



ΠΑΡΑΡΤΗΜΑ ΠΡΩΤΟ
ΤΗΣ ΕΠΙΣΗΜΗΣ ΕΦΗΜΕΡΙΔΑΣ ΤΗΣ ΔΗΜΟΚΡΑΤΙΑΣ
Αρ. 3206 της 15ης ΔΕΚΕΜΒΡΙΟΥ 1997
ΝΟΜΟΘΕΣΙΑ

ΜΕΡΟΣ ΙΙΙ

Ο Κυρωτικός της Σύμβασης για τη Χορήγηση Ευρωπαϊκών Διπλωμάτων Ευρεσιτεχνίας Νόμος του 1997 εκδίδεται με δημοσίευση στην Επίσημη Εφημερίδα της Κυπριακής Δημοκρατίας σύμφωνα με το Άρθρο 52 του Συντάγματος.

Αριθμός 26(ΙΙΙ) του 1997

ΝΟΜΟΣ ΚΥΡΩΤΙΚΟΣ ΤΗΣ ΣΥΜΒΑΣΗΣ ΓΙΑ ΤΗ ΧΟΡΗΓΗΣΗ
ΕΥΡΩΠΑΪΚΩΝ ΔΙΠΛΩΜΑΤΩΝ ΕΥΡΕΣΙΤΕΧΝΙΑΣ

Η Βουλή των Αντιπροσώπων ψηφίζει ως ακολούθως:

1. Ο παρών Νόμος θα αναφέρεται ως ο Κυρωτικός της Σύμβασης για τη Χορήγηση Ευρωπαϊκών Διπλωμάτων Ευρεσιτεχνίας Νόμος του 1997. Συνοπτικός τίτλος.
2. Κατά την έννοια του παρόντος Νόμου— Ερμηνεία.
«Σύμβαση» σημαίνει τη Σύμβαση για τη χορήγηση Ευρωπαϊκών Διπλωμάτων Ευρεσιτεχνίας, της οποίας το πρωτότυπο κείμενο εκτίθεται στην αγγλική στο Μέρος Α' του Πίνακα και η ελληνική μετάφραση στο Μέρος Β' του Πίνακα. Πίνακας.
Μέρος Α'
Μέρος Β'.
- 3.—(1) Με τον παρόντα Νόμο κυρώνεται η Σύμβαση. Κύρωση της Συνθήκης.
(2) Σε περίπτωση αντίθεσης μεταξύ του εκτιθέμενου στο Μέρος Α' του Πίνακα πρωτότυπου κειμένου και της εκτιθέμενης στο Μέρος Β' αυτού ελληνικής μετάφρασης θα υπερισχύει το εκτιθέμενο στο Μέρος Α' του Πίνακα κείμενο.
4. Ο παρών Νόμος τίθεται σε ισχύ την 4η Δεκεμβρίου 1997. Έναρξη ισχύος του παρόντος Νόμου.

Chapter III

Effects of the European patent and the European patent application

- Art. 63* Term of the European patent
Art. 64 Rights conferred by a European patent
Art. 65 Translation of the specification of the European patent
Art. 66 Equivalence of European filing with national filing
Art. 67 Rights conferred by a European patent application after publication
Art. 68 Effect of revocation of the European patent
Art. 69 Extent of protection
Art. 70 Authentic text of a European patent application of European patent

Chapter IV

The European patent application as an object of property

- Art. 71* Transfer and constitution of rights
Art. 72 Assignment
Art. 73 Contractual licensing
Art. 74 Law applicable

PART III**APPLICATION FOR EUROPEAN PATENTS**

Chapter I

Filing and requirements of the European patent application

- Art. 75* Filing of the European patent application
Art. 76 European divisional applications
Art. 77 Forwarding of European patent applications
Art. 78 Requirements of the European patent application
Art. 79 Designation of Contracting States
Art. 80 Date of filing
Art. 81 Designation of the inventor
Art. 82 Unity of invention
Art. 83 Disclosure of the invention
Art. 84 The claims
Art. 85 The abstract
Art. 86 Renewal fees for European patent applications

Chapter 11

Priority

- Art. 87* Priority right
Art. 88 Claiming priority
Art. 89 Effect of priority right

PART IV**PROCEDURE UP TO GRANT**

- Art. 90* Examination on filing
Art. 91 Examination as to formal requirements
Art. 92 The drawing up of the European search report
Art. 93 Publication of a European patent application
Art. 94 Request for examinations
Art. 95 Extension of the period within which requests for examination may be filed
Art. 96 Examination of the European patent application
Art. 97 Refusal or grant
Art. 98 Publication of a specification of the European patent

PART V**OPPOSITION PROCEDURE**

- Art. 99* Opposition
Art. 100 Grounds for opposition
Art. 101 Examination of the opposition
Art. 102 Revocation or maintenance of the European patent
Art. 103 Publication of a new specification of the European patent
Art. 104 Costs
Art. 105 Intervention of the assumed infringer

PART VI**APPEALS PROCEDURE**

- Art. 106* Decisions subject to appeal
Art. 107 Persons entitled to appeal and to be parties to appeal proceedings
Art. 108 Time limit and form of appeal
Art. 109 Interlocutory revision
Art. 110 Examination of appeals
Art. 111 Decision in respect of appeals
Art. 112 Decision or opinion of the Enlarged Board of Appeal

PART VII**COMMON PROVISIONS****Chapter I****Common provisions governing procedure**

- Art. 113* Basis of decisions
Art. 114 Examination by the European Patent Office of its own motion
Art. 115 Observations by third parties
Art. 116 Oral proceedings
Art. 117 Taking of evidence
Art. 118 Unity of the European patent application or European patent
Art. 119 Notification
Art. 120 Time limits
Art. 121 Further processing of the European patent application
Art. 122 Restitutio in integrum
Art. 123 Amendments
Art. 124 Information concerning national patent applications
Art. 125 Reference to general principles
Art. 126 Termination of financial obligations

Chapter II**Information to the public or official authorities**

- Art. 127* Register of European Patents
Art. 128 Inspection of files
Art. 129 Periodical publications
Art. 130 Exchanges of information
Art. 131 Administrative and legal co-operation
Art. 132 Exchange of publications

Chapter III**Representation**

- Art. 133* General principles of representation
Art. 134 Professional representatives

PART VIII**IMPACT ON NATIONAL LAW****Chapter I****Conversion into a national patent application**

- Art. 135* Request for the application of national procedure
Art. 136 Submission and transmission of the request
Art. 137 Formal requirements for conversion

Chapter II**Revocation and prior rights**

- Art. 138* Grounds for revocation
Art. 139 Rights of earlier date or the same date

Chapter III**Miscellaneous effects**

- Art. 140* National utility models and utility certificates
Art. 141 Renewal fees for European patents

PART IX**SPECIAL AGREEMENTS**

- Art. 142* Unitary patents
Art. 143 Special departments of the European Patent Office
Art. 144 Representation before special departments
Art. 145 Select committee of the Administrative Council
Art. 146 Cover for expenditure for carrying out special tasks
Art. 147 Payments in respect of renewal fees for unitary patents
Art. 148 The European patent application as an object of property
Art. 149 Joint designation

PART X**INTERNATIONAL APPLICATION PURSUANT TO THE PATENT COOPERATION TREATY**

- Art. 150* Application of the Patent Cooperation Treaty
Art. 151 The European Patent Office as a receiving Office
Art. 152 Filing and transmittal of the international application

- Art. 153* The European Patent Office as a designated Office
Art. 154 The European Patent Office as an International Searching Authority
Art. 155 The European Patent Office as an International Preliminary Examining
Art. 156 The European Patent Office as an elected Office
Art. 157 International search report
Art. 158 Publication of the international application and its supply to the European Patent Office

PART XI

TRANSITIONAL PROVISIONS

- Art. 159* Administrative Council during a transitional period
Art. 160 Appointment of employees during a transitional period
Art. 161 First accounting period
Art. 162 Progressive expansion of the field of activity of the European Patent Office

- Art. 163* Professional representatives during a transitional period

PART XII

FINAL PROVISIONS

- Art. 164* Implementing Regulations and Protocols
Art. 165 Signature – Ratification
Art. 166 Accession
Art. 167 Reservations
Art. 168 Territorial field of application
Art. 169 Entry into force
Art. 170 Initial contribution
Art. 171 Duration of the Convention
Art. 172 Revision
Art. 173 Disputes between Contracting States
Art. 174 Denunciation
Art. 175 Preservation of acquired rights
Art. 176 Financial rights and obligations of a former Contracting State
Art. 177 Languages of the Convention
Art. 178 Transmission and notifications