

Dear Sir/Madam,

Would you, please find below the office update information on certain aspect of the applicable national patent law:

- (i) National/regional law on opposition systems and other administrative revocation and invalidation mechanisms.

Saudi Law and regulations have a system of post-grant patent invalidation.

Article (32) of the Law:

Any party with interest may challenge the decision of granting of a protection document before the Committee, and seek total or partial revocation, relying upon the violation of the stipulated conditions for granting the protection document. The owner of the protection document shall include the beneficiary of the license as a party to the lawsuit; otherwise, the latter may interfere on his own. The Committee may order to enter any party with interest, and the Implementing Regulations shall specify the grounds upon which the request for the revocation of any protection document shall be based.

http://www.wipo.int/scp/en/revocation_mechanisms/opposition/index.html

- (ii) Exceptions and limitations to patent rights.

Country/Region	Exceptions and Limitations of the Rights
Saudi Arabia	<ol style="list-style-type: none">1. The protection document's right shall not preclude others from exploiting his invention in non-commercial activities relating to scientific research.2. If a person, in good faith, manufactures a product, utilizes an industrial process, before the date of filing the patent application, or the priority application relating to that product or the process, such a party shall be entitled – despite the issuance of the protection document – to continue to perform these acts without expanding them. This right shall not be assigned or transferred to others except with all parts of the firm or one of them including goodwill.3. The use of the means forming the subject of patent the patent aboard ships of other countries of the Paris Union, whether in the body of the ship or its machines or equipments or in any accessories of it when such a ship temporarily or accidentally enters the Kingdom's territorial waters, provided that the use of all these means is limited to the needs of the ship.4. The use of equipments forming the subject of the patent in the construction or operation of air or land vehicles or their accessories belonging to another country of the Paris Union, when such vehicles enter the Kingdom temporarily or accidentally.

http://www.wipo.int/export/sites/www/scp/en/national_laws/exceptions.pdf

Best regards,

مكتب البراءات السعودي
Saudi Patent Office



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