

Additional Official Fees for Malaysian Patents and Applications

As you may know from our earlier briefing note or the news page of our website, the Malaysian Patents (Amendment) Regulations 2011 introduced some new official fees that are payable for Malaysian patents and applications.

In particular, it is now necessary to pay official fees when filing:

- 1) the Power of Attorney [Patents Form No. 17], and
- 2) the Statement Justifying the Applicant's Right to a Patent [Patents Form No. 22].

The new official fees are applicable for patent applications when these forms are filed after 15 February 2011, according to the following table:

	Application Category		New Fees Payable for Forms 17 and 22?
A	All applications filed after 15.02.2011		PAYABLE
B	Applications filed before 15.02.2011	Examination request filed after 15.02.2011	PAYABLE
C		Examination request filed before 15.02.2011	NOT PAYABLE

The official fee for the Power of Attorney will also be payable:

- D) when we pay a renewal fee for the first time on a patent for which another firm of agents is currently responsible;
- E) when a change of ownership or licence is recorded; and
- F) in other circumstances where we are newly appointed as agents (for example, when taking over an application from another firm of agents).

In the case of joint applicants or owners, the Malaysian IP Office (MyIPO) has confirmed that the official fee only needs to be paid once despite filing multiple Powers of Attorney.

Please do contact your regular Henry Goh professional should you need further information on this matter. Thank you.

HENRY GOH & CO SDN BHD

16 March 2011