing of the translation, indicated in the Summary, has been paid within those two months.

IS.04 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).

IS.05 FEES (MANNER OF PAYMENT). The manner of payment of the fees indicated in the Summary and in this Chapter is outlined in Annex IS.I.

IPL Sec. 8(4)
IPR Art. 3 **IS.06 TITLE TO THE INVENTION.** If the applicant is someone other than the inventor, the application must state how the applicant acquired title to the invention. See paragraph 8 of the special form for entering the national phase (Annex IS.II). This requirement may be satisfied if the corresponding declaration has been made in accordance with PCT Rule 4.17. The Office can demand documentation proving the right of the applicant to the invention.

IPL Sec. 12
IPR Art. 33(2) **IS.07 POWER OF ATTORNEY.** An agent may be appointed either by filing a separate power of attorney or in a special form referred to in paragraph IS.01. A model of a separate power of attorney is given in Annex IS.III.

IPR Art. 23 **IS.08 SEARCH AND EXAMINATION.** In accordance with a special agreement, the Danish Patent and Trademark Office carries out search and examination on Icelandic patent applications. No special request is necessary. The Icelandic Patent Office may also take into consideration searches and examinations carried out by other searching and examining authorities.

PCT Art. 28
41 **IS.09 AMENDMENT OF THE APPLICATION; TIME LIMITS.** The applicant may make the following modifications before the Office, provided that the scope of the subject matter of the application is not broadened thereby:

IPL Sec. 31 (i) within 31 months from the priority date: corrections of defects and voluntary amendments;

IPL Sec. 19-21
IPR Art. 30-35 (ii) up to the notification that a patent can be granted: amendments or additions to the description and drawing(s) if they are necessary to comply with general requirements under PCT Articles 5 and 7; amendments or additions to the claims, which, unless the Office allows otherwise, must be made by filing a new document comprising all of the claims in sequence; where additions are made to the claims, the applicant must at the same time file a statement indicating the reference basis for these additions.

IPL Sec. 19 **IS.10 GRANT FEE.** A grant fee must be paid within two months after the date of the notification that a patent can be granted. The amount of the fee is indicated in Annex IS.I.

- IPL Sec. 31(3)
19
IPR Art. 5
- IS.11 TRANSLATION FOR GRANT PURPOSE.** Together with the notification that a patent can be granted upon payment of the grant fee (see paragraph IS.10), the applicant is invited to furnish, within four months after the date of that notification, a translation of the final version of the patent claims, abstract and text of drawings into Icelandic and a translation of the final version of the description into Icelandic or English, if it is not already available.
- IPL Sec. 8(5)
40-41
- IS.12 RENEWAL FEES.** Renewal fees must be paid for each year following the international filing date. For the due date of renewal fees for the first three years, see the Summary. Payment of the subsequent renewal fees must be made before the expiration of the month containing the anniversary of the international filing date. Payment can still be made, together with a 20% surcharge for late payment, before the expiration of the sixth month after the month containing the anniversary of the international filing date. The amounts of the renewal fees are indicated in Annex IS.I. Renewal fees may not be paid earlier than three months before the due date.
- IPL Sec. 42
- IS.13** If the applicant or the patent owner is the inventor, and if the payment of the renewal fees is deemed to involve great difficulties for him, the Office may grant him a temporary exemption from the payment thereof of up to three years, provided that a request to that effect is submitted not later than the date on which the renewal fees fall due the first time.
- PCT Art. 25
PCT Rule 51
IPL Sec. 24(1)
25(1)
- IS.14 REVIEW UNDER ARTICLE 25 OF THE PCT.** The applicable procedure is outlined in paragraphs 6.018 to 6.021 of the National Phase. If, upon review under PCT Article 25, the Office denies an error or omission on the part of the receiving Office or the International Bureau, an appeal against this decision may be lodged with the Board of Appeals within two months from the date of the decision. Within the same two-month time limit, a fee for appeal must be paid (for the amount, see Annex IS.I).
- PCT Art. 24(2)
48(2)
PCT Rule 82bis
IPL Sec. 72
73
- IS.15 EXCUSE OF DELAYS IN MEETING TIME LIMITS.** Reference is made to paragraphs 6.022 to 6.027 of the National Phase. Reestablishment of rights may be requested where the applicant, in spite of all due care reasonably required, was unable to observe a time limit during the international phase or before the Office, default of which is prejudicial to his rights. A request for reestablishment must be presented in writing within two months after the removal of the cause of the failure to perform the action but not later than one year from the expiration of the time limit which has not been observed. Within the said two months, the fee for reestablishment of rights must be paid and the request must state the grounds on which it is based and set out the facts on which it relies. The amount of the fee for reestablishment of rights is indicated in Annex IS.I.
- IPL Sec. 15
- IS.16** Resumption of proceedings concerning the application may be requested from the Office where the applicant missed a time limit which has been fixed for a certain action by the Office. Resumption of proceedings may not be requested where the missed time limit is fixed in the PCT, the PCT Regulations, the Icelandic Patent Act or the Icelandic Patents Decree. A request for resumption of proceedings has the effect that the proceedings for grant will be resumed, provided that, within four months from the expiration of the missed time limit, the said request is presented in writing, the resumption fee is paid and the omitted act has been completed. The amount of the fee for resumption of proceedings is indicated in Annex IS.I.

FEES**(Currency: Icelandic krona)**

Application fee	64,400
Claim fee for each claim in excess of 10	4,100
Additional fee for late furnishing of translation	17,300
Grant fee:	
— publication fee (for the first 40 pages of the description, patent claims, abstract and drawings)	27,600
— additional fee for each subsequent page in excess of 40	1,200
— additional fee for each claim added after the filing of the application	4,100
Fee for reestablishment of rights	41,400
Fee for restoration of priority	41,400
Appeal fee	85,000
Resumption fee	11,000
— if the application has been previously resumed	11,000
Annual fees:	
— for the 1 st to the 3 rd year, per year	11,000
— for the 4 th year	12,700
— for the 5 th year	13,800
— for the 6 th year	15,000
— for the 7 th year	16,700
— for the 8 th year	18,400
— for the 9 th year	20,700
— for the 10 th year	23,000
— for the 11 th year	25,300
— for the 12 th year	27,600
— for the 13 th year	30,500
— for the 14 th year	34,500
— for the 15 th year	38,600
— for the 16 th year	42,600
— for the 17 th year	47,800
— for the 18 th year	52,400
— for the 19 th year	57,500
— for the 20 th year	63,300
Supplement for late payment of annual fees	20% of the applicable annual fee

How can payment of fees be effected?

Fees can be paid in cash or check to the Office, or to the Office's bank account.

Beneficiary's name: Einkaleyfastofan

Bank name: NBI HF

Bank account No.: 650191-2189

IBAN No.: IS93 0111 3871 2189 6501 9121 89

SWIFT code: NBIISRE

All payments must indicate the application number (national, if already known; international, if the national number is not yet known).



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Engjateigi 3,
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Sími: 580 9400
Fax: 580 9401
postur@els.is
www.els.is

Umsókn um einkaleyfi

Útfillist af Einkaleyfastofunni	Umsóknardagur (220):	Umsóknarnúmer (210):		
1. Umsækjandi (71)		Framhald á bakhlið, ef fleiri en einn <input type="checkbox"/>		
Nafn:		Kennitala:		
Heimilisfang:		Sími:		
Netfang:		Farsími:		
2. Tengiliður				
Nafn:		Kennitala:		
Heimilisfang:		Sími:		
Netfang:		Farsími:		
3. Uppfinningamaður (72)		Framhald á bakhlið, ef fleiri en einn <input type="checkbox"/>		
Nafn:				
Heimilisfang:				
4. Heiti uppfinningar (54)				
5. Forgangsréttur (30)		Framhald á bakhlið, ef fleiri en einn <input type="checkbox"/>		
Dags.:	Land:	Númer:		
6. Yfirfærð alþjóðleg PCT umsókn (86)				
Alþjóðlegur umsóknardagur:	Alþjóðlegt umsóknarnúmer:			
7. Umboðsmaður (74)				
Nafn:		Kennitala:		
Heimilisfang:		Sími:		
Netfang:		Farsími:		
<input type="checkbox"/> Umboð fylgir	<input type="checkbox"/> Allsherjarumboð	<input type="checkbox"/> Annað		
8. Réttur umsækjanda til uppfinningar				
<input type="checkbox"/> Umsækjandi hefur öðlast rétt til uppfinningar á grundvelli samnings/framsals.				
<input type="checkbox"/> Annað: _____				
9. <input type="checkbox"/> Umsóknin hefur orðið til við hlutun eða úrfellingu				
Númer frumumsóknar:	Gildisdagur sem krafist er:			
10. <input type="checkbox"/> Umsókn tekur til sýnis af liffræðilegu efni				
Varðveisla hófs:	Númer ræktar:			
Heiti varðveislustofnunar:				
11. Fylgigögn og frekari athugasemdir				
<input type="checkbox"/> Ágrip	<input type="checkbox"/> Á íslensku			
<input type="checkbox"/> Lýsing	<input type="checkbox"/> Á íslensku			
<input type="checkbox"/> Einkaleyfiskröfur	<input type="checkbox"/> Á íslensku	<table border="1"><tr><td></td><td>einkaleyfiskröfur umfram 10</td></tr></table>		einkaleyfiskröfur umfram 10
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	fjöldi bls.			
<input type="checkbox"/> Forgangsréttarskjöl	<input type="checkbox"/> Listi yfir aminosýru- eða kirnrisraðir			



EINKA
LEYFA
STOFAN
ICELANDIC
PATENT
OFFICE

Einkaleyfastofan
Icelandic Patent Office
Engjateigi 3,
105 Reykjavík
Sími: 580 9400
Fax: 580 9401
postur@els.is
www.els.is

Frekari gögn: _____
Athugasemdir: _____

Útfyllist af Einkaleyfastofunni

Grunngjald kr. _____
Viðbótargjald v. krafna kr. _____
Samtals kr. _____

Staður og dagsetning

Greitt: _____
Undirskrift umsækjanda eða umboðsmanns

Framhald af forsiðu:

1. Umsækjandi _____

3. Uppfinningamaður _____

5. Forgangsréttur _____

Dags.: _____	Land: _____	Númer: _____
Dags.: _____	Land: _____	Númer: _____
Dags.: _____	Land: _____	Númer: _____
Dags.: _____	Land: _____	Númer: _____

Iceland Power of Attorney

Ísland Umboð

The undersigned (*name and address*):

who applies for patent in Iceland based upon international patent application (*title and No. of application*):

does hereby authorize (*name and address*):

to act on my behalf in all matters concerning the application as well as the patent, including withdrawal of the application.

The power of attorney is valid until it is replaced by another power of attorney or is revoked in writing to the Icelandic Patent Office.

Place and date of signing:

Signature of the applicant:

Signature of the agent:

Accept this power of attorney (*agent's signature*)

Undirritaður (*nafn og heimilisfang*):

sem á grundvelli alþjóðlegrar umsóknar, sækir um einkaleyfi á Íslandi fyrir (*heiti og númer umsóknar*):

veitir hér með (*nafn og heimili*):

umboð til að koma fram fyrir mína hönd í öllum málum er kunna að snerta umsóknina og einkaleyfið, þar með talið að draga umsóknina til baka.

Umboðið er í gildi þar til annað kemur í staðinn eða það er afturkallað með bréfi til Einkaleyfastofunnar.

Staður og dags.:

Undirskrift umsækjanda:

Undirskrift umboðsmanns:

Tek að mér umboð þetta (*undirritun umboðsmanns*)