

List of time limits for patents and supplementary protection certificates for which the restoration is not allowed

Patents:

Article XI.77, §4, C.E.L. excludes from restoration the:

- Time limits for requesting restoration, provided for in Article XI.77, §1, C.E.L. (1°)
- Four-month period for payment of annual fees due during the restoration procedure, provided for in Article XI.77, §2, para. 4, C.E.L. (1°)
- Time limit for rectifying or adding a priority claim, provided for in Article XI.20, §8, C.E.L. (2°)
- Time limit for restoration of a priority, provided for in Article XI.20, §9, C.E.L. (2°)
- Time limit for re-establishing a priority, provided for in Article XI.20, §10, C.E.L. (2°)

Article 27bis, §3, RD 02/12/1986 add to this list the:

- Regularisation periods provided for in Article XI.21 C.E.L. for the procedure for granting Belgian patents.
- Time limit for regularisation of representation, provided for in Article XI.64 C.E.L.
- Time limit for regularisation of the formal conditions of a Safety Net request, provided for in Article XI.83/1, §1, para. 5, C.E.L.
- Time limit for the payment of the overdue annual fees in the context of a Safety Net procedure, provided for in Article XI.83/1, §2, para. 2, C.E.L.

Supplementary protection certificates:

Article XI.103 C.E.L. excludes from restoration:

- Time limits for requesting restoration, provided for in Article XI.102, §1, C.E.L.
- Time limits for applying for an extension of the certificate, provided for in Article 7.5. of Regulation 469/2009.