

VALIDATION PROCEDURE OF EUROPEAN PATENT IN THE REPUBLIC OF SERBIA

In proceedings before the Intellectual Property Office of the Republic of Serbia (IPO RS), a foreign natural or legal person who has no seat (establishment) or residence in the Republic of Serbia have to be represented by representative listed in the Register of Representatives or domestic attorney.

Here you can find the link to the [Register of Professional Representatives](#)

Proceedings before IPO take place in Serbian language only.

In order to validate European patent in the Republic of Serbia, the owner of the European patent designated for the Republic of Serbia (IP agent on a behalf of the patent owner) shall submit to the IPO, within 3 months from the date of the European patent publication in the Official Journal of European Patent Office:

- 1) a request for entry of the European patent into the Register of Patents;
- 2) a specification of the European patent (document B1) as published in the Official Journal of European Patent Office translated into the Serbian language;
- 3) proof of the paid administrative fee for the request for entry of the European patent into the Register of Patents and proof of payment of the administrative fee for the publication of data on the granted European patent in the Official Gazette.

After examining the above stated documents and finding all conditions for validation are fulfilled, applicant (IP agent on a behalf of the patent owner) receives notification from IPO to pay fee for costs for printing of the patent specification in the Serbian language (accounted per page of the translation) and to deliver the proof of payment within set time limit from the date of receipt of the notification for payment.

Fee payments are accepting in dinars (Serbian currency) only (with no possibility to pay online from abroad).

Renewal annual fees for European patents shall be paid to the competent authority for the years following the year in which the mention of the grant of the European patent was published in accordance with the Article 86 and 141 European Patent Convention.

Renewal anniversary date runs to the exact day – date of filing of the application.

If two months period has expired, calculated from the date of publication B1 document, the annual fee may be validly paid to IPO.

If the deadline for payment (filing date of the application) has expired, the fee could be paid within an additional time of six months, provided a prescribed additional fee (+ 50%) is paid at the same time. The proof of payment has to be submitted to IPO.

If IPO is closed, the deadline extends to the next working day - no additional fee is required.

Here you can find the [link to the annual \(renewal\) fees](#).

For checking the status of the application, electronic Patent Register is available [here](#).

Useful information:

- YU is former code for the Republic of Serbia (RS).
- Status: “Forced by law” means that patent is not valid because prescribed maintenance (annual renewal) fee was not paid.

Additional notes:

- IPO is a specialized organization in the system of state administration.
- IPO is not authorized to perform commercialization of patent-protected inventions, but to proceed upon patent applications.
- IPO is not in charge to act upon the violation claims.