

BELARUS

REGULATION ON INDUSTRIAL DESIGN

REGULATION ON PROCEDURE FOR DRAFTING OF AN APPLICATION FOR GRANTING
AN INDUSTRIAL DESIGN PATENT, AN EXAMINATION OF AN APPLICATION AND A
DECISION MAKING ON EXAMINATION RESULTS
as amended by No.5/50402 of 29.06.2022

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SECTION I APPLICATION FOR GRANTING AN INDUSTRIAL DESIGN PATENT

CHAPTER 1 GENERAL PROVISIONS

1. This Regulation establishes the requirements for the documents of an application for the grant of a patent for an industrial design (hereinafter referred to as the application for an industrial design), the procedure for conducting an examination of an application for an industrial design and making a decision based on the results of the examination.

2. This Regulation uses terms in the meanings established in the Law and the Law of the Republic of Belarus of December 28, 2009, No. 113-Z "On Electronic Document and Electronic Digital Signature", as well as the following terms:

AIS "Electronic filing of applications" - automated information system "Internet portal for electronic filing of applications for industrial property objects";

WIPO - World Intellectual Property Organization;

SCST - State Committee on Science and Technology;

application - application for the grant of a patent of the Republic of Belarus for an industrial design;

ICID - International Classification for Industrial Designs, established by the Locarno Agreement of October 8, 1968;

Paris Convention - Paris Convention for the Protection of Industrial Property of March 20, 1883;

patent attorney - individual certified and registered in the State Register of Patent Attorneys of the Republic of Belarus;

representative - patent attorney or general representative;

Register of Industrial Designs - State Register of Industrial Designs of the Republic of Belarus.

CHAPTER 2 APPLICATION FOR AN INDUSTRIAL DESIGN AND DOCUMENTS ATTACHED TO IT

3. An application for an industrial design should relate to one industrial design or a group of industrial designs belonging to one class of the ICID.

A single industrial design means an artistic and design solution for both a single product and a set of products that are independent in the process of operation and have a general purpose (for example, furniture set, dinner set).

A single product refers to as a whole product, and the product, which is part of it (for example, bumper, headlight).

4. A group of industrial designs refers to artistic and design solutions of the same product (set), which differ in the combination of features that determine the aesthetic features of the appearance of an industrial design, in particular its shape and configuration, ornament and color combination (industrial design variants), or belonging to the same class of the ICID, one of which determines the appearance of the product as a whole, and the other (others) the appearance of its independent part (parts) visible during operation of the product.

5. An application for an industrial design should contain:

5.1. claim (application);

5.2. a set of images that give a complete detailed view of the appearance of the product, its aesthetic features, in particular, the shape and configuration, ornament and combination of colors.

6. An application for an industrial design is filed on paper or through the AIS "Electronic filing of applications" by the applicant (applicants) independently or through a patent attorney.

If it is impossible to use the automated information system (AIS) "Electronic Filing" for filing an application for an industrial design, or for sending other correspondence concerning an application for an industrial design, the patent authority shall publish a notice to that effect on its official website on the global computer network Internet.

7. An application is submitted in Belarusian or Russian.

Documents attached to an application for an industrial design shall

be submitted in Belarusian, Russian or a foreign language. Documents of an application for an industrial design drawn up in a foreign language should be accompanied by a translation into Belarusian or Russian. The correctness of a translation is certified by the signature of an applicant(s) or his/her (their) patent attorney. The translation should be submitted when filing an application for an industrial design or no later than two months from the date of receipt of this application to the patent body. Prior to submitting the translation documents filed in a foreign language, are considered as uncollected.

8. In the case of paper-based filing, Documents of an application for an industrial design should be submitted:
application - in duplicate;
a set of images - in five copies.

9. A set of images containing inscriptions in a foreign language shall be submitted in one copy.

10. Documents of an application for an industrial design should not contain expressions, drawings, images, photographs and other materials that are contrary to public order and morality, disparaging statements in relation to industrial designs and other results of the creative activity of other persons, as well as information that is not related to an industrial design.

11. An application for an industrial design shall be accompanied by a document confirming the payment of the patent fee in the prescribed amount or exemption from paying the patent fee, or a document confirming the partial payment of the patent fee, simultaneously with documents confirming the existence of grounds for reducing its size.

These documents shall be submitted simultaneously with an application for an industrial design or on the date specified in paragraph 4 of Article 15 of the Law.

12. An applicant (applicants) may appoint a representative to conduct business on an application for an industrial design, to represent his/her interests when considering issues arising during the examination of an application for an industrial design.

13. The powers of a representative before the patent body shall be certified by a power of attorney.

A power of attorney for the representation of interests of an applicant (applicants) before the patent body can be issued both by an applicant(s) and his/her (their) representative (by way of transfer of the power of attorney).

14. A representative of an applicant(s) is considered to be a person expressly indicated in the power of attorney. If the power of attorney is issued in the name of several individuals, each of them shall be recognized as the representative of an applicant(s).

15. A power of attorney for representation before the patent body does not require a notarial certificate, except in cases of transfer of the power of attorney.

16. Forms of a power of attorney in Russian and English languages shall be approved by the SCST.

17. If a power of attorney is issued in a foreign language, a translation into Belarusian or Russian, executed on a separate sheet, should be attached, the correctness of which is certified by the patent attorney in whose name such power of attorney has been issued.

18. An original power of attorney or its copy shall be submitted to the patent body.

An original power of attorney may be submitted on paper bearing a handwritten signature personally signed by the applicant, or it may be submitted in the form of an electronic document bearing an electronic signature whose private key is owned by the applicant.

A copy of the power of attorney may be submitted on paper bearing a handwritten signature personally signed by the applicant or the applicant's representative, or it may be submitted in the form of an electronic copy of the paper document bearing an electronic signature whose private key is owned by the applicant or the applicant's representative.

If a copy of the power of attorney is submitted, the patent body may request the original power of attorney, if necessary, by sending a request to that effect.

19. A power of attorney should be signed by the person who issued it, indicating his/her name and initials, as well as his/her position (if a power of attorney is issued on behalf of the legal entity). When appointing a common representative from among applicants, a power of attorney shall be signed by other applicants. A power of attorney should specify the amount of authority granted to a representative, date, and place of its execution.

20. A power of attorney may refer to one or more applications for industrial designs, both existing and future.

21. An application for an industrial design received by the patent body is assigned a number and the date of receipt to the patent body is stamped on it.

22. Materials of a registered application for an industrial design are non-refundable.

CHAPTER 3 SEPARATE APPLICATION FOR AN INDUSTRIAL DESIGN

23. An applicant (applicants) has the right to file a separate application if an original application was filed in violation of the unity of an industrial design; industrial design options declared, but an applicant(s) decided to obtain patents for each of the options or for some industrial design options;

A group of industrial designs is declared, which constitute solutions for the appearance of the product as a whole and its parts, but an applicant(s) decided to obtain patents for the product as a whole and its part.

24. A separate application for an industrial design should be filed by the same applicant(s) as the original application for an industrial design. In the case of a separate application for an industrial design that is filed by another applicant(s), documents should be submitted on the transfer of the right to receive a patent for an industrial design.

25. The filing of an industrial design application should be made before the date of a patent registration for the initial application for an industrial design, and in the case of the decision on refusal on granting a patent in respect of the initial application for an industrial design – before the expiry of the period for appeal.

26. As of the date of receipt by the patent body of a separate application for an industrial design, the original application should not be withdrawn and it should not be decided to refuse to grant a patent.

27. A separate application for an industrial design should meet all the requirements of the Regulation.

28. Consideration of a separate application for an industrial design in the patent body is carried out in the manner provided for in this Regulation.

29. A selected industrial design application may be a source for selecting another industrial design application from it, and the industrial design should be disclosed in both the original application for an industrial design and the first separate

application for an industrial design.

SECTION II APPLICATION DOCUMENTS

CHAPTER 4 STATEMENT

30. An application should contain:

30.1. request for the grant of a patent of the Republic of Belarus for an industrial design in the name of an applicant(s);

30.2. information about applicant(s):

last name, first name and patronymic name (if any) of an individual, last name shall be indicated before name, and (or) full name of a legal entity in accordance with the constituent documents in the nominative case;

address of the place of residence (stay) or location, as well as the telephone (fax) number and e-mail address (if any). When specifying the country of residence (stay) or location, the country code according to WIPO Standard ST.3 is used, if it is identified. If an applicant(s) is an author (authors) of an industrial design, details of his/her (their) place of residence (stay) are specified in the order provided to indicate place of residence (stay) of an author(s) of an industrial design. If an applicant (applicants) is a legal entity (legal entities) of the Republic of Belarus, the following shall be used: its (their) code according to the National Classifier of Enterprises and Organizations of the Republic of Belarus (OKPO), a payer's registration number (UNP) and name of a legal entity to which it is subordinated or the composition (system) which includes a legal entity (legal entities) - an applicant(s) (if any);

30.3. the name of the claimed industrial design (group of industrial designs). In the case of filing an application for an industrial design on paper, the said name must coincide with the name given in the images of the industrial design;

30.3-1. index heading current edition of the ICID;

30.5. filing date and number of an original application for an industrial design, if an application for an industrial design is submitted as selected;

30.6. request to establish priority in claiming a priority earlier than the date of filing an application for an industrial design to the patent body, indicating the date and reason for claiming such priority (filing the first application for an industrial design in a member state to the Paris Convention, or additional materials filed to an application for an industrial design, or filing an earlier application for an industrial design to the patent body);

30.7. The number of the first or an earlier industrial design application and the date of priority claimed. If priority is claimed on the basis of several applications, the numbers of all applications and, where appropriate, several dates of the priority claimed are indicated. When requesting a Convention priority, the code of the country of filing according to WIPO Standard ST.3 is indicated.

Number of the first application for an industrial design, date of the priority claimed and the state in which the first application for an industrial design was submitted, shall be indicated when submitting an application for an industrial design or on the date specified in part 3 of paragraph 3 of Article 16 of the Law.

If an application for an industrial design claiming a Convention priority has been received by the patent body later than the deadline set in part 1 of paragraph 3 of Article 16 of the Law, but before the expiration of two months from the date of its completion, an applicant(s) should submit an application to extend the deadline for filing such an application for an industrial design and a document confirming the payment of a patent fee in the prescribed amount. In such an application, circumstances should be specified, which are independent from an applicant(s), for which an application for an industrial design claiming a Convention priority could not be filed within the prescribed period;

30.8. address for correspondence in accordance with the rules for addressing mailings with surname, first name, patronymic (if any) or name of an addressee (applicant, patent attorney, general representative among applicants), as well as telephone, fax number and e-mail address (if available);

30.9. information on a representative if an application for an industrial design is filed through a representative:

surname, first name and patronymic (if any) or name of a representative;

an indication that a representative is a patent attorney or general representative; registration number of a patent attorney, if a representative is a patent attorney, telephone and fax number, e-mail address (if any);

30.10. list of documents attached to an application for an industrial design indicating the number of sheets in one copy and the number of copies. In the case of filing an application for an industrial design on paper, also indicating the number of copies. For attached documents, the type of which is not provided for in an

application form, their purpose is indicated specifically;

30.11. indication of grounds (grounds) for the occurrence of the right to obtain a patent in accordance with paragraph 2 of Article 6 of the Law;

30.12. information about an author (authors) of an industrial design: surname, first name and patronymic (if any), while surname indicated before name;

address of a place of residence (place of stay), including a country code according to WIPO Standard ST.3, if it is identified.

31. The information specified in subparagraphs 30.5 - 30.7 of paragraph 30 of this Regulation is given only when priority is claimed earlier than the date of receipt of an application for an industrial design in the patent body.

32. A paper application is submitted in the form established by the SCST and an application is signed by an applicant(s) or his/her (their) patent attorney: name, surname and the date of signing. If an applicant (applicants) is a legal entity (legal entities), an application is signed by the head of this legal entity (legal entities) or the authorized person, indicating the position of the signatory. The signature is decrypted (indicate name, surname, patronymic and position of the signatory).

If an application submitted to the patent body does not indicate the date of its signing, then the date of signature is considered the date of submission of an application to the patent body.

33. If several applicants are named in one application for an industrial design, they may appoint a representative (patent attorney or general representative) to conduct business before the patent authority.

If an application for an industrial design is filed by several applicants without appointing a general representative, all the procedures concerning the application for the industrial design shall be conducted using paper documents, and all the applicants shall sign each document that requires an applicant's signature. If an application for an industrial design is filed on paper, the general representative may be indicated on an application form signed by all the applicants.

34. In the case of filing an application for an industrial design on paper, information that, due to its large volume, cannot be fully placed in the appropriate place provided for in an application form, is indicated in the same order on an additional sheet(s), as indicated by the corresponding indication: "See the continuation on the additional sheet(s)". The additional sheet(s) shall be signed by an applicant (s).

35. In the case of filing an application for an industrial design on paper, application columns located above the word "application" are intended to enter details after the receipt of an application for an industrial design to the patent body and an applicant(s) are not filled out.

CHAPTER 5 SET OF PRODUCT IMAGES

36. Images depicting the appearance of a product should give a complete detailed view of its appearance, allowing to identify a set of signs of a product.

37. Product images are photos, drawings and their copies obtained using copying equipment, as well as images made using computer graphics.

38. A set of images may contain images of the general form of the product in the perspective of three-quarters in front, as well as other types of products required, according to an applicant(s), to reveal the essence of the claimed industrial design.

A set of images may contain more than seven types of one product (parts of the product). If an applicant submits more than seven types of one product, a document should be submitted confirming payment of a patent fee in the prescribed amount for each type of product over seven.

39. For a planar industrial design, a plan view is represented.

40. Plane industrial designs of textiles in an image should be displayed with a repeated motif. Products of the clothing industry in an image can be represented on a mannequin.

41. A set of products should be represented via images of a general form completely, that is, by all the products included in the complete set. In addition, each product included in the set can additionally be presented on separate sets of images.

In special cases, when a set of products cannot be represented on one image of a general form in its entirety, it is allowed to present fragments of a set on separate images.

42. Each version of an industrial design should be represented by a separate set of images.

43. Products that can be closed, collapsed, transformed can be represented by images of these products in assembled form (for example, kitchen machines, vacuum cleaners), and, if necessary, in open form (for example, refrigerators, telephone boxes), provided

that no part of the product will be added or removed.

44. In cases when the color graphic (artistic and coloristic) solution is one of the features of an industrial design, a set of images is presented in color.

45. All images regardless of the method of execution should be clear and readable. On them all elements of a product should be clearly visible both on the illuminated and on the shady sides.

46. It is not allowed to submit images containing traces of retouching or corrections, as well as images made with erased ink.

47. A product should be depicted on a neutral background without foreign objects, explanatory inscriptions, dimensions, axes, lines, arrows, notations of breaks for long products on images themselves. It is allowed to use the dotted line to display on the images of the part (element) of the appearance of the product, for which the applicant does not claim legal protection. At the same time, parts (elements) of the appearance of a product related to the declared industrial design should be depicted with a solid line. If a different interpretation is possible (for example, dotted lines can be perceived as an integral part of the declared industrial design), an applicant shall explain how to determine the part (element) for which protection is not sought.

CHAPTER 7 INDUSTRIAL DESIGN NAME

55. The name of an industrial design characterizes its purpose and corresponds to its essence. The name should be short, concise (preferably not more than 10 words) and should not contain fictitious, familiar (unceremonious) names, abbreviations, trademarks and service marks, advertising, company and other special names, appellations of origin of goods, the words like "etc." similar to them, which do not serve the purpose of identifying an industrial design.

56. The name is stated in the singular. The exceptions are names that are not used in the singular (for example, pliers, nippers, scissors);
The name of an industrial design is recommended to be formulated in terms of the ICID.

57. Special names may have the following structure: an indication of a generic concept (for example, a machine), then a specific concept (for example, a lathe machine), then, if necessary, a special purpose or a special name (for example, for the manufacture of optical instruments).

58. The name of an industrial design relating to the set of products should begin with the word "set" .
The name of a group of industrial designs related to a single product should contain the name of a product, supplemented by an indication in brackets of the word "options" and the number of options (for example, a chair (3 options)).

59. The name of a group of industrial designs related to a single product and its independent part should contain the name of a product as a whole, indicating in brackets the words "product as a whole" and the name of its independent part indicating in brackets the words "part of the product".

60. If a group of industrial designs related to a product and its independent part is declared, and the product and (or) its independent part are presented as options, the name should contain the name of the product as a whole, supplemented by indicating in brackets the word "options" and the number of options, indicating in

brackets the words "product as a whole" and the name of its independent part, supplemented by indicating in brackets the words "options" and the number of options, indicating in brackets the words "part of the product".

CHAPTER 10 REGISTRATION OF DOCUMENTS OF THE APPLICATION FOR INDUSTRIAL DESIGN IN CASE OF ITS FILING ON PAPER

75. All documents of an application for an industrial design should be drawn up on thick white smooth non-glossy paper so that it is possible to get an unlimited number of readable copies when directly reproducing documents using standard means of copying or scanning.

76. Each document of an application for an industrial design (application, set of images) should begin with a new sheet of paper.

77. Each sheet should be used only on one side with the arrangement of lines parallel to the smaller side of the sheet, with the exception of an application, which is drawn up on one sheet from two sides.

78. Sheets should not be crumpled, torn and have kinks.

79. Each sheet should not have erasures, corrections, inscriptions and inserts. Exceptions to this rule may be allowed, if the clarity of the content does not raise any doubts and the requirements of high quality reproduction are not violated.

80. The following shall be respectively indicated on the images: the name of the industrial design (or group of industrial designs), the image number, and explanations (e.g., general view, side view, front view, rear view, top view).

The images shall be numbered sequentially in the following order: general view, other views (if submitted).

If the industrial design is only represented by one type of product, the image number shall not be indicated.

If the application for an industrial design contains variants of the industrial design, it is recommended to indicate the image numbering using two numerals (numbers) separated by a full stop (period) (e.g., 1.1, 1.2, and 1.3 for the first variant, 2.1, 2.2, and 2.3 for the second variant, etc.).

81. Photos should be submitted on matte photo paper.

82. Sheets should be in A4 format.

83. On sheets containing images, the size of the used area shall not exceed 262 x 170 mm. Sheets should not be framed around the used or usable area.

As a rule, photographic images to be submitted shall be 180 x 240mm in size, and other images (including those using computer graphics) shall be on A4-size sheets.

For products or mockups where none of the overall dimensions exceed 300mm, images sized 130 x 180mm or 90 x 120mm may be submitted.

84. Fields of sheets when applying for an industrial design should be clean.

86. An application and images should be printed. Handwritten inscriptions are not allowed.

It is not allowed to glue images onto sheets of paper, if this causes them to become creased, and (or) gluing is done in such a way that images can be separated from sheets of paper.

88. The requirements for materials of an industrial design application also apply to any document submitted to the patent body after filing an application for an industrial design (for example, sheets containing corrections, translations).

CHAPTER 10-1 SPECIFICS OF FILING AN APPLICATION FOR AN INDUSTRIAL DESIGN USING THE AIS "ELECTRONIC FILING"

88-1. An application filed using the AIS "Electronic filing" shall be generated by means of the AIS "Electronic filing" in the form of an electronic document.

A set of images shall be generated in line with the requirements set out in Chapters 5, 7, and 10 of these Provisions, and shall be in the form of an electronic document (electronic documents) or an electronic copy (electronic copies) of a paper document (documents).

88-2. The documents (application form and set of images) included in the application for an industrial design shall be signed using an electronic signature whose private key is owned by the applicant or the applicant's representative.

If the applicant is a legal entity, the documents included in the application for an industrial design shall be signed using an electronic signature whose private key is owned by the head of the said legal entity or the person authorized to sign the application for an industrial design.

Signing with an electronic digital signature shall be conducted using a private key whose public key certificate is issued in the State System of Management of Public Keys for Electronic Digital Signature Verification of the Republic of Belarus.

Verification of the authority of the signatories of the application for an industrial design shall be performed in accordance with the Law of the Republic of Belarus "On Electronic Documents and Electronic Digital Signatures.

Verification of the authority of the applicant or the applicant's representative to sign the application for an industrial design shall be performed by the AIS "Electronic filing" using the information included in the submitted attestation certificate, or by means of checking the electronic digital signature whose private key is owned by the legal entity on whose behalf the application has been filed.

88-3. Each image shall be submitted in a separate TIF or JPG file with a resolution of 300 DPI. The file size shall not exceed 5 MB. Color images shall be saved in RGB color mode, and black and white images in Greyscale color mode.

Each document attached to an application for an industrial design

shall be submitted as a separate PDF file. The actual page size in the PDF shall be the size of an A4 page.

Password protection of application documents is not permitted.

88-4. If documents submitted using the AIS "Electronic filing" fail to satisfy the established technical requirements, the said documents shall not be taken into consideration and the applicant shall be informed accordingly.

SECTION III GENERAL QUESTIONS ON EXAMINATION OF AN INDUSTRIAL DESIGN APPLICATION IN THE PATENT BODY

CHAPTER 11 REQUIREMENTS FOR MATERIALS OF AN INDUSTRIAL DESIGN APPLICATION, SENDED AFTER ITS SUBMISSION TO THE PATENT BODY

89. Consideration of an application for an industrial design in the patent body is conducted in Belarusian or Russian. All materials, submitted by an applicant(s) in a foreign language after filing of an application with the patent body, should be accompanied by an appropriate translation. The correctness of a translation should be certified by an applicant(s) or his/her (their) representative. Prior to submitting translation materials - deemed uncollected.

90. Materials submitted to the patent body after filing an application with design defects that impede their reading, as well as materials submitted by a person who is not an applicant(s) or his/her (their) representative, are not considered. A person submitting such materials shall be notified accordingly.

91. If materials submitted to the patent body are executed in violation of the requirements set forth in the Regulation, the actions committed by an applicant(s) in connection with their provision are considered invalid and the submitted materials shall not be accepted for consideration, of which the applicant(s) are notified.

92. Correspondence on an application for an industrial design is conducted by an applicant(s) or his/her (their) representative for each application for an industrial design separately.

92-1. When conducting correspondence concerning an application for an industrial design filed using the AIS "Electronic filing", the applicant may send the said correspondence in the form of electronic documents or electronic copies of paper documents, or send paper documents to the patent body directly or using public postal services.

Information notifications generated automatically by the AIS "Electronic filing" are for reference purposes and shall not constitute correspondence on the application.

92-2. Correspondence on an application for an industrial design sent by an applicant using the AIS "Electronic filing" shall comply with the requirements set out in the first, second, and third parts of Paragraph 88-3 of these Provisions.

92-3. If an application for an industrial design has been filed or correspondence on an application for an industrial design has been sent using the AIS "Electronic filing", the date of receipt of the application for the industrial design or the date of sending correspondence on an application for an industrial design shall be automatically determined by the AIS "Electronic filing".

93. Materials sent after filing of an application for an industrial design should refer to the number of an application for an industrial design assigned by the patent body.

Materials that do not contain an application number for an industrial design shall not be considered, if an application number for an industrial design cannot be identified indirectly. A person submitting such materials shall be notified accordingly.

94. Materials submitted to the patent body should be signed by an applicant(s) or his/her (their) representative.

95. Materials submitted on behalf of a legal entity (legal entities) shall be signed by its (their) manager or other person authorized by the constituent documents of a legal entity or a power of attorney duly executed, and should contain an indication of the position, surname and name of the signatory.

Materials submitted on behalf of a legal entity are also considered as signed by a person authorized to do so, if they are submitted with a cover letter signed by a person authorized to do so.

96. Correspondence sent by a legal entity (legal entities) should be submitted on the form of this legal entity (legal entities).

When making correspondence, it is allowed to use a corner stamp.

97. Any document relating to an application for an industrial design, sent before the expiration of the deadline for its submission by facsimile or e-mail in the facsimile image of this document, is considered to be submitted in time if its original arrived within one month from the date of expiry of the established

deadline. When presenting by an applicant(s) or his/her (their) representative or other person on his/her own initiative of a document by facsimile or e-mail in the facsimile image of this document not in connection with any deadlines, the date of submission of this document to the patent body is considered the date of its receipt in the facsimile image, if the original of this document will be submitted within one month from the date of its submission by the specified means of communication.

98. When submitting the original document, which was previously sent by means of communication specified in paragraph 97 of the Regulation, it is necessary to indicate that the submitted document is the original of what was sent earlier.

99. If the document or its part, received by facsimile or e-mail, is illegible or incomplete, then they are considered to be not received, about which the sender of the document is notified in writing.

CHAPTER 12 AMENDMENTS AND CORRECTIONS TO MATERIALS OF AN INDUSTRIAL DESIGN APPLICATION

100. An applicant is entitled to make corrections and clarifications to documents of an application for an industrial design that do not alter the essence of the declared industrial design before the patent body making a decision to issue or refuse to issue a patent for an industrial design.

The correction of obvious and technical errors in materials of an application for an industrial design submitted by an applicant can be made before the registration of an industrial design in the Register of Industrial Designs.

Obvious errors are errors that are a consequence of what is written, not what was explicitly implied in an application for an industrial design.

101. Correction and clarification of materials of an application for an industrial design are carried out by submitting replacement sheets of relevant documents of an application for an industrial design, which are amended. Replacement sheets are drawn up in accordance with the requirements in respect of relevant documents of an application for an industrial design, and are submitted for each copy of the modified document of an application for an industrial design. The cover letter to the replacement sheets indicates the differences between the replaced and replacement sheets and explains the reasons for changes.

102. If corrections concern typographical errors, errors in indicating bibliographic data and another, and correcting the document will not lead to negative consequences in terms of clarity in direct reproduction, the need for corrections can be expressed in a letter of an applicant(s) without submitting replacement sheets.

103. If corrections and clarifications are made to an application for an industrial design on the initiative of an applicant(s), a document confirming payment of a patent fee in the prescribed amount shall be submitted to the patent body simultaneously with the corrected and updated materials.

A document confirming the payment of a patent fee in the prescribed amount can be submitted within three months from the date of sending an applicant(s) a notice of its absence.

104. If a document confirming payment of a patent fee is not submitted within the deadline, corrections and clarifications to an application for an industrial design are not taken into account, and an applicant(s) is notified thereon.

105. The patent body notifies an applicant(s) about the changes to an application for an industrial design.

106. If an applicant(s) requests an extension of the deadline for submitting properly executed documents upon the request of the patent authority, then such a request indicates the requested extension period for submitting the properly drafted documents requested by the patent body.

107. A document confirming the payment of a patent fee in the prescribed amount is attached to an application for the extension of the period.

108. An application for the extension of the term shall be submitted within the term established in paragraph 6 of Article 24 of the Law for the submission of duly executed documents at the request of the patent body.

If the deadline for filing an application for extension of the period and (or) failure to submit a document on the payment of a patent fee is not observed, the application for extension of the period is not subject to satisfaction, about which an applicant(s) is notified.

109. If an application for the extension of the term is approved, an applicant(s) shall be notified of the extension of this period.

CHAPTER 13 CHANGES TO THE INDICATION OF AUTHORS OF INDUSTRIAL DESIGNS

110. Inclusion in the authors' list of an industrial design of persons not listed in an application, and (or) exclusion from the authors' list of an industrial design of persons referred to in an application as authors of an industrial design, is carried out on the basis of an application of an applicant(s) to amend the indication of authors of industrial design due to changes in the composition of authors filed before the patent body made a decision on issuing or refusing to issue a patent for an industrial design.

111. An application for amendments to the indication of authors of an industrial design due to a change in the composition of authors is submitted in Russian or Belarusian, should contain the number of the corresponding application for an industrial design and be signed by all interested parties: applicant(s), author(s), including those included and/or excluded from the authors' indication.

In the absence of consent of all interested parties to change the composition of authors of an industrial design, changes to the indication of authors of an industrial design are made on the basis of a court decision.

111-1. The last name, first name, patronymic (if any) of an author(s) and (or) his/her (their) address of residence (place of stay) is changed on the basis of an application for amending the indication of authors of an industrial design in connection with a change of surname, name, patronymic (if any) of an author(s) and (or) his/her (their) address of residence (place of stay), filed before the date of registration of an industrial design in the Register of Industrial Designs.

111-2. An application for amending the indication of an authors of an industrial design in connection with a change of surname, name, patronymic (if any) of an author(s) and (or) his/her (their) address of residence (place of stay) is submitted in Russian or Belarusian, and shall contain the number of the corresponding application for an industrial design, surname, name, patronymic (if any) of an author(s) and/or his/her (their) address of residence (place of stay) before and after their change and be signed by an applicant(s) and an author(s) for whom such changes are made.

111-3. The applications specified in paragraphs 111 and 111-1 of these Regulations shall be submitted on paper in accordance with the forms established by the SCST.

112. Applications indicated in paragraphs 111 and 111-1 of the Regulation shall be accompanied by a document confirming the payment of a patent fee in the prescribed amount. A document on the payment of a patent fee can be submitted within three months from the date of sending an applicant(s) a notice of its absence.

If a document confirming payment of a patent fee in the prescribed amount is not submitted, the applications indicated in paragraphs 111 and 111-1 of the Regulation are not accepted for consideration and no changes are made by the patent body, about which an applicant(s) is notified within five days.

In the case of a change in the surname, name, patronymic (if any) of an author(s) and (or) his/her (their) address of residence (place of stay), the application indicated in paragraph 111-1 of the Regulation shall also be accompanied by a document confirming change of the surname, name, patronymic (if any) of an author(s) and (or) his/her (their) address of residence (place of stay).

112-1. Use of the AIS "Electronic filing" shall be permitted for submission of copies of the application forms indicated in Paragraphs 111 and 111-1 of these Provisions in the form of electronic copies of paper documents in line with the requirements set out in the third part of Paragraph 88³ of these Provisions.

In cases described in the first part of this Paragraph, submission of original applications on paper is not required. The patent body may request such original applications, if necessary, by sending a request to that effect.

113. The patent body notifies an applicant(s) about the changes made to an application for an industrial design.

CHAPTER 14 changes to the indication of an applicant(s)

114. When transferring or assignment of the right to receive a patent for an industrial design, changes to the indication of an applicant(s) are made before the date of registration of an industrial design in the Register of Industrial Designs.

115. In order to make changes to the indication of an applicant(s) upon transferring or assignment of the right to receive a patent, an applicant(s) or a person to whom the right to receive a patent is transferred or assigned, shall submit to the patent body an application for amending the applicant's (applicants') indication upon the transfer of the right to receive a patent for an industrial design as a result of a succession or an application for amending the indication of an applicant(s) when assigning the right to receive a patent for an industrial design according to the forms defined by SCST.

116. An application for amendments to the indication of the applicant (applicants) when transferring the right to obtain a patent for an industrial design under a contract shall be submitted in Russian or Belarusian on paper and shall contain:
request for changes in the indication of an applicant(s) and the basis for its implementation; indication of the number of a relevant application for an industrial design;
surname, name, patronymic (if any) of an individual(s) and (or) a full name of a legal entity(s) according to a constituent document that are parties to an agreement on the transfer of the right to receive a patent;
place of residence or place of stay of a person(s) entitled to receive a patent; address for correspondence in accordance with the rules for addressing mailings, as well as
telephone number, fax number and e-mail address (if any).

117. An application for amending the indication of an applicant(s) when transferring the right to receive a patent under an agreement should be signed by the parties to an agreement on the transfer of the right to receive a patent. If a party(s) to an agreement on the transfer of the right to receive a patent is a legal entity(es), an application is signed by the head of this legal entity(es) or a person authorized to do so, and the position of the signatory is

indicated.

117-1. An application for amending the indication of an applicant(s) upon the transfer of the right to receive a patent for an industrial design as a result of succession shall be submitted in Russian or Belarusian on paper and shall contain:

request for changes in the indication of an applicant(s) and the basis for its implementation; number of a relevant application for an industrial design; surname, name, patronymic name (if any) of individuals and (or) a full name of legal entities in accordance with the constituent documents before and after the succession; place of residence (place of stay) or location of the assignee(s); address for correspondence in accordance with the rules for addressing mailings, as well as telephone number, fax number and e-mail address (if any).

117-2. An application specified in paragraph 117-1 of the Regulation shall be signed by a person(s) who is an assignee(s) of an applicant(s).

118. The applications specified in paragraph 115 of this Regulation shall be accompanied by a document confirming the payment of the patent fee in the prescribed amount. This document may be submitted within three months from the date of sending the applicant (applicants) with a notice of its absence.

If the document confirming payment of a patent fee in the prescribed amount is not submitted within the established period, the applications indicated in paragraph 115 of the Regulation are not accepted for consideration and no changes are made by the patent body, and an applicant(s) is notified within five days.

119. In the case of a change of surname, first name, patronymic (if any) or the name of an applicant(s) and (or) his/her (their) address of residence (place of stay) or location, an application is submitted to the patent authority in Russian or Belarusian. amending the applicant's (applicants') indication in respect of an application for the grant of a patent for an industrial design in connection with the change of surname, first name, patronymic (if any) or name of an applicant(s) and (or) his/her (their) residence address (place of stay) or location. Such an application should contain the number of a relevant application for an industrial

design, surname, first name, patronymic (if any) or full name of an applicant(s) and (or) his/her (their) address of residence (place of stay) or location before and after changes and to be signed by an applicant(s). The application is submitted on paper in the form defined by SCST. (p. 119 in the ed. Resolution of the Council of Ministers of June 28, 2018, No. 499)

120. The application specified in paragraph 119 of the Regulation shall be accompanied by:

document confirming changes of surname, first name, patronymic (if any) or name of an applicant(s) and (or) his/her (their) address of residence (place of stay) or location;

document confirming the payment of a patent fee in the prescribed amount. The specified document can be submitted within three months from the date of sending the notice to an applicant(s) about its absence.

If the document confirming the payment of a patent fee in the prescribed amount is not submitted within the established period, the application indicated in paragraph 119 of the Regulation is not accepted for consideration and no changes are made by the patent body, and an applicant(s) is notified within five days.

120-1. Use of the AIS "Electronic filing" shall be permitted for submission of copies of the application forms indicated in Paragraphs 115 and 119 of these Provisions in the form of electronic copies of paper documents in line with the requirements set out in the third part of Paragraph 88³ of these Provisions, provided that the changes made to information concerning the applicant (applicants) do not lead to the termination of the authority of the representative dealing with the patent body and/or changes to the representative's surname, first name, patronymic (if any) or organization name.

In cases described in the first part of this Paragraph, submission of original applications on paper is not required. The patent body may request such original applications, if necessary, by sending a request to that effect.

121. The patent body notifies an applicant(s) about changes made to the indication of an applicant(s).

SECTION IV EXAMINATION OF AN APPLICATION FOR AN INDUSTRIAL DESIGN

CHAPTER 15 CONDITIONS OF CONDUCT AND CONTENT OF EXAMINATION OF AN APPLICATION FOR AN INDUSTRIAL DESIGN. FILING DATE OF AN APPLICATION FOR AN INDUSTRIAL DESIGN

123. When conducting an examination of an application for an industrial design, the following shall be checked:
availability of documents that should be contained in an application for an industrial design or be attached to it;
compliance with the established requirements for the documents of an application for an industrial design, including the correctness of payment of the established patent fees; whether the proposed application applies to objects protected as industrial designs.

124. When conducting an examination of an application for an industrial design, the date of its filing shall be established.

125. The date of filing an application for an industrial design shall be the date on which an applicant(s) submitted an application and a set of images.

If these documents are submitted at different periods of time by an applicant(s), the filing date is considered the date of receipt of the last of the submitted documents.

126. The filing date of a distinguished application for an industrial design shall be the date of filing of the initial application for an industrial design, from which an application for an industrial design is separated.

127. If the patent body determines that an application for an industrial design has been filed by several applicants and an organization that is not a legal entity is indicated as one of the applicants, other applicants who have the right to receive a patent are notified on the need to sign within a three-month period to make changes to an application for an industrial design related to the exclusion of an organization that is not a legal entity from the applicants' indications. If within the prescribed period changes to the indication of an applicant(s) is not made, upon application for

an industrial design a decision is taken to refuse to issue a patent, about which an applicant(s) is notified within five days. In this case, the deadline for making the said amendments can be extended in accordance with paragraph 6 of Article 24 of the Law.

128. If the patent body determines that an organization indicated in an application as the sole applicant is not a legal entity, a decision is made on the application for an industrial design as to refuse to grant a patent.

CHAPTER 15-1 SETTING INDUSTRIAL DESIGN PRIORITY

128-1. The priority of an industrial design is established on the grounds provided for in Article 16 of the Law.

128-2. When an applicant(s) is asking the Convention priority the following is verified: presence of an indication in respect of the requested convention priority;
compliance by an applicant(s) with the deadline for filing an application for an industrial design with
the patent body, claiming the Convention priority established in part 1 of paragraph 3 of Article 16 of the Law. If an application for an industrial design with a request for the Convention priority was received later than the deadline, but before the expiration of two months from the date of its expiration, an applicant(s) should submit an application to extend the deadline for filing such an application indicating the circumstances due to which the application could not be filed within the prescribed period. The application should be accompanied by a document certifying payment of fees for the patent extension filing of a patent application for an industrial design with claiming the Convention priority.

128-3. When claiming by an applicant(s) of an industrial design priority date of receipt of additional materials to the previously filed patent application for an industrial design of the same applicant(s) in accordance with paragraph 4 of Article 16 of the Law the following shall be verified:
presence of an indication of the claimed priority;
compliance by an applicant(s) with the deadline for filing an application for an industrial design, claiming priority by the date of receipt of additional materials, established in paragraph 4 of Article 16 of the Law;
disclosure of the claimed industrial design in additional materials on the date of receipt of which priority is claimed (taking into account the content of the initial application for an industrial design on which these materials were submitted).

128-4. When claiming by an applicant(s) of an industrial design priority filing date with the patent body in respect of an earlier industrial design application of the same applicant(s) in accordance with paragraph 5 of Article 16 of the Law the following shall be

verified:

presence of an indication of the claimed priority;

compliance by an applicant(s) with the deadline for filing an application for an industrial design, claiming priority by the date of receipt by the patent body of an earlier application for an industrial design of the same applicant(s), established in paragraph 5 of Article 16 of the Law;

disclosure of the claimed industrial design in an earlier application for an industrial design, while an earlier application for an industrial design should not be the subject for claiming an earlier priority.

When claiming priority on the date of filing with the patent body of an earlier application for an industrial design in respect of an earlier application for an industrial design, a decision to refuse to issue a patent is made, about which an applicant(s) is notified within five days.

128-5. When claiming by an applicant(s) the priority of an industrial design in respect of a separated application for an industrial design in accordance with paragraph 6 of Article 16 of the Law the following shall be verified:

presence of an indication of the claimed priority;

compliance by an applicant(s) with the conditions for filing an application for an industrial design with claiming priority on a separate application for an industrial design provided for in paragraph 6 of Article 16 of the Law; disclosure of a claimed industrial design in the initial application for an industrial design.

When determining the priority for a separated application for an industrial design, the date of filing is recognized as the date of filing the initial application for an industrial design, and if the right to establish an earlier priority for the initial application for an industrial design is available, the date of this priority shall be recognized.

128-6. In the case when an applicant(s) claims several priorities, depending on the specified grounds for claiming such priorities, the compliance with the relevant conditions defined in paragraphs 128-2 - 128-5 of the Regulation shall be observed.

128-7. The establishment of a priority or several priorities in accordance with paragraphs 4 - 6 of Article 16 of the Law is possible provided that an application for an industrial design, on the basis of which priority is claimed, or an application for an industrial design, to which additional materials are submitted, which are the basis for claiming priority, is withdrawn or it is not decided to refuse to grant a patent.

128-8. When verifying that an applicant(s) complies with the disclosure conditions of the claimed industrial design in previously submitted materials (previously filed an application for an industrial design, additional materials) that are the basis for claiming priority, it is checked whether the appearance of the product shown on the images does not differ on the requested priority date contained in the previously filed patent application, or other materials from the appearance of the product to the represented original images in the considered application.

128-9. If an applicant(s) complies with the conditions specified in paragraphs 128-2 - 128-8 of the Regulation, the claimed priority shall be established in relation to the declared industrial design.

128-10. If an applicant(s) does not comply with at least one of the conditions defined in paragraphs 128-2 - 128-8 of the Regulation, the priority of an industrial design is established (with prior notification of an applicant(s) by the date of filing an application for an industrial design to the patent body).

CHAPTER 16 CHECKUP OF THE CORRECTNESS OF PAYMENT OF PATENT FEES

129. When verifying the payment of patent fees, the following are checked: observance of the terms of payment and submission of payment documents; compliance of the paid patent fees with the established amounts.

130. If the document confirming payment of the patent fee for filing and conducting an examination of an application for an industrial design is not submitted within the deadline set in paragraph 4 of Article 15 of the Law, a decision shall be made to refuse to accept an application for an industrial design, about which an applicant(s) is notified within five days.

131. When paying a patent fee in the amount less than the established one, an applicant(s) shall be notified of the need to pay such a fee in full and submit a document confirming such surcharge within two months from the date of receipt by an applicant(s) of the notice.

An applicant(s) shall be sent a decision on refusal to accept an application for an industrial design if the document confirming the surcharge has not been received by the patent body within the specified period.

132. When verifying the correctness of the payment of patent fees, the possibility of applying privileges provided for by the legislation of the Republic of Belarus is established.

CHAPTER 17 CHECKUP OF AN APPLICATION TO OBJECTS THAT CAN BE RECOGNIZED AS INDUSTRIAL DESIGNS

133. When checking an application to objects that can be recognized as industrial designs, it is established whether the proposed application does not apply in an obvious way to objects that are not protected as industrial designs.

Product solutions contrary to the public interest or the principles of humanism and morality shall include, in particular, solutions that insult human dignity or religious beliefs, including those that represent symbols or attributes, and information products considered to be extremist materials based on an enforceable court order, as well as those that contain messages of an inhumane nature, or insults to human dignity or religious feelings.

134. An application for an industrial design can be subject of a decision to refuse to issue a patent, if during the examination it is established that an application of an applicant(s) refers to objects that are not protected as industrial designs in accordance with paragraph 2 of Article 4 of the Law.

135. If it is established that an application of an applicant(s), referred to objects that are not protected as industrial designs, is declared as part of a set or group of industrial designs, an applicant(s) is invited to remove it from application materials for an industrial design.

136. If the necessary corrections and clarifications are not made or the evidence that refutes the findings of the examination is not presented, a decision is taken to refuse to issue a patent, about which an applicant(s) is notified within five days.

CHAPTER 18 CHECKUP OF THE AVAILABILITY OF DOCUMENTS CONTAINED IN AN APPLICATION FOR AN INDUSTRIAL DESIGN, AND COMPLIANCE WITH ESTABLISHED REQUIREMENTS THEREON. REQUEST FOR RELEVANT DOCUMENTS COMPLETED IN THE REQUIRED ORDER

137. In the course of the examination of an application for an industrial design, the presence of documents in an application is checked provided for in subparagraphs 5.1 and 5.2 of paragraph 5 of the Regulation, and compliance with the requirements for their preparation set out in paragraphs 30 - 88 of the Regulation.

138. While determining the number of industrial designs to which an application for an industrial design relates, the compliance with the formal requirements for application documents for an industrial design is checked in cases where it belongs to one industrial design or group of industrial designs.

If an application for an industrial design is submitted with violation of the requirement of unity of an industrial design, an applicant(s) is sent a request with a proposal within three months from the date of the request, indicate which of the industrial designs should be considered, and clarify the relevant documents.

139. If an application for an industrial design does not contain the necessary information and (or) documents stipulated by the Law and this Regulation, and (or) in case of violation of the requirements for their preparation, an applicant(s) are sent a request indicating the violations found and a proposal to submit the properly executed or missing documents within three months from the date of the request.

140. The grounds for the request during the examination are:

140.1. absence in an application for an industrial design of at least one of the documents provided for in subparagraphs 5.1 and 5.2 of paragraph 5 of the Regulation;

140.2. absence of the required number of copies of the document(s);

140.3. incorrect execution of documents for an industrial design (for example, absence of signatures);

140.4. need to address with an applicant(s) the question of further consideration of an application for an industrial design in case of violation of the requirement of the unity of an industrial design;

140.5. need to clarify with an applicant(s) issues related to the payment of patent fees;
140.6. detection of violations of the requirements for a set of images;
140.7. discrepancy of the power of attorney to the established requirements for representation before the patent body
140.8. identifying inconsistencies in the information contained in materials of an application for an industrial design;
140.9. identifying other shortcomings that impede the completion of the examination.

141. The deadlines granted to an applicant(s) for the correction of materials of an application for an industrial design can be extended at a request of an applicant(s) filed before their expiry, subject to the payment of the established patent fee.

142. If an applicant(s) did not submit within the defined deadline the requested materials or request for an extension of the deadline for submitting them, the decision is made to refuse to grant a patent for an industrial design, about which an applicant(s) is notified within five days.

CHAPTER 19 CHECKUP OF THE CLASSIFICATION OF AN INDUSTRIAL DESIGN IN RESPECT OF ICID

143. The industrial design classification is carried out according to the ICID headings.

144. In the classification, the grounds for choosing a classification index (indices) are the name of an industrial design and a set of images.

CHAPTER 20 CHECKUP OF MATERIALS, SUBMITTED BY AN APPLICANT(S) ON HIS/HER OWN INITIATIVE OR ACCORDING TO THE REQUEST OF THE PATENT BODY

145. When additional materials are submitted at the initiative of an applicant(s) to the patent body, which are provided for the correction or clarification of application materials for an industrial design, that is to be included in their content, the documents confirming payment of the patent fee in the fixed amount shall be checked along with the submitted additional materials.

146. In the absence of documents confirming the payment of the patent fee, an applicant(s) is notified of the need to submit them. If the specified documents are not submitted within three months from the date of the notification, the materials modified or updated by an applicant(s) are not taken into account when considering an application for an industrial design, about which an applicant(s) is notified accordingly.

147. It is not considered as a correction or clarification of application documents for an industrial design on the initiative of an applicant(s) if:

147.1. correction or clarification, submitted by an applicant(s), both after he/she or they received a request of the patent body, and without receiving such a request, is aimed at eliminating violations of the established requirements for the materials of an application for an industrial design;

147.2. correction or clarification, submitted by an applicant(s) after he/she or they received a request from the patent authority, is related to the content of a request from the patent body.

148. If the amended or revised materials are submitted by an applicant(s) after the patent body decides to issue or refuse to grant a patent on an application for an industrial design, such materials are not taken into account, about which an applicant(s) is notified.

149. With regard to duly executed documents submitted by an applicant(s) at a request of the patent body, the compliance with the deadlines for their submission by an applicant(s) is checked, established in paragraph 6 of Article 24 of the Law.

150. Upon receipt of amended and updated materials submitted by an applicant(s) on his/her (their) own initiative or at a request of the patent body and accepted for consideration, it is checked whether such materials change the essence of the claimed industrial design or not.

151. Additional materials change the essence of the claimed industrial design, if they change the appearance of the product presented on the original images.

152. Additional materials that change the nature of the claimed industrial design are not accepted for consideration, and an applicant(s) are notified thereon.

Such materials can be issued by an applicant(s) as an independent application for an industrial design, including claiming priority on the date of their receipt in accordance with paragraph 4 of Article 16 of the Law.

CHAPTER 21 PARTICIPATION OF AN APPLICANT(S) WHEN CONDUCTING THE EXAMINATION OF AN APPLICATION FOR AN INDUSTRIAL DESIGN

153. Issues arising during the examination of an application for an industrial design can be considered with the participation of an applicant(s).

Consideration of issues that have arisen during the examination of an application for an industrial design, with the participation of an applicant(s), is carried out at the suggestion of the patent body or at the request of an applicant(s) after preliminary acquaintance of the parties with the issues to be considered. Patent body's questions can be set forth in a request, which further reports on the desirability of considering them jointly with an applicant(s), questions of an applicant(s) - in a petition for joint consideration of issues arising during the examination of an application for an industrial design.

In the case of a request from the patent body, the answer to it is submitted by an applicant(s) within the time period specified by Law, regardless of whether an applicant(s) intends to take part in the joint consideration of the issues raised in it.

154. The date and time of consideration with the participation of an applicant(s) of issues arising during the examination of an application for an industrial design shall be pre-agreed.

A party that is unable to participate in the consideration of an application for an industrial design at an agreed time shall immediately notify the other party.

155. The consideration of issues that have arisen during the examination of an application for an industrial design, with the participation of an applicant(s), is carried out through negotiations if the issues can be resolved directly by an expert and an applicant(s), or at an expert meeting if the issues resolution requires the participation from the patent body of a number of specialists.

156. According to the results of negotiations or an expert meeting, a protocol is drawn up in two copies containing information about the participants, arguments and suggestions made by the parties, as well as the conclusions reached by the participants.

157. The protocol is signed by all participants in the negotiations or expert meeting. One copy is attached to application materials for an industrial design, the other is transferred to an applicant(s).

158. In the absence of agreement on the issues discussed, the protocol can contain special opinions of the participants in the consideration.

CHAPTER 22 DECISION ON ISSUE OF A PATENT FOR AN INDUSTRIAL DESIGN

159. Subject to the conditions established in paragraph 9 of Article 24 of the Law, the patent body makes a decision on granting a patent, about which an applicant(s) is notified within five days.

160. The decision to grant a patent, that is transferred to an applicant(s), informs that in order to transfer the application materials for an industrial design for the registration of an industrial design and to publish information about the patent the applicant(s), if he/she (they) agrees with the decision of the patent body, within three months after receiving the decision should submit to the address of the patent body a document confirming the payment of a patent fee in the fixed amount for an industrial design registration in the Register of Industrial Designs, for the grant of a patent, and for patent maintenance in force for each paid the past and next that began on the date of the decision of the patent year. In the case when the beginning of the next year of the patent falls on a date within three months from the date of sending the patent body's decision to an applicant(s), the fee for the year of its validity should be paid simultaneously with the patent fee for the grant.

161. The decision to grant a patent state that a patent is issued without verifying the compliance of the claimed industrial design with the conditions of patentability.