



HARARE PROTOCOL

ON PATENTS AND
INDUSTRIAL DESIGNS

2022

**Adopted at
Harare, Zimbabwe
1982**

**Harare Protocol
on Patents and
Industrial Designs
2022 Edition**

**ARIPO Secretariat
Harare
2022**

Harare Protocol on Patents and Industrial Designs (2022 Edition).

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TABLE OF CONTENTS

<i>Preamble</i>		8
<i>Section 1</i>	<i>General</i>	8
<i>Section 1bis</i>	<i>Application to Contain One or More Designations of Contracting States</i>	9
<i>Section 2</i>	<i>Filing; Appointment of Representatives and Transmittal of Applications</i>	9
<i>Section 2bis</i>	<i>ARIPO Patent Applications</i>	10
<i>Section 2ter</i>	<i>Publication of ARIPO Patent Applications</i>	11
<i>Section 2quater</i>	<i>Observations by Third Parties</i>	11
<i>Section 3</i>	<i>Patents</i>	11
<i>Section 3bis</i>	<i>International Applications Under the Patent Cooperation Treaty (PCT)</i>	15
<i>Section 3ter</i>	<i>Utility Models</i>	16
<i>Section 3quater</i>	<i>Publication of ARIPO Utility Model Applications</i>	18
<i>Section 4</i>	<i>Industrial Designs</i>	18
<i>Section 4bis</i>	<i>The Board of Appeal</i>	19
<i>Section 5</i>	<i>Regulations</i>	20
<i>Section 5bis</i>	<i>Re-establishment of Rights</i>	20
<i>Section 5ter</i>	<i>Request for Limitation (Post-grant Amendment)</i>	21
<i>Section 6</i>	<i>Entry into Force</i>	21
<i>Section 7</i>	<i>Denunciation of the Protocol</i>	22
<i>Section 8</i>	<i>Signature of the Protocol</i>	22
<i>Section 9</i>	<i>Amendment of the Protocol</i>	22

**Harare Protocol on Patents and Industrial Designs within the
Framework of the African Regional Intellectual Property
Organization (1982)**

List of Contracting States
(Status as at January 1, 2022)

State	Date on which State became party to the Protocol
Botswana	May 6, 1985
Eswatini	March 17, 1988
The Gambia	January 16, 1986
Ghana	April 25, 1984
Kenya	October 24, 1984
Lesotho	October 23, 1987
Liberia	March 24, 2010
Malawi	April 25, 1984
Mozambique	May 8, 2000
Namibia	April 23, 2004
Rwanda	September 24, 2011
São Tomé & Príncipe.....	August 19, 2014
Seychelles	January 1, 2022
Sierra Leone	February 25, 1999
Sudan	April 25, 1984
Uganda	April 25, 1984
United Republic of Tanzania	September 1, 1999
Zambia	February 26, 1986
Zimbabwe	April 25, 1984
<u>(No. of States: 19)</u>	



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

**PROTOCOL ON PATENTS AND INDUSTRIAL DESIGNS
WITHIN THE FRAMEWORK OF
THE AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

(adopted on December 10, 1982, at Harare (Zimbabwe), and amended by the Administrative Council of ARIPO on December 11, 1987, April 27, 1994, November 28, 1997, May 26, 1998, November 26, 1999, November 30, 2001, November 21, 2003, November 24, 2006, November 25, 2013, November 17, 2015, December 5, 2016, November 22, 2017, November 23, 2018, November 20, 2019, August 26, 2021 and December 8, 2021)

and

**REGULATIONS FOR IMPLEMENTING
THE PROTOCOL ON PATENTS AND INDUSTRIAL DESIGNS
WITHIN THE FRAMEWORK OF
THE AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

(text entered into force on April 25, 1984, and amended by the Administrative Council of ARIPO on April 27, 1994, November 27, 1998, November 24, 2000, November 21, 2003, November 24, 2006, November 30, 2011, November 25, 2013, November 17, 2015, December 5, 2016, November 22, 2017, November 23, 2018, November 20, 2019, August 26, 2021 and December 8, 2021)

Preamble

The Contracting States of this Protocol,

Having regard to the Agreement on the Creation of the African Regional Intellectual Property Organization (ARIPO) then known as the Industrial Property Organization for English-Speaking Africa, concluded in Lusaka (Zambia) on December 9, 1976, and in particular to its Article III(c), in accordance with which the objectives of the Organization include the establishment of such common services or organs as may be necessary or desirable for the co-ordination, harmonization and development of the intellectual property activities affecting its members,

Having regard to Article 19 of the Paris Convention for the Protection of Industrial Property signed in Paris on March 20, 1883, and revised on July 14, 1967, and a Regional Treaty within the meaning of Article 45, Paragraph 1, of the Patent Cooperation Treaty of June, 1970,

Desiring to strengthen co-operation between the States in respect of protection and exploitation of patents, utility models and industrial designs and to provide quality intellectual property services for the social, economic and technological development of Member States,

Desiring that such protection may be obtained in those States by a single procedure for the grant of patents, registration of utility models and of industrial designs and by the establishment of certain standard rules governing patents so granted and utility models and industrial designs so registered,

Considering the advantages to be gained by the pooling of resources in respect of intellectual property administration,

Hereby agree as follows:

Section 1 *General*

(1) The African Regional Intellectual Property Organization (ARIPO) is empowered to grant patents and to register utility models and industrial designs and to administer such patents, utility models and industrial designs on behalf of Contracting States in accordance with the provisions of the Protocol, through its Secretariat (hereinafter referred to as “the Office”).

(2) Patents granted or utility models and industrial designs registered by virtue of this Protocol shall respectively be called ARIPO patents, ARIPO utility models and ARIPO industrial designs.

(3) The ARIPO patent or ARIPO utility model or ARIPO industrial design shall in each of the Contracting States for which it is granted or registered, as the case may be, have the effect of, and be subject to the same conditions as, a national patent granted, or utility model and industrial design registered, by that State.

Section 1bis
Application to Contain one or More
Designations of Contracting States

(1) The grant of an ARIPO patent or the registration of an ARIPO utility model or an ARIPO industrial design may be requested for one or more of the Contracting States.

(2) The designation of a Contracting State is subject to the payment of a designation fee.

(3) The designation of a Contracting State may be withdrawn at any time subject to payment of a prescribed fee.

Section 2
Filing; Appointment of Representatives and Transmittal of
Applications

(1) Applications for the grant of patents or the registration of utility models and industrial designs by the Office shall be filed by the authorized representative of the applicant or by the applicant with either the Office or, where the law of a Contracting State so permits, the industrial property office of a Contracting State.

(2) An application filed with the industrial property office of a Contracting State under the provisions of paragraph (1) of this Section shall have the same effect as if it had been filed on the same date at the Office.

(3) The provisions of paragraphs (1) and (2) of this Section shall not preclude the application of legislative provisions which, in any Contracting State—

(a) govern inventions which, owing to the nature of their subject-matter, may not be communicated abroad without the prior authorization of the competent authority of that State, or

(b) prescribe that each application is to be filed initially with the industrial property office of the Contracting State or make direct filing with another authority subject to prior authorization.

(4) An applicant may be represented by an attorney, agent or legal practitioner who has the right to represent applicants before the industrial property office of any Contracting State. Where—

(a) an application is filed directly with the Office but the applicant's ordinary residence or principal place of business is not situated in the host country of the Office; or

(b) an application is filed with the industrial property office of a Contracting State by an applicant whose ordinary residence or principal place of business is not situated in a Contracting State,

the applicant shall be represented.

(5) Where the application is filed with the industrial property office of a Contracting State, such office shall within 1 month of receiving the application, transmit that application to the Office.

(6) Applications for an ARIPO patent, or for registration of an ARIPO utility model or an ARIPO industrial design, may be lodged in any language which must be translated into English within 2 months from the date of filing in accordance with Rule 5(2).

(7) Any person, or his successor in title, who has duly applied—

(a) to any state party to the Paris Convention for the Protection of Industrial Property, or

(b) to any member of the World Trade Organization,

for a patent, or for registration of a utility model or of an industrial design, shall enjoy for the purposes of filing for an ARIPO patent, or for registration of a utility model or of an industrial design, in respect of the same invention or design a right of priority during a period of 12 months (patents and utility models) and 6 months (industrial designs), from the date of filing the first application.

(8) Right of priority:

(a) Every filing that is equivalent to a regular national filing under the national law of the State where it was due, under bilateral or multilateral agreement including this Protocol, shall be recognized as giving rise to a right of priority.

(b) An applicant desiring to take advantage of the priority of the previous application shall file a declaration of priority and any other document required in accordance with the Implementing Regulations.

(c) Multiple priorities may be claimed in respect of an ARIPO patent application or an ARIPO utility model application or an ARIPO industrial design application, notwithstanding that they originated in different countries. Where appropriate, multiple priorities may be claimed for one claim. Where multiple priorities are claimed, time limits which run from the date of priority shall run from the earliest date of priority.

Section 2bis ***ARIPO Patent Applications***

(1) An ARIPO patent application:

(a) Shall relate to one invention only or to a group of inventions so linked that they form a single general inventive concept.

(b) Shall disclose the invention in a manner sufficiently clear and complete for it to be carried out by a person skilled in the art.

(c) Disclosure of an invention as stipulated in Sub-section (1)(b) above shall be entirely effected by an enabling description as read in conjunction with accompanying drawings if any.

(2) The claims shall define the matter for which protection is sought. They shall be clear and concise and shall be supported by the description.

(3) The abstract shall merely serve for use as a source of technical information; in particular not for the purposes of interpreting the scope of the protection sought.

Section 2ter
Publication of ARIPO Patent Applications

(1) The Office shall publish the ARIPO patent application as soon as possible—

(a) after the expiry of a period of 18 months from the date of filing or, if priority has been claimed, from the date of priority, or

(b) at the request of the applicant, before the expiry of the period referred to in paragraph 1(a) and subject to the payment of the prescribed fee.

(2) The ARIPO patent application shall be published at the same time as the specification of the ARIPO patent when the decision to grant the patent becomes effective before the expiry of the period referred to in paragraph 1(a).

(3) In the case of applications claiming priority, the period of 18 months shall be construed from the original filing date, and in the case of applications with two or more priority claims, the period shall be construed from the earliest priority dates.

Section 2quater
Observations by Third Parties

In proceedings before the Office, following the publication of the ARIPO patent or utility model application, any third party may, in accordance with the Implementing Regulations, present observations concerning the patentability of the invention to which the application or patent relates. That person shall not be a party to the proceedings.

Section 3
Patents

(1) (a) An ARIPO patent application shall contain—

- (i) a request for the grant of an ARIPO patent;
- (ii) a description of the invention, a claim or claims, a drawing or drawings (where necessary), sequence listing (where necessary) and an abstract;

and be subject to the payment of the prescribed fees.

(b) Where the patent application describes or claims as an invention that relates to biological material and requires for the performance of the invention, the use of a biological material which is not available to the public on the filing date of the application and which cannot be made or obtained on the basis of the description in the application, the biological material shall before the acceptance of the application be dealt with in the manner prescribed in the Regulations.

(2) (a) The Office shall examine whether the formal and physical requirements for applications as laid down in the Implementing Regulations and the Administrative Instructions have been complied with and, if so, shall accord the appropriate filing date to the application.

(b) If the Office finds that the application does not comply with the formal and/or physical requirements, it shall notify the applicant accordingly, inviting him to comply with the requirements within the prescribed period. If the applicant does

not comply with the requirements within the said period, the Office shall refuse the application.

(c) The Office shall notify the applicant and each designated State of the fact that a patent application has been filed which complies with the prescribed formal requirements.

(3) The Office shall, on request, undertake, or arrange for, the substantive examination of the patent application. If it finds that the invention claimed in the application does not comply with the requirements of patentability referred to in Sub-section (10), it shall refuse the application and notify the applicant.

(4) Where under Sub-section 2(b) or (3) of this Section, the Office refuses any application, the applicant may, within the prescribed period, request the Office to reconsider the matter.

(5) If after the Office has reconsidered the application, the Office is still of the view that the application should be refused, the applicant may lodge an appeal against the decision of the Office to the Board of Appeal established in terms of Section 4*bis* of the Protocol.

(6) (a) If the Office decides to grant a patent, it shall notify the applicant and each designated State. The designated State shall have 6 months within which to respond to the notification.

(b) Before expiration of 6 months from the date of the notification referred to in Sub-section(6)(a), a designated State may make a written communication to the Office that, if a patent is granted by the Office, that patent shall have no effect in its territory for the reason—

- (i) that the invention is not patentable in accordance with the provisions of this Protocol, or
- (ii) that, because of the nature of the invention, a patent cannot be registered or granted or has no effect under the national law of that State.

(c) Where the designated State in 6(b) communicates that a patent shall have no effect in its territory, the applicant may respond by providing amendments and/or arguments in relation to the communication. The applicant's response shall be made within the prescribed period.

(d) Where an applicant submits amendments and/or arguments referred to in (6)(c), the designated State shall respond within the prescribed period.

(e) If the designated State refuses the application notwithstanding the applicant's amendments and/or arguments, the applicant may, within the prescribed period of being notified of such refusal, request that the application be treated in the designated State, as application according to the national law of that State.

(7) After expiration of the said 6 months, the Office shall grant the patent, which shall have effect in those designated States which have not made the communication referred to in Sub-section (6). The Office shall publish the patent granted as provided for in the Regulations.

(8) If the Office refuses the application notwithstanding a request for reconsideration under Sub-section (4), the applicant may, within 3 months from being notified of

such refusal, request that his application be treated, in any designated State, as an application according to the national law of that State.

(9) At any time before the grant or refusal of a patent, an applicant for a patent may, upon payment of the prescribed fees, convert the application into an application for a utility model, which shall be accorded the filing date of the initial application. An application may not be converted under this Sub-section more than once.

(10) (a) ARIPO patents shall be granted for any inventions, in all fields of technology, provided that they are new, involve an inventive step and are susceptible of industrial application.

(b) An invention shall be considered to be new if it is not anticipated by the prior art.

(c) (i) Everything made available to the public anywhere in the world by means of a written disclosure (including drawings and other illustrations), an oral disclosure or by use or an exhibition, shall be considered prior art, provided that such publication occurred before the date of filing of the application or, if priority is claimed, before the priority date claimed in respect thereof and further provided that a disclosure of the invention at an official or officially recognized exhibition shall not be taken into consideration if it occurred not more than 6 months before the date of filing of the application or, if priority is claimed, before the priority date claimed in respect thereof.

(ii) Additionally, the content of ARIPO patent applications as filed, the dates of filing of which are prior to the date referred to in paragraph c(i) and which were published on or after that date, shall be considered as comprised in the prior art.

(d) An official or officially recognized exhibition is an exhibition recognized by a State or falling within the terms of the Convention on international exhibitions.

(e) An invention shall be considered as involving an inventive step if, having regard to the prior art, it is not obvious to a person skilled in the art.

(f) An invention shall be considered as susceptible of industrial applicability if it can be made or utilized in any kind of industry including agriculture.

(g) An applicant for an ARIPO patent application or owner of an ARIPO patent shall be allowed at least one opportunity of amending the description, claims and drawings of his own volition. An ARIPO patent application or ARIPO patent may not be amended in such a way that it contains subject-matter which extends beyond the content of the initial application as filed. The conditions for admissibility of amendments under this provision shall be stipulated in the Regulations.

(h) The following in particular shall not be regarded as inventions within the meaning of paragraph 10(a):

- (i) discoveries, scientific theories and mathematical methods;
- (ii) aesthetic creations;
- (iii) schemes, rules and methods for performing mental acts, playing games or doing business, and programs for computers;
- (iv) presentations of information.

(i) Paragraph (h) above shall exclude the patentability of the subject-matter or activities referred to therein only to the extent to which an ARIPO patent application or ARIPO patent relates to such subject-matter or activities as such.

- (j) ARIPO patents shall not be granted in respect of:
- (i) inventions the commercial exploitation of which would be contrary to "ordre public" or morality; such exploitation shall not be deemed to be so contrary merely because it is prohibited by law or regulation in some or all of the Contracting States;
 - (ii) plant or animal varieties or essentially biological processes for the production of plants or animals; this provision shall not apply to microbiological processes or the products thereof;
 - (iii) methods for treatment of the human or animal body by surgery or therapy and diagnostic methods practised on the human or animal body; this provision shall not apply to products, in particular substances or compositions, for use in any of these methods.

(11) On each anniversary of the filing of the application, the Office shall collect the prescribed annual maintenance fees, part of which shall be distributed among the designated States concerned as provided for in the Regulations. The amount of the fees shall depend on the number of States in respect of which the application or patent is maintained. Provided it is maintained, a patent granted by the Office shall in each designated State have the same effect as a patent registered, granted or otherwise having effect under the applicable national law. The duration of the patent shall be 20 years from the filing date.

(12) A patent granted by the Office shall in each designated State be subject to provisions of the applicable national law on compulsory licences, forfeiture or the use of patented inventions in the public interest.

(13) An assignment of an ARIPO patent application shall be made in writing and shall require the signature of the parties to the agreement.

(14) (a) If two or more persons have made the same invention independent of each other, the right to an ARIPO patent therefor shall belong to a person whose patent application has the earliest date of filing, provided that the first application has been published.

(b) An ARIPO patent shall confer on its proprietor from the date on which the mention of its grant is published in the ARIPO Journal, in each Contracting State in respect of which it is granted, the same rights as would be conferred by a national patent granted in that State.

(c) An ARIPO patent application shall on the date of its publication provisionally confer upon the applicant the protection provided for in Section 3(14)(b) in the contracting states designated in the application. Any contracting state may prescribe that an ARIPO patent shall not confer such protection as specified in Section 3 (14)(b).

(d) An infringement of any ARIPO patent shall be dealt with by the national law of the Contracting State.

(15) (a) An ARIPO divisional application shall be filed directly with the Office in accordance with Rule 18*bis*. It may be filed only in respect of a subject matter which does not extend beyond the scope of an earlier application as filed. In so far as this requirement is complied with, the divisional application shall be deemed to have

been filed on the date of filing of the earlier application and shall enjoy the same right of priority.

(b) All Contracting States designated in the earlier application at the time of filing of an ARIPO divisional application shall be deemed to be designated in the divisional application.

(16) The extent of the protection conferred by an ARIPO patent or an ARIPO patent application shall be determined by the terms of the claims. Nevertheless, the description and drawings shall be used to interpret the claims.

Section 3bis
International Applications
under the Patent Cooperation Treaty (PCT)

(1) In this Section—

“elected office” means an industrial property office of a Contracting State, or any other office or organization including the ARIPO Office acting for that industrial property office, which is elected by an applicant under Chapter II of the Patent Cooperation Treaty;

“international preliminary examination” shall be understood in the meaning evolved under the Patent Cooperation Treaty.

(2) An international application in which a Contracting State which is also bound by the Patent Cooperation Treaty is designated for the purposes of obtaining a patent under the provisions of this Protocol shall be considered to be an application for the grant of a patent under this Protocol. The provisions of the Patent Cooperation Treaty shall apply to such international application in addition to the provisions of this Protocol and the Regulations under this Protocol; in case of conflict, the provisions of the Patent Cooperation Treaty shall apply.

(3) The Office may act as receiving Office under Article 2(xv) of the Patent Cooperation Treaty in relation to an international application filed by an applicant who is a resident or national of a Contracting State which is also bound by the Patent Cooperation Treaty.

(4) The Office shall act as designated Office under Article 2(xiii) of the Patent Cooperation Treaty in relation to an international application referred to in Sub-section (2) of this section.

(5) The Office shall act as elected Office under Article 2(xiv) of the Patent Cooperation Treaty in relation to an international application referred to in Sub-section (2) where a Contracting State is elected for the purposes of international preliminary examination under Article 31(4) of the Patent Cooperation Treaty.

(6) In relation to an international application referred to in Sub-section (2), without limiting the generality of that sub-section—

(i) Sections 2 and 3(2) shall not apply;

- (ii) any annual maintenance fee which falls due under Section 3(11) need not be paid until the expiration of the applicable time limit under Article 22 or 39(1)(a) of the Patent Cooperation Treaty.

Section 3ter
Utility Models

(1) In this Section, “utility model” means any form, configuration or disposition of elements of some appliance, working tools and implements as articles of everyday use, electrical and electronic circuitry, instrument, handicraft, mechanism or other object or any part thereof in so far as they are capable of contributing some benefit or new effect or saving in time, energy and labour or allowing a better or different functioning, use, processing or manufacture of the subject matter or that gives utility advantages, environmental benefit, and includes micro-organism or other self-replicable material, products of genetic resources, herbal as well as nutritional formulations which give new effects.

- (2)
 - (i) A utility model shall be protected under the Protocol if it is new and industrially applicable.
 - (ii) A utility model shall be considered to be new if it is not anticipated by the prior art within the jurisdiction of the Contracting States of the Protocol.
 - (iii) A utility model shall be considered as susceptible of industrial applicability if it can be made or utilized in any kind of industry including agriculture.

(3) An application for registration of a utility model shall contain—

- (i) a request for registration of a utility model;
 - (ii) a description of the utility model, a claim or claims, a drawing or drawings, and an abstract;

and be subject to the payment of the prescribed fees.

(4) (a) The Office shall examine whether the formal requirements for applications have been complied with and shall, if so, accord the appropriate filing date to the application.

(b) If the Office finds that the application does not comply with the formal requirements, it shall notify the applicant accordingly, inviting him to comply with the requirements within the prescribed period. If the applicant does not comply with the requirements within the said period, the Office shall refuse the application.

(c) The Office shall notify each designated State of the fact that an application for the registration of a utility model has been filed which complies with the prescribed formal requirements.

(5) The Office shall undertake, or arrange for, the substantive examination of the application for the utility model. If it finds that the application does not comply with the requirements for registration of a utility model referred to in Sub-section (2), it shall refuse the application.

(6) Where under Sub-section 4(b) or (5) of this section, the Office refuses an application, the applicant may, within the prescribed period, request the Office to reconsider the

matter.

(7) If after the Office has reconsidered the application, the Office is still of the view that the application should be refused, the applicant may lodge an appeal against the decision of the Office to the Board of Appeal established in terms of Section 4*bis* of the Protocol.

(8) (a) Before expiration of 6 months from the date of the notification referred to in (b), a designated State may make a written communication to the Office that, if a utility model is registered by the Office, that registration shall have no effect in its territory for the reason—

- i) that the utility model is not registrable under the provisions of the Protocol, or
- ii) that, because of the nature of the utility model, such utility model cannot be registered or has no effect under the national law of that State.

(b) If the Office decides to register a utility model, it shall notify the applicant and each designated State. A copy of the search and examination report shall be attached to the said notification. The designated State shall have 6 months within which to respond to the notification.

(9) After expiration of the said 6 months, the Office shall register the utility model, which shall have effect in those designated States which have not made the communication referred to in Sub-section (7)(a). The Office shall publish the registered utility model as provided for in the Regulations.

(10) If the Office refuses the application notwithstanding a request for reconsideration under Sub-section (6), the applicant may, within 3 months from being notified of such refusal, request that his application be treated, in any designated State, as an application according to the national law of that State.

(11) On each anniversary of the filing of the application, the Office shall collect the prescribed annual maintenance fees, part of which shall be distributed among designated States concerned as provided for in the Regulations. The amount of fees shall depend on the number of States in respect of which the application or registration is maintained. Provided it is maintained, a utility model registered by the Office shall in each designated State have the same effect as a utility model registered or otherwise having effect under the applicable national law. The duration of the utility model shall be 10 years from the filing date.

(12) (a) At any time before the refusal of an application for, or the registration of, a utility model, an applicant for registration of a utility model may, upon payment of the prescribed fees, convert his application into a patent application, which shall be accorded the filing date of the initial application.

(b) An application may not be converted under this Sub-section more than once.

(13) A registration of a utility model registered by the Office shall in each designated State be subject to provisions of the applicable national law on compulsory licences, forfeiture or the use in the public interest of registered utility models.

Section 3
Publication of ARIPO Utility Model Applications

- (1) The Office shall publish the ARIPO utility model application as soon as possible—
- (a) after the expiry of a period of 18 months from the date of filing or, if priority has been claimed, from the date of priority, or
- (b) at the request of the applicant, before the expiry of the period referred to in paragraph 1(a) and subject to the payment of the prescribed fee.
- (2) The ARIPO utility model application shall be published at the same time as the specification of the ARIPO utility model when the decision to register the utility model becomes effective before the expiry of the period referred to in paragraph 1(a).
- (3) In the case of applications claiming priority, the period of 18 months shall be construed from the original filing date, and in the case of applications with two or more priority claims, the period shall be construed from the earliest priority dates.

Section 4
Industrial Designs

- (1) An application for the registration of an industrial design shall contain—
- (i) a request for registration of an industrial design;
- (ii) a reproduction of the industrial design;
- and be subject to the payment of the prescribed fees.
- (2) (a) The Office shall examine whether the formal requirements for applications have been complied with and, if so, shall accord the appropriate filing date to the application.
- (b) If the Office finds that the application does not comply with the formal requirements, it shall notify the applicant accordingly, inviting him to comply with the requirements within the prescribed period. If the applicant does not comply with the requirements within the said period, the Office shall refuse the application.
- (c) The Office shall notify each designated State of the fact that an application for the registration of an industrial design has been filed which complies with the prescribed formal requirements.
- (3) (a) Before expiration of 6 months from the date of the notification referred to in Sub-section (2)(c), each designated State may make a written communication to the Office that, if the industrial design is registered by the Office, that registration shall have no effect in its territory for the reason—
- (i) that the industrial design is not new,
- (ii) that, because of the nature of the industrial design, it cannot be registered or a registration has no effect under the national law of that State, or
- (iii) that, in the case of a textile design, it is the subject of a special register.
- (b) Where the designated State in 3(a) communicates that an industrial design

shall have no effect in its territory, the applicant may respond by providing amendments and/or arguments in relation to the communication. The applicant's response shall be made within the prescribed period.

(c) Where an applicant submits amendments and/or arguments referred to in (3)(b), the designated State shall respond within the prescribed period.

(d) If the designated State refuses the application notwithstanding the applicant's amendments and/or arguments, the applicant may, within the prescribed period of being notified of such refusal, request that the application be treated in the designated State, as application according to the national law of that State.

(4) After the expiration of the said 6 months, the Office shall effect the registration of the industrial design, which shall have effect in those designated States which have not made the communication referred to in Sub-section (3). The Office shall publish the registration.

(5) If the Office refuses the application, the applicant may, within 3 months from being notified of such refusal, request that his application be treated, in any designated State, as an application according to the national law of that State.

(6) On the anniversary of the filing of the application, the Office shall collect the prescribed annual maintenance fees, part of which shall be distributed among the designated States concerned as provided for in the Regulations. The amount of the fees shall depend on the number of States in respect of which the application or registration is maintained. Provided that it is maintained, the registration of an industrial design effected by the Office shall in each designated State have the same effect as a registration effected or otherwise in force under the applicable national law. The duration of such a registration shall be 15 years from the filing date, except for designated States with a shorter term of protection, the registration shall expire at end of term of protection provided for under their respective national design laws. Where an industrial design was registered before the commencement of the amendment of this Section, the registration period shall be as provided before this amendment.

(7) An industrial design registered by the Office shall in each designated State be subject to the provisions of the applicable national law on compulsory licences or the use in the public interest of registered industrial designs.

Section 4bis ***The Board of Appeal***

(1) There is hereby established a Board to be known as the Board of Appeal (hereinafter referred to as "the Board").

(2) The Board shall consist of five members who are experienced in intellectual property matters two of whom shall be patent examiners.

(3) At all sittings of the Board, at least one patent examiner shall be present.

(4) The members of the Board shall be appointed by the Administrative Council of the Organization—

(a) for a period of 2 years renewable once for another term of 2 years;

(b) from the Member States of the Organization; and

- (c) on such other terms and conditions as the Council may determine.
- (5) The functions of the Board are—
 - (a) to consider and decide on any appeal lodged by the applicant in terms of Section 3(5) of this Protocol;
 - (b) to review any final administrative decision of the Office in relation to the implementation of the provisions of this Protocol, the Banjul Protocol on Marks or any other Protocol within the framework of ARIPO;
 - (c) to decide on any other matter related to or incidental to the exercise of the Board's powers.
- (6) Three members of the Board shall form a quorum.
- (7) Decisions of the Board shall be final.
- (8) The Board shall have power to make and adopt its own rules of procedure.

Section 5 Regulations

- (1) The Administrative Council of ARIPO shall make Regulations for the implementation of this Protocol and may amend them, where necessary.
- (2) The Regulations shall in particular relate to—
 - (i) any administrative requirements, matters of procedure, or any details necessary for the implementation of the provisions of this Protocol and any relevant international treaties;
 - (ii) the fees to be charged by the Office and the details of the distribution of part of those fees among the Contracting States.

Section 5bis Re-establishment of Rights

- (1) An applicant for or proprietor of an ARIPO patent, utility model or industrial design who, in spite of all due care required by the circumstances having been taken, was unable to observe a time limit, shall have his rights re-established upon request if the non-observance of this time limit has the direct consequence of causing the refusal of the ARIPO application or of a request, or the deeming of the application to have been withdrawn, or the loss of any other right or means of redress.
- (2) The ARIPO shall grant the request, provided that the conditions of paragraph 1 and any other requirements laid down in the Implementing Regulations are met. Otherwise, it shall reject the request.
- (3) If the request is granted, the legal consequences of the failure to observe the time limit shall be deemed not to have ensued.
- (4) Re-establishment of rights shall be ruled out in respect of the time limit for requesting re-establishment of rights.

(5) No right shall be deemed re-established until such a time that the request has been granted.

(6) The Implementing Regulations may rule out re-establishment of other time limits.

(7) Any person who, in a designated Contracting State, has in good faith used or made effective and serious preparations for using an invention or design which is the subject of a published ARIPO patent, utility model or industrial design application or an ARIPO patent, utility model or industrial design in the period between the loss of rights referred to in paragraph 1 and publication in the ARIPO Journal of the mention of re-establishment of those rights, may without payment continue such use in the course of his business or for the needs thereof.

(8) Nothing in this section shall limit the right of a Contracting State to grant re-establishment of rights in respect of time limits provided for in this Protocol and to be observed vis-à-vis the authorities of such State.

Section 5er ***Request for Limitation (Post-grant Amendment)***

(1) At the request of the proprietor, the ARIPO patent or utility model may be limited by an amendment. The request shall be filed with the ARIPO Office in accordance with the Implementing Regulations. It shall not be deemed to have been filed until the limitation fee has been paid.

(2) Any amendment to the claims must fall wholly within the scope of the claims before the amendment.

Section 6 ***Entry into Force***

(1) (a) Any State which is a member of the Organization or any State to which membership of the Organization is open in accordance with Article IV(1) of the Agreement on the Creation of the African Regional Intellectual Property Organization may become party to this Protocol by—

- (i) signature followed by the deposit of an instrument of ratification, or
- (ii) deposit of an instrument of accession.

(b) Instruments of ratification or accession under this Protocol shall be deposited with the Director General.

(c) This Protocol shall enter into force 3 months after 3 States have deposited their instruments of ratification or accession.

(d) Any State which is not party to this Protocol upon its entry into force under Sub-section (1)(c) of this section shall become bound by this Protocol 3 months after the date on which such State deposits its instrument of ratification or accession.

(2) (a) Ratification of, or accession to, this Protocol shall entail acceptance of the

Harare Protocol on Patents and Industrial Designs

Agreement on the Creation of an African Regional Intellectual Property Organization.

(b) The deposit of an instrument of ratification of, or accession to, this Protocol by a State which is not a party to the Agreement referred to in paragraph (a) of this subsection shall have the effect that the said State shall become party to the said Agreement on the date on which it deposits its instrument of ratification of, or accession to, this Protocol.

Section 7 Denunciation of the Protocol

(1) (a) Any Contracting State may denounce this Protocol by notification addressed to the Director General.

(b) Denunciation shall take effect 6 months after receipt of the said notification by the Director General. It shall not affect any patent application or application for the registration of an industrial design or of a utility model filed with the Office prior to the expiration of the said 6 month period or any patent granted or registration of an industrial design or utility model effected upon such application.

Section 8 Signature of the Protocol

(1) (a) This Protocol shall be signed in a single copy and shall be deposited with the Director General.

(b) The Director General shall transmit certified copies of this Protocol to the Contracting States, other States members of the African Regional Intellectual Property Organization and the States to which membership of the Organization is open in accordance with Article IV (1) of the Agreement on the Creation of the African Regional Intellectual Property Organization, the World Intellectual Property Organization and the United Nations Economic Commission for Africa.

Section 9 Amendment of the Protocol

(1) (a) This Protocol may be amended at the instance of any Contracting State or by the Director General during the sessions of the Administrative Council of ARIPO.

(b) Adoption of amendments of any provision of this Protocol shall require two-thirds of the votes of all Contracting States.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

**REGULATIONS FOR IMPLEMENTING
THE PROTOCOL ON PATENTS AND INDUSTRIAL DESIGNS
WITHIN THE FRAMEWORK OF
THE AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

(Text entered into force on April 25, 1984, and amended by the Administrative Council of ARIPO on April 27, 1994, November 27, 1998, November 24, 2000, November 21, 2003, November 24, 2006, November 30, 2011, November 25, 2013, November 17, 2015, November 22, 2017, November 23, 2018, November 20, 2019, August 26, 2021 and December 8, 2021)

TABLE OF CONTENTS

<i>Rule 1</i>	<i>Interpretation</i>	26
<i>Rule 2</i>	<i>Registers; Journal</i>	27
<i>Rule 3</i>	<i>Inspection of Files</i>	27
<i>Rule 4</i>	<i>Patent Information Services</i>	28
<i>Rule 5</i>	<i>ARIPO Patent Application</i>	28
<i>Rule 5bis</i>	<i>Electronic Filing of Patents, Industrial Designs and Utility Models</i>	29
<i>Rule 6</i>	<i>Description</i>	30
<i>Rule 6bis</i>	<i>Patent Applications Relating to Micro-organisms</i>	30
<i>Rule 7</i>	<i>Claims</i>	33
<i>Rule 7bis</i>	<i>Guidelines on Transgenic Plants and Animals</i>	34
<i>Rule 8</i>	<i>Declaration of Priority</i>	36
<i>Rule 9</i>	<i>Applications for the Registration of Industrial Designs</i>	37
<i>Rule 9bis</i>	<i>Application for the Registration of Utility Models</i>	37
<i>Rule 10</i>	<i>Filing of Application; Authorization of Representative</i>	37
<i>Rule 11</i>	<i>Fees to be Paid</i>	37
<i>Rule 11bis</i>	<i>Additional Fee and Claims Fee</i>	38
<i>Rule 12</i>	<i>Distribution of Fees</i>	39
<i>Rule 13</i>	<i>Transmittal of Application</i>	39
<i>Rule 14</i>	<i>Filing Date</i>	39
<i>Rule 15</i>	<i>Examination as to Formal Requirements</i>	40
<i>Rule 15bis</i>	<i>Time Limits</i>	40
<i>Rule 15ter</i>	<i>Extension of Time Limits</i>	40
<i>Rule 16</i>	<i>Information Concerning Corresponding Foreign Applications, Patents or Other Titles of Protection</i>	41
<i>Rule 17</i>	<i>Withdrawal of an Application; Addition or Reduction of the Number of Designated States</i>	41
<i>Rule 18</i>	<i>Examination as to Substance</i>	42
<i>Rule 18bis</i>	<i>Divisional Patent Application</i>	44
<i>Rule 18ter</i>	<i>Examination of Utility Models as to Substance</i>	45
<i>Rule 18quater</i>	<i>Examination of an Industrial Design as to Substance</i>	46
<i>Rule 19</i>	<i>Request for Conversion into a National Application</i>	46

Harare Protocol on Patents and Industrial Designs

<i>Rule 19bis</i>	<i>Form of the Publication of ARIPO Patent Applications</i>	<i>46</i>
<i>Rule 19ter</i>	<i>Observations by Third Parties</i>	<i>46</i>
<i>Rule 20</i>	<i>Grant or Registration; Recordal and Publication of Patents or Utility Models</i>	<i>47</i>
<i>Rule 20bis</i>	<i>Registration; Recordal and Publication of Industrial Designs</i>	<i>48</i>
<i>Rule 21</i>	<i>Payment of Annual Maintenance Fees</i>	<i>49</i>
<i>Rule 21bis</i>	<i>Requirements of the Request for Limitation (Post-grant Amendment)</i>	<i>50</i>
<i>Rule 22</i>	<i>General Provisions</i>	<i>50</i>
<i>Rule 22bis</i>	<i>Registration of Assignments, Licences and Other Similar Rights</i>	<i>51</i>
<i>Rule 23</i>	<i>International Applications</i>	<i>51</i>
<i>Rule 24</i>	<i>Request for Re-establishment of Rights</i>	<i>52</i>
<i>Schedule I: Fees</i>		<i>53</i>
<i>Schedule II: Forms</i>		<i>60</i>

Rule 1 ***Interpretation***

"Administrative Instructions" means the Administrative Instructions established by the Director General of the ARIPO Office in accordance with Rule 2(5);

"application" means an application for the grant of a patent or for the registration of a utility model or of an industrial design, as the case may be, under the provisions of the Protocol;

"ARIPO Journal" means the Journal published by the ARIPO Office as required in Rule 2(4);

"Board of Appeal" means the Board of Appeal established under Section 4*bis* of the Protocol;

"Budapest Treaty" means the Treaty on the International Recognition of the Deposit of Micro-organisms for the Purposes of Patent Procedure done at Budapest in 1977;

"Contracting State" means any State that adheres to the Protocol;

"depository institution" means an institution which at all relevant times—

- (a) carries out the functions of receiving, accepting and storing micro-organisms and the furnishing of samples thereof; and
- (b) conducts its affairs in so far as they relate to the carrying out of those functions in an objective and impartial manner;

"designated State" means a State designated, in accordance with Rule 5(1)(f), in an application;

"Director General" means the Director General of ARIPO;

"Implementing Regulations" means, unless the context indicates otherwise, the Regulations for Implementing the Protocol on Patents and Industrial Designs within the Framework of the African Regional Intellectual Property Organization (ARIPO);

"international application" means a patent application filed under the Patent Cooperation Treaty;

"international depository authority" means a depository institution which has acquired the status of international depository authority as provided for in Article 7 of the Budapest Treaty;

"Office" means the ARIPO Office, ARIPO Secretariat, or Office of the African Regional Intellectual Property Organization (ARIPO);

"Paris Convention" means the Paris Convention for the Protection of Industrial Property of March 20, 1883, as last revised;

"Patent Cooperation Treaty" means the Patent Cooperation Treaty done at Washington on June 19, 1970, including the Regulations and Administrative Instructions under the Treaty, as last revised;

"Protocol" means the Protocol on Patents and Industrial Designs within the Framework of the African Regional Intellectual Property Organization (ARIPO) adopted at Harare, Zimbabwe, on December 10, 1982.

"Utility Model" shall have the meaning given in Section 3*ter*.

Rule 2 ***Registers; Journal***

(1) The Office shall maintain a Patents Register, a Utility Models Register and an Industrial Designs Register in which shall be recorded, respectively, all patents granted and all utility models and industrial designs registered under the Protocol, and which shall contain the particulars the recording of which is provided for in these Regulations.

(2) The recording of a granted patent shall be effected, in the order of grant, by the insertion in the Patents Register of a copy of the patent.

(3) Any recording other than that of the granted patent shall be effected by recording, under the appropriate heading of a page in the Patents Register reserved for each patent, the fact or instrument to be recorded.

(4) The Office shall publish a Journal in which it shall effect all the publications provided for in the Protocol and in these Regulations. The Journal shall be published at least monthly.

Rule 3 ***Inspection of Files***

(1) Subject to paragraph (2), any person may, upon payment of the prescribed fee, consult the Registers or obtain copies of extracts therefrom.

(2) (a) Files relating to an ARIPO patent, utility model and industrial design applications which have not yet been published shall not be made available for inspection and extracts obtained therefrom without the written consent of the applicant.

(b) Even before the grant of the patent or the registration of the utility model or industrial design, the Office shall, on request, communicate the following bibliographic data:

- (i) the name and address of the applicant and the name and address of the agent;
- (ii) the number of the application;
- (iii) the filing date of the application and, if priority is claimed, the priority date, the number of the earlier application and the name of the State in which the earlier application was filed or, where the earlier application is a regional or international application, the name of the State or States for which it was filed as well as the office with which it was filed;
- (iv) the title of the invention, utility model or industrial design;
- (v) any change in the ownership of the application and any reference to a

licence contract appearing in the file of the application.

(c) Where an application is withdrawn in accordance with Rule 17 before publication, the file relating to it may be inspected only with the written permission of the person who withdrew the application, and paragraph (b) shall not apply.

(3) The inspection of files of the Office by the Courts or authorities of Contracting States shall be by the provision of copies of the relevant documents or extracts of the relevant entries.

Rule 4 ***Patent Information Services***

The Office shall provide, upon request, patent information services to users of patent information in Member States and potential Member States of ARIPO for the purpose of facilitating the adaptation, transfer and acquisition of appropriate technology, the development of local research and the creation of indigenous technology.

Rule 5 ***ARIPO Patent Application***

(1) The application for a patent shall contain:

- (a) a request;
- (b) a description;
- (c) one or more claims;
- (d) one or more drawings (where necessary);
- (e) an abstract;
- (f) a designation of the Contracting States in respect of which the patent is requested to be granted; and
- (g) sequence listing if patent application contains the disclosure of one or more nucleotide and/or amino acid sequences. The sequence listing shall also be submitted in electronic form which conforms to WIPO Standard ST.25

(2) (a) The application shall be in the English language and any document forming part of the application and which is in a language other than English shall be accompanied by an English translation and shall be certified by the applicant or the person having translated the application in a statement to that effect, that, to his knowledge, the translation is a correct record of the application.

(b) The Rules relating to fees shall determine in particular the amount of the fees and the ways in which they are to be paid.

(3) The request shall be made on a printed form copies of which shall be obtainable from the Office, ARIPO website or from any other electronic media and from the industrial property offices of Contracting States.

(4) (a) The printed form shall contain a list which, when filled in, will show—

- (i) the total number of sheets constituting the application and the number

of the sheets of each element of the application (request, description, claims, drawings, abstract);

- (ii) whether or not the application as filed is accompanied by a power of attorney, a priority document, a receipt for the fee paid or an undertaking to pay the requisite fees, a statement justifying the applicant's right to the patent and any other document (to be specified in the check list);
- (iii) the number of the most illustrative drawing which the applicant suggests should accompany the abstract when the abstract is published.

(b) The list shall be filled in by the applicant, failing which the Office shall fill it in and make the necessary annotations.

(5) The request, which shall be signed by the applicant, shall contain—

- (a) a petition which shall appear on the printed form;
- (b) the title of the invention which shall be short (preferably from two to seven words) and precise;
- (c) the name, address (including, where applicable, telegraphic and telex address and telephone and telex address and telephone number) and nationality of the applicant and the State in which his residence or principal place of business is located; names of natural persons shall be indicated by the person's family name and given name(s), the family name being indicated before the given name(s); names of legal entities shall be indicated by their official designations; addresses shall be indicated in such a way as to satisfy the customary requirements for prompt postal delivery at the indicated address; they shall in any case comprise all the relevant administrative units, including the house number, if any;
- (d) the name, address and place of business of the applicant's representative (particulars as in (c) above);
- (e) where the applicant is the inventor, a statement to that effect and, where he is not, the name and address of the inventor accompanied by a statement specifying the basis of the applicant's right to the patent; and
- (f) where applicable, a declaration of priority.

Rule 5bis
Electronic Filing of Patents, Industrial Designs and Utility Models

(1) Patent, industrial design and utility model applications may be filed and processed in electronic form or by electronic means in accordance with the Administrative Instructions provided that the Office or any Member States' office shall permit the filing of applications on paper.

(2) These regulations shall apply *mutatis mutandis* to all applications filed in electronic form or by electronic means subject to any special provisions of the Administrative Instructions.

(3) The Administrative Instructions shall set out the provisions and requirements in the filing and processing of applications filed, in whole or in part in electronic form or by electronic means including, but not limited to, provisions and requirements in relation to acknowledgement of receipt, procedures relating to the according of a filing date, physical requirements and the consequences of non-compliance with those requirements, signature of documents, means of authentication of documents and of the identity of parties

communicating with offices and applicants.

(4) No Member State shall be obliged to receive or process ARIPO patent applications filed in electronic form or by electronic means unless if the Member State has notified the ARIPO Office that it is prepared to do so in compliance with the applicable provisions of the Administrative Instructions.

(5) No Member State which has given the Office a notification under paragraph (4) may refuse to process an application filed in electronic form or by electronic means which complies with the applicable requirements under the Administrative Instructions.

(6) Rule 5*bis* shall apply *mutatis mutandis* to other correspondence documents relating to all ARIPO applications.

Rule 6 ***Description***

(1) The description shall–

- (a) first state the title of the invention as appearing in the request;
- (b) specify the technical field to which the invention relates;
- (c) indicate the background art which, as far as known to the applicant, can be regarded as useful for the understanding, searching and examination of the invention, and, preferably, cite the documents reflecting such art;
- (d) disclose the invention in such terms that it can be understood, and state its advantageous effects, if any, with reference to the background art;
- (e) briefly describe the figures in the drawings, if any;
- (f) set forth at least the best mode contemplated by the applicant for carrying out the invention; this shall be done in terms of examples, where appropriate, and with reference to the drawings, if any; and
- (g) indicate explicitly, when it is not obvious from the description or nature of the invention, the way in which the invention is industrially applicable and the way in which it can be made and used, or, if it can only be used, the way in which it can be used.

(2) The manner and order specified in this Rule shall be followed except when, because of the nature of the invention, a different manner or a different order would result in a better understanding and a more concise presentation.

Rule 6bis ***Patent Applications Relating to Micro-organisms***

6bis. 1. Applications

(1) The description of an invention in an application for a patent which requires for its performance the use of a micro-organism–

- (a) which is not available to the public at the date of filing the application; and
- (b) which cannot be described in the application in such a manner as to enable the invention to be performed by a person skilled in the art shall be regarded as disclos-

ing the invention only if–

- (i) not later than the date of filing of the application, a culture of the micro-organism has been deposited with an international depository institution; and
- (ii) the name of the depository institution, the date when the culture was deposited and file number of the deposit are given in the application, and, where a new deposit is made under paragraph 6bis.4 below, the applicant or proprietor makes a new deposit in accordance with that paragraph.

(2) Where the information specified under sub-paragraph (1)(b)(ii) above is not contained in the application as filed, it shall be submitted to the Office,

(a) before the end of the period of 16 months after the date of filing of the application or, if priority is claimed, after the priority date.

(b) where the Office has received a request by any person for information and inspection of the application under Rule 3 of these Regulations, before the end of one month after the Office communicates to the applicant a notification of receipt of the request, whichever period is the earliest.

(3) The submission of information specified in subparagraph (1)(b)(ii) above shall constitute the unreserved and irrevocable consent of the applicant to the depository institution with which a culture is from time to time deposited making the culture available on receipt of the certificate of the Office authorizing the release to the person named therein as a person to whom the culture may be made available and who makes a valid request to depository institution.

(4) The application for a patent referred to in paragraph (1) above shall mention any international agreement under which the micro-organism concerned is deposited.

6bis. 2. Availability of Culture

(1) The deposited culture shall be available upon request to any person from the date of publication of the ARIPO patent application and to any person having the right to inspect the files under Rule 3 prior to that date. Subject to the provisions of paragraph (3) of Rule 6bis. 3 below, such availability shall be effected by the issue of a sample of the micro-organism to the person making the request (hereafter called “the requester”) and the said issue shall be made only if the requester has undertaken vis-à-vis the applicant or the proprietor of the patent–

(a) not to make the deposited culture or any culture derived therefrom available to any third party before the application has been refused or withdrawn or is deemed to be withdrawn or, if a patent is granted, before the expiry of the patent;

(b) to use the deposited culture or any culture derived therefrom for experimental purposes only, until such time as the patent application is refused or withdrawn or is deemed to be withdrawn or on the publication of the grant of the patent. This provision shall not apply where the requester is using the culture under a compulsory licence.

(2) For the purposes of paragraph (1) above, a derived culture is deemed to be any culture of the micro-organism which still exhibits those characteristics of the deposited culture which are essential to the carrying out of the invention. The undertaking referred to in paragraph (1) shall not impede a deposit of a derived culture which is necessary for the purpose of patent procedure.

(3) The request provided for in paragraph (1) shall be made to the Office on a form recognised by the Office. The Office shall certify on the said form that an ARIPO patent application referring to the deposit of the micro-organism has been filed and that the requester or the expert nominated by him is entitled to the issue of a sample of the micro-organism.

(4) The Office shall transmit the request, together with the certification provided for in paragraph (3) above, to the depository institution as well as to the applicant or the proprietor of the patent.

(5) The Director General of the Office shall publish in the Journal the list of depository institutions recognised for the purposes of this Rule.

6bis. 3. Availability of Culture to Experts

(1) Until the date of publication of the application, the applicant may inform the Office that until the grant of the patent or until the date on which the application has been refused or withdrawn or is deemed to be withdrawn, the availability of the culture referred to in Rule 6bis.2 shall be effected only by the issue of a sample to an expert nominated by the requester.

(2) The following may be nominated as an expert:

(a) any natural person provided that the requester furnishes evidence at the time of filing the request that the nomination has the approval of the applicant;

(b) any natural person recognised as an expert by the Director General of the Office.

(3) The nomination shall be accompanied by an undertaking from the expert vis-à-vis the applicant similar to that specified in Rule 6bis.2(1). In this instance the requester will be regarded as a third party.

6bis. 4. New Deposit of a Micro-organism

(1) If a micro-organism deposited in accordance with Rule 6bis.1 ceases to be available from the institution with which it was deposited because—

(a) the micro-organism is no longer viable, or

(b) for any other reason the depository institution is unable to supply samples, and if the micro-organism has not been transferred to another depository institution recognised for the purposes of Rule 6bis from which it continues to be available, an interruption in availability shall be deemed not to have occurred if a new deposit of the micro-organism originally deposited is made within a period of 3 months from the date on which the depositor was notified of the interruption by the depository institution and if a copy of the receipt of the deposit issued by the institution is forwarded to the Office within 4 months from the date of the new deposit stating the number of the application or the ARIPO patent.

(2) In the case provided for in sub-paragraph (1)(a) above, the new deposit shall be made with the depository institution with which the original deposit was made; in the cases provided for in subparagraph (1)(b) above, it may be made with another depository institution recognised for the purposes of Rule 6bis.

(3) Where the institution with which the original deposit was made ceases to be recognised for the purposes of the application of Rule 6bis, either entirely or for the kind of micro-organisms to which the deposited micro-organism belongs, or where that institu-

tion discontinues, temporarily or definitively, the performance of its functions as regards deposited micro-organisms, and the notification referred to in paragraph (1) from the depository institution is not received within 6 months from the date of such event, the 3 months period referred to in paragraph (1) shall begin on the date on which this event is announced in the Journal of the Office.

(4) Any new deposit shall be accompanied by a statement signed by the depositor alleging that the newly deposited micro-organism is the same as that originally deposited.

Rule 7 ***Claims***

(1) The claims shall define the matter for which protection is sought in terms of the technical features of the invention. They shall be clear and concise and be supported by the description. The number of the claims shall be reasonable, taking into account the nature of the invention, and, where there are several claims, they shall be numbered consecutively in Arabic numerals. Wherever appropriate, claims shall contain—

(a) a statement indicating those technical features of the invention which are necessary for the definition of the latter but which, in combination, are part of the prior art; and

(b) a characterizing portion - preceded by the words "characterized in that," "characterized by," "wherein the improvement comprises," or any other words to the same effect - stating concisely the technical features which, in combination with the features stated under (a), it is desired to protect.

(2) Claims shall not, except where absolutely necessary, rely, in respect of the technical features of the invention, on references to the description or drawings. In particular, they shall not rely on such references as: "as described in part ... of the description," or "as illustrated in figure ... of the drawings."

(3) Claims related to medical indications or use claims shall, for the purpose of examination, be drafted in accordance with the standard phrases provided below:

(a) Claims regarded as first medical indications

- (i) Pharmaceutical composition for the prophylaxis/treatment of Y (=disease) comprising X(=a drug/medicament).
- (ii) Pharmaceutical composition comprising X.
- (iii) Compound X for use as a drug/medicament for the treatment of Y.
- (iv) Use of X for the manufacture of a pharmaceutical composition (Note that the disease indication is not mentioned in the claim).
- (v) Compound X for use as an analgesic.
- (vi) Compound X for use in treating disease Y.
- (vii) Compound A containing X for use in treating disease Y (composition A may be genetically defined).
- (viii) Medicament containing compound X.
- (ix) Use of X for preparing a medicament.

(b) Claims regarded as second medical indications

- (i) Use of X for the manufacture/preparation of a medicament/
pharmaceutical composition for the treatment of Y.
- (ii) Process for the preparation of a medicament for treating disease Y
characterized in that compound X is used as the main active com-
ponent of the medicament.

(4) (a) Any claim which includes all the features of one or more other claims (claim in dependent form, hereinafter referred to as "dependent claim") shall do so by a reference, if possible at the beginning, to the other claim or claims and shall then state the additional features claimed. Any dependent claim which refers to more than one other claim ("multiple dependent claim") shall refer to such claims in the alternative only. Multiple dependent claims shall not serve as a basis for any other multiple dependent claims.

(b) Any claim stating the essential features of an invention may be followed by one or more claims concerning particular embodiments of that invention.

(c) Claims shall be grouped in the most logical manner to facilitate comprehension of the scope of protection being sought.

(5) Where a group of inventions is claimed in an ARIPO patent application, the requirement of unity of invention under Section 2*bis* 1(a) shall be fulfilled only when there is a technical relationship among those inventions involving one or more of the same or corresponding special technical features. The expression "special technical features" shall mean those features which define a contribution which each of the claimed inventions considered as a whole makes over the prior art.

(6) The determination whether a group of inventions is so linked as to form a single general inventive concept shall be made without regard to whether the inventions are claimed in separate claims or as alternatives within a single claim.

(7) Without prejudice to Section 2*bis* (1)(a) of the Protocol, an ARIPO patent application may contain more than one independent claim in the same category (product, process, apparatus or use) only if the subject-matter of the application involves one of the following:

- (a) a plurality of interrelated products,
- (b) different uses of a product or apparatus,
- (c) alternative solutions to a particular problem, where it is inappropriate to cover these alternatives by a single claim.

(8) Where the ARIPO patent application contains drawings including reference signs, the technical features specified in the claims shall preferably be followed by such reference signs relating to these features, placed in parentheses, if the intelligibility of the claim can thereby be increased. These reference signs shall not be construed as limiting the claim.

Rule 7bis

Guidelines on Transgenic Plants and Animals

7bis. 1. Definitions

For the purposes of these guidelines—

(a) ‘biological material’ means any material containing genetic information and capable of reproducing itself or being reproduced in a biological system;

(b) ‘microbiological process’ means any process involving or performed upon or resulting in microbiological material;

(c) ‘biotechnological invention’ are inventions which concern a product consisting of or containing biological material or a process by means of which biological material is produced, processed or used;

(d) ‘genetic engineering’ means the technology which manipulates gene recombination, cell fusion, etc. Inventions relating to genetic engineering include those of a gene or a DNA fragment, a vector, a recombinant vector, a transformant, a polypeptide or a protein, a fused cell, a monoclonal antibody, etc;

(e) ‘plant variety’ means any plant grouping within a single botanical taxon of the lowest known rank, which grouping, irrespective of whether the conditions for the grant of a plant variety right are fully met, can be—

(i) defined by the expression of the characteristics that result from a given genotype or combination of genotypes,

(ii) distinguished from any other plant grouping by the expression of at least one of the said characteristics and,

(iii) considered as a unit with regard to its suitability for being propagated unchanged;

(f) a process for the production of plants or animals is essentially biological if it consists entirely of natural phenomena such as crossing or selection.

7bis. 2. Patentable Biotechnological Inventions

Biotechnological inventions shall be patentable if they concern—

(i) ‘biological material’ which is isolated from its natural environment or produced by means of a technical process even if it previously occurred in nature,

(ii) ‘plants or animals’ provided that the technical feasibility of the invention is not confined to a particular plant or animal variety,

(iii) ‘a microbiological or other technical process,’ or a product obtained by means of such a process other than a plant or animal variety.

7bis. 3. Exceptions to Patentability of Biotechnological Inventions

ARIPO patents shall not be granted in respect of biotechnological inventions which, in particular, concern the following:

(i) processes for cloning human beings,

(ii) processes for modifying the germ line genetic identity of human beings,

- (iii) uses of human embryos for industrial or commercial purposes,
- (iv) processes for modifying the genetic identity of animals which are likely to cause them suffering without any substantial medical benefit to man or animal, and also animals resulting from such processes,
- (v) an embryonic stem cell of an animal, an animal at the various stages of its formation and development such as a germ cell, a zoosperm, an embryo, etc., belong to the category of animal variety,
- (vi) a single plant and its reproductive material (such as seed, etc.) which maintains its life by synthesizing carbohydrates and protein from the inorganic substances such as water, carbon dioxide and mineral salts and so on through photosynthesis belong to the category of plant variety,
- (vii) inventions that do not possess practical applicability, i.e., cannot easily be reproduced,
- (viii) the human body, at the various stages of its formation and development, and the simple discovery of one of its elements, including the sequence or partial sequence of a gene, cannot constitute patentable inventions.

Rule 8
Declaration of Priority

(1) The application may contain a declaration claiming, in respect of one or several designated States, the priority, as provided for in the Paris Convention, of one or more earlier national, regional or international applications filed by the applicant or his predecessor in title in or for any State party to the Paris Convention or member of the World Trade Organisation. The declaration shall indicate—

- (i) the date of the earlier application;
- (ii) the number of the earlier application, subject to paragraph (2);
- (iii) the name of the State in which the earlier application was filed or, where the earlier application is a regional or an international application, the name of the State or States for which it was filed; and
- (iv) where the earlier application is a regional or an international application, the office with which it was filed.

(2) The declaration of priority shall preferably be made on filing the ARIPO patent application. It may still be made within 16 months from the earliest priority date claimed for patents and utility models and 10 months for industrial designs.

(3) Where, at the time of filing the declaration referred to in paragraph (1), the number of the earlier application is not known, that number shall be furnished within 3 months from the date on which the application containing the declaration was filed.

(4) The applicant may correct the declaration of priority within 16 months from the earliest priority date claimed, or, where the correction would cause a change in the earliest priority date claimed, within 16 months from the corrected earliest priority date, whichever 16-month period expires first, provided that such a correction may be submitted until the expiry of 4 months from the date of filing accorded to the ARIPO patent application. In the case of industrial designs the period applicable shall be 10 months.

(5) The applicant shall, within a period of 3 months from the filing of the application containing the declaration, furnish a copy of the earlier application, certified as correct by the office with which it was filed.

(6) Where the earlier application is in a language other than English, the applicant shall, within a period of 6 months from the filing of the application containing the declaration, furnish an English translation.

(7) If the requirements under this Rule have not been complied with, the declaration shall be disregarded.

Rule 9
Applications for the Registration of Industrial Designs

(1) The application for an industrial design shall contain:

- (a) a request;
- (b) a reproduction of the industrial design;
- (c) a designation of the Contracting States in respect of which the industrial design is requested to be registered; and shall be subject to the payment of the prescribed fees.

(2) The Rules relating to patent applications, particularly Rules 5(2) to 5(5); 5*bis*, 8; 10 to 15*ter*, 17, 19 and 21 of these Regulations, shall, *mutatis mutandis*, apply to applications for the registration of industrial designs filed under Section 4 of the Protocol.

Rule 9*bis*
Applications for the Registration of Utility Models

The Rules relating to patent applications, particularly Rules 5 to 8 and 19*bis* of these Regulations, shall, *mutatis mutandis*, apply to applications for the registration of utility models filed under Section 3*ter* of the Protocol.

Rule 10
Filing of Application;
Authorization of Representative

(1) Subject to Rule 11, any application may be filed with either the Office or the industrial property office of any Contracting State.

(2) The authorization of the applicant's representative shall be evidenced by a power of attorney issued and signed by the applicant and filed together with the application or filed within a period of 2 months after the filing of the application.

Rule 11
Fees to be Paid

(1) The fees to which applications are subject, and the amounts of such fees, shall be as set out in the Schedule of Fees which is annexed to these Regulations and forms

part thereof, as well as in the Administrative Instructions.

(2) Subject to paragraph (3), fees shall be paid in U.S. dollars direct to the Office or the application shall be accompanied by an undertaking signed by the applicant that he will effect payment to the Office within a period of 21 days from the date on which the application is filed with the Office or the industrial property office of a Contracting State.

(3) (a) Notwithstanding paragraph (2), where the applicant is a national of the Contracting State in which the application is filed, the industrial property office concerned may—

- (i) accept payment of the fees in local currency equivalent, at the prevailing official rate of exchange, to the prescribed fees; and
- (ii) request the Office to debit its account in ARIPO with the amount of such fees.

(b) The Office shall be bound by the decision taken by the industrial property office of a Contracting State concerning the applicability of this paragraph with regard to the nationality of the applicant.

Rule 11bis ***Additional Fee and Claims Fee***

(1) (a) An additional fee is payable for ARIPO patent applications which comprise more than 30 pages. The amount of the fee is calculated according to the number of pages as provided for in the Schedule of Fees. If the additional fee is not paid as provided for under paragraph (3), the application concerned shall be deemed to be withdrawn.

(b) The additional fee is calculated on the basis of the pages of the description, claims, any drawings and the abstract. The pages forming part of a sequence listing within the meaning of Rule 5(1)(g) shall not be counted, provided the sequence listing complies with WIPO Standard ST.25.

(c) Where formal deficiencies in the documents making up the ARIPO patent application need to be corrected, the number of pages complying with the physical requirements shall be the basis for calculation of the additional fee.

(2) Any ARIPO patent application comprising more than 10 claims shall, in respect of the eleventh and each subsequent claim, incur payment of claims fee as laid down in the Schedule of Fees. If the claims fee is not paid as provided for under paragraph (3), the claim(s) concerned shall be deemed to be withdrawn.

(3) The additional fee and claims fee shall be paid on or before filing of the request for substantive examination.

(4) If an amendment filed after payment of additional fee and claims fee, introduces more claims and pages than those paid for, the fees for the newly introduced claims and pages shall be payable at the time of paying grant and publication fees.

Rule 12
Distribution of Fees

(1) The distribution of fees between the Office and Contracting States shall be as follows:

(a) 5% of the application fees shall be due to the Contracting State in which the application is filed and 95% shall be due to the Office;

(b) 50% of the designation fee shall be due to each designated State and 50% shall be due to the Office;

(c) 50% of the annual maintenance fee shall be due to the designated State and 50% shall be due to the Office.

(2) Fees due to Contracting States shall be held in their favour or, on request, transmitted to them by the Office.

Rule 13
Transmittal of Application

Where the application is filed with the industrial property office of a Contracting State, that office shall—

- (i) verify that the application on the face of it fulfills the requirements of Rule 5(1)(a), (b) and (c);
- (ii) verify that the undertaking with respect to fees has been submitted or that the fees have been paid and a receipt issued therefor;
- (iii) mark on each document making up the application the actual date of receipt, an appropriate number and its official stamp;
- (iv) issue to the applicant's representative an acknowledgement of receipt of the application; and
- (v) promptly transmit all documents making up the application to the Office.

Rule 14
Filing Date

(1) The Office shall accord as the filing date the date on which the application was received by the Office or the industrial property office of the Contracting State with which the application was filed, provided that the application on the face of it fulfills the requirements of Rule 5(1)(a), (b) and (c); if on the date on which the application was received by the Office or the industrial property office of the Contracting State it did not fulfill the requirements of Rule 5(1)(a), (b) and (c), the Office shall accord as the filing date the date on which the application on the face of it fulfilled the requirements of Rule 5(1)(a), (b) and (c).

(2) The Office shall notify the applicant and the industrial property office of each designated State of the filing date of the application.

Rule 15
Examination as to Formal Requirements

(1) Upon receiving the application, the Office shall examine it for compliance with the requirements of Section 3(1), 3ter(3) and 4(1) of the Protocol, Rules 5, 6, 6bis, 7, 8, 10 and 11, and the Administrative Instructions, and ascertain whether the requisite fees have been paid.

(2) Where the Office finds that the application does not comply with the said requirements, it shall invite the applicant to correct the application within a period of 2 months.

(3) If the applicant fails to comply with the invitation referred to in paragraph (2) and the Office refuses the application under Section 3(2)(b) of the Protocol, a request by the applicant, pursuant to Section 3(4), that the Office reconsider its decision may be submitted in writing within 2 months and shall state the applicant's grounds for requesting such reconsideration.

Rule 15bis
Time Limits

(1) The prescribed period referred to in Section 3(4) of the Protocol within which the applicant may request the Office to reconsider the matter shall be not less than 2 months and not more than 6 months after the date of notification of the decision of the Office that the application has been refused.

(2) The applicant may lodge an appeal against the decisions of the Office to the Board of Appeal within 3 months after the date of notification of the decision of the Office.

Rule 15ter
Extension of Time Limits

(1) The Director General may extend a time limit if:-

- (a) the applicant or the proprietor of the patent requests him to do so;
- (b) the request complies with the relevant requirements of rules; or
- (c) due to an exceptional occurrence such as a pandemic, a natural disaster, war, civil disorder or a general breakdown in any means of electronic communication.

(2) Where more than one request of extension of time limit is or are requested in one request, each request shall be subject to the payment of the prescribed fee.

(3) An extension of time limit shall not exceed 3 months.

Rule 16
Information Concerning Corresponding
Foreign Applications, Patents or Other Titles of Protection

(1) The applicant shall, at the request of the Office, and within the period specified in such request, furnish it with the date and number of any application for a patent or other title of protection filed by him with a national industrial property office or with a regional industrial property office ("foreign application") relating to the same or essentially the same invention as that claimed in the application being processed by the Office.

(2) (a) The applicant shall, at the request of the Office and within the period specified in such request, furnish it with the following documents relating to one of the foreign applications referred to in paragraph (1):

- (i) a copy of any communication received by the applicant concerning the results of any search or examination carried out in respect of the foreign application;
- (ii) a copy of the patent or other title of protection granted on the basis of the foreign application;
- (iii) a copy of any final decision rejecting the foreign application or refusing the grant requested in the foreign application.

(b) The applicant shall, at the request of the Office, furnish it with a copy of any final decision invalidating the patent or other title of protection granted on the basis of the foreign application referred to in sub-paragraph (a).

(3) The applicant shall, at the request of the Office, furnish it with the following documents relating to any foreign application other than the one referred to in paragraph (2):

- (i) a copy of any communication received by the applicant concerning the results of any search or examination carried out in respect of the foreign application and in which publications or other documents establishing prior art are mentioned;
- (ii) a copy of any final decision rejecting the foreign application or refusing the grant requested in the foreign application.

(4) The documents furnished under this Rule shall merely serve the purpose of facilitating the evaluation of the novelty and inventive step of the invention claimed in the application being processed by the Office or in the patent granted on the basis of that application.

(5) The applicant shall have the right to submit comments on the documents furnished under this Rule.

Rule 17
Withdrawal of an Application; Addition or Reduction
of the Number of Designated States

(1) The applicant may withdraw an application at any time during its pendency by submitting a written declaration to the Office.

(2) The applicant may, subject to the payment of the prescribed fee, reduce the number of designated States at any time by submitting a written declaration to the Office.

(3) (a) The applicant may, for ARIPO applications, add to the number of designated States at any time before publication of the application in accordance with Section 2*ter* and subject to Rule 8, by submitting a written request to the Office. This provision shall not apply to applications filed according to Section 3*bis*.

(b) The request referred to in sub-paragraph (3)(a) above shall be deemed to have been filed when the request fee, designation fee of the added designated State(s) as well as any outstanding maintenance fee in respect of added designated States has been lodged.

(c) The period provided for under sub-paragraph (a) above shall not be subject to extension.

Rule 18 ***Examination as to Substance***

(1) (a) For the purposes of the request under Section 3(3) of the Protocol, the applicant may request substantive examination of the patent application up to 3 years from the date of filing or priority date if claimed. If more than one priority is claimed, from the earliest priority date.

(b) For divisional applications, the time limit for filing the request for examination shall be 6 months from the date of lodging of the divisional application.

(c) The request shall be deemed to have been filed when the request for examination fee, including additional fee and claims fee if any, has been lodged. Where no request is made, within the prescribed period, the application shall be deemed withdrawn.

(d) For the purposes of the examination under Section 3(3) of the Protocol, the Office may transmit the application together with all relevant documents to an authority specified in the Administrative Instructions.

(2) A search report and examination report shall be established by the Office or by the authority referred to in paragraph (1) and shall contain the conclusions of the examination of the application.

(3) (a) Where, taking due account of the conclusions of the search report and examination report referred to in paragraph (2), the Office reaches the conclusion that any of the requirements referred to in Section 3(3) of the Protocol are not fulfilled, it shall, by a notification to which shall be attached a copy of the search and examination report upon which the decision is based, communicate the decision to the applicant accordingly and invite him to submit, within a period specified in the Administrative Instructions, his observations and, where applicable, an amended application together with a request in accordance with Section 3(4) of the Protocol that the matter be reconsidered.

(b) Voluntary Amendments to applications shall be subject to the following:-

- (i) These provisions shall not apply to voluntary amendments made before a search report and/or an examination report is communicated to the applicant.

- (ii) Together with any comments, corrections or amendments made in response to communications by the Office under Rule 18(3) (a), the applicant may amend the description, claims and drawings of his own volition with each response to an office action by the Office that raises objections or requirements for corrections.
- (iii) Each amendment may only be incorporated in the application through a written examination report consenting to such amendments by the Office.
- (iv) When filing any amendments referred to in paragraphs (i) to (iii), the applicant shall identify them and indicate the basis for them in the disclosure as filed. If the Office notes a failure to meet either requirement, it may request the correction of this deficiency within a period of 2 months.
- (v) Amended claims may not relate to unsearched subject-matter which does not combine with the originally claimed invention or group of inventions to form a single general inventive concept.
- (vi) Provided that the introduction of unsearched and/or unexamined claims shall be allowable subject to payment of new search and examination fees as stipulated in Schedule I to this Rules.
- (vii) Voluntary amendments after an application has been recommended for grant by the Office shall be considered under Section 5^{ter} of the Protocol.

(4) Where the Office, taking due account of the search report and examination report, decides to grant the patent pursuant to Section 3(7) of the Protocol, it shall, by a notification to which shall be attached a copy of the search report and examination report upon which the decision is based, communicate the decision to the applicant, the industrial property office and be made available to the public in each designated State, and request the applicant to make payment of the grant and publication fee, within the period it shall specify.

(5) (a) A communication by a designated State pursuant to Section 3(6) of the Protocol shall be made on its behalf by its industrial property office.

(b) Where a designated State communicates that a patent shall have no effect in its territory, the applicant may respond, within 3 months of receipt of the communication.

(c) The designated State shall respond within 3 months of receipt of the applicant's communication referred to in (5)(b).

(6) Within 2 weeks of receiving any such communication, the Office shall promptly transmit a copy thereof to the applicant.

(7) Notwithstanding the provisions of paragraph (1) above, the applicant may upon request made through a duly completed form, cause the Office to have an application; once it meets the formal requirements including a request for substantive examination; to be substantively examined in a preferential manner adhering to a modified timeframe as follows:-

(a) Expedited/Accelerated Examination of an application so as to have a decision made on its patentability within a period specified in the Administrative Instructions from the time of making the request; subject to:-

- (i) The application being for a single invention and/or the applicant agreeing to the examination division conclusively examining the application by considering only the first identified invention;
- (ii) the applicant undertaking to respond immediately to any clarifications sought by the examining division;
- (iii) the application being withdrawn and then reinstated before conclusion of examination;
- (iv) a search report, based on acceptable minimum documentation conducted on claims corresponding to the claims either of the same scope as or narrower in scope than the claims in the ARIPO application file, is availed to the Office.

(b) Delayed commencement of substantive examination for up-to 1 year beyond the stipulations of Rule 18(1)(a) provided:-

- (i) a request for substantive examination has been lodged by the stipulated time in Rule 18(1)(a);
- (ii) a written explanation satisfactory to the Director General has been submitted with the request;
- (iii) the application is not deemed withdrawn due to non-payment of annuities.

(c) The Office shall acknowledge a request to modify the examination timeline as in paragraphs (a) and (b) above and provide direction upon receipt of such a request to:-

- (i) direct the applicant to remit the requisite fees for such modification of timeline; or
- (ii) confirm in writing that the Office concurs with the applicant's request of modified examination timeline since the application relates to one of the fields of green technologies defined in the Administrative Instructions; or
- (iii) indicate that such modification in the examination timeframe is not possible with an outline of the reasons.

(d) The request shall not be considered made unless the prescribed fees are paid.

Rule 18bis
Divisional Patent Application

(1) The applicant may file a divisional application relating to any pending earlier ARIPO patent application.

(2) A divisional application shall be filed in the language of the proceedings for the earlier application. If the latter was not in an official language of the Office, the divisional application may be filed in the language of the earlier application; a translation into the language of the proceedings for the earlier application shall then be filed within 2 months of the filing of the divisional application.

(3) The divisional application shall be filed with the Office.

Rule 18ter
Examination of Utility Model as to Substance

(1) Without derogating from the generality of Rule 18, no utility model may be protected if it has already been the subject of a patent for an invention or a registration of a utility model based on a prior application or application benefiting from an earlier priority.

(2) Novelty and industrial applicability within the jurisdiction of the Contracting States of the Protocol shall be applied with respect to utility models.

(3) The applicant may upon request made through a duly completed form, cause the Office to have an application; once it meets the formal requirements; to be examined in a preferential manner adhering to a modified timeframe as follows:-

(a) Expedited/accelerated examination of an application so as to have a decision made on its suitability for registration within a period specified in the Administrative Instructions from the time of making the request; subject to—

- (i) the application being for a single invention and/or the applicant agreeing to the examination division conclusively examining the application by considering only the first identified invention;
- (ii) the applicant undertaking to respond immediately to any clarifications sought by the examining division;
- (iii) the application not being withdrawn and then reinstated before conclusion of examination;
- (iv) a search report, based on acceptable minimum documentation conducted on claims corresponding to the claims either of the same scope as or narrower in scope than the claims in the ARIPO application file, is availed to the Office.

(b) Delayed commencement of examination for up to 1 year provided:-

- (i) a written explanation satisfactory to the Director General has been submitted with the request;
- (ii) the application is not deemed withdrawn due to non-payment of annual maintenance fees.

(c) The Office shall acknowledge a request to modify the examination timeline as in paragraphs (a) and (b) above and provide direction upon receipt of such a request to:-

- (i) direct the applicant to remit the requisite fees for such modification of timeline; or
- (ii) confirm in writing that the Office concurs with the applicant's request of modified examination timeline since the application relates to one of the fields of green technologies defined in the Administrative Instructions; or
- (iii) indicate that such modification in the examination timeframe is not possible with an outline of the reasons.

(d) The request shall not be considered made unless the prescribed fees are paid.

Rule 18quater
Examination of an Industrial Design as to Substance

(1) Substantive examination of industrial designs shall be conducted in accordance with the national laws of each designated State.

(2) (a) A communication by a designated State pursuant to Section 4(3) of the Protocol shall be made on its behalf by its industrial property office.

(b) Where a designated State communicates that a registration of an industrial design shall have no effect in its territory, the applicant may respond, within 3 months of receipt of the communication.

(c) The designated State shall respond within 3 months of receipt of the applicant's communication referred to in (2)(b).

Rule 19
Request for Conversion into a National Application

(1) A request by the applicant, pursuant to Section 3(8) or Section 3ter(9) of the Protocol, that the application be treated as an application under the national law of one or more of the designated States, may be filed within 3 months from the date of the refusal by the Office of the request for reconsideration, and shall specify the designated States in which the procedure for the grant or registration of a national patent or utility model is desired.

(2) Within 2 weeks of receiving the request, the Office shall transmit copies of the application, and all relevant documents, to the industrial property offices of the designated States specified by the applicant.

Rule 19bis
Form of the Publication of ARIPO Patent Applications

(1) The publication of the ARIPO patent application shall contain the description, the claims, abstract and drawings if any, as filed.

(2) The designated Contracting State(s) shall be indicated in the published application.

Rule 19ter
Observations by Third Parties

(1) Following publication of the ARIPO patent application, any person may submit observations concerning the patentability of the invention.

(2) The observations by third party may be considered if they are made in respect to novelty, inventive step, claim clarity, sufficiency of disclosure, patentability of subject matter and unallowable amendments.

(3) The observations shall be filed in writing in English and shall include a statement of the grounds on which they are based.

(4) Documentary evidence and, in particular, publications submitted in support

of the arguments may be filed in any language. However, the Office may request that a translation into English be filed within a period to be specified; otherwise, the evidence will be disregarded.

(5) The person filing the observations may not become a party to the proceedings before the Office.

(6) The observations shall be filed preferably in electronic means such as email and the web interface provided by the Office.

(7) Although the third party is sent acknowledgment of the receipt of his observations (if these were not filed anonymously), the Office does not specifically inform him of any further action it takes in response to them beyond subsequent published office actions such as publication of a grant.

(8) The Office shall make every effort to issue the next office action to communicate such observations to the applicant for or proprietor of the patent provided the observations are substantiated.

(9) If the observations call into question the patentability of the invention in whole or in part, they must be taken into account in any proceedings pending before the Office until such proceedings have been terminated. If the observations relate to alleged prior art available other than from a document, e.g., from use, this is taken into account only if the alleged facts either are not disputed by the applicant or proprietor or are established beyond reasonable doubt.

(10) Observations received after the decision to grant/refuse the application shall be included in the file without taking note of their content.

(11) Where an observation was filed during the international phase, ARIPO as designated/elected Office will consider its content upon entry into the Regional phase once this becomes available.

Rule 20
Grant or Registration; Recordal and Publication of
Patents or Utility Models

(1) Upon the expiry of the period of 6 months provided for in Section 3(6) and 3^{ter}(8) and subject to payment of the grant or registration and publication fee, the Office shall in accordance with Section 3(7) and 3^{ter}(9) of the Protocol—

- (a) grant or register the patent or utility model;
- (b) publish in the ARIPO Journal a reference to the grant or registration;
- (c) record the patent or utility model in the Patents or Utility Models Register;
- (d) issue to the applicant a certificate of the grant of the patent or a certificate of the registration of the utility model, and a copy of the patent or utility model;
- (e) transmit to each designated State for which the patent is granted or utility model is registered, a copy of the certificate and a copy of the patent or a copy of the certificate and a copy of the utility model.

(2) The publication of a reference to the grant or registration in the ARIPO Journal shall include the following:

- (a) the number of the patent or utility model;
- (b) the name and address of the owner of the patent or utility model;

- (c) the name and address of the inventor;
- (d) the name and address of the applicant's representative (where necessary);
- (e) the filing date of the application;
- (f) if priority has been claimed and the claim has been accepted, a statement of that priority, the priority date and the name of the country or countries in which or for which the earlier application was filed;
- (g) the effective date of the grant of the patent or registration of the utility model;
- (h) the title of the invention;
- (i) the abstract;
- (j) if there are drawings, the most illustrative drawing;
- (k) the symbol of the International Patent Classification;
- (l) the Contracting States for which the patent is granted or utility model is registered.

(3) The Certificate of Grant or Registration, which shall be signed by the Director General of the ARIPO Office, shall contain—

- (a) the number of the patent or utility model;
- (b) the name and address of the owner of the patent or utility model;
- (c) the filing date and priority date, if any, of the application;
- (d) the effective date of the grant of the patent or registration of the utility model;
- (e) the title of the invention;
- (f) the Contracting States for which the patent is granted or utility model is registered.

Rule 20bis

Registration; Recordal and Publication of Industrial Designs

(1) Upon the expiry of the period of 6 months provided for in Section 4(3), and subject to payment of the registration and publication fee, the Office shall in accordance with Section 4(4), of the Protocol—

- (a) register industrial design;
- (b) publish in the ARIPO Journal a reference to the registration;
- (c) record the industrial design in the Industrial Design Register;
- (d) issue to the applicant a certificate of the registration of the industrial design, and a copy of the industrial design;
- (e) transmit to each designated State for which the industrial design is registered a copy of the certificate and a copy of the industrial design.

(2) The publication of a reference to the registration in the ARIPO Journal shall include the following:

- (a) the number of the industrial design;

- (b) the name and address of the owner of the industrial design;
 - (c) the name and address of the originator/creator;
 - (d) the name and address of the applicant's representative (where necessary);
 - (e) the filing date of the application;
 - (f) if priority has been claimed and the claim has been accepted, a statement of that priority, the priority date and the name of the country or countries in which or for which the earlier application was filed;
 - (g) the effective date of the registration of the industrial design;
 - (h) the title of the industrial design;
 - (i) the most illustrative reproduction of the industrial design;
 - (j) the symbol of the International Classification;
 - (k) the Contracting States for which the industrial design is registered.
- (3) The Certificate of Registration, which shall be signed by the Director General of the Office, shall contain—
- (a) the number of the industrial design;
 - (b) the name and address of the owner of the industrial design;
 - (c) the filing date and priority date, if any, of the application;
 - (d) the effective date of the registration of the industrial design;
 - (e) the title of the industrial design;
 - (f) the Contracting States for which industrial design is registered.

Rule 21
Payment of Annual Maintenance Fees

- (1) (a) The amount of annual maintenance fees payable under Section 3(11), 3ter (10) and 4(6) of the Protocol shall be as prescribed in the Schedule of Fees.
- (b) Maintenance fees already due in respect of an earlier application (“mother” application) at the date on which a divisional application is filed shall also be paid for the divisional application and shall be due on its filing.
- (2) The annual maintenance fees shall fall due on the eve of each anniversary of the date of filing of the application and shall be paid in advance to the Office.
- (3) Subject to the payment of the prescribed surcharge, a period of grace of 6 months shall be allowed for the payment of the annual maintenance fee.
- (4) If an annual maintenance fee is not paid in accordance with this Rule, the application shall be deemed to have been withdrawn or the patent shall lapse.
- (5) If an ARIPO patent application has been refused or deemed to be withdrawn as a result of non-observance of a time limit, and if the applicant's rights are re-established under Rule 24, a maintenance fee—

(a) which would have fallen due under paragraph 1 in the period starting on the date on which the loss of rights occurred, up to and including the date of the notification of the decision re-establishing the rights, shall be due on that latter date; and

(b) which, on the date on which the loss of rights has occurred, was already due but the period provided for in paragraph 3 has not yet expired, may still be paid within 6 months from the date of the notification of the decision re-establishing the rights, provided that the surcharge fee pursuant to paragraph 3 is also paid within that period.

(6) The Office shall record each lapsed patent in the Patents Register and publish a notification of the lapse in the ARIPO Journal.

Rule 21bis

Requirements of the Request for Limitation (Post-grant Amendment)

(1) The request for limitation of an ARIPO patent or utility model shall be filed in writing.

The request shall contain:

(a) particulars of the proprietor of the ARIPO patent or utility model making the request (the requester) as provided in Rule 5(5)(c), and an indication of the Contracting States for which the requester is the proprietor of the patent;

(b) the number of the patent, whose limitation is requested,

(c) the complete version of the amended claims and, as the case may be, of the amended description and drawings;

(d) where the requester has appointed a representative, particulars of the representative as provided in Rule 5(5)(d).

Rule 22

General Provisions

(1) Communications between the Office and the industrial property offices of Contracting States on matters relating to the Protocol and Regulations shall be effected direct by registered mail or any other safe electronic means of communication.

(2) Communications between the Office and the courts or other authorities of Contracting States on matters relating to the Protocol and these Regulations shall be effected through the intermediary of the industrial property office of the said States and shall be subject to Rule 22(1).

(3) The industrial property offices of designated States of which the national laws provide for the registration of licences, assignments and other similar rights pertaining to patents, utility models and industrial designs shall, upon registering such rights with respect to a patent or utility model or an industrial design granted, registered or applied for under the Protocol, promptly provide the Office with particulars of such registrations.

(4) The Office shall record in the Registers all notifications made under Rule 22(3).

(5) The Office shall, in accordance with the procedure set out in the Adminis-

trative Instructions, register assignments, licences and other similar rights pertaining to patents or utility models or industrial designs granted, registered or applied for under the Protocol with respect to designated States of which the national laws do not provide for such registrations.

(6) The Director General shall establish Administrative Instructions which shall deal with details in respect of the application of these Regulations and which shall not be in conflict with the provisions of the Protocol and these Regulations.

(7) The Administrative Instructions shall specify the following:

(a) the time limits which are to be observed in proceedings before the Office but which are not fixed by this Protocol;

(b) the manner of computation of time limits and the conditions under which time limits may be extended; and

(c) the minima and maxima for the time limits to be determined by the Office.

Rule 22bis
Registration of Assignments, Licences
and Other Similar Rights

(1) Without derogating from the application of Rule 22(3) and (5), an assignment of a patent, industrial design or utility model granted or registered shall be registered in the Patents Register, Industrial Designs Register and Utility Models Register, as the case may be, at the application of any interested party and on production of documents satisfying the Office that the transfer has taken place.

(2) The application for registration shall be deemed not to have been fulfilled until the prescribed fee has been paid. The Office may reject the application only in the event of failure to comply with the conditions laid down in paragraph (1) of this Rule.

(3) The assignment shall have effect vis-à-vis the Office only when and to the extent that the documents referred to in paragraph (1) have been produced before the Office.

(4) Paragraphs (1) to (3) of this Rule shall apply *mutatis mutandis* to the registration of a licence or other similar right.

(5) The registration referred to in paragraph (4) shall be cancelled upon application by any interested party on payment of a prescribed fee. Such application shall be supported either by documents establishing that the licence or other similar right has lapsed or by a declaration by which the licensee or proprietor of other similar right consents to the cancellation of the registration. The application for cancellation may be rejected only if these conditions are not fulfilled.

Rule 23
International Applications

(1) Where an international application is filed with the Office as receiving Office under the Patent Cooperation Treaty—

(a) the transmittal fee referred to in Rule 14 of the Regulations under that Treaty shall be as prescribed in the Schedule of Fees annexed to these Regulations;

(b) the applicant may be represented by an attorney, agent or legal practitioner

who has the right to represent applicants before the industrial property Office of a Contracting State which is also bound by the Patent Cooperation Treaty.

(2) Where, in an international application, a Contracting State which is also bound by the Patent Cooperation Treaty is designated for the purpose of obtaining a patent under the provisions of the Protocol, the applicant shall perform the following acts within 31 months from the date of filing of the application or, if priority has been claimed, from the priority date:

(a) furnish an English translation of the international application to the Office if the international application was published in a language other than English;

(b) pay the following fees, as prescribed in the Schedule of Fees, to the Office:

(i) the application fee;

(ii) the designation fee per country designated;

(iii) subject to Section 3*bis*(6)(ii), the annual maintenance fees which have become due;

(c) where the applicant's ordinary residence or principal place of business is not in a Contracting State which is also bound by the Patent Cooperation Treaty, appoint as his representative an attorney, agent or legal practitioner who has the right to represent applicants before the industrial property office of such a Contracting State.

(d) file the request for examination provided for in Section 3(3) and Rule 18 (1);

(e) specify the application documents, as originally filed or as amended, on which the ARIPO grant procedure is to be based.

(3) For the purpose of Rule 18 (2), an international search report established for an international application for which the Office acts as designated Office under Article 2 (xiii) of the Patent Cooperation Treaty shall be taken into consideration.

(4) For the purpose of Rule 18 (2), an international preliminary examination report established for an international application for which the Office acts as elected Office under Article 2(xiv) of the Patent Cooperation Treaty shall be taken into consideration.

Rule 24 ***Request for Re-establishment of Rights***

(1) Any request for re-establishment of rights under Section 5*bis*, paragraph 1, shall be filed in writing within 2 months of the removal of the cause of non-compliance with the period, but at the latest within one year of expiry of the unobserved time limit. However, a request for re-establishment of rights in respect of any of the periods specified in Section 2(8) shall be filed within 2 months of expiry of that period. The request for re-establishment of rights shall not be deemed to have been filed until the prescribed fee has been paid.

(2) The request shall state the grounds on which it is based and shall set out the facts on which it relies. The omitted act shall be completed within the relevant period for filing the request according to paragraph 1.

(3) The request shall only be deemed filed upon payment of the restoration fee.

SCHEDULE I:

FEEs

PATENTS

Kind of Fees	Amount (US Dollars or, where Rule 11(3)(a) applies, the equivalent)
1. Application fee:	
(a) Paper filing	290
(b) Electronic filing (including 20% reduction)	232
2. Designation fee per designated State	85
3. Request for substantive examination fee	600
4. Prior art search fee	300
5. Publication or republication fee	350
6. Additional fee for pages from 31 to 100 pages	20
Additional fee for pages from 101 and each subsequent page thereafter	30
7. Claims fee for each additional claim after 10 claims	50
8. Grant fee	350
9. Annual maintenance fee in respect of each designated State:	
1st anniversary	50
2 nd anniversary	70
3 rd anniversary	90
4 th anniversary	110
5 th anniversary	130
6 th anniversary	150
7 th anniversary	170
8 th anniversary	190
9 th anniversary	210
10 th anniversary	230
11 th anniversary	250
12 th anniversary	270
13 th anniversary	290
14 th anniversary	310
15 th anniversary	330
For each year thereafter an additional US \$50 per designated country	
10. Surcharge for late payment of annual maintenance fee	100
and for every month or fraction thereof that the fee remains unpaid	50
11. Correction of errors:	
Typographical errors (1 st error)	20

Harare Protocol on Patents and Industrial Designs

	Any other typographic error (s) thereafter**	50
	Non-typographical corrections	100
12.	Consultation of Registers	10
13.	Request for copies of extracts from Register or from files: per page	5
14.	Certified copy of ARIPO patent application or granted patent up to 30 pages	100
	From page 31 and any subsequent page thereafter	5
15.	Request for priority document of ARIPO patent/application	100
16.	Transmittal fees for an international application filed with the ARIPO Office as the Receiving Office under the Patent Cooperation Treaty (PCT)	50
17.	Preparation of abstract	100
18.	Conversion of a national patent application to an ARIPO application	100
19.	Conversion of an ARIPO patent application to a national application	100
20.	Conversion of an ARIPO patent application to a utility model application	100
21.	Conversion of an ARIPO utility model application to an ARIPO patent application	300
22.	Registration of assignments, transmissions, alteration of registered particulars, etc.	100
23.	Request for any extension	100 per request
	2 nd Request for the extension of the same case	200 for 2 nd request
	3 rd Request for the extension of the same case	400 for 3 rd request
	Further requests for the extensions of the same case	400 per request
24.	Search request fee (Status, Validity, Freedom to Operate, etc.)	100
25.	Change of representative	100
26.	Request for replacement of lost or destroyed certificate	100
27.	Restoration of rights:	
	Filing PCT application in Regional phase after 31 months	100
	Lapsed application due to non-observance of time limits	100
	And for every month or fraction thereof that the fee remains unpaid	50
28.	Request for limitation/post grant amendment	300
29.	Voluntary amendment of claims, description and drawings	200
30.	Fee for expedited/delayed examination	700
31.	Request for addition of designated States	50 per State
32.	Request for reduction of designated States	50 per State
33.	Early publication of application	500

** Applies to all other typographical errors after the first.

UTILITY MODELS

Kind of Fees		Amount (US Dollars or, where Rule 11 (3)(a) applies, the equivalent)
1.	Application fee:	
	(a) Paper filing	100
	(b) Electronic filing (including 20% reduction)	80
2.	Designation fee (per country)	20
3.	Registration and publication fee	50
4.	Republication fee	20
5.	Maintenance fees (per designated State):	
	1st year	20
	2nd year	25
	3rd year	30
	4th year	35
	5th year	40
	6th year	45
	7th year	50
	For each year thereafter	10
6.	Surcharge for late payment of annual maintenance fees	30
	For every month or fraction thereof that the fees remain unpaid	5
7.	Certified copy per page	2
	and for every page in excess of 10 pages	1
8.	Request for priority document	20
9.	Consultation of Register	2
	and for every page in excess of 10 pages	1
10.	Correction of errors:	
	the first error	20
	all additional errors	30
	Non-typographic corrections	30
11.	Certified copy of an entry of the Register	20
12.	Conversion to national application	50
13.	Conversion of an ARIPO utility model application to a national application	300
14.	Registration of assignments, transmissions, alteration of registered particulars, reduction of states, etc.	30
	US \$1 for every page in excess of 10 pages	

Harare Protocol on Patents and Industrial Designs

15.	Request for any extension	10/extension
16.	Status search fee	10
17.	Change of representative	50
18.	Request for replacement of lost or destroyed certificate	50
19.	Restoration of Rights:	
	Filing PCT application in Regional phase after 31 months	30
	Lapsed application due to non-observance of time limits	30
	And for every month or fraction thereof that the fee remains unpaid	5
20.	Request for limitation / post-registration amendment	100
21.	Fee for expedited/delayed examination as to substance	500
22.	Request for addition of designated States	20 per State
23.	Request for reduction of designated States	20 per State
24.	Early publication of application	250

INDUSTRIAL DESIGNS

Kind of Fees		Amount (US Dollars or, where Rule 11 (3)(a) applies, the equivalent)
1.	Application fee:	
	(a) Paper filing	50
	(b) Electronic filing (including 20% reduction)	40
2.	Designation fee per country designated	10
3.	Registration and publication fee	75
4.	Annual maintenance fee in respect of each designated State	
	1st anniversary	10
	2nd anniversary	12
	3rd anniversary	14
	4th anniversary	16
	5th anniversary	18
	6th anniversary	20
	7th anniversary	24
	8th anniversary	28
	9th anniversary	32
	10th anniversary	36
	11th anniversary	42
	12th anniversary	48
	13th anniversary	54
	14th anniversary	60
5.	Surcharge for late payment of annual maintenance fees	15
	For every month or fraction thereof that the fees remain unpaid	2
6.	Certified copy per page	2
	and for every page in excess of 10 pages	1
7.	Consultation of the Register:	2
	and for every page in excess of 10 pages	1
8.	Correction of errors (per request):	
	the first error	10
	all additional errors thereafter	20

Harare Protocol on Patents and Industrial Designs

9.	Certified copy of an entry of the Register	10
	For every page in excess of 10 pages	1
10.	Conversion to national application	50
11.	Registration of assignments, transmissions, alteration of registered particulars, etc.	20
12.	Request for any extension	50/extension
13.	Status search fee (status, validity, freedom to operate, etc.)	50
14.	Change of representative	50
15.	Request for priority document of ARIPO applications	20
16.	Request for replacement of lost or destroyed certificates	50
17.	Restoration of rights:	
	Lapsed application	15
	And for every month or fraction thereof that the fee remains unpaid	2
18.	Request for addition of designated States	20 per State
19.	Request for reduction of designated States	20 per State

SCHEDULE II:

**FORMS UNDER THE
REGULATIONS FOR IMPLEMENTING
THE PROTOCOL ON PATENTS AND INDUSTRIAL
DESIGNS WITHIN THE FRAMEWORK OF THE
AFRICAN REGIONAL INTELLECTUAL
PROPERTY ORGANIZATION (ARIPO)**

LIST OF FORMS

Form No.	Description/Title
1	Request for alteration of name or address or for correction of error or voluntary amendment
2	Request for copies of extracts from register or from files
3	Request for grant of patent or registration of utility model
4	Appointment of representative (power of attorney)
5	Request by contracting State for remittance of fees
6	Notification by receiving office of non-compliance with application fee/designation fee payment requirements
7	Invitation by receiving office to correct application
8	Acknowledgement by receiving office of receipt of application
9	Transmittal by receiving office to ARIPO Office of application
10	Notification by receiving office of transmittal of application
11	Invitation by ARIPO Office to correct application
12	Notification of filing date
13	Notification of compliance with formal requirements
13A	Request for substantive examination
14	Notification of decision refusing application on grounds of non-compliance with formal requirements and time limits
15	Request to reconsider decision refusing application on grounds of non-compliance with formal requirements and time limits
16	Request by ARIPO Office for information concerning corresponding foreign applications, patents or other titles of protection
17	Declaration of withdrawal of patent application (or patent); addition or reduction of designated States
18	Notification of non-compliance with substantive requirements and invitation to submit observations and/or amended application
19	Request to reconsider decision that substantive requirements have not been complied with
20	Notification of decision refusing to grant registration
21	Notification of decision to grant or register
22	Communication by designated state that patent or utility model shall have no effect in its territory

Harare Protocol on Patents and Industrial Designs

Form No.	Description/Title
22A	Notification or request by applicant to designated State to accept or reconsider the decision by designated State that patent or utility model shall have no effect in its territory
22B	Communication by designated State of notice of acceptance of application after re-considering applicant's request
23	Request for conversion of application into national application
24	Transmittal by ARIPO Office of application and documents to designated State upon request for conversion into national application
25	ARIPO patent
26	Certificate of grant of patent or registration of utility model
27	Notification of amendments by applicant(s)
28	Request for registration of industrial design
29	Invitation by receiving office to correct application for registration of industrial design
30	Transmittal by receiving office to ARIPO Office of application for registration of industrial design
31	Notification by receiving office of transmittal of application for registration of industrial design
32	Invitation by ARIPO Office to correct application for registration of industrial design
33	Notification of filing date of application for registration of industrial design
34	Notification that application for registration of industrial design complies with formal requirements
35	Notification of decision refusing application for registration of industrial design on grounds of non-compliance with formal requirements
36	Declaration of withdrawal of industrial design application; withdrawal of designated States
37	Communication by designated State that registration of industrial design shall have no effect in its territory
37A	Notification or request to accept or reconsider decision by designated State that industrial design shall have no effect in its territory
37B	Communication by designated State of notice of acceptance of application after reconsidering applicant's request
38	Request for conversion of application for registration of industrial design into national application
39	Certificate of registration of industrial design

Harare Protocol on Patents and Industrial Designs

Form No.	Description/Title
40	Notification by designated state of registration of licence, assignment, transmission or other similar right pertaining to patent or utility model or industrial design, granted, registered or applied for under Protocol
41	Application to register assignment, transmission or other form of transfer
42	Application to register licence or other similar right
43	Notice of recordal of licence/assignment/change of applicant's details
44	Request for extension of time limits
45	Grant of extension of time limits
46	Notification of withdrawal of application; reduction of designated States in relation to an application for a patent or an application for registration of a utility model or of an industrial design
47	Acknowledgement of receipt
48	Request for expedited/delayed examination of patent or utility model application
49	Communication by designated State of a notice of acceptance of an application for grant of patent or registration of utility model or industrial design



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 1 HARARE PROTOCOL REQUEST FOR ALTERATION OF NAME OR ADDRESS OR FOR CORRECTION OF ERROR OR VOLUNTARY AMENDMENT (Instruction 5(1) Section 3(10)(g) Instructions 27(1); (2)). To: Director General ARIPO Office P.O. Box 4228 Harare, Zimbabwe	For Official Use Received on: Applicant's or Representative's File Reference:												
I. IN THE MATTER OF: <table style="width: 100%;"> <tr> <td style="width: 60%;">☐ Application for Grant of Patent No.:</td> <td style="width: 40%;">Filing date:</td> </tr> <tr> <td>☐ Patent No:</td> <td>Date of grant:</td> </tr> <tr> <td>☐ Application for Utility Model No:</td> <td>Filing date:</td> </tr> <tr> <td>☐ Utility Model No:</td> <td>Registration date:</td> </tr> <tr> <td>☐ Application for Registration of Industrial Design No:</td> <td>Filing date:</td> </tr> <tr> <td>☐ Industrial Design No:</td> <td>Registration date:</td> </tr> </table>		☐ Application for Grant of Patent No.:	Filing date:	☐ Patent No:	Date of grant:	☐ Application for Utility Model No:	Filing date:	☐ Utility Model No:	Registration date:	☐ Application for Registration of Industrial Design No:	Filing date:	☐ Industrial Design No:	Registration date:
☐ Application for Grant of Patent No.:	Filing date:												
☐ Patent No:	Date of grant:												
☐ Application for Utility Model No:	Filing date:												
☐ Utility Model No:	Registration date:												
☐ Application for Registration of Industrial Design No:	Filing date:												
☐ Industrial Design No:	Registration date:												
II. PERSON(S) REQUESTING Name: In the capacity of: Address:													
III. REQUEST I/We hereby request that: (a) ☐ the following entry in the: ☐ Patents Register ☐ Utility Model Register ☐ Industrial Designs Register in relation to the above-identified matter*: be altered/corrected: ☐ as shown in red ink on the annexed copy of the said entry or document ☐ as follows (b) the following agent/representative has been appointed by applicant as the NEW agent on record that they be recorded in the ☐ Patents ☐ Utility Model ☐ Industrial Designs Register in relation to the above-identified matter** : Name: Address: for submission of voluntary amendment of specification (i.e., description, claims, drawing, etc) of this application according to Section 3(10)(g) of the Harare Protocol and Administrative Instructions 27(1) & (2). (Specify):.....													

ARIPO Form No. 1 (cont'd)

IV. SIGNATURE(S)** (Date)

* Clearly identify the matter to be altered or corrected.
** Clearly identify the request.
*** Type name(s) under signature(s).



* Clearly identify the extract(s) whose copy is requested.

** Please note that Rule 3 requires the written permission of the applicant, or the person who withdrew an application, in order to obtain copies of extracts from the files.

*** Type name(s) under signature(s).



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 3 HARARE PROTOCOL REQUEST FOR GRANT OF PATENT OR REGISTRATION OF UTILITY MODEL (Rule 5(5); Instruction 16) To*:	For Official Use Date of Receipt by receiving Office: APPLICATION No. given by receiving Office: (Receiving Office's stamp) Date of receipt by ARIPO Office: APPLICATION No. given by ARIPO Office: (ARIPO Office's stamp) FILING DATE:
Applicant's or Representative's File Reference: PCT Application No.: PCT Publication No.:	
I. IN THE MATTER OF: [] Application for Grant of Patent [] Application for Registration of Utility Model	
II. TITLE OF INVENTION:	
III. APPLICANT(S) (The data concerning each applicant must appear in this box or, if that space is insufficient, in the supplemental box.) Additional information is contained in the supplemental box Name: Address: Nationality: Country of residence or principal place of business: Telephone Number: E-mail Address: Fax Number:	
IV. REPRESENTATIVE The following representative has been appointed by the applicant(s) in the power of attorney on ARIPO Form No. 4 ☐ accompanying this Form ☐ to be filed within two months from the filing of this Form General Power of Attorney (GPA) GPA Reference No.: Name: Address: Telephone Number: E-mail Address: Fax Number:	

* Indicate name and address of the receiving Office (i.e., the industrial property office with which this request Form is filed).

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 3 (cont'd)

IV. DESIGNATION OF STATES

V. INVENTOR

The inventor is the applicant ☐ Additional information is contained in supplemental box ☐

If inventor is not the applicant:

Name:

Address:

The statement specifying the basis of the applicant's right to the patent or utility model accompanies this Form ☐

VI. DIVISIONAL APPLICATION

This application is a divisional application ☐

The benefit of the ☐ filing date ☐ priority date of the initial application is claimed in as much as the subject matter of the present application is contained in the initial application identified below.

Initial Application No.:

Date of filing of initial application:

VII. DISCLOSURES TO BE DISREGARDED FOR PRIOR ART PURPOSES

Disclosure occurred at an official or officially recognized exhibition not more than six months before the date of filing or priority date of the present application ☐

Additional information is contained in a statement accompanying this Form ☐

VIII. PRIORITY DECLARATION (if any)

The priority of (an) earlier application(s) is claimed as follows ☐

WIPO Digital Access Service (DAS) Reference No.

The priority of more than one earlier application is claimed, the data are indicated in the supplemental box ☐

Application No.	Country	Filing Date	DAS Control Code	Symbol of the IPC	Not yet Allocated*
					☐
					☐
					☐

(a) The certified copy of the earlier application:

☐ accompanies this Form

☐ will be furnished within three months from the filing of this Form

(b) The English translation of the earlier application:

☐ accompanies this Form

☐ will be furnished within six months from the filing of this Form

* Check the relevant box if the application has not yet been allocated an IPC symbol.

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 3 (cont'd)

IX. REQUEST FOR SUBSTANTIVE EXAMINATION*

A request for substantive examination and applicable fees in accordance with Rule 18 (1) (a):

☐ accompanies this Form

☐ will be furnished within 3 years from filing date

X. SUPPLEMENTAL BOX**

XI. CHECKLIST

A. This application contains the following:

1. request sheet(s);

2. description sheet(s)

3. claim(s) sheet(s);

4. abstract sheet(s)

Total sheets

B. This Form, as filed, is accompanied by the items checked below:

☐ separate signed power of attorney on ARIPO Form No. 4

☐ statement specifying the basis of the applicant's right to the patent

☐ statement that certain disclosures be disregarded

☐ priority document(s) (certified copy of earlier application(s))

☐ PCT document(s) download from WIPO

☐ English translation of earlier application(s) on which priority declaration is based

☐ receipt for the fees paid

☐ undertaking to pay the prescribed fees within 21 days

☐ other document(s) (specify)

.....

C. Figure number of the drawings (if any) is suggested to accompany the abstract for publication

XII. SIGNATURE(S)***

.....

.....

Date

* Check the relevant box to indicate that the Request for Substantive Examination (Form 13A) has been submitted with the application or that it will be furnished within 3 years from filing date.

** Use this box if any of the boxes is not large enough to contain information to be furnished. Indicate the boxes continued in this box by their roman numerals and title (e.g., "II. APPLICANT(S) (continued)").

*** Type name(s) under signature.

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 3 (cont'd)

TO BE FILLED IN BY THE RECEIVING OFFICE OR THE ARIPO OFFICE (as the case may be)

1. Date of receipt by receiving Office of corrections, later filed papers or drawings completing the application:
2. Date of receipt by ARIPO Office of corrections, later filed papers or drawings completing the application:
3. Date fees received: By:



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 4 HARARE PROTOCOL APPOINTMENT OF REPRESENTATIVE (POWER OF ATTORNEY) (Rule 10(2); Instruction 19) To*:	For Official Use Received on:
	Applicant's or Representative's File Reference:

I/We, the undersigned,

Name:

Address:

hereby appoint (Name):

Address:

Telephone Number: E-mail Address: Fax Number:

to act as my/our representative in all proceedings relating to:

☐ Application for grant of patent and any patent granted pursuant thereto** (.....).

☐ Application for registration of utility model***

☐ Application for registration of industrial design and any registration effected pursuant thereto****
(.....).

☐ Other (specify)

and ratify all acts done by the representative on my/our behalf in connection with that (those) matter(s), and request that all notices, requisitions and communications relating thereto be sent to the said representative at his address.

Any previous appointment in respect of the same matter(s) is hereby revoked.

XI . SIGNATURE(S)*****

Date

- * If filed together with the request Form, indicate name and address of receiving Office; if filed subsequently, indicate ARIPO Office and its address.
- ** Indicate title of invention and application number, if known.
- *** Indicate title of the utility model.
- **** Indicate title (if any) of industrial design and application number, if known.
- ***** Must be signed by the person(s) appointing the representative; type name(s) under signature(s).



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 5 HARARE PROTOCOL REQUEST BY CONTRACTING STATE FOR REMITTANCE OF FEES (Rule 12(2); Instruction 30) To: Director General ARIPO Office P.O. Box 4228 Harare Zimbabwe	For Official Use (by ARIPO Office) Received on:
	Applicant's or Representative's File Reference:
We hereby request the ARIPO Office that the fees due to and held by the ARIPO Office in favour of(name of contracting State) be remitted, pursuant to Rule 12(2), to*: as follows**:	
SIGNATURE*** Date	

* Indicate office and address.

** Indicate mode of payment.

*** Type name and title under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 6 HARARE PROTOCOL NOTIFICATION BY RECEIVING OFFICE OF NON-COMPLIANCE WITH APPLICATION FEE/DESIGNATION FEE PAYMENT REQUIREMENTS (Instruction 31(1) and 63) To*:	For Official Use Received on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF: [] Application for grant of patent [] Application for registration of utility model [] Application for registration of industrial design Application No. given by receiving Office: Date of receipt by receiving Office:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION We hereby notify you that the requirements of Rule 11 with respect to the prescribed fees have not been fulfilled for the following reasons: You are further notified that, pursuant to Instruction 31(1), the application will not be transmitted to the ARIPO Office until the said requirements have been fulfilled.	
IV. SIGNATURE** INDUSTRIAL PROPERTY OFFICE*** (Date)	

* Type name and address of applicant's representative.

** Type name and title under signature.

*** Type name and State of receiving Office.



*** Type name and State of receiving Office.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 8 HARARE PROTOCOL ACKNOWLEDGEMENT BY RECEIVING OFFICE OF RECEIPT OF APPLICATION (Rule 13(iv); Instructions 33 and 63) To*:	For Official Use
Applicant's or Representative's File Reference:	
I. IN THE MATTER OF: ☐ Application for grant of patent ☐ Application for registration of utility model ☐ Application for registration of industrial design Application No. given by the receiving Office:	
II. TITLE OF INVENTION OR INDUSTRIAL DESIGN	
III. APPLICANT(S) Name: Address:	
IV. ACKNOWLEDGEMENT OF RECEIPT We hereby acknowledge receipt of the above-identified application on (date).	
IV. SIGNATURE** (Date) INDUSTRIAL PROPERTY OFFICE***	

* Type name and address of applicant's representative.

** Type name and title under signature.

*** Type name and State of receiving Office.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 9 HARARE PROTOCOL TRANSMITTAL BY RECEIVING OFFICE TO ARIPO OFFICE OF APPLICATION (Rule 13; Instruction 34(2)) To*: Director General ARIPO Office P.O. Box 4228 Harare Zimbabwe	For Official Use (by ARIPO Office) Received on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF: ☐ Application for grant of patent ☐ Application for registration of utility model Application No. given by receiving Office: Date of receipt by receiving Office:	
II. APPLICANT(S) Name: Address:	
III. TRANSMITTAL We hereby transmit to the ARIPO Office the documents making up the above-identified application (in (number)* copies, except for any certified copy of an earlier application and any translation thereof, in case a priority is claimed, which are transmitted in one copy). Furthermore, we: (i) ☐ have verified that the application on the face of it fulfilled the requirements of Rule 5(1)(a), (b) and (c) on..... (date), being ☐ the date of its receipt ☐ the date on which corrections were received; (ii) ☐ have found that the application on the face of it does not fulfill the requirements of Rule 5(1)(a), (b) and (c), ☐ have found that the application does not comply with Instruction 6(1), but the applicant(s), after having been notified of that fact, has (have) requested this Office nonetheless to transmit to the ARIPO Office the documents making up the application; (iii) ☐ have verified that the undertaking with respect to fees has been submitted; ☐ have verified that the fees have been paid and a receipt issued therefor; (iv) have marked on each document making up the application the actual date of its receipt, an appropriate number and our official stamp; and (v) have issued to the applicant's representative an acknowledgement of receipt of the application on ARIPO Form No. 8 (a copy of which receipt is attached hereto).	
IV. SIGNATURE** (Date) INDUSTRIAL PROPERTY OFFICE***	

* See Instruction 26(1).

** Type name and title under signature.

*** Type name and State of receiving Office.

ARIPO Form No. 10 HARARE PROTOCOL NOTIFICATION BY RECEIVING OFFICE OF TRANSMITTAL OF APPLICATION (Instruction 34(3)) To*:	For Official Use
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF: [] Application for grant of patent [] Application for registration of utility model Application No. given by receiving Office: Date of receipt by receiving Office:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION We hereby notify the applicant(s), pursuant to Instruction 34(3), that the documents making up the above-identified application have been transmitted, as required by Rule 13 and Instruction 34(1) and (2), to the ARIPO Office on (date). Any further documents filed by the applicant with respect to the above-identified application shall henceforth be filed directly with the ARIPO Office, in 3 copies (except, if a priority is claimed, the earlier application and any translation thereof, which shall be filed in 1 copy).**	
IV. SIGNATURE*** (Date) INDUSTRIAL PROPERTY OFFICE****	

**** Type name and State of receiving Office.



* Type name and address of applicant's representative.

** If applicant has not yet been notified of the filing date and application number given to the application, by the ARIPO Office, on Form No. 12, only the application number given by the receiving Office shall be quoted. If applicant has been notified of the filing date and application number given to the application, by the ARIPO Office, on Form No. 12, only that number and the filing date shall be quoted.

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 11 (cont'd)

[] After examining, pursuant to Rule 15, whether the above-identified application contains an abstract, as required by Rule 5(1), the ARIPO Office finds that the application does not fulfil such requirement and therefore hereby requests, pursuant to Instruction 40, that the applicant(s), within 2 months from the date of this invitation, either file the required abstract, together with the payment of the prescribed fee, or pay the prescribed fee for the preparation of the abstract by the ARIPO Office.

IV. SIGNATURE*

.....
DIRECTOR GENERAL
ARIPO Office

.....
(Date)

* Type name of Director General under signature.



* A notification Form No. 12 shall be sent to the applicant's representative and to the industrial property office of each designated State.

** Please quote the application number given by the ARIPO Office in all subsequent communications concerning this application.

*** Indicate all those to whom a notification Form No. 12 is being sent in connection with the above-identified application.

**** Type name of Director General under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 13 HARARE PROTOCOL NOTIFICATION OF COMPLIANCE WITH FORMAL REQUIREMENTS (Instruction 41) To*:	For Official Use Received on:
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF: ☐ Application for grant of patent ☐ Application for registration of utility model Application No.: Filing Date:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION We hereby notify you, pursuant to Instruction 41 that the above-identified application complies with the prescribed formal requirements. This notification is being sent to**: 	
IV. SIGNATURE*** DIRECTOR GENERAL (Date) ARIPO Office	

* A notification Form No. 13 shall be sent to the industrial property office of each designated State and to the applicant's representative.

** Indicate all those to whom a notification Form No. 13 is being sent in connection with the above-identified application.

*** Type name of Director General under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 13 A HARARE PROTOCOL REQUEST FOR SUBSTANTIVE EXAMINATION (Section 3(3), Rule 18(1)(a)), Instr. 48(2) To: Director General ARIPO Office P.O. Box 4228 Harare, Zimbabwe	For Official Use Received on:
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF APPLICATION FOR GRANT OF PATENT Application No.: Filing Date:	
II. APPLICANT(S) Name: Address:	
III. I/We hereby request for substantive examination of this application according to Section 3(3) of the Harare Protocol and Rule 18(1)(a) of the Implementing Regulations.	
IV. FEE TO BE PAID* 1. Request for substantive examination fee. 2. Additional fee: ☐ 3. Claims fee ☐	
V. SIGNATURE(S) Date	

* The request for substantive examination is not deemed to be filed until after the request for substantive examination fee including additional fee and claims fee, if any, have been paid.

ARIPO Form No. 14 HARARE PROTOCOL	For Official Use
NOTIFICATION OF DECISION REFUSING APPLICATION ON GROUNDS OF NON-COMPLIANCE WITH FORMAL REQUIREMENTS AND TIME LIMITS (Instructions 42(2) and 43(2) and Rule 15 <i>bis</i>)	
To*:	Applicant's or Representative's File Reference:
I. IN THE MATTER OF: [] Application for grant of patent [] Application for registration of utility model Application No.: FilingDate:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION [] We hereby notify the applicant(s), pursuant to Instruction 42(2), that the ARIPO Office has decided to refuse the above-identified application on grounds of non-compliance with the prescribed formal requirements because the applicant(s) failed to respond to the invitation by the ARIPO Office to correct the above-identified application, which was transmitted to the applicant(s) on ARIPO Form No. 11, dated [] We hereby notify the applicant(s), pursuant to Rule 15<i>bis</i>, that, for the reasons stated below, the ARIPO Office has made a decision to refuse the above-identified application on grounds of non-compliance with time limit for that expired on (date). [] We hereby notify the applicant(s), pursuant to Instruction 42(2), that, for the reasons stated below, the ARIPO Office has decided to refuse the above-identified application on grounds of non-compliance with the prescribed formal requirements despite any correction which was made by the applicant(s) on (date) in response to the invitation by the ARIPO Office to correct the above-identified application (transmitted to the applicant(s) on ARIPO Form No. 11, dated): ACCORDING TO SECTION 3(4), RULE 15(3) AND INSTRUCTION 43(1), THE APPLICANT MAY, <u>WITHIN 2 MONTHS</u> FROM THE DATE OF THIS NOTIFICATION, REQUEST, ON ARIPO FORM NO. 15, THAT THE ARIPO OFFICE RECONSIDER THE ABOVE NOTIFIED DECISION.	

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 14 (cont'd)

[] We hereby notify you, pursuant to Instruction 43(2), that the ARIPO Office notified the above applicant (s) of its decision to refuse the above-identified application on grounds of non-compliance with the prescribed formal requirements for the reasons indicated to the applicant(s) on ARIPO Form No. 14, dated (a copy of which is attached hereto), and that, since the said applicant(s) has/ have not requested the ARIPO Office to reconsider its decision, as allowed for in Section 3(4), the decision by the ARIPO Office to refuse the said application is considered final.

[] We hereby notify you, pursuant to Instruction 43(2), that [notwithstanding the applicant's request on ARIPO Form No. 15 dated (a copy of which is attached hereto) for the ARIPO Office to reconsider its decision refusing the above-identified application on grounds of non-compliance with the prescribed formal requirements (notified to the applicant(s) on ARIPO Form No. 14 dated)], the ARIPO Office refuses the said application for the following reasons:

ACCORDING TO SECTION 3(8), RULE 19(1) AND INSTRUCTION 54(1), THE APPLICANT MAY, WITHIN 3 MONTHS FROM THE DATE OF THE NOTIFICATION OF THE DECISION REFUSING THE APPLICATION NOTWITHSTANDING THE APPLICANT'S REQUEST FOR RECONSIDERATION UNDER SECTION 3(4), REQUEST, ON ARIPO FORM NO. 23, THAT HIS APPLICATION BE TREATED, IN ANY DESIGNATED STATE, AS AN APPLICATION ACCORDING TO THE NATIONAL LAW OF THAT STATE.

This notification is being sent to*:

.....
.....
.....

IV. SIGNATURE**

.....
DIRECTOR GENERAL
ARIPO Office

.....
Date

* Indicate all those to whom a notification Form No. 14 is being sent in connection with the above-identified application.

** Type name of Director General under signature.



* Type name under signature



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 16 HARARE PROTOCOL REQUEST BY ARIPO OFFICE FOR INFORMATION CONCERNING CORRESPONDING FOREIGN APPLICATIONS, PATENTS OR OTHER TITLES OF PROTECTION Rule 16; Instructions 45 and 46) To*:	For Official Use Applicant's or Representative's File Reference:
I. IN THE MATTER OF: ☐ Application for grant of patent ☐ Application for registration of utility model Application No.: Filing Date:	
II. APPLICANT(S) Name: Address:	
III REQUEST We hereby request, pursuant to Rule 16 and Instructions 45 and 46, that the applicant(s) furnish(es) to the ARIPO Office: ☐ within (period specified)**, the date and number of any applications for a patent or other title of protection filed by the applicant(s) with a national industrial property office or with a regional industrial property office ("foreign application") relating to the same or essentially the same invention as that claimed in the above- identified application. ☐ within (period specified)**, the following documents relating to the following foreign application*** (i) a copy of any communication received by the applicant(s) concerning the results of any search or examination carried out in respect of the foreign application; (ii) a copy of the patent or other title of protection granted on the basis of the foreign application; (iii) a copy of any final decision rejecting the foreign application or refusing the grant requested in the foreign application; (iv) a copy of any final decision invalidating the patent or other title of protection granted on the basis of the foreign application.	

* Type name and address of applicant's representative.

** See Instruction 46(1).

*** Identify application by its date, number and the industrial property office with which it was filed. The application should be one of the foreign applications in respect of which information was furnished pursuant to Rule 16(1) (see Rule 16(2)).

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 16 (cont'd)

[] within (period specified)*, the following documents relating to the following foreign application(s)**

-
- (i) a copy of any communication received by the applicant concerning the results of any search or examination carried out in respect of the foreign application and in which applications or other documents establishing the prior art are mentioned;
 - (ii) a copy of any final decision rejecting the foreign application or refusing the grant requested in the foreign application.

THE APPLICANT HAS THE RIGHT TO SUBMIT COMMENTS ON THE DOCUMENTS FURNISHED PURSUANT TO THIS REQUEST.

IV. SIGNATURE***

.....
DIRECTOR GENERAL

.....
(Date)

ARIPO Office

* See Instruction 46(1).

** Identify application(s) by its (their) date, number and the industrial property office with which filed. The application(s) should be any foreign application(s) other than the one in respect of which information was furnished pursuant to Rule 16(2) (see Rule 16(3)).

*** Type name of Director General under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 17 HARARE PROTOCOL DECLARATION OF WITHDRAWAL OF PATENT APPLICATION (OR PATENT); ADDITION OR REDUCTION OF DESIGNATED STATES (Rule 17; Instruction 47(1)) To: Director General ARIPO Office P.O. Box 4228 Harare Zimbabwe	For Official Use Received on:
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF: ☐ Application for grant of patent, No. ☐ Patent No. ☐ Application for registration of utility model ☐ Utility Model No.	
II. PERSON(S) REQUESTING Name: In the capacity of: Address:	
III. REQUEST* I/We hereby advise that we have been instructed to allow: ☐ the application to be withdrawn. ☐ the number of designated States to be added or reduced to with effect from (Date). Please mark your records accordingly.	
IV. SIGNATURE** (Date)	

* Clearly identify the entry or document.

** Type name(s) under signature(s).



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 18 HARARE PROTOCOL NOTIFICATION OF NON-COMPLIANCE WITH SUBSTANTIVE REQUIREMENTS AND INVITATION TO SUBMIT OBSERVATIONS AND/OR AMENDED APPLICATION (Rule 18(3); Instruction 50(2)) To*:	For Official Use Received on:
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF: ☐ Application for grant of patent ☐ Application for registration of utility model Application No.: Filing Date:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION AND INVITATION Pursuant to Rule 18(3), we hereby notify the applicant(s) that, taking due account of the conclusions of the search and examination report referred to in Rule 18(2) (a copy of which is attached hereto), the ARIPO Office has concluded that the following substantive requirements referred to in Section 3(3), and the Regulations and Instructions pertaining thereto, have not been fulfilled with respect to the above-identified application for the following reasons and therefore hereby invites the applicant(s) to submit, within (period specified) **, his/their observations and, where applicable, an amended application, together with a request for reconsideration of decision on ARIPO Form No. 19.	
IV. SIGNATURE*** DIRECTOR GENERAL ARIPO Office (Date)	

* Type name and address of applicant's representative.

** See Instruction 50(3).

*** Type name of Director General under signature.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 19 HARARE PROTOCOL REQUEST TO RECONSIDER DECISION THAT SUBSTANTIVE REQUIREMENTS HAVE NOT BEEN COMPLIED WITH (Rule 18(3); Instructions 50(4) and 51(3)) To: Director General ARIPO Office P.O. Box 4228 Harare Zimbabwe	For Official Use Received on
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF: [] Application for grant of patent [] Application for registration of utility model Application No.: Filing Date:	
II. APPLICANT(S) Name: Address:	
III. REQUEST [] The above-identified applicant(s), in response to the notification, with respect to the above-identified application, of non-compliance with substantive requirements and the invitation to submit observations and any amendments, which notification and invitation were transmitted on ARIPO Form No. 18, dated, submit(s), attached hereto, [] observations and/or [] an amended application, and hereby request(s) the ARIPO Office, pursuant to Rule 18(3), to reconsider the matter. [] The above-identified applicant(s), in response to the notification of the decision refusing to grant a patent on the above-identified application on grounds of non-compliance with substantive requirements, which notification was transmitted on ARIPO Form No. 20, dated, hereby request(s) the ARIPO Office, pursuant to Section 3(4), to reconsider its decision for the following reasons: 	
IV. SIGNATURE* (Date)	

* Type name under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 20 HARARE PROTOCOL NOTIFICATION OF DECISION REFUSING TO GRANT OR REGISTRATION (Instruction 51) To*:	For Official Use
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF: ☐ Application for grant of patent ☐ Application for registration of utility model Application No.: Filing Date:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION ☐ We hereby notify the applicant(s), pursuant to Instruction 51(1), that the ARIPO Office has decided to refuse to grant a patent on the above-identified application on grounds of non-compliance with substantive requirements because the applicant(s) failed to respond to the invitation to submit observations and any amendments, which was transmitted to the applicant(s) on ARIPO Form No. 18, dated ☐ We hereby notify the applicant(s), pursuant to Instruction 51(1), that, for the reasons stated below, the ARIPO Office has decided to refuse to grant a patent on the above-identified application on grounds of non-compliance with substantive requirements despite the observations and any amendment submitted by the applicant(s) (under cover of ARIPO Form No. 19, dated) in response to the invitation to submit observations and any amendments (transmitted to the applicant(s) on ARIPO Form No. 18, dated): ☐ We hereby notify the applicant(s) that, in accordance with Instruction 51(2), the ARIPO Office has decided to refuse to grant a patent on the above-identified application on grounds that one or more other applications for grant of patent for the same invention, having the same filing or, where applicable, priority date, have been filed by the same applicant(s), such other application(s) being the following (identified by application number and filing date): ACCORDING TO SECTION 3(4) AND INSTRUCTION 51(3), THE APPLICANT MAY, <u>WITHIN 2 MONTHS</u> FROM THE DATE OF THIS NOTIFICATION, REQUEST, ON ARIPO FORM NO. 19, THAT THE ARIPO OFFICE RECONSIDER THE DECISION ABOVE NOTIFIED.	

* A notification Form No. 20 shall be sent in the first instance to the applicant's representative, pursuant to Instruction 51(1) and (2) (i.e., when any of the first three boxes is ticked off); if the applicant does not request the ARIPO Office to reconsider its decision refusing to grant the patent or if the ARIPO Office refuses to grant a patent notwithstanding such a request for consideration (i.e., when the fifth or sixth box is ticked off), a notification Form No. 20 shall then be sent, pursuant to Instruction 51(4), to the receiving Office and to the industrial property office of each designated State to which an ARIPO Form No. 13 was sent, as well as to the applicant's representative.

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 20 (cont'd)

☐ We hereby notify you, pursuant to Instruction 51(4), that the ARIPO Office notified the above applicant(s) of its decision to refuse to grant a patent on the above-identified application on grounds of non-compliance with substantive requirements for the reasons indicated to the applicant(s) on ARIPO Form No. 20, dated (a copy of which is attached hereto), and that, since the said applicant(s) has/have not requested the ARIPO Office to reconsider its decision, as allowed for in Section 3(4), the decision by the ARIPO Office to refuse to grant a patent is considered final.

☐ We hereby notify you, pursuant to Instruction 51(4), that, notwithstanding the applicant's request, on ARIPO Form No. 19, (a copy of which is attached hereto), for the ARIPO Office to reconsider its decision refusing to grant a patent on the above-identified application on grounds of non-compliance with substantive requirements (notified to the applicant(s) on ARIPO Form No. 20, dated), the ARIPO Office refuses to grant the patent for the following reasons:

ACCORDING TO SECTION 3(8), RULE 19(1) AND INSTRUCTION 54(1), THE APPLICANT MAY, WITHIN 3 MONTHS FROM THE DATE OF THE NOTIFICATION OF THE DECISION REFUSING TO GRANT A PATENT NOTWITHSTANDING THE APPLICANT'S REQUEST FOR RECONSIDERATION UNDER SECTION 3(4), REQUEST, ON ARIPO FORM NO. 23, THAT HIS APPLICATION BE TREATED, IN ANY DESIGNATED STATE, AS AN APPLICATION ACCORDING TO THE NATIONAL LAW OF THAT STATE.

This notification is being sent to*:

.....
.....
.....

IV. SIGNATURE**

.....
DIRECTOR GENERAL
ARIPO Office

.....
(Date)

* Indicate all those to whom a notification Form No. 20 is being sent in connection with the above-identified application.

** Type name of Director General under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 21 HARARE PROTOCOL NOTIFICATION OF DECISION TO GRANT OR REGISTER (Section 3(6)(b); Section 3ter(8)(b); Rule 18(4); Instruction 52) To*:	For Official Use
Applicant's or Representative's File Reference:	
I. IN THE MATTER OF: ☐ Application for grant of patent ☐ Application for registration of utility model Application No.: Filing Date:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION We hereby notify you, pursuant to Section 3(6)(b)/Section 3ter(8)(b), that the ARIPO Office has decided to grant a patent /register utility model on the above- identified application. ☐ A copy of the search and examination report upon which this decision is based is attached hereto. ** ☐ A copy of the above-identified application is attached hereto.** We hereby request the applicant(s) to make payment of the grant / registration and publication fees within (period specified)*** from the date of this notification. Before the expiration of 6 months from the date of this notification, each designated State may, pursuant to Section 3(6)(a) / Section 3ter(8)(a), make a written communication to the Office on ARIPO Form No. 22 to the effect that, if a patent is granted <i>or utility model registered</i> by the Office on the above-identified application, said patent <i>or utility model</i> shall have no effect in its territory for any of the reasons indicated in Section 3(6) (a) /Section 3ter(8)(a). Upon expiration of the said 6 months and subject to payment of the grant/<i>registration</i> and publication fee by the applicant(s), the Office shall grant the patent <i>or register utility model</i> in accordance with Section 3(7) / Section 3ter(9), Rule 20 and Instructions 55 to 57, and the granted patent <i>or registered utility model</i> shall have effect in those designated States which have not made the communication referred to in the preceding paragraph. This notification is being sent to****:	

* Type name and address of person(s) to whom this Form is being sent.

** Attach a copy each of the search and examination report AND of the above-identified application.

*** Period specified for fee payment.

****Indicate all those to whom a notification Form No. 21 is being sent in connection with the above-identified application.

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 21 (cont'd)

IV. SIGNATURE*	
..... DIRECTOR GENERAL ARIPO Office	 (Date)

* Type name of Director General under signature.



* Type name and title under signature.

** Type name and State of the industrial property Office of the designated State.



* Type name and title under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 22B HARARE PROTOCOL COMMUNICATION BY DESIGNATED STATE OF NOTICE OF ACCEPTANCE OF APPLICATION AFTER RECONSIDERING APPLICANT'S REQUEST (Section 3(6)(d)) To: Director General ARIPO Office P.O. Box 4228 Harare, Zimbabwe	For Official Use
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF ☐ Application for grant of patent ☐ Application for registration of utility model Application No.: Filing Date:	
II. APPLICANT(S) Name: Address:	
III. COMMUNICATION On behalf of (designated State), we hereby communicate to the ARIPO Office that the above identified application dated has been accepted with respect to the territory of (designated State).	
IV. SIGNATURE* (Date)	

* Type name and title under signature.

** Type name and State of the industrial property Office of the designated State.



*Indicate application type and its given number
 **Indicate the requested conversion and attach the specified fees
 ***Indicate the designated States

ARIPO Form No. 23 (cont'd)

IV. SIGNATURE**** (Date)
--



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 24 HARARE PROTOCOL TRANSMITTAL AND NOTIFICATION BY ARIPO OFFICE OF APPLICATION AND DOCUMENTS TO APPLICANT AND DESIGNATED STATE FOR CONVERSION OF APPLICATION (Rule 19(2); Instructions 54(1) and 69) To*:	For Official Use Received on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF: [] Application for Grant of Patent No.: Filing date: [] Application for Registration of Utility Model No.: Filing date: [] Application for Registration of Industrial Design No.: Filing date:	
II. APPLICANT(S) Name: Address:	
III. TRANSMITTAL [] Conversion of ARIPO Application to National Application In response to the applicant's request, submitted on [] ARIPO Form No. 23 [] ARIPO Form No. 38, that the above-identified application be treated on (designated State) as an application according to the national law of (designated State), we hereby transmit to you, pursuant to Rule 19(2) and the respective Instruction, the following documents attached hereto: [] copy of ARIPO Form No. 23/38 [] copy of the above-identified application [] other(s) (specify)..... This transmittal is being made to**.....	
IV. NOTIFICATION*** [] Conversion of Patent Application to Utility Model Application In response to the applicant's request, submitted on [] ARIPO Form No. 23 that the above-identified application be treated as an application for an ARIPO Patent Application The converted application has been allocated: ARIPO Application No.:..... Filing Date:..... [] Conversion of Utility Model Application to Patent Application In response to the applicant's request, submitted on [] ARIPO Form No. 23 that the above-identified application be treated as an application for an ARIPO Utility Model Application. We hereby notify you, pursuant to Rule 19(2) and the respective Instructions, that the application has been converted as requested. The converted application has been allocated: ARIPO Application No.:..... Filing Date:.....	

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 24 (cont'd)

V. SIGNATURE****

.....

DIRECTOR GENERAL

ARIPO Office

.....

(Date)

* A transmittal Form No. 24, with the required accompanying documents, shall be sent to the industrial property office of each designated State specified by the applicant on ARIPO Form No. 23/38 in connection with the above-identified application or to the applicant/representative. A copy of one of the Forms No. 24 thus transmitted shall also be sent to the applicant's representative, without the accompanying documents.

** Indicate all those industrial property offices (by name and State) to which a transmittal Form No. 24 with accompanying documents is being sent in connection with the above-identified application.

*** Indicate the type of conversion.

**** Type name of Director General under signature.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 25 HARARE PROTOCOL	(11) Publication No.:
(19)* ARIPO Office	(51) Int. Cl.:
(12) ARIPO PATENT	
(Front page) (Rule 20; Instruction 55)	
(21) Application No.:	(73) Owner(s) Name: Address:
(22) Filing date:	
(30) Priority:	(72) Inventor(s): Name: Address:
(45) Date of publication of ARIPO patent:	(74) Representative Name: Address:
(24) Effective date of grant of ARIPO patent:	(56) Documents/Reference cited of prior art:
(84) Designated Contracting States for which patent is granted:	
(54) Title:	
(57) Abstract (with the most illustrative drawing, if there are any):	
The description and claims are attached hereto and form an integral part hereof.	
[] Drawings are attached hereto and form an integral part hereof.	
Additional Information or Comments:	

* The numbers in parentheses before the bibliographic data are the “Internationally Agreed Numbers for the Identification of Data” (INID codes), as defined in WIPO Standard ST. 9, whereby the various bibliographic data appearing on the first page of a patent document can be identified without knowledge of the language used and the industrial property laws applied. The list of definitions of the bibliographic data, with their corresponding INID codes, is published in the ARIPO Journal.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 26 HARARE PROTOCOL CERTIFICATE OF GRANT OF PATENT OR REGISTRATION OF UTILITY MODEL (Rule 20(3); Instruction 57)	For Official Use
In accordance with Rule 20(3) of the Regulations, it is hereby certified that a patent having the No. has been granted to: Name: Address: on (date), with effect in the following designated Contracting States: in respect of an invention disclosed in an application for that patent having a: Filingdate: Priority date: being an invention for: (title)	
Dated this day of, 20..... DIRECTOR GENERAL ARIPO Office	



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 27 HARARE PROTOCOL NOTIFICATION OF AMENDMENTS BY APPLICANT(S) (Section 3(10)(g); Rule 18(3); Instruction 58) To*:	For Official Use Applicant's or Representative's File Reference:
I. IN THE MATTER OF: [] Application for grant of patent, No.: [] Application for registration of utility model, No.:	
II. APPLICANT'S(S') DETAILS Name: Address:	
III. ACKNOWLEDGMENT I acknowledge receipt of ARIPO Form No. 22 submitted by your office in respect of Grant/Registration of the above identified: [] patent no.: [] utility model no.: and hereby advise that Applicant has submitted to comply with the relevant statutory provisions. A copy of the submitted is attached herewith for your consideration. I shall be grateful to receive your timely response to enable the Office to further process the application.	
IV. SIGNATURE** DIRECTOR GENERAL ARIPO Office (Date)	

* Type name, position (if known) and address of official of the industrial property office in the designated State that sent the ARIPO Form No. 22 being acknowledged.

** Type name of Director General under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 28 HARARE PROTOCOL REQUEST FOR REGISTRATION OF INDUSTRIAL DESIGN (Rule 9; Instruction 60) To*:	For Official Use Date of receipt by receiving Office: APPLICATION No. given by receiving Office: (Receiving Office's stamp) Date of receipt by ARIPO Office: APPLICATION No. given by ARIPO Office: (ARIPO Office's stamp) FILING DATE:
Applicant's or Representative's File Reference:	
THE APPLICANT(S) REQUEST(S) THE REGISTRATION OF AN INDUSTRIAL DESIGN IN RESPECT OF THE FOLLOWING PARTICULARS:	
I. TITLE OF INDUSTRIAL DESIGN:	
II. APPLICANT(S): (The data concerning each applicant must appear in this box or, if that space is insufficient, in the supplemental box). Additional information is contained in the supplemental box []. Name: Address: Nationality: Country of residence or principal place of business: Telephone No.: Telegraphic Address: Telex No.:	
III. REPRESENTATIVE The following representative has been appointed by the applicant(s) in the power of attorney on ARIPO Form No. 4 [] accompanying this Form [] to be filed within 2 months from the filing of this Form Name: Address: Telephone No.: Telegraphic Address: Telex No.:	
IV. DESIGNATION OF STATES	

* Indicate name and address of receiving Office (i.e., the industrial property office with which this request Form is filed).

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 28 (cont'd)

V. CREATOR

The creator is the applicant ☐

Additional information is contained in the supplemental box ☐

If creator is not the applicant:

Name:

Address:

The statement specifying the basis of the applicant's right to the registration of the industrial design accompanies this Form ☐

VI. NATURE OF INDUSTRIAL DESIGN

☐ Two-dimensional

☐ Three-dimensional, requiring
different graphic reproductions

VII. PRIORITY DECLARATION (if any)

The priority of (an) earlier application(s) is claimed as follows ☐

The priority of more than one earlier application is claimed, the data are indicated in the supplemental box ☐

Country:

Filing Date:

	Application No.:
--	------------------

The certified copy of the earlier application:

☐ accompanies this Form.

☐ will be furnished within 3 months from the filing of this Form.

The English translation of the earlier application:

☐ accompanies this Form.

☐ will be furnished within 6 months from the filing of this Form.

VIII. SUPPLEMENTAL BOX*

* Use this box if any of the boxes is not large enough to contain information to be furnished. Indicate the boxes continued in this box by their roman numerals and title (e.g., "II. APPLICANT(S) (continued)").

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 28 (cont'd)

IX. CHECK LIST

This Form, as filed, is accompanied by the items checked below:

- ☐ separate signed power of attorney on ARIPO Form No. 4
- ☐ graphic reproduction(s)
- ☐ statement specifying the basis of the applicant's right to the registration of industrial design
- ☐ priority document(s) (certified copy of earlier application(s))
- ☐ English translation of earlier application(s) on which priority declaration is based
- ☐ receipt for the fees paid
- ☐ undertaking to pay the prescribed fees within 21 days
- ☐ other document(s) (specify)

X. SIGNATURE*

.....

.....

(Date)

TO BE FILLED IN BY THE RECEIVING OFFICE OR THE ARIPO OFFICE (as the case may be)

1. Date of receipt by receiving Office of corrections, later filed papers or drawings completing the application:
2. Date of receipt by ARIPO Office of corrections, later filed papers or drawings completing the application:
3. Date fees received: By:

* Type name(s) under signature.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 29 HARARE PROTOCOL INVITATION BY RECEIVING OFFICE TO CORRECT APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN (Instruction 63) To*:	For Official Use
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN Application No. given by receiving Office: Date of receipt by receiving Office:	Applicant's or Representative's File Reference:
II. APPLICANT(S) Name: Address:	
III. INVITATION The ** [] after examining whether the above-identified application on the face of it fulfills the requirements of Section 4(1)(i) and (ii), finds that the application on the face of it does not fulfill such requirements with respect to [] the identity of the applicant(s) [] the reproduction of the industrial design [] finds that the application does not comply with Instruction 26(1), and therefore hereby requests that the applicant(s), <u>within 2 months</u> from the date of this invitation, <u>either</u> file the following correction, together with the payment of the prescribed fee, <u>or</u> request this Office to transmit all documents making up the application to the ARIPO Office:	
IV. SIGNATURE*** (Date) INDUSTRIAL PROPERTY OFFICE**	

* Type name and address of applicant's representative.

** Type name and State of receiving Office.

*** Type name and title under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 30 HARARE PROTOCOL TRANSMITTAL BY RECEIVING OFFICE TO ARIPO OFFICE OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN (Instruction 63) To*: Director General ARIPO Office P.O. Box 4228 HARARE Zimbabwe	For Official Use (by ARIPO Office) Received on:
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN Application No. given by receiving Office: Date of receipt by receiving Office:	
II. APPLICANT(S) Name: Address:	
III. TRANSMITTAL We hereby transmit to the ARIPO Office the documents making up the above-identified application (in ... (number)* copies, except for any certified copy of an earlier application and any translation thereof, in case a priority is claimed, which are transmitted in one copy). Furthermore, we: (i) ☐ have verified that the application on the face of it fulfilled the requirements of Section 4(1)(i) and (ii) on (date), being ☐ the date of its receipt ☐ the date on which corrections were received; (ii) ☐ have found that the application on the face of it does not fulfill the requirements of Section 4(1)(i) and (ii), ☐ have found that the application does not comply with Instruction 26(1), but the applicant(s), after having been notified of that fact, has (have) requested this Office nonetheless to transmit to the ARIPO Office the documents making up the application; (iii) ☐ have verified that the undertaking with respect to fees has been submitted; ☐ have verified that the fees have been paid and a receipt issued therefor; (iv) have marked on each document making up the application the actual date of its receipt, an appropriate number and our official stamp; and (v) have issued to the applicant's representative an acknowledgement of receipt of the application on ARIPO Form No. 8 (a copy of which receipt is attached thereto).	
IV. SIGNATURE** (Date) INDUSTRIAL PROPERTY OFFICE***	

* See Instruction 26(1).

** Type name and title under signature.

*** Type name and State of receiving Office.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 31 HARARE PROTOCOL NOTIFICATION BY RECEIVING OFFICE OF TRANSMITTAL OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN (Instruction 63) To*:	For Official Use
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN Application No. given by receiving Office: Date of receipt by receiving Office:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION We hereby notify the applicant(s), pursuant to Instruction 63, that the documents making up the above-identified application have been transmitted, as required by the respective Rules and Instructions, to the ARIPO Office on (date).	
IV. SIGNATURE** (Date) INDUSTRIAL PROPERTY OFFICE***	

* Type name and address of applicant's representative.

** Type name and title under signature.

*** Type name and State of receiving Office.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 32 HARARE PROTOCOL INVITATION BY ARIPO OFFICE TO CORRECT APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN (Instructions 65 and 66(1)) To*:	For Official Use
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN** Application No. given by receiving Office: Application No. given by ARIPO Office: Filing date:	
II. APPLICANT(S) Name: Address:	
III. INVITATION [] After examining, pursuant to Instruction 65, whether the above-identified application on the face of it fulfills the requirements of Section 4(1)(i) and (ii), the ARIPO Office finds that the application on the face of it does not fulfill such requirements with respect to [] the identity of the applicant(s) [] the reproduction of the industrial design and therefore hereby requests that the applicant(s), <u>within 2 months</u> from the date of this invitation, file the following correction, together with the payment of the prescribed fee: [] After examining, pursuant to Instruction 66(1), whether the above-identified application fulfills the prescribed formal requirements, the ARIPO Office finds that the application does not fulfill such requirements and therefore hereby requests that the applicant(s), <u>within 2 months</u> from the date of this invitation, file the following correction, together with the payment of the prescribed fee:	
IV. SIGNATURE*** Director General ARIPO Office (Date)	

* Type name and address of applicant's representative.

** If applicant has not yet been notified of the filing date and application number given to the application, by the ARIPO Office, on Form No. 33, only the application number given by the receiving Office shall be quoted. If applicant has been notified of the filing date and application number given to the application, by the ARIPO Office, on Form No. 33, only that number and the application, by the ARIPO Office, on Form No. 33, only that number and the filing date shall be quoted.

*** Type name of Director General under signature.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 33 HARARE PROTOCOL NOTIFICATION OF FILING DATE OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN (Instruction 65) To*:	For Official Use Received on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN Application No. given by ARIPO Office**: Application No. given by receiving Office:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION We hereby notify you, pursuant to Instruction 65, that the above-identified application has been accorded (date) as its filing date. This notification is being sent to***: 	
IV. SIGNATURE**** Director General ARIPO Office (Date)	

*A notification Form No. 33 shall be sent to the applicant's representative and to the industrial property office of each designated State.

** Please quote the application number given by the ARIPO Office in all subsequent communications concerning this application.

*** Indicate all those to whom a notification Form No. 33 is being sent in connection with the above-identified application.

**** Type name of Director General under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 34 HARARE PROTOCOL NOTIFICATION THAT APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN COMPLIES WITH FORMAL REQUIREMENTS (Instruction 66(2)) To*:	For Official Use Received on:
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN Application No.: _____ Filing Date: _____	
II. APPLICANT(S) Name: _____ Address: _____	
III. NOTIFICATION We hereby notify you, pursuant to Instruction 66(2), that the above-identified application complies with the pre- scribed formal requirements. [] A copy of the above-identified application is attached hereto**. We hereby request the applicant(s) to make payment of the registration and publication fee with- in (period specified)*** from the date of this notification. Before the expiration of six months from the date of this notification, each designated State may, pursuant to Section 4(3), make a written communication to the ARIPO Office on ARIPO Form No. 37 to the effect that, if the industrial design is registered by the ARIPO Office pursuant to the above-identified application, said registration shall have no effect in its territory for any of the reasons indicated in Section 4(3). Upon expiration of the said six months and subject to the payment of the registration and publication fee by the applicant(s), the ARIPO Office shall register the industrial design in accordance with Section 4(4) and Instruction 70, and the registration shall have effect in those designated States which have not made the communication referred to in the preceding paragraph.	

* A notification Form No. 34 shall be sent to the applicant's representative and to the industrial property office of each designated State for which registration of the industrial design has been requested in the above-identified application.

** A copy of the application shall accompany Form No. 34 when transmitted to the industrial property offices of designated States.

*** See Instruction 66(2).

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 34 (contd.)

This notification is being sent to*:	
.....	
.....	
IV. SIGNATURE**	
.....	
DIRECTOR GENERAL	(Date)
ARIPO Office	

* Indicate all those to whom a notification Form No. 34 is being sent in connection with the above-identified application.

** Type name of Director General under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 35 HARARE PROTOCOL NOTIFICATION OF DECISION REFUSING APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN ON GROUNDS OF NON-COMPLIANCE WITH FORMAL REQUIREMENTS (Instruction 66(3)) To*:	For Official Use Received on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN Application No.: _____ Filing Date: _____	
II. APPLICANT(S) Name: _____ Address: _____	
III. NOTIFICATION ☐ We hereby notify the applicant(s), pursuant to Instruction 66(3), that the ARIPO Office has decided to refuse the above-identified application on grounds of non-compliance with the prescribed formal requirements because the applicant(s) failed to respond to the invitation by the ARIPO Office to correct the above-identified application, which was transmitted to the applicant(s) on ARIPO Form No. 32, dated ☐ We hereby notify the applicant(s), pursuant to Instruction 66(3), that, for the reasons stated below, the ARIPO Office has decided to refuse the above-identified application on grounds of non-compliance with the prescribed formal requirements despite the correction which was made by the applicant(s) on (date) in response to the invitation by the ARIPO Office to correct the above-identified application (transmitted to the applicant(s) on ARIPO Form No. 32, dated): ACCORDING TO SECTION 4(5) AND INSTRUCTION 69, THE APPLICANT MAY, WITHIN 3 MONTHS FROM THE DATE OF THIS NOTIFICATION OF THE DECISION REFUSING THE APPLICATION, REQUEST, ON ARIPO FORM NO. 38, THAT HIS APPLICATION BE TREATED, IN ANY DESIGNATED STATE, AS AN APPLICATION ACCORDING TO THE NATIONAL LAW OF THAT STATE.	

* A notification Form No. 35 shall be sent to the applicant's representative, to the receiving Office and to the industrial property office of each designated State to which an ARIPO Form No. 33 was sent.

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 35 (cont'd)

This notification is being sent to*:	
IV. SIGNATURE**	
..... DIRECTOR GENERAL ARIPO Office	 (Date)

* Indicate all those to whom a notification Form No. 35 is being sent in connection with the above-identified application.

** Type name of Director General under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 36 HARARE PROTOCOL DECLARATION OF WITHDRAWAL OF INDUSTRIAL DESIGN APPLICATION; WITHDRAWAL OF DESIGNATED STATES (Instruction 67) To:	For Official Use Received on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF: [] Application for registration of industrial design No.: [] Industrial design No.:	
II. PERSON(S) REQUESTING Name: In the capacity of: Address:	
III. REQUEST Further to your request dated, I/we hereby advise that the above-identified ap- plication/ registration has been: [] marked withdrawn*. [] endorsed with a reduction of designated States to*:	
IV. SIGNATURE(S)** (Date)	

* Check the box of your option. If checking the second box, state (in addition) names of the designated States to which the designations have been reduced.

** Type name(s) under signature(s). Note that, pursuant to Instruction 67, by reference to Instruction 47(1), a declaration of withdrawal must be signed by the applicant or by all applicants if there are more than one.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 37 HARARE PROTOCOL COMMUNICATION BY DESIGNATED STATE THAT REGISTRATION OF INDUSTRIAL DESIGN SHALL HAVE NO EFFECT IN ITS TERRITORY (Section 4(3); Instruction 68) To: Director General ARIPO Office P.O. Box 4228 HARARE Zimbabwe	For Official Use (by ARIPO Office) Received on:
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN Application No.: _____ Filing Date: _____	
II. APPLICANT(S) Name: _____ Address: _____	
III. COMMUNICATION On behalf of (designated State), we hereby communicate to the ARIPO Office, pursuant to Section 4(3), that, if the said Office registers the industrial design pursuant to the above-identified application in accordance with its decision that said application complies with the prescribed formal requirements, as notified on ARIPO Form No. 34, dated, the said registration shall have no effect in the territory of (designated State) because: ☐ the industrial design is not new for the following reasons: ☐ given the nature of the industrial design which is the subject of the above-identified application, it cannot be registered or a registration has no effect under the law of (designated State) for the following reasons (citing relevant statutory provisions, copies of which shall be attached to this communication): ☐ the industrial design is a textile design which is the subject of a special register. ACCORDING TO RULE 18^{quater} (2)(b) THE APPLICANT MAY, WITHIN 3 MONTHS FROM THE DATE OF THIS NOTIFICATION REQUEST, THROUGH ARIPO THAT THE (designated State) RECONSIDER THE ABOVE NOTIFIED DECISION.	
IV. SIGNATURE* (Date) INDUSTRIAL PROPERTY OFFICE**	

* Type name and title under signature.

** Type name and State of the industrial property office of the designated State.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 37A HARARE PROTOCOL NOTIFICATION OR REQUEST TO ACCEPT OR RECONSIDER DECISION BY DESIGNATED STATE THAT INDUSTRIAL DESIGN SHALL HAVE NO EFFECT IN ITS TERRITORY (Section 4(3); Rule 19, Instruction 68, 69) To: Director General ARIPO Office P.O. Box 4228 HARARE Zimbabwe	For Official Use (by ARIPO Office) Received on:
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN Application No.: _____ Filing Date: _____	
II. APPLICANT(S) Name: _____ Address: _____	
III. REQUEST The above identified applicant(s), in pursuant to Section 4(3) and in response to the notification that the industrial design shall have no effect in the territory of..... (designated State) hereby submit ☐ Accept the decision by the designated state and withdraw the state (Attached Form 36) ☐ Convert the application to national application (Attached Form 38) ☐ Request the designated state to reconsider its decision based on the attached document	
IV. SIGNATURE* (Date)	

* Type name and title under signature.

ARIPO Form No. 37B
HARARE PROTOCOL

COMMUNICATION BY DESIGNATED STATE OF NOTICE
OF ACCEPTANCE OF APPLICATION AFTER RECONSID-
ERING APPLICANT'S REQUEST
(Section 4(3); Instruction 68)

To: Director General
ARIPO Office
P.O. Box 4228
HARARE
Zimbabwe

For Official Use
(by ARIPO Office)

Received on:

I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN

Application No.:

Filing Date:

II. APPLICANT(S)

Name:

Address:

III. COMMUNICATION

On behalf of (designated State), we hereby communicate to the ARIPO Office, that the above identified application dated..... has been accepted with respect to the territory of.....(designated State).

IV. SIGNATURE*

.....

(Date)

INDUSTRIAL PROPERTY OFFICE**

* Type name and title under signature.

** Type name and State of the industrial property office of the designated State.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 38 HARARE PROTOCOL REQUEST FOR CONVERSION OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN INTO NATIONAL APPLICATION (Instruction 69) To: Director General ARIPO Office P.O. Box 4228 HARARE Zimbabwe	For Official Use Received on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF APPLICATION FOR REGISTRATION OF INDUSTRIAL DESIGN Ap- plication No.: _____ Filing Date: _____	
II. APPLICANT(S) Name: _____ Address: _____	
III. REQUEST In view of the fact that the ARIPO Office has refused the above-identified application, as notified on ARIPO Form No. 35, dated (a copy of which is attached hereto), the applicant(s) hereby request(s), pursuant to Section 4(5), that the above-identified application be treated in each of the following designated States as an application according to the national law of that State and that, within 2 weeks from receiving this request, the ARIPO Office transmit the documents referred to and as required by Rule 19(2) and Instruction 54(2) to the industrial property office of each designated State herein specified: 	
IV. SIGNATURE* (Date)	

* Type name under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 39 HARARE PROTOCOL CERTIFICATE OF REGISTRATION OF INDUSTRIAL DESIGN (Instruction 70)	For Official Use
In accordance with Instruction 70, it is hereby certified that an industrial design having the Registration No. has been registered in the name of: Name: Address: on (date), with effect in the following designated Contracting States: in respect of an industrial design disclosed in an application for registration of that industrial design, having a: Filing date: Priority date: being an industrial design for: (title) created by: Name: Address: A copy of the reproduction of the industrial design accompanies this Certificate.	
Dated this day of, 20..... DIRECTOR GENERAL ARIPO Office	



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 40 HARARE PROTOCOL NOTIFICATION BY DESIGNATED STATE OF REGISTRATION OF LICENCE, ASSIGNMENT, TRANSMISSION OR OTHER SIMILAR RIGHT PERTAINING TO PATENT OR UTILITY MODEL OR INDUSTRIAL DESIGN, GRANTED, REGISTERED OR APPLIED FOR UNDER PROTOCOL (Rule 22(3); Instruction 72) To: Director General ARIPO Office P.O. Box 4228 HARARE Zimbabwe	For Official Use Received on:												
I. IN THE MATTER OF: <table style="width: 100%;"> <tr> <td style="width: 60%;">[] Application for Grant of Patent No.:</td> <td>Filing date:</td> </tr> <tr> <td>[] Patent No.:</td> <td>Date of grant:</td> </tr> <tr> <td>[] Application for Registration of Utility Model No.:</td> <td>Filing date:</td> </tr> <tr> <td>[] Registration of Utility Model No.:</td> <td>Registration date:</td> </tr> <tr> <td>[] Application for Registration of Industrial Design No.:</td> <td>Filing date:</td> </tr> <tr> <td>[] Registration of Industrial Design No.:</td> <td>Registration date:</td> </tr> </table>		[] Application for Grant of Patent No.:	Filing date:	[] Patent No.:	Date of grant:	[] Application for Registration of Utility Model No.:	Filing date:	[] Registration of Utility Model No.:	Registration date:	[] Application for Registration of Industrial Design No.:	Filing date:	[] Registration of Industrial Design No.:	Registration date:
[] Application for Grant of Patent No.:	Filing date:												
[] Patent No.:	Date of grant:												
[] Application for Registration of Utility Model No.:	Filing date:												
[] Registration of Utility Model No.:	Registration date:												
[] Application for Registration of Industrial Design No.:	Filing date:												
[] Registration of Industrial Design No.:	Registration date:												
II. NOTIFICATION Pursuant to Rule 22(3), we hereby notify you that a licence/assignment/transmission/..... (other similar right)* pertaining to the above-identified matter has been registered, as required by our national laws, and provide you with the following particulars with respect thereto: [] copies of the items/particulars recorded, including copies of the documents registered therewith (specify)													
III. ADDITIONAL INFORMATION OR COMMENTS													
IV. SIGNATURE** INDUSTRIAL PROPERTY OFFICE*** (Date)													

* Delete whichever term does not apply and, if neither licence nor assignment nor transmission applies, indicate exact right concerned.

** Type name and title under signature.



* Delete whichever term does not apply and, if neither assignment nor transmission applies, indicate exact form of transfer concerned.

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 41 (cont'd)

V. REPRESENTATIVE OF NEW APPLICANT(S)/OWNER(S) (if any)*

The following representative has been appointed by the new applicant(s)/owner(s) in the power of attorney on ARIPO Form No. 4

☐ accompanying this Form ☐ to be filed within 2 months from the filing of this Form

Name:

Address:

Telephone No.:

Telegraphic Address:

Telefax No.:

VI. ADDITIONAL INFORMATION

The following items accompany this Form**:

- ☐ the original or a certified copy of the assignment, signed by or on behalf of the contracting parties
☐ other documents evidencing the change of ownership (specify)
☐ other (specify)

VII. SIGNATURE(S)

.....
(New Applicant(s)/Owner(s)/Representative
for New Applicant(s)/Owner(s))***

.....
(Date)

(in case of assignment also)

.....
(Present Applicant(s)/Owner(s)/Representative
for Present Applicant(s)/Owner(s))***

.....
(Date)

* Fill in this item only if the new applicant(s)/owner(s) has(ve) appointed a new representative; otherwise, it shall be presumed that the representative of the previous applicant(s)/owner(s) continues to represent the new one(s).

** See Instruction 73(2).

*** Type name(s) under signature(s) and delete whichever does not apply.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 42 HARARE PROTOCOL APPLICATION TO REGISTER LICENCE OR OTHER SIMILAR RIGHT (Rule 22(5); Instructions 5(1) and 76) To: Director General ARIPO Office P.O. Box 4228 HARARE Zimbabwe	For Official Use Received on: Applicant's or Representative's File Reference:												
I. IN THE MATTER OF: <table border="0"> <tr> <td>☐ Application for Grant of Patent No.:</td> <td>Filing date:</td> </tr> <tr> <td>☐ Patent No.:</td> <td>Date of grant:</td> </tr> <tr> <td>☐ Application for Registration of Utility Model:</td> <td>Filing date:</td> </tr> <tr> <td>☐ Utility Model No.:</td> <td>Registration date:</td> </tr> <tr> <td>☐ Application for Registration of Industrial Design No.:</td> <td>Filing date:</td> </tr> <tr> <td>☐ Registration of Industrial Design No.:</td> <td>Registration date:</td> </tr> </table>		☐ Application for Grant of Patent No.:	Filing date:	☐ Patent No.:	Date of grant:	☐ Application for Registration of Utility Model:	Filing date:	☐ Utility Model No.:	Registration date:	☐ Application for Registration of Industrial Design No.:	Filing date:	☐ Registration of Industrial Design No.:	Registration date:
☐ Application for Grant of Patent No.:	Filing date:												
☐ Patent No.:	Date of grant:												
☐ Application for Registration of Utility Model:	Filing date:												
☐ Utility Model No.:	Registration date:												
☐ Application for Registration of Industrial Design No.:	Filing date:												
☐ Registration of Industrial Design No.:	Registration date:												
II. APPLICANT(S)/OWNER(S) (LICENSOR(S)) Name: Address:													
III. APPLICATION I/We hereby apply, pursuant to Instruction 75, to the ARIPO Office to register, with respect to the following designated Contracting States whose national laws do not provide for such registration, the licence contract/ (other similar right)*, pertaining to the above-identified matter, between the above-identified party(ies), as licensor(s), and the below-identified party(ies), as licensee(s):													
IV. LICENSEE(S) Name: Address: Nationality: Country of residence or principal place of business: Telephone No.: E-mail Address: Fax No.:													

* If licence contract does not apply, delete term and indicate exact right concerned and change other corresponding terms in Form accordingly.

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 42 (cont'd)

V. ADDITIONAL INFORMATION The following items accompany this Form: [] a copy of the licence contract, signed by or on behalf of the contracting parties [] other (specify).
VI. SIGNATURE* (Applicant(s)/Owner(s) as Licensor(s)/ Representative for Licensor(s)**) (Date)

* Type name(s) under signature(s).

** Delete whichever does not apply.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 43 HARARE PROTOCOL NOTICE OF RECORDAL OF LICENCE/ASSIGNMENT/ CHANGE OF APPLICANT'S DETAILS (Rule 22(5); Instructions 5(1) and 73) To:	For Official Use Received on:												
	Applicant's or Representative's File Reference:												
I. IN THE MATTER OF: <table border="0"><tr><td>☐ Application for Grant of Patent, No.:</td><td>Filing date:</td></tr><tr><td>☐ Patent No.:</td><td>Date of grant:</td></tr><tr><td>☐ Application for Registration of Utility Model, No.:</td><td>Filing date:</td></tr><tr><td>☐ Utility Model No.:</td><td>Registration date:</td></tr><tr><td>☐ Application for Registration of Industrial Design, No.:</td><td>Filing date:</td></tr><tr><td>☐ Registration of Industrial Design No.:</td><td>Registration date:</td></tr></table>		☐ Application for Grant of Patent, No.:	Filing date:	☐ Patent No.:	Date of grant:	☐ Application for Registration of Utility Model, No.:	Filing date:	☐ Utility Model No.:	Registration date:	☐ Application for Registration of Industrial Design, No.:	Filing date:	☐ Registration of Industrial Design No.:	Registration date:
☐ Application for Grant of Patent, No.:	Filing date:												
☐ Patent No.:	Date of grant:												
☐ Application for Registration of Utility Model, No.:	Filing date:												
☐ Utility Model No.:	Registration date:												
☐ Application for Registration of Industrial Design, No.:	Filing date:												
☐ Registration of Industrial Design No.:	Registration date:												
II. APPLICANT'S DETAILS Name: In the capacity of: Address:													
III. REQUEST* Further to ARIPO Form No 41/Form No 1 dated, we hereby advise that the following has been recorded as requested: <table border="0"><tr><td>☐ Recordal of licence</td><td>☐ Change of applicant's details</td></tr><tr><td>☐ Recordal of assignment</td><td>☐ Others</td></tr></table> The matter is now recorded as licensed/assigned/changed to: 		☐ Recordal of licence	☐ Change of applicant's details	☐ Recordal of assignment	☐ Others								
☐ Recordal of licence	☐ Change of applicant's details												
☐ Recordal of assignment	☐ Others												

* Clearly identify the entry or document to be altered or corrected.

ARIPO Form No. 43 (cont'd)

IV. SIGNATURE*

.....
DIRECTOR GENERAL
ARIPO Office

.....
(Date)

* Type name of Director General under signature.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 44 HARARE PROTOCOL REQUEST FOR EXTENSION OF TIME LIMITS (Rule 11(1); Instructions 3, 13 and 77) To: Director General ARIPO Office P.O. Box 4228 HARARE Zimbabwe	For Official Use Received on: Applicant's or Representative's File Reference:												
I. IN THE MATTER OF: <table style="width: 100%; border: none;"> <tr> <td style="width: 60%;">[] Application for Grant of Patent No.:</td> <td>Filingdate:</td> </tr> <tr> <td>[] Patent No.:</td> <td>Date of grant:</td> </tr> <tr> <td>[] Application for Registration of Utility Model No.:</td> <td>Filingdate:</td> </tr> <tr> <td>[] Utility Model No.:</td> <td>Registration date:</td> </tr> <tr> <td>[] Application for Registration of Industrial Design No.:</td> <td>Filingdate:</td> </tr> <tr> <td>[] Registration of Industrial Design No.:</td> <td>Registration date:</td> </tr> </table>		[] Application for Grant of Patent No.:	Filingdate:	[] Patent No.:	Date of grant:	[] Application for Registration of Utility Model No.:	Filingdate:	[] Utility Model No.:	Registration date:	[] Application for Registration of Industrial Design No.:	Filingdate:	[] Registration of Industrial Design No.:	Registration date:
[] Application for Grant of Patent No.:	Filingdate:												
[] Patent No.:	Date of grant:												
[] Application for Registration of Utility Model No.:	Filingdate:												
[] Utility Model No.:	Registration date:												
[] Application for Registration of Industrial Design No.:	Filingdate:												
[] Registration of Industrial Design No.:	Registration date:												
II. PERSON(S) REQUESTING Name: In the capacity of: Address:													
III. REQUEST* I/We hereby request for an extension of time until(Date) to lodge/respond to the following: [] ARIPO Form No.: [] Deed of assignment [] Others Specify)													

* Clearly identify the entry or document to be altered or corrected.

Harare Protocol on Patents and Industrial Designs

ARIPO Form No. 44 (cont'd)

IV. PAYMENT OF REQUISITE FEE*

- ☐ Attached is our fee as prescribed
☐ Attached is a receipt for the fee paid for this purpose.
☐ The prescribed fee will be lodged within 21 days from the date of submission of this Form.

V. SIGNATURE**

.....

.....

(Date)

* Check the box that best describes your manner for payment of the fee for this Form.

** Type name of under signature.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 45 HARARE PROTOCOL GRANT OF EXTENSION OF TIME LIMITS (Rule 11(1); Instructions 3, 13 and 77) To:	For Official Use Received on: Applicant's or Representative's File Reference:												
I. IN THE MATTER OF*: <table border="0"> <tr> <td>☐ Application for Grant of Patent No.:</td> <td>Filing date:</td> </tr> <tr> <td>☐ Patent No.:</td> <td>Date of grant:</td> </tr> <tr> <td>☐ Application for Registration of Utility Model No.:</td> <td>Filing date:</td> </tr> <tr> <td>☐ Utility Model No.:</td> <td>Registration date:</td> </tr> <tr> <td>☐ Application for Registration of Industrial Design No.:</td> <td>Filing date:</td> </tr> <tr> <td>☐ Registration of Industrial Design No.:</td> <td>Registration date:</td> </tr> </table>		☐ Application for Grant of Patent No.:	Filing date:	☐ Patent No.:	Date of grant:	☐ Application for Registration of Utility Model No.:	Filing date:	☐ Utility Model No.:	Registration date:	☐ Application for Registration of Industrial Design No.:	Filing date:	☐ Registration of Industrial Design No.:	Registration date:
☐ Application for Grant of Patent No.:	Filing date:												
☐ Patent No.:	Date of grant:												
☐ Application for Registration of Utility Model No.:	Filing date:												
☐ Utility Model No.:	Registration date:												
☐ Application for Registration of Industrial Design No.:	Filing date:												
☐ Registration of Industrial Design No.:	Registration date:												
II. APPLICANT'S(S') DETAILS Name: In the capacity of: Address:													
III. TIME GRANTED We hereby advise that your request for an extension of time to lodge/respond to the following: ☐ ARIPO Form No.:** ☐ Deed of assignment** ☐ Others (Specify)** has been granted until(Date).													

*Clearly identify the matter for which a detail is to be altered or corrected.

** Check the applicable box which best describes the entry or document which is to be altered.

ARIPO Form No. 45 (cont'd)

V. SIGNATURE*	
..... DIRECTOR GENERAL ARIPO OFFICE	 (Date)

* Type names under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 46 HARARE PROTOCOL NOTIFICATION OF WITHDRAWAL OF APPLICATION; REDUCTION OF DESIGNATED STATES IN RELATION TO AN APPLICATION FOR A PATENT OR AN APPLICATION FOR REGISTRATION OF A UTILITY MODEL OR INDUSTRIAL DESIGN (Instruction 47 and 67) To:	For Official Use Received on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF: ☐ Application for Grant of Patent No.: ☐ Patent No.: ☐ Application for Registration of Utility Model No.: ☐ Utility Model No.:	Filing date: Date of grant: Filing date: Registration date:
II. APPLICANT(S) Name: In the capacity of: Address:	
III. NOTIFICATION Further to your request* dated, we hereby advise that the above-identified application/ registration has been: ☐ marked withdrawn** ☐ endorsed with a reduction of designated States to**	

* Ensure that, pursuant to Instruction 67, by reference to Instruction 47(1), the request of withdrawal must have been signed by the applicant or by all applicants if there are more than one.

** Check the box of your option. If checking the second box, state (in addition) names of the designated States to which the designations have been reduced.

ARIPO Form No. 46 (cont'd)

IV. SIGNATURE*	
..... DIRECTOR GENERAL ARIPO Office	 (Date)

* Type name of Director General under signature.



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 47 HARARE PROTOCOL ACKNOWLEDGEMENT OF RECEIPT (Rule 5bis) To*:	For Official Use Tracking on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF ☐ Application for Grant of a Patent ☐ Application for Registration of a Utility Model ☐ Application for Registration of a Design ☐ Other documents: Tracking No. given by e-Service: Application No. given by ARIPO Office:**:	
II. APPLICANT(S) Name: Address:	
III. NOTIFICATION We hereby notify you, pursuant to Rule 5bis, that the above-identified application or document has been received	
IV. SIGNATURE*** DATE: DIRECTOR GENERAL ARIPO Office	

* A notification Form No. 12 shall be sent to the applicant's representative and to the industrial property office of each designated State.

** Please quote the application number given by the ARIPO Office in all subsequent communications concerning this application.

*** Type name of Director General under signature.



**AFRICAN REGIONAL INTELLECTUAL PROPERTY
ORGANIZATION (ARIPO)**

ARIPO Form No. 48 HARARE PROTOCOL REQUEST FOR EXPEDITED/DELAYED EXAMINATION OF PATENT OR UTILITY MODEL APPLICATION (Instruction 48(3)) To*: Director General ARIPO Office P.O. Box 4228 Harare Zimbabwe	For Official Use Received on: Applicant's or Representative's File Reference:
I. IN THE MATTER OF:* ☐ Application for Grant of Patent No.: Filing date: ☐ Application for Utility Model No: Filing date:	
II. PERSON(S) REQUESTING** Name: In the capacity of: Address:	
III. REQUEST I/We hereby request, in accordance with Rule, that the above identified application undergo: ☐ Expedited Examination ☐ Delayed Examination	
IV. SIGNATURE(S)*** DATE: 	

* Clearly identify the application

** Identify requesting party(s)

*** Type name(s) under signature(s)



AFRICAN REGIONAL INTELLECTUAL PROPERTY ORGANIZATION (ARIPO)

ARIPO Form No. 49 HARARE PROTOCOL COMMUNICATION BY DESIGNATED STATE OF A NOTICE OF ACCEPTANCE OF AN APPLICATION FOR GRANT OF PATENT OR REGISTRATION OF UTILITY MODEL OR INDUSTRIAL DESIGN (Rule 18(5)(c)) To: Director General ARIPO Office P.O. Box 4228 Harare Zimbabwe	For Official Use Received on:
	Applicant's or Representative's File Reference:
I. IN THE MATTER OF: ☐ Application for Grant of Patent ☐ Application for Registration of Utility Model ☐ Application for Registration of Industrial Design Application No.: Filing Date:	
II. APPLICANT(S) Name: Address:	
III. COMMUNICATION: On behalf of (designated State), we hereby communicate to the Office, pursuant to Rule 18(5)(c), that the above identified application is acceptable for grant or registration. Any objections that may have been communicated are hereby removed through this notice.	
IV. SIGNATURE* Date)	

* Type name and title under signature.



ARIPO Office

*11 Natal Road, Belgravia
P.O. Box 4228, Harare, Zimbabwe*

***Tel:** (+263) (4) 794054/65/66*

***Mobile:** (+263) (0) 731 559 987, 731 020 609, (+263) (0) 715 837 323*

***Fax:** (+263) (4) 794072/3*

***Email:** mail@aripo.org*

***Website:** www.aripo.org*