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:

Slovenia

IP Office

Slovenian Intellectual Property Office

Job title

secretary

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

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

6. Please cite, if available, any official studies, policy documents, or reports which highlight the working of the foreign filing requirements in your jurisdiction.

Dear Ryan,
The Intellectual Property Act (ZIL-1) contains a provision that establishes specific rules regarding the treatment of confidential inventions:
Article 17
(Confidential Inventions)
(1) An invention that is important for the defense or security of the Republic of Slovenia shall be considered confidential and shall be reported to the ministry responsible for defense.
(2) The terms and conditions for the exploitation of a confidential invention, particularly regarding payment for its exploitation, shall be agreed upon directly between the inventor and the ministry responsible for defense.
(3) An application for an invention under the first paragraph of this Article may be filed with the Office if the ministry responsible for defense does not wish to exploit it or if it consents to the filing of a patent application.

Our legislation does not provide any other specific mechanisms to restrict the filing of (confidential) inventions abroad.
Best regards

Final review before submission

Confirmation of submission

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