

IPG - Newsletter 2000/10

Turkey (TR) patent law 1995

In 1995 the Turkish government passed a new patent law (decree-law no. 551) with effect from June 27, 1995.

The property rights foreseen by the new patent law are as follows:

1. Patents
2. Patents of addition
3. Secret patents
4. Utility model certificates

The maximum lifetime of patents (items 1-3) is 20 years from the date of filing of the application. If a patent is granted without substantive examination, it lapses 7 years after the date of filing. However, if the applicant requests a substantive examination, he can acquire patent rights for up to 20 years if the patent is granted after examination.

Under the former law, the duration of patents was 5, 10 or 15 years as chosen by applicant. These old patents could have been extended to the maximum 20 years duration if they were still valid on 1 January 1995.

For utility models the maximum lifetime is 10 years, subject to the payment of annual fees.

There is one additional document type that is supplied by the Turkish Patent Institute, namely translations of claims of European patent applications into the Turkish language. These are valid in Turkey under a special agreement with the EPO.

From July 2000 onwards, Turkey will become a full member of the European Patent Organisation.

Document types:

- A1 Patent application with search report
- A2 Patent application without search report
- A3 Separate publication of the search report
- B Granted patent
- T1 Translation of claims of a European patent application
- U Utility model application
- Y Granted utility model

Attention: The document kind codes supplied by the Turkish Patent Institute do not allow to discriminate between patents, patents of addition and secret patents.

The number format for application numbers and publication numbers is yynnnnn for all types of documents. From 2000 onwards it will be ccynnnnn. The same number is used for the application number and the publication number, with the exception of an initial period when these numbers were different. For distinguishing between the concurrent number series for this period, we removed one zero from the publication number, i.e. the format here is yynnnnn (6 digits)

We plan to include the new document types from week 16/2000 onwards.

Directorate 5.4.1
Co-operation Programmes
& INPADOC