

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

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List of abbreviations:

Office: Intellectual Property Office, Ministry of [the Attorney General and 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,
MINISTRY OF THE ATTORNEY GENERAL
AND LEGAL AFFAIRS
(TRINIDAD AND TOBAGO)****TT****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: 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, 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: ¹ 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: ¹ TTD 1,000
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51bis): ²	Name and address of the inventor if they have not been furnished in the "Request" part of the international application ³ Statement justifying the applicant's right to the patent if he is not the inventor ³ 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]*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 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,
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[Continued]

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

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

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 amend the international application at any time before a patent is granted, provided that the scope of the subject matter of the application is not broadened thereby.
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TTP Sec. 26
TTR 40
- TTP Sec. 30 **TT.07 ANNUAL FEES.** Annual fees shall be paid to the Office from the international filing 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.
TTR 42(11)
- PCT Art. 24(2) **TT.08 EXCUSE OF DELAYS IN MEETING TIME LIMITS.** Reference is made to paragraphs 6.022 to 6.027 of the National Phase. Most time limits may be extended at the discretion of the Office, and such extensions may be granted even when the time or period for doing the required action has already expired.
48(2)
PCT Rule 82bis
TTR 48
- PCT Art. 25 **TT.09 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 High Court within three months from the date of the decision.
PCT Rule 51
TTP Sec. 80-81
- PCT Art. 4(3) **TT.10 UTILITY CERTIFICATE.** If the applicant wishes to obtain a utility certificate instead of a patent in Trinidad and Tobago on the basis of an international application, for international applications filed before 1 January 2004, it must have been indicated in the international application (in Box No. V of the request) when filed; for international applications 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.
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PCT Rule 49bis.1(c)
76.5
TTP Sec. 64-69
- 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 nd year	200
— for the 3 rd year	400
— for the 4 th year	400
— for the 5 th year	600
— for the 6 th year	900
— for the 7 th year	1,200
— for the 8 th year	1,600
— for the 9 th year	2,000
— for the 10 th year	2,400
— for the 11 th year	3,200
— for the 12 th year	4,200
— for the 13 th year	5,200
— for the 14 th year	6,200
— for the 15 th year	7,200
— for the 16 th year	8,400
— for the 17 th year	9,600
— for the 18 th year	10,800
— for the 19 th year	12,000
— for the 20 th 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.