

INDUSTRIAL PROPERTY RIGHTS – NEW FEES



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By Ministerial Order no. 39/201 of 15 May, the Ministry of Industry and Commerce and the Ministry of the Economy and Finances have approved new amounts for the fees to be charged to register and maintain industrial property rights.¹ This legislation repeals the fees in force up to now, approved by Ministerial Order no. 188/2006 of 13 of December, which approved the amounts of the fees to be charged for the services provided by the Institute of Industrial Property (IIP).²

In the Mozambican legal system, the establishment, maintenance and cancellation of industrial property rights are administered by the IIP under the control of the Ministry of Industry and Commerce. This fee update results from the fact that, as part of its responsibilities and powers, the IIP recently proposed the revision of the Industrial Property Code (IPC).³ This led to the need to revise the fees to adapt them to the changes introduced by the new IPC.

A comparative analysis of the two fee tables shows us two things: (i) the fees have been increased, and (ii) the new table has introduced fees for services that were not provided for in the previous table.

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¹ Published in BR I Série - no. 75 of 5 May 2017.

² Published in BR I Série - no. 50 of 13 December 2006.

³ Decree no. 47/2015 of 31 December, which repealed Decree no. 4/2006 of 12 April.

By way of example, in relation to the increase in fees, the registration of a national trademark (by class) will cost 3037.50 MT (three thousand and thirty-seven meticaïs and fifty cents) against the previous 2025 MT (two thousand and twenty-five meticaïs). The Industrial Property Bulletin (which is now published every month rather than every two months) will cost 900 MT (nine hundred meticaïs) against the previous 600 MT (six hundred meticaïs). The fee for annual registration of Official Industrial Property Agents will be 1500 MT (one thousand five hundred meticaïs) against the previous 1000 MT (one thousand meticaïs).

The following are examples of the new services provided for in the new table: (i) application to re-start a process, which will cost 1000 MT (one thousand meticaïs), (ii) the issuance of a certificate of archived registrations and processes, which will cost 1000 MT (one thousand meticaïs), and (iii) correction of an application before and after publication, which will cost 500 MT (five hundred meticaïs).

The new table of fees approved by Ministerial Order no. 39/2017 of 15 May has period of 60 (sixty days) between its formal enactment and the date it comes into force, which will therefore be 16 July 2017.

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DÉLIO JASSE - ANGOLA
Look Atlântico, 2010 (detail)

Emulsão de gelatina e prata s/ madeira
70 x 100 cm

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