

SAUDI AUTHORITY FOR INTELLECTUAL PROPERTY (SAIP)

AS
DESIGNATED (OR ELECTED) OFFICE

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List of abbreviations:

Office: Saudi Authority for Intellectual Property (SAIP)

Law: Law of July 16, 2004 on Patents, Layout Designs of Integrated Circuits, Plant Varieties, and Industrial Designs

Regulations: Implementing Regulations of the Law of July 16, 2004

SUMMARY**Designated
(or elected) Office****SUMMARY****SA****SAUDI AUTHORITY FOR INTELLECTUAL
PROPERTY (SAIP)****SA****Summary of requirements for entry into the national phase**

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|---|--|
| 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: ¹ | Arabic |
| Required contents of the translation for entry into the national phase: ¹ | Under PCT Article 22: Description, claims (if amended, both as originally filed and as amended, together with any statement under PCT Article 19), 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? | A copy is required only if the Office has not received a copy of the international application from the International Bureau under PCT Article 20. This may be the case where the applicant expressly requests an earlier start of the national phase under PCT Article 23(2) or 40(2). |
| National fee: | Currency: Saudi riyal (SAR) Filing fee: ¹ SAR 800 (400) ² |
| Exemptions, reductions or refunds of the national fee: | Reductions of the national fee are indicated under “National fee” above. |
| Special requirements of the Office (PCT Rule 51 <i>bis</i>): | Name and address of the inventor if not indicated in the “Request” part of the international application ^{3, 4} Declaration as to the applicant’s entitlement to apply for and be granted a patent ^{4, 4} Declaration as to the applicant’s entitlement to claim priority of the earlier application ^{4, 4} Document evidencing a change of name of the applicant if the change occurred after the international filing date and has not been reflected in a notification from the International Bureau (Form PCT/IB/306) ³ Representation by an agent if the applicant is not resident in Saudi Arabia ³ Instrument appointing the agent (authorization or power of attorney) ³ Furnishing, where applicable, of a nucleotide and/or amino acid sequence listing in electronic form |
| Who can act as agent? | Any attorney or lawyer registered in Saudi Arabia |
| Does the Office accept requests for restoration of the right of priority (PCT Rule 49 <i>ter.2</i>)? | Yes, the Office applies both the “unintentional” and the “due care” criteria to such requests |

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

² The amount in parentheses is applicable in case of filing by individuals.

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 of three months from the date of receipt of the invitation.

⁴ This requirement may be satisfied if the corresponding declaration has been made in accordance with PCT Rule 4.17.

THE PROCEDURE IN THE NATIONAL PHASE

SA.01 **FORM FOR ENTERING THE NATIONAL PHASE.** There is no special form for entry into the national phase.

SA.02 **LANGUAGE OF PROCEEDINGS.** The language of proceedings is Arabic.

SA.03 **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).

Regulations Art. 12 SA.04 **TRANSLATION (CONTENTS).** Any scientific terms should be expressed in the original language of the international application together with the Arabic translation when used for the first time. Subsequently, the Arabic only should be included, except for the claims, where the term shall be indicated in both languages.

For abbreviations in foreign languages, the full name, in both Arabic and English, shall be indicated when used for the first time in the text. Subsequently, the abbreviation only shall be used.

The same Arabic term for a Latin word shall be used when the Latin term recurs in the text.

Symbols, units, names and basic physical constants approved by the International Union for Pure and Applied Physics (IUPAP), the SUNAMCO Commission, published in the Union Document No. 25 shall be used.

Latin letters shall be used in accordance with the International Union for Pure and Applied Chemistry (IUPAC) System for writing structural figures and chemical formulae, symbols of chemical elements, compounds and names. If a chemical name appears in the title it shall be written in both Arabic and Latin.

References, research papers, articles and scientific books shall be written in their original language.

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

Law Art. 18 SA.06 **ANNUAL FEES.** Annual fees are payable at the beginning of each year starting from the year following the filing date. In case of failure to pay a fee within the required time limit, the payment may be made within an additional time limit of three months, in which case, however, the fee is doubled. If the fee is not paid within the additional time limit of three months, the application or the patent will cease to have effect and this will be published in the Gazette. The amounts of the annual fees are indicated in Annex SA.I.

SA.07 **APPOINTMENT OF AN AGENT.** If the applicant is not resident in Saudi Arabia, an agent shall be appointed by filing a power of attorney, signed by the applicant.

Regulations Art. 35(2) SA.08 **EXAMINATION.** Substantive examination must be requested and fees must be paid within three months.

Law Art. 9 SA.09 **AMENDMENT OF THE APPLICATION.** The applicant may, at any time before the patent is granted, make amendments to his application, provided that the amendment does not go beyond the original disclosure. The amount of the fee for amendment is indicated in Annex SA.I.

PCT Art. 24(2)
PCT Rule 48(2)
82bis SA.10 **EXCUSE OF DELAYS IN MEETING TIME LIMITS.** Reference is made to paragraphs 6.022 to 6.027 of the National Phase.

SA.11 **REVIEW UNDER ARTICLE 25 OF THE PCT.** The applicable procedure is outlined in paragraphs 6.018 to 6.021 of the National Phase.

PCT Rule 49.6

SA.12 **REINSTATEMENT OF RIGHTS.** Reinstatement of rights may be requested where the applicant, in spite of due care required by the circumstances having been taken, failed to perform the acts referred to in Article 22 within the applicable time limit. A request for reinstatement must be presented in writing within two months from the removal of the cause of the failure to observe the time limit or 12 months from the date of expiration of the applicable time limit, whichever time limit expires earlier. Within the said two months, the omitted action must be completed.

FEES**(Currency: Saudi riyal)**

| | | |
|--|----------------------------|----------------------|
| Filing fee | 800 | (400) ¹ |
| Examination fee | Please refer to the Office | |
| Fee for amendment | 200 | (100) ¹ |
| Grant and publication fee | 1,000 | (500) ¹ |
| Fee for reinstatement of rights | 2,000 | (1,000) ¹ |
| Fee for restoration of the right of priority | 2,000 | (1,000) ¹ |
| Annual fees: | | |
| — for the 1 st year | 500 | (250) ¹ |
| — for the 2 nd year | 1,000 | (500) ¹ |
| — for the 3 rd year | 1,500 | (750) ¹ |
| — for the 4 th year | 2,000 | (1,000) ¹ |
| — for the 5 th year | 2,500 | (1,250) ¹ |
| — for the 6 th year | 3,000 | (1,500) ¹ |
| — for the 7 th year | 3,500 | (1,750) ¹ |
| — for the 8 th year | 4,000 | (2,000) ¹ |
| — for the 9 th year | 4,500 | (2,250) ¹ |
| — for the 10 th year | 5,000 | (2,500) ¹ |
| — for the 11 th year | 5,500 | (2,750) ¹ |
| — for the 12 th year | 6,000 | (3,000) ¹ |
| — for the 13 th year | 6,500 | (3,250) ¹ |
| — for the 14 th year | 7,000 | (3,500) ¹ |
| — for the 15 th year | 7,500 | (3,750) ¹ |
| — for the 16 th year | 8,000 | (4,000) ¹ |
| — for the 17 th year | 8,500 | (4,250) ¹ |
| — for the 18 th year | 9,000 | (4,500) ¹ |
| — for the 19 th year | 9,500 | (4,750) ¹ |
| — for the 20 th year | 10,000 | (5,000) ¹ |

How can payment of fees be effected?

The payment of fees should be effected in Saudi riyal. 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 type of fee being paid.

Payments should be made by bank transfer to the following bank:

ALINMA BANK
Riyadh, Saudi Arabia
IBAN: SA8105000068224248888000

¹ The amount in parentheses is applicable in case of filing by individuals.