

Leaflet Patents in Indonesia

Duration

The duration of the patent is 20 years from the filing date.

Compulsory use

A patent must be sufficiently used or applied within the territory of the Republic of Indonesia by manufacture of the patented product or use of the patented process within 3 years from the date of grant. Any person may request with the Directorate General of Intellectual Property the grant of a compulsory license under a patent if the patent is not worked or only partially worked by the patentee in Indonesia after 3 years from grant. A reasoned request for postponement of the use requirement to maximum 5 years from the date of grant may be filed by the patentee no later than three years as of the date of grant of patent. We suggest that you contact us in case you wish to request for postponement of the use requirement.

Indonesian Patent Law requires all holders of a granted patent to file an annual statement regarding the implementation of their patent in Indonesia. Acceptable forms of implementation include manufacturing the patented product, utilizing the patented process, importation and licensing. We will contact you in a timely manner to prepare the annual implementation statement.

Marking

Marking by indicating the patent number is recommended, because marking of patented products may have implications for awarding compensation in case of past infringement.

License

License agreements must be registered with the Directorate General of Intellectual Property and its registration be published in order to be effective as against third parties. We suggest that you contact us in case you wish to grant a license of your patent in Indonesia.