Inputs from Member States and Regional Patent Offices to the Thirty-Eighth Session of the Standing Committee on the Law of Patents

Respondent Information

First Name:

[redacted]

Last Name:

[redacted]

Country:

Bhutan

IP Office

Bhutan IP Office

Job title

Head, Patent Registry

Email address:

[redacted]

Email address confirmation:

[redacted]

Disclaimer:

The information provided in response to this questionnaire is understood to be submitted on behalf of the Member State or regional organization concerned, through its competent authority and in accordance with its applicable official internal procedures.
It is assumed that the person completing and submitting the questionnaire is duly authorized to do so and that the information reflects the official position or practice of the Member State or organization, to the extent possible.

I confirm that I have read and understood the statement above and that I agree with its contents.

i) Study on the determination of inventorship and conditions of foreign filing, with a view to identifying potential challenges for innovators in the cross-border collaborative environment

2. Please list the statutes or guidance documents that patent applicants in your country can consult to inform themselves of the foreign filing requirements and the procedure to follow.

As of now, we have no applicant expressing interest in filing a patent outside of Bhutan. However, IP legislation is undergoing major amendments at the moment, and the legislation team has planned to come up with foreign filing guidelines for local applicants.

3. Please list the most important case law on foreign filing conditionality requirements, if any, with a brief summary of the main findings.

Bhutan has no foreign filing conditionality listed in the law. The local applicants, as per the existing law, can file their application to foreign jurisdictions without consulting any government bodies in Bhutan, including the IP Office.

4. Does your law allow for a deemed license or automatic approval, if the Office does not act or respond within a specific time period?

No

5. Does your jurisdiction's patent law provide for the imposition of a "Secrecy Order" (or other similar national security restrictions) that prohibits or restricts an applicant from filing for patent protection in other jurisdictions?

No

Final review before submission

Confirmation of submission

I am aware that by clicking "Submit" below, my responses will be sent to the SCP Secretariat.