

**INTELLECTUAL PROPERTY OFFICE,  
OFFICE OF THE ATTORNEY GENERAL  
AND MINISTRY OF LEGAL AFFAIRS  
(TRINIDAD AND TOBAGO)**

AS  
DESIGNATED (OR ELECTED) OFFICE

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**List of abbreviations:**

Office: Intellectual Property Office, Office of the Attorney General and Ministry of Legal Affairs (Trinidad and Tobago)

TTP: Trinidad and Tobago Patents Act, 1996

TTR: Trinidad and Tobago Patents Rules, 1996

**SUMMARY****Designated  
(or elected) Office****SUMMARY****TT INTELLECTUAL PROPERTY OFFICE, OFFICE TT  
OF THE ATTORNEY GENERAL AND  
MINISTRY OF LEGAL AFFAIRS (TRINIDAD  
AND TOBAGO)****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)(b): 31 months from the priority date
Translation of international application required into:	English
Required contents of the translation for entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, as amended only, 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, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: Trinidad and Tobago dollar (TTD) For patent: Filing fee: <sup>1</sup> TTD 2,000 Fee for search and substantive examination: TTD 1,500 Annual fee for the first three years: TTD 1,000 For utility certificate: Filing fee: <sup>1</sup> TTD 1,000
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <i>bis</i> ): <sup>2</sup>	Name and address of the inventor if they have not been furnished in the "Request" part of the international application <sup>3</sup> Statement justifying the applicant's right to the patent if he is not the inventor <sup>3</sup> Appointment of an agent if the applicant is not a citizen or a permanent resident of Trinidad and Tobago or if his principal place of business is outside Trinidad and Tobago

*[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> 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.<sup>3</sup> 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****TT****INTELLECTUAL PROPERTY OFFICE,  
MINISTRY OF THE ATTORNEY GENERAL  
AND LEGAL AFFAIRS  
(TRINIDAD AND TOBAGO)****TT***[Continued]*

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**Who can act as agent?**

Any agent admitted to practice as a patent agent in Trinidad and Tobago. A list of patent agents admitted to practice may be obtained from the Office

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**Does the Office accept requests for  
restoration of the right of priority  
(PCT Rule 49ter.2)?**Yes, please refer to the Office for the applicable criteria and/or any fee payable for such requests

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## THE PROCEDURE IN THE NATIONAL PHASE

- TTP Sec. 37      **TT.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).
- TT.02 FEES (MANNER OF PAYMENT).** The manner of payment of the fees indicated in the Summary and in this Chapter is outlined in Annex TT.I.
- TT.03 POWER OF ATTORNEY.** An agent must be appointed by filing a power of attorney. No special form is required.
- TTP Sec. 24      **TT.04 EXAMINATION.** The Office will cause international applications to be subjected to a search and a substantive examination upon payment of the prescribed fee the amount of which is set out in Annex TT.I.
- TTP Sec. 17      **TT.05 INVENTOR.** The indication of the name and address of the inventor may be furnished later than at the time of filing. If the data concerning the inventor are missing at the expiration of the time limit under PCT Article 22 or 39(1)(a), the Office will invite the applicant to comply with the requirement within three months from the date of receipt of the invitation.
- PCT Art. 28      **TT.06 AMENDMENT OF THE APPLICATION; TIME LIMITS.** The applicant may  
41                    amend the international application at any time before a patent is granted, provided that the  
TTP Sec. 26           scope of the subject matter of the application is not broadened thereby.  
TTR                40
- TTP Sec. 30      **TT.07 ANNUAL FEES.** Annual fees shall be paid to the Office from the international filing  
TTR                42(11)                date and must be paid before the corresponding year of validity begins. Where Article 22  
                             applies, any annual fees are due within 21 months from the priority date; where Article 39(1)  
                             applies, any annual fees are due within 31 months from the priority date. A period of grace of  
                             six months shall be allowed for the late payment of the annual fee on payment of the prescribed  
                             surcharge. The amounts of the annual fees and the surcharge are indicated in Annex TT.I.
- PCT Art. 24(2)    **TT.08 EXCUSE OF DELAYS IN MEETING TIME LIMITS.** Reference is made to  
48(2)                paragraphs 6.022 to 6.027 of the National Phase. Most time limits may be extended at the  
PCT Rule 82bis    discretion of the Office, and such extensions may be granted even when the time or period for  
TTR                48                    doing the required action has already expired.
- PCT Art. 25      **TT.09 REVIEW UNDER ARTICLE 25 OF THE PCT.** The applicable procedure is  
PCT Rule 51           outlined in paragraphs 6.018 to 6.021 of the National Phase. If, upon review under PCT Article  
TTP Sec. 80-81        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 High Court within three months  
                             from the date of the decision.
- PCT Art. 4(3)     **TT.10 UTILITY CERTIFICATE.** If the applicant wishes to obtain a utility certificate  
43                    instead of a patent in Trinidad and Tobago on the basis of an international application, for  
PCT Rule 49bis.1(c) international applications filed before 1 January 2004, it must have been indicated in the  
76.5                international application (in Box No. V of the request) when filed; for international applications  
TTP Sec. 64-69        filed on or after 1 January 2004, since the request form no longer provides for the furnishing of  
                             such an indication, the applicant, when performing the acts referred to in Article 22 or 39, shall  
                             so indicate to the Office.
- TTP Sec. 68      **TT.11 CONVERSION.** An international application for a patent may be converted into an  
                             application for a utility certificate, and vice versa, at any time before the patent or the utility  
                             certificate is granted or before the application is refused, upon request of the applicant and upon  
                             the payment of the prescribed fee. The fee for conversion is indicated in Annex TT.I.

## FEES

(Currency: Trinidad and Tobago dollar)

### Patents

Filing fee . . . . .	2,000
Fee for search and substantive examination . . . . .	1,500
Fee for grant (excluding publication fee) . . . . .	500
Fee for application for correction of errors . . . . .	150
Fee for amendment of the application at the request of the applicant . . . . .	500
Fee for amendment of the application on invitation of the Controller. . . . .	250
Annual fees:	
— for the 2 <sup>nd</sup> year . . . . .	200
— for the 3 <sup>rd</sup> year . . . . .	400
— for the 4 <sup>th</sup> year . . . . .	400
— for the 5 <sup>th</sup> year . . . . .	600
— for the 6 <sup>th</sup> year . . . . .	900
— for the 7 <sup>th</sup> year . . . . .	1,200
— for the 8 <sup>th</sup> year . . . . .	1,600
— for the 9 <sup>th</sup> year . . . . .	2,000
— for the 10 <sup>th</sup> year . . . . .	2,400
— for the 11 <sup>th</sup> year . . . . .	3,200
— for the 12 <sup>th</sup> year . . . . .	4,200
— for the 13 <sup>th</sup> year . . . . .	5,200
— for the 14 <sup>th</sup> year . . . . .	6,200
— for the 15 <sup>th</sup> year . . . . .	7,200
— for the 16 <sup>th</sup> year . . . . .	8,400
— for the 17 <sup>th</sup> year . . . . .	9,600
— for the 18 <sup>th</sup> year . . . . .	10,800
— for the 19 <sup>th</sup> year . . . . .	12,000
— for the 20 <sup>th</sup> year . . . . .	13,200

Surcharge for late payment of annual fees . . . . . 10% of overdue fee

### Utility certificates

Filing fee . . . . .	1,000
Fee for conversion . . . . .	200

### How can payment of fees be effected?

All fees must be paid to the Office, in the form of certified checks payable to “The Controller, Intellectual Property Office”, or at any District Revenue Office in Trinidad and Tobago.