

HUNGARY

Utility Model Regulations

Decree No. 20 of 1991

ENTRY INTO FORCE: January 1, 1992

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Article 1 The Utility Model Application

(1) The utility model application shall contain:

- (a) a request and the prescribed fee;
- (b) a description with one or more claims;
- (c) one or more drawings;
- (d) the document appointing the representative, if any;
- (e) a deed of assignment, if the applicant is the successor in title of the inventor;
- (f) a priority document where convention or exhibition priority is claimed;
- (g) in the case of derivation or division, the relevant document.

(2) The request, the description with the claims and the drawings shall commence on a new sheet and shall be separately numbered in consecutive numerals; the contents thereof shall be in accordance with each other.

(3) The terminology shall be consistent throughout the application; for technical notions Hungarian terms, failing which, the terms of international practice shall be observed; units of measures shall be expressed in terms of units specified by special legislation, failing which, in units accepted in international practice.

Article 2 The Request

The request shall be filed in one copy and shall contain:

- (a) the name and address of the applicant; if there are several applicants, the shares of their entitlement if they are not equal;
- (b) the title of the utility model (short and precise indication of its subject matter);
- (c) a declaration that the applicant is the inventor of the utility models or his/her successor in title and an indication if the utility model is an employee's utility model;
- (d) the name and address of the inventor; if there are several inventors, the shares of authorship if they are not equal;
- (e) the name and address of the representative, if any;
- (f) when claiming convention or exhibition priority, a declaration to this effect, indicating the filing date, country and number of the foreign application, and the designation and date of the exhibition, respectively;
- (g) in the case of derivation or division, a declaration to this effect, indicating the reference number, as well as the filing and priority dates of the original application;
- (i) a petition for the grant of utility model protection;
- (j) a list indicating the documents attached to the request;
- (k) the signature of the applicant (of all of the applicants) or of the representative.

Article 3 The Description and the Claims

(1) The description and the claims shall be filed in two identical copies, prepared as follows:

(a) the description and the claims shall be made on one side of strong and white sheets of A4 size (29.7 cm x 21.0 cm) and shall be typed or printed; all sheets shall be so connected that they can be easily separated and joined again;

(b) the margins of the sheets shall be 2.5 to 4 cm on the left side and 2 to 3 cm on the other sides, at the top of the first sheet and at the bottom of the last sheet margins not less than 8 cm shall be left, the typing or printing shall be 1- or 2-spaced;

(c) the description and the claims may contain only minor erasures, corrections or insertions, these shall be signed in the margin of the sheet;

(d) the description and the claims shall not contain drawings and the claims may not contain tables either;

(e) reference signs contained in the drawings shall be placed in the description before the feature denoted without parentheses, and in the claims after the feature denoted between parentheses;

(f) the description and the claims shall be signed at the end of the last sheet by the applicant or by the representative.

(2) The heading of the description shall contain:

(a) the title of the utility model;

(b) the name and address (residence) of the applicant;

(c) the name and address of the inventor if he is not the applicant;

(d) the date of filing of the application;

(e) the indication and filing date of the priority claimed, the country and number of the original application, the designation of the exhibition, as well as the reference number of the application on which derivation or division is based;

(f) the name and address of the representative, if any.

(3) The description shall:

(a) specify shortly the subject matter and the field of application of the utility model;

(b) indicate the background art by describing the solutions which are closest to the utility model and by citing the documents reflecting

such art, further it shall describe the deficiencies the improvement of which is aimed at by the utility model;

(c) indicate the technical problem to be solved by the utility model and the necessary steps;

(d) set forth the most general mode for executing the subject matter of the utility model, in compliance with the independent claim;

(e) describe the advantageous modes when necessary, in compliance with the dependent claims;

(f) describe shortly the figures;

(g) contain one or more examples supporting the scope of protection;

(h) state the advantageous effects of the utility model with reference to the background art.

(4) The claims shall be numbered in consecutive Arabic numerals and shall be prepared as follows:

(a) the claims shall contain a statement and a characterizing portion; the statement shall indicate the title of the utility model and, where appropriate, the known features of the subject matter of the utility model; the characterizing portion shall indicate the features that distinguish the utility model from the known solutions; the statement and the characterizing portion shall be linked by the words "characterized by" or "characterized in that";

(b) all the features that are absolutely necessary to solve the technical problem shall be included in the independent claim;

(c) the advantageous solutions belonging to the scope of protection of the independent claim may be included in dependent claims; the dependent claim shall refer to the independent claim directly or indirectly;

(d) claims shall not rely, in respect of the technical features of the utility model, on references to the description, drawings or other documents.

Article 4 The Drawings

The drawings shall be filed in two identical copies and shall be executed by using the rules of technical drawing as follows:

- (a) drawings shall be placed on one side of strong and white sheets of A4 size, on the sheets margins not less than 2 cm shall be left;
- (b) drawings shall be executed in dark, well-visible and durable lines without colorings, shading, folding and cracks;
- (c) the different figures shall be arranged clearly separated from one another, and shall be numbered consecutively;
- (d) all reference signs appearing on the drawings shall be simple; the height of the numbers and letters shall not be less than 0.32 cm;
- (e) the same features of the drawings shall be denoted by the same reference signs;
- (f) the drawings shall not contain text matter, except short and simple words (such as "water", "steam", "section on AB", and a few catchwords relating to connection or block schematic diagrams) indispensable for understanding;
- (i) each sheet shall contain on the top margin the number of the given sheet and the total number of sheets separated by a slant, as well as the signature of the applicant or the representative.

Article 5 Entry into Force

This Decree shall enter into force on January 1, 1992.