

**REGISTRAR GENERAL OF
INTELLECTUAL PROPERTY
DEPARTMENT (SUDAN)**
AS
DESIGNATED (OR ELECTED) OFFICE

CONTENTS

THE ENTRY INTO THE NATIONAL PHASE – SUMMARY

THE PROCEDURE IN THE NATIONAL PHASE

ANNEXES

Fees	Annex SD.I
Power of attorney	Annex SD.II
Form No. 6 (Application for renewal)	Annex SD.III

List of abbreviations:

Office: Registrar General of Intellectual Property Department (Sudan)

PA: Patents Act 1971

PR: Patent Regulations 1981

SUMMARY**Designated
(or elected) Office****SUMMARY****SD REGISTRAR GENERAL OF INTELLECTUAL
PROPERTY DEPARTMENT (SUDAN) SD****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: ¹	Arabic or English
Required contents of the translation for entry into the national phase: ¹	Under PCT Article 22: Description, claims (if amended, as amended only, together with any statement under PCT Article 19), any text matter of drawings Under PCT Article 39(1): Description, claims, any text matter of drawings (if any of those parts has been amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee: ¹	Currency: Sudanese pound (SDG) Filing fee: SDG 50
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <i>bis</i>): ^{2,3}	Name and address of the inventor if they have not been furnished in the "Request" part of the international application ⁴ Address for service in the Sudan (but no representation by an agent is required)
Who can act as agent?	Lawyers authorized to work in the Sudan under the Legal Profession Act 1983, or any other substitute Act Chartered accountants authorized to work in the Sudan Nationals of the Sudan graduated from a Sudanese university or in possession of an equivalent degree Any Sudanese national with at least five years' experience in the field of patents
Does the Office accept requests for restoration of the right of priority (PCT Rule 49 <i>ter.2</i>)?	Yes, please refer to the Office for the applicable criteria and/or any fee payable for such requests

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

² 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.

³ The list of special requirements is still subject to confirmation by the Office.

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

- SD.01 **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).
- PR Rule 9 SD.02 **LANGUAGE OF PROCEEDINGS.** The language of proceedings is one of the official languages (Arabic or English). Where necessary, the Office may authorize the applicant to use a foreign language. If the foreign language is not comprehensible to the Office, the latter may request that the applicant furnishes a translation into Arabic or English.
- PA Sec. 16 SD.03 **FEES (MANNER OF PAYMENT).** The manner of payment of the fees indicated in the Summary and in this Chapter is outlined in Annex SD.I.
- PA Sec. 12(3) SD.04 **POWER OF ATTORNEY.** An agent must be appointed by filing a power of attorney. A model is given in Annex SD.II.
- PA Sec. 25
PR Rule 6(2) SD.05 **ANNUAL FEES.** After a patent has been granted a fee must be paid for maintaining the patent in force. The fee is due by the anniversary of the date of grant of the patent. Where the applicant failed to pay by that date, payment can still be made, together with a surcharge for late payment, within the six months following the due date. Payment must be made together with an application for renewal on Form No. 6, which appears in Annex SD.III. The amount of the annual fees is indicated in Annex SD.I.
- PR Rule 7 SD.06 **PUBLICATION FEE.** A fee for publication in the Official Gazette must be paid after receipt by the applicant of the notification to grant the patent within a time limit fixed in the notification. The amount of the said fee is indicated in Annex SD.I.
- PCT Art. 28
PR Rule 41
15 SD.07 **AMENDMENT OF THE APPLICATION; TIME LIMITS.** The following modifications to the application may be made during the national phase, provided that the scope of the subject matter of the application is not broadened thereby:
- (i) up to the decision to grant a patent: amendments to any part of the application;
- PR Rule 15 style="padding-left: 40px;">(ii) at any time (even after the grant of the patent): correction of written errors; if the applicant is responsible for such an error, the correction is subject to the payment of a fee (see Annex SD.I).
- PCT Art. 25
PCT Rule 51 SD.08 **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 within 15 days from the date of receipt of the decision. An extension of the 15-day time limit may be requested. The Province Court of Khartoum will then decide on the appeal.
- PCT Art. 24(2)
48(2) SD.09 **EXCUSE OF DELAYS IN MEETING TIME LIMITS.** Where the applicant failed to comply with a time limit during the international phase or before the Office and non-observance of the time limit is detrimental to his rights, he may request restoration of his rights or request the Office to waive the requirement which was not observed. Such a request must be presented to the Office in writing, indicate the reasons for missing the time limit and be accompanied by evidence in support of the statements made.

FEES**(Currency: Sudanese Pound)**

National (filing) fee	50
Publication fee	15
Annual fee per year	10
Surcharge for late payment of annual fee	20
Fee for correction of errors	20

How can payment of fees be effected?

Fees must be paid in Sudanese Pounds to the Central Bank of Sudan, account of Registrar General of Intellectual Property Department (Sudan).

POWER OF ATTORNEY

I (We)

(Name and address)

do hereby authorize

to represent me(us) as applicant(s)
in all proceedings related to the processing

of all my(our) patent applications

of international application No.

(check the applicable box)

before the Attorney General's Chambers, Commercial Registrar General's Office and to make or receive payments on my(our) behalf.

Place:

Date:

Signature:

FORM No. 6 (PATENTS)

ATTORNEY GENERAL'S CHAMBERS
COMMERCIAL REGISTRAR GENERAL'S OFFICE
P.O. Box 744
Khartoum
Sudan

THE PATENTS ACT, 1971

Application for the Annual Renewal of a Patent
under Section 25(1) of the Act

To the Patents Registrar,

With reference to the patent No., I have the pleasure to enclose the sum of, representing the annual fee prescribed for the renewal of the patent under Section 25(1) of the Act.

Signature

The number of the granted patent shall be indicated.