

Dear Mr. Francis Gurry,

In response to your letter of December 15, 2014 we send you the following information concerning the requirements of inventive step and sufficiency of disclosure.

Inventive Step

(i) the definition of a person skilled in the art (An invention shall be considered to involve an inventive step if it is not obvious from the prior art to a person skilled in the art. Article 6, Paragraph 4, Law of the Republic of Tajikistan on Inventions; item 19.5.3. Rules for compiling, filing and consideration of the application for a patent and a petty patent for an invention). The law does not give comprehensive definition of a person skilled in the art.

(ii) methodologies employed for evaluating the inventive step (replacement feature, exception of features with the loss (preserving) its function, increase the number of similar features, the substitution of one material for another, a device of known parts, applying means (substance) for a new purpose, variation of quantitative traits, item 19.5.3. Rules of compilation, filing and consideration of an application for a patent and a petty patent for an invention, Zemlyanitsin M.A., Fetina V.N. Inventive step - a condition of patentability. M., INIT, 2002 .- 121 p. Zemlyanitsin M.A., Fetina V.N., Zabelin V.N. Terms of patentability of the invention in the Russian Federation. M.: INIC Rospatent, 2000.- 83 p.

(iii) with regard to the prior art, the level of inventiveness (obviousness) to meet the inventive step requirement (identification of the closest analogue, identifying distinctive features, revealing solutions from prior art with features that match the distinctive features of the invention, p. 19.5.3. Rules for compiling, filing and consideration of the application for a patent and a petty patent for an invention, Zemlyanitsin M.A., Fetina V.N. Inventive step - the condition of patentability of the invention.).

Sufficiency of Disclosure

(i) enabling disclosure requirement (description of the invention disclosing it fully enough for a specialist, paragraph 2 of Art. 12 of the Law ““On inventions”, item 3.2.4.” Rules for compiling, filing and consideration of an application for patent and petty patent for the invention”).

(ii) support requirement

(iii) written description requirement (all documents are processed in such a way that it is possible to make reproduction in any number of copies. Documents of applications are submitted on strong, white, smooth, non-shiny paper. Item 6 Rules for compiling, filing and examination of patent applications and petty patent for the invention).

1. Law of the Republic of Tajikistan on Inventions.

2. Rules for compiling, filing and consideration of the application for a patent and a petty patent for an invention.

3. Zemlyanitsin M.A., Fetina V.N. Inventive step- a condition of patentability. M., INIT, 2002.- 121 p.

4. Zemlinitsin M.A., Fetina V.N., Zabelin V.N. Terms of patentability of the invention in the Russian Federation. M.: INIC Rospatent, 2000. - 83 p.

5. Zabelin V.N. Collection of specific work situations in the discipline "Patent examination of inventions." - M.: NGO "Search". - 1992.

6. Panteleev M.V. Conditions for eligibility "inventive step" // Intellectual Property.- 1996. – No 1-2. – S. 20-25.

7. Polishchuk E.P., Saboda L.V. Conformity assessment criteria for patentability of the claimed invention "industrial applicability" and "inventive step" // Questions of invention.- 1991. – No 11-12.

We are grateful for your cooperation.

Sincerely yours, Director Kurbonov J.J.