

**COUNCIL OF MINISTERS
OF BOSNIA AND HERZEGOVINA**

Pursuant to Article 17 of the Law on the Council of Ministers (Official Gazette of BiH, volumes 30/03, 42/03, 81/06, 76/07, 81/07, 94/07 and 24/08), Article 3(a) of the Law on Administrative Fees of Bosnia and Herzegovina (Official Gazette of BiH, volumes 16/02, 19/02, 43/04, 8/06, 76/06, 76/07 and 98/12), and in connection with Article 15(1) of the Patent Law (Official Gazette, volume 53/10), Article 14 of the Trademark Law (Official Gazette of BiH, volume 53/10), Article 16 of the Industrial Design Law (Official Gazette of BiH, volume 53/10), Article 16 of the Law on the Protection of Indications of Geographical Origin (Official Gazette of BiH, volume 53/10), Article 9(4) of the Law on the Protection of Topographies of Integrated Circuits (Official Gazette of BiH, volume 53/10), the Council of Ministers of Bosnia and Herzegovina, passed, at the 79th session held on January 15, 2014,

**DECISION
TO AMEND THE ADMINISTRATIVE FEE TARIFF**

Article 1

In the Administrative Fee Tariff (Official Gazette of BiH, volumes 16/02, 19/02, 43/04, 8/06, 76/06, 76/07, 3/08, 42/08, 3/10 and 98/12) in Chapter III – FEES FOR DOCUMENTS AND ACTIONS PERTAINING TO THE ACQUISITION AND MAINTENANCE OF INTELLECTUAL PROPERTY RIGHTS, tariff numbers 40 to 76 have been amended as follows:

Administrative fees for the documents and actions before the Institute for Intellectual Property of Bosnia and Herzegovina (hereinafter: the Institute) expressed in in KM:

1. Patents

Tariff no. 40

(INCLUDES PUBLICATION AND FIRST TWO-YEAR MAINTENANCE)

- | | |
|---|-------|
| a) Patent Application | 10 KM |
| b) For each additional application sheet that exceeds 30 sheets | 1 KM |
| c) For each patent claim in excess of 10 | 1 KM |

Note:

- a) Natural persons – applicants who are the inventors pay administrative fee (hereinafter: the fee) under this tariff no. reduced by 50%.
- b) Members of the registered associations of innovators within the territory of BiH pay the fee under this tariff no. reduced by 90%.

Tariff no. 41

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| a) For a request for a patent grant based on the substantive examination of a patent application | 60 KM |
| b) For a request for a patent grant based on accepted results of substantive examination of a patent application | 50 KM |
| c) For a request for deferral of substantive examination of a patent application and for a consensual patent grant | 10 KM |
| d) For an opposition against a request for a consensual patent grant | 100 KM |

e) For a request for a patent grant based on substantive examination of a patent application if the request is filed following an opposition against a request for a consensual patent grant	40 KM
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Tariff no. 42

For the publication of a request for deferred examination of a patent application and for a consensual patent grant	10 KM
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Tariff no. 43

For maintaining a patent in force:

a) 1 st year	5 KM*- this tariff applies only to the applications filed before 31/12/2010	
b) 2 nd year	5 KM*- this tariff applies only to the applications filed before 31/12/2010	
c) 3 rd year		10 KM
d) 4 th year		20 KM
e) 5 th year		30 KM
f) 6 th year		40 KM
g) 7 th year		50 KM
h) 8 th year		60 KM
i) 9 th year		70 KM
j) 10 th year		80 KM
k) 11 th year		100 KM
l) 12 th year		120 KM
m) 13 th year		140 KM
n) 14 th year		160 KM
o) 15 th year		180 KM
p) 16 th year		200 KM
r) 17 th year		220 KM
s) 18 th year		240 KM
t) 19 th year		260 KM
u) 20 th year		280 KM

For maintaining a patent in force if a supplementary protection certificate has been issued:

a) 21 st year	800 KM
b) 22 nd year	1.000 KM
c) 23 rd year	1.200 KM
d) 24 th year	1.400 KM
e) 25 th year	1.600 KM

Note:

- a) Natural persons – applicants who are the inventors pay the fee under this tariff no. reduced by 50%;
- b) Fees for maintaining the rights under the extended European patent/European patent are payable to the Institute for the years after the year in which the mention of the European patent grant was published;
- c) If the annual maintenance fee is not paid within a specified time limit, it may be paid within an extended six-month time limit, in the amount of the ordinary annual fee increased by 50%.

Tariff no. 44

1. For the decision on a request:
 - a) to record an assignment of rights on the register 30 KM
 - b) to record a license and the expiry thereof 60 KM
 - c) to record other changes, except representative change 30 KM
2. For a motion to declare a patent invalid 150 KM
3. For a request for reinstatement of rights 100 KM
4. For a request to resume proceedings 200 KM
5. For a certificate of the right of priority 20 KM

Note:

Natural persons – applicants who are the inventors pay the fee under point 5. of this tariff no. reduced by 50% if the purpose is filing an application under PCT.

Tariff no. 45

For an extract from the Register 20 KM

Tariff no. 46

For a request for early publication 50 KM

Note:

Natural persons – applicants who are the inventors pay the fee under this tariff no. reduced by 50%

Tariff no. 47

For a request to record an extended European patent/
European patent on the patent register 50 KM

Tariff no. 48

1. For forwarding the international patent application
(Article 14 of the PCT Regulations) 10 KM
2. For assigning the IPC (International Patent Classification) number 10 KM
3. For filing a request for a supplementary protection certificate 200 KM
4. For filing a request for adding or correcting a priority claim 10 KM

Tariff no. 49

1. For a patent grant under Article 41 of the Industrial Property Law
(utility model) 20 KM
2. For a patent grant under Article 44 of the Industrial Property Law 30 KM

Note:

This Tariff number applies only to the applications filed before 31/12/2010

Tariff no. 50

1. For a motion to establish that a continuation application has become
an original patent application 30 KM
2. For a motion to establish that a patent of addition has become
a basic patent 30 KM

Note:

This tariff number applies only to the applications filed before 31/12/2010

Tariff no. 51

For a request to convert a patent application into an
industrial design application 10 KM

Note:

This tariff number applies only to the applications filed before 31/12/2010

Tariff no. 52

Filing for accelerated examination 50 KM

Note:

- a) This tariff number applies only to the applications filed before 31/12/2010
- b) Natural persons – applicants who are the inventors pay the fee under this tariff number reduced by 50%

2. Trademarks

Tariff no. 53

1. For the trademark application and publication of the trademark data in the Official Gazette of the Institute:

- a) Basic filing fee 50 KM
 - b) Supplementary fee for each class of goods and services beyond three classes of the International Classification of Goods and Services established by the Nice Agreement (the Nice Classification) 5 KM
- 2. For a request for the international trademark registration 50 KM
 - 3. For a request for territorial extension of an international trademark 10 KM/per state
 - 4. For a request for any other action to be taken by the International Bureau of WIPO 100 KM
 - 5. For a request to convert an international registration into a national registration and vice versa 50 KM

Note:

For an application for a collective mark and a guarantee mark, the fees payable under this tariff number are doubled.

Tariff no. 54

For correcting irregularities in a trademark application if the goods and services are not classified according to the Nice Classification:

- a) per class 20 KM
- b) per designation of goods and service 10 KM

Tariff no. 55

- 1. For a request to divide a trademark application 50 KM
- 2. For a request to divide a trademark 50 KM
- 3. For a divisional application 50 KM
- 4. For a divisional trademark 50 KM
- 5. For an opposition against a published trademark application 200 KM
- 6. For an opinion of an interested party 50 KM

Tariff no. 56

Maintaining a trademark registration in a ten-year period:

- a) Basic fee 50 KM
- b) Supplementary fee for each class of goods and services beyond three classes of the Nice Classification 10 KM

Note:

a) The fee under this tariff number is doubled for maintaining the right to a collective trademark and a guarantee trademark.

b) If the fee under this tariff number is not paid within statutory deadline, it may be paid within the period of six months after trademark expiry, in the amount of the ordinary fee increased by 50%.

Tariff no. 57

For the decision on a request to record a change on the register, i.e.

a) name/address change	20 KM
b) trademark assignment or assignment of rights emanating from the application	30 KM
c) recordal and expiry of a license, sub-license, franchise, pledge	60 KM
d) request to limit a list of goods and services	20 KM

Tariff no. 58

For the decision on a request

a) to have a trademark declared invalid	200 KM
b) to revoke a trademark on grounds of non-use	200 KM
For a request to enter a trademark on the register again	200 KM

Tariff no. 59

For a certificate of priority	20 KM
For an extract from the Register	10 KM

Tariff no. 60

For a request for urgent-accelerated examination of an application in case of disputes about infringement of IP rights, in particular:

a) in case of court litigation or initiated inspection or customs procedure	100 KM
b) if it is necessary, subject to compliance with other regulations, to carry out urgent registration within a specific deadline	100 KM

3. Industrial Design

Tariff no. 61

For the industrial design application and the publication of the application data in the Official Gazette of the Institute:

a) Basic filing fee	30 KM
b) Supplementary fee for each industrial design in a multiple application	20 KM

Note:

The applicant, who is the author, pays the fee under this Tariff no. reduced by 50%.

Tariff no. 62

For filing an international design application	50 KM
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Tariff no. 63

For the first five years of maintaining an industrial design in force:

a) Basic fee for one industrial design	50 KM
b) Supplementary fee for each additional industrial design in a multiple application	20 KM

Note:

The applicant, who is the author, pays the fee under this Tariff no. reduced by 50%.

Tariff no. 64

For a request to extend validity of an industrial design for a five-year period:

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| a) Basic fee for one industrial design | 100 KM |
| b) Supplementary fee for each additional industrial design in a multiple application | 30 KM |

Note:

The applicant, who is the author, pays the fee under this Tariff no. reduced by 50%.

Tariff no. 65

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| 1. For a request to divide a multiple industrial design application | 40 KM |
| 2. For a divisional industrial design application | 60 KM |
| 3. For a request to divide a registered industrial design | 50 KM |
| 4. For a divisional industrial design registration | 70 KM |

Tariff no. 66

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| 1. For an opposition against a published industrial design application | 200 KM |
| 2. For an opinion of an interested party | 100 KM |

Tariff no. 67

For a decision on a request to record changes on the register, i.e.:

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|--|-------|
| a) name and/or address change | 10 KM |
| b) industrial design assignment or assignment of rights emanating from the application | 30 KM |
| c) recordal and expiry of a license, sub-license, franchise | 60 KM |
| d) recordal and expiry of a pledge | 80 KM |

Tariff no. 68

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| 1. For a motion to have declared invalid a decision to grant an industrial design on grounds of national application | 200 KM |
| 2. For a motion to have declared invalid a decision to grant an industrial design on grounds of an international registration with the effect in BiH | 300 KM |

Note:

The mover pays the fee under point 2 of this tariff no. as a result of additional costs incurred in relation to the notification on invalidation to the International Bureau if the effect of the international registration is cancelled in BiH.

Tariff no. 69

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| 1. For a request to convert an industrial design application into a patent application or consensual patent application | 10 KM |
| 2. For the certificate of priority | |
| a) for one copy of the certificate | 20 KM |
| b) for each additional copy of the certificate | 10 KM |
| 3. For an extract from the Register: | |
| a) for one copy of the extract | 20 KM |
| b) for each additional copy of the extract | 10 KM |
| 4. For a request filed by a party to proceedings/the applicant for accelerated processing of the application in case of court litigation or initiated inspection or customs procedure | 50 KM |

4. Geographical Indication and Appellation of Origin

Tariff no. 70

1. For a request to register a geographical indication or an appellation of origin	100 KM
2. For a request to record a name and/or address change of the applicant for or the right holder of a geographical indication or an appellation of origin, an authorized user of a geographical indication or an appellation of origin	20 KM
3. For a motion to have declared invalid a decision to register a geographical indication or an appellation of origin or a decision to grant the capacity of authorized user of a geographical indication or an appellation of origin	200 KM
4. For an application for granting the capacity of authorized user of a geographical indication or an appellation of origin* (only for the authorized users that are legal persons)	10 KM
5. For an extract from the Register of Geographical Indications or Appellations of Origin	10 KM
6. For a request to have the capacity of authorized user of a geographical indication or an appellation of origin extended	10 KM
7. For a request to convert an appellation of origin into an application for a geographical indication or for the capacity of authorized user or vice versa	50 KM
8. For an opposition of an interested party against the publication of an application for a geographical indication or an appellation of origin	200 KM
9. For a request for accelerated examination of the application for granting the capacity of authorized user of a geographical indication if an application for international registration has been filed and if it is necessary, subject to compliance with other regulations, to register a geographical indication within a specified time limit	50 KM
10. For a request to cancel a decision granting the capacity of authorized user of a geographical indication	100 KM

5. Integrated Circuit Topography

Tariff no. 71

1. For a request to grant the right to protect a topography	100 KM
2. For a decision on a request to record changes on the Register, i.e.:	
a) name and/or address change	10 KM
b) assignment of the registered right or the right emanating from an application	30 KM
c) recording a license and a pledge	50 KM
3. For a motion to have declared invalid a decision granting the right to protect a topography	150 KM
4. For an extract from the Register of Integrated Circuit Topographies	20 KM

6. The Appeal

Tariff no. 72

For an appeal to the Appeal Board of the Institute	100 KM
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Note:

The fee is not payable for a decision on appeal.

7. Publication in the «Official Gazette of the Institute»**Tariff no. 73**

1. For the publication of a patent application in the Official Gazette of the Institute	15 KM
* This tariff number applies only to the applications filed before 31/12/2010	
2. For the publication of a mention of a patent grant or a consensual patent grant in the «Official Gazette of the Institute»	20 KM
3. For the publication of amended patent claims following an opposition	10 KM
4. For the publication of a trademark and of a trademark renewal in the Official Gazette of the Institute	10 KM
5. For the publication of a registered industrial design in the Official Gazette of the Institute:	
a) up to three representations of one industrial design	10 KM
b) for each additional representation of one industrial design	5 KM
c) for a possible publication of the description of characteristic features and particularities of an industrial design	10 KM
6. For the publication of a registered geographical indication or appellation of origin	10 KM
7. For the publication of changes to the respective registers of applied for and granted rights maintained by the Institute*	10 KM

***Note:** Data concerning a representative change are not be published.

8. Representatives for the Protection of Industrial Property**Tariff no. 74**

a) Professional examination for representatives	200 KM
b) Retake for representatives	250 KM
c) Recordal in the Register of Representatives	300 KM
d) Recording changes on the Register of Representatives	15 KM
e) Annual renewal of a recordal in the Register of Representatives	50 KM

9. Database Search**Tariff no. 75**

1. Search of databases of applied for and granted trademarks for the verbal sign based on the criterion of identity – per one search request	10 KM
2. Search of databases of applied for and granted trademarks for the verbal sign based on the criterion of similarity – per one search request:	
a) if the classes of goods and services are designated according to the Nice Classification	20 KM
b) if the classes of goods and services are not designated	100 KM
3. Search of databases of applied for and granted trademarks for the figurative sign – per one search request:	
a) if the classes of goods and services are designated according	

to the Nice Classification	20 KM
b) if the classes of goods and services are not designated	100 KM
c) search of databases of applied for/granted trademarks per applicant/holder – for one search request	20 KM
d) search of databases of applied for/granted trademarks based on a specifically-defined request	50 KM
4. Search of databases of applied for/granted patents – based on one criterion (every search request with the the conjunction «or» is considered to be an additional search criterion)	10 KM
5. Request for a prior art search report	50 KM
6. Search of applied for and registered industrial designs in BiH based on the following search criteria:	
a) industrial design appearance	50 KM
b) name of the subject matter of protection (design)	30 KM
c) bibliographic data of the applicant/right holder or the author	10 KM
7. Search of databases of internationally registered industrial designs with the effect in BiH based on the following criteria:	
a) appearance of the industrial design	80 KM
b) name of the subject matter of protection (design)	50 KM
c) bibliographic data of the right holder or the author	10 KM

10. Printing of patent specification, patent certificate and other office actions and documents

Tariff no. 76

1. Printing of patent specification	20 KM
2. Printing of patent certificate	20 KM
3. Printing of trademark certificate	20 KM
4. Printing of geographical indication certificate or appellation of origin certificate	20 KM
5. Printing of industrial design certificate	20 KM
6. Printing of integrated circuit topography certificate	20 KM
7. For a conclusion on a request for restitutio in integrum/ restoration to original condition	30 KM
8. For a request to extend a time limit set during proceedings	15 KM
9. For recording a representative change on the respective Registers of Applications and Granted Rights or recording a new representative for a certain action	20 KM
10. For confirmations, duplicate copies of documents and certifications of data concerning the applied for/granted rights	10 KM
11. For petitions, motions and other requests unless other fees are specified by this tariff	10 KM
12. Photocopying of the documents concerning applied for/granted industrial property rights (one page)	1 KM

Article 2

This decision enters into force on the 8th day of the publication thereof in the Official Gazette of Bosnia and Herzegovina.

Date: January 15, 2014