

# *Ruo Patentes y Marcas*

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## **PATENTS IN ECUADOR**

### REQUIREMENTS

- Full details of the applicant (name and address).
- Full details of the inventor (name and address).
- Title of the invention.
- Copy of the description, claims and an abstract of the invention.
- Copy of the drawings.
- Details of priority (date, number and country)
- Statement declaring whether the invention has been made available to the public prior to the filing date.
- Power of attorney authenticated by a notary and legalised before the Ecuadorian Consul or with the Hague Apostille.
- Assignment document the inventor's rights to the applicant if applicant is different from the inventor, authenticated by a notary and legalised before the Ecuadorian Consul or with the Hague Apostille.

### PROCEDURE

After filing the patent application is subject to a preliminary examination. 18 months after the filing date the application will be published in the Ecuadorian Official Gazette. From the publishing date, the applicant has 6 months to request formal examination of the application and pay the corresponding examination fee.

The patent will be examined by the Patent Office in order to assess whether it can be registered.

If the application receives no objections from the Patent Office, the average time scale from application to granting of the patent is approximately six years.

### OBSERVATIONS

- The patent is valid for 20 years from the date of filing.
- The annuity fees are required to be paid during the date of filing. These fees apply even if the application has not yet completed the examination phase.

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