

DEUTSCHES PATENT- UND MARKENAMT

80297 München

Telephone: +49 89 2195-0

Telefax: +49 89 2195-2221

Telephone enquiries: +49 89 2195-3402

Internet: <http://www.dpma.de>

Beneficiary: Bundeskasse Halle/DPMA

IBAN: DE84 7000 0000 0070 0010 54

BIC (SWIFT Code): MARKDEF1700

Address of the bank: Bundesbankfiliale München

Leopoldstr. 234, 80807 München

- Dienststelle Jena -

07738 Jena

Telephone: +49 3641 40-54

Telefax: +49 3641 40-5690

Telephone enquiries: +49 3641 40-5555

- Technisches Informationszentrum Berlin -

10958 Berlin

Telephone: +49 30 25992-0

Telefax: +49 30 25992-404

Telephone enquiries: +49 30 25992-220

Information and forms on the Internet at: http://www.dpma.de/english/service/forms_brochures/index.html

Information Concerning Costs, Fees and Expenses

of the German Patent and Trade Mark Office and of the Federal Patent Court

(latest update: July 2016)

1 - General remarks

- (1) Unless otherwise provided for by law or by virtue of legal authorisation the amount of the costs results in particular from
- the [Act Concerning the Costs of the German Patent and Trade Mark Office and of the Federal Patent Court \(Patent Costs Act - *Patentkostengesetz*\)](#) - form A 9514.1 - of 13 December 2001 (Federal Law Gazette I p. 3656), last amended by Article 13 of the act of 4 April 2016 (Federal Law Gazette I p. 558) - extracts from the act, see no. 2,
 - the [Ordinance Concerning the Administrative Costs at the German Patent and Trade Mark Office \(DPMA-Verwaltungskostenverordnung\)](#) - form A 9516 (in German) - of 14 July 2006 (Federal Law Gazette I p. 1586), last amended by Article 211 of the ordinance of 31 August 2015 (Federal Law Gazette I p. 1474) - extracts of the text, see no. 3,
 - the Court Costs Act (*Gerichtskostengesetz*) in its version published on 27 February 2014 (Federal Law Gazette I p. 154), last amended by Article 8 of the act of 11 April 2016 (Federal Law Gazette I p. 720),
 - the Ordinance on the Issuing of the Certificate under Article 3 of the Hague Convention of 5 October 1961 Abolishing the Requirement of Legalisation for Foreign Public Documents of 9 December 1997 (*Verordnung über die Ausstellung der Apostille nach Artikel 3 des Haager Übereinkommens zur Befreiung ausländischer öffentlicher Urkunden von der Legalisation*) (Federal Law Gazette I p. 2872), last amended by Article 4(45) of the act of 7 August 2013 (Federal Law Gazette I p. 3154) - extracts from the text, see no. 4.
- (2) Provisions concerning modes of payment equivalent to payment in cash are indicated in the [Patent Cost Payment Ordinance \(*Patentkostenzahlungsverordnung*\)](#) - form A 9511.1 - of 15 October 2003 (Federal Law Gazette I p. 2083), amended by Article 4 of the ordinance of 1 November 2013 (Federal Law Gazette I p. 3906).

Note: If **transfer** is made with bank or savings bank payment orders the day on which the amount is credited to the account of the branch of the federal cash office (*Bundeskasse*) in charge of the German Patent and Trade Mark Office (DPMA) is deemed to be the day of payment.

In case of **cash deposit** into the account of the branch of the federal cash office in charge of the German Patent and Trade Mark Office it is strongly recommended to send a copy of the paying-in slip to the German Patent and Trade Mark Office in order to furnish proof of timely payment, since bank processing times may vary considerably.

* *Bundesgesetzblatt (BGBl.)*

2 – EXTRACT FROM THE ACT CONCERNING THE COSTS OF THE GERMAN PATENT AND TRADE MARK OFFICE AND OF THE FEDERAL PATENT COURT

Annex concerning Sec. 2(1) Patent Costs Act (Schedule of Fees)

No.	Statement of fees	€
-----	-------------------	---

A. Fees of the German Patent and Trade Mark Office

(1) If the fee specified for electronic filing is lower than the fee for filing on paper, the lower fee shall be charged only where electronic filing is admissible under the respective ordinance of the German Patent and Trade Mark Office.

(2) For the fees of numbers 313 600, 323 100, 331 600, 333 000, 333 300, 346 100 and 362 100, each person filing a request will be charged separately.

I. Patents

1. Grant procedure

Application procedure for national applications (Sec. 34 Patent Act [*Patentgesetz*])

- for electronic filing

311 000 - containing up to ten patent claims..... 40

311 050 - containing more than ten patent claims: fee 311 000 plus..... 20
for each additional claim

311 100 - for filing on paper: 150 % of fee amounts 311 000 and 311 050

International application (Article III Sec. 4(2), first sentence, Act on International Patent Conventions [*Gesetz über internationale Patentübereinkommen*])

311 150 -containing up to ten patent claims..... 60

311 160 -containing more than ten patent claims: fee 311 150 plus..... 30
for each additional claim

311 200 Search (Sec. 43 Patent Act)..... 300

Examination procedure (Sec. 44 Patent Act)

311 300 - when a request under Sec. 43 has already been filed 150

311 400 - when a request under Sec. 43 has not been filed..... 350

311 500 Application procedure relating to a supplementary protection certificate (Sec. 49a Patent Act)..... 300

Extension of duration of a supplementary protection certificate (Sec. 49a(3) Patent Act)

311 600 -if the request is filed together with the request for grant of a supplementary protection certificate 100

311 610 -if the request is filed after the request for grant of a supplementary protection certificate 200

2. Maintenance of a patent or an application

Annual fees pursuant to Sec. 17(1) Patent Act

312 030 for the 3rd year of the patent 70

312 031 - in case of declaration of willingness to license (Sec. 23(1) Patent Act)..... 35

312 032 - surcharge for late payment (Sec. 7(1), second sentence)..... 50

312 040 for the 4th year of the patent 70

312 041 - in case of declaration of willingness to license (Sec. 23(1) Patent Act)..... 35

312 042 - surcharge for late payment (Sec. 7(1), second sentence)..... 50

No.	Statement of fees	€
312 050	for the 5th year of the patent	90
312 051	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	45
312 052	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 060	for the 6th year of the patent	130
312 061	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	65
312 062	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 070	for the 7th year of the patent	180
312 071	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	90
312 072	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 080	for the 8th year of the patent	240
312 081	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	120
312 082	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 090	for the 9th year of the patent	290
312 091	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	145
312 092	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 100	for the 10th year of the patent	350
312 101	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	175
312 102	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 110	for the 11th year of the patent	470
312 111	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	235
312 112	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 120	for the 12th year of the patent	620
312 121	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	310
312 122	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 130	for the 13th year of the patent	760
312 131	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	380
312 132	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 140	for the 14th year of the patent	910
312 141	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	455
312 142	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 150	for the 15th year of the patent	1 060
312 151	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	530
312 152	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 160	for the 16th year of the patent	1 230
312 161	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	615
312 162	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 170	for the 17th year of the patent	1 410
312 171	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	705
312 172	- surcharge for late payment (Sec. 7(1), second sentence).....	50

No.	Statement of fees	€
312 180	for the 18th year of the patent	1 590
312 181	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	795
312 182	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 190	for the 19th year of the patent	1 760
312 191	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	880
312 192	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 200	for the 20th year of the patent	1 940
312 201	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	970
312 202	- surcharge for late payment (Sec. 7(1), second sentence).....	50
	Payment of the 3rd to 5th annual fee on the due date for the 3rd annual fee:	
312 205	Reduced fees for nos. 312 030 to 312 050	200
312 206	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	100
312 207	- surcharge for late payment (Sec. 7(1), second sentence).....	50
	Annual fees pursuant to Sec. 16a Patent Act	
312 210	for the 1st year of supplementary protection	2 650
312 211	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	1 325
312 212	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 220	for the 2nd year of supplementary protection	2 940
312 221	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	1 470
312 222	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 230	for the 3rd year of supplementary protection	3 290
312 231	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	1 645
312 232	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 240	for the 4th year of supplementary protection	3 650
312 241	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	1 825
312 242	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 250	for the 5th year of supplementary protection	4 120
312 251	- in case of declaration of willingness to license (Sec. 23(1) Patent Act).....	2 060
312 252	- surcharge for late payment (Sec. 7(1), second sentence).....	50
312 260	for the 6th year of supplementary protection	4 520
312 261	- in case of declaration of willingness to licence (Sec. 23(1) Patent Act).....	2 260
312 262	- surcharge for late payment (Sec. 7(1), second sentence).....	50
	3. Other requests	
313 000	Further processing (Sec. 123a Patent Act).....	100
	Compensation for inventors	
313 200	- Assessment procedure (Sec. 23(4) Patent Act).....	60
313 300	- Procedure for alteration of the assessment (Sec. 23(5) Patent Act).....	120

No.	Statement of fees	€
	Right to exclusive use of the invention	
313 400	- Entry of grant of licence (Sec. 30(4), first sentence, Patent Act).....	25
313 500	- Cancellation of the entry of such grant (Sec. 30(4), third sentence, Patent Act)	25
313 600	Opposition procedure (Sec. 59(1) and (2) Patent Act).....	200
313 700	Procedure to limit or revoke the patent (Sec. 64 Patent Act)	120
	Publication of translations or corrections of translations	
313 800	- of patent claims of European patent applications (Article II, Sec. 2(1), Act on International Patent Conventions).....	60
313 810	- of patent claims of European patent applications, designating the Member States of the Community Patent Convention (Article 4(2), second sentence of the Second Act on the Community Patent [<i>Zweites Gesetz über das Gemeinschaftspatent</i>]).....	60
313 820	- of European patent specifications (Article II Sec. 3(1), (4) of the Act on International Patent Conventions).....	150*
313 900	Transmission of the international application (Article III, Sec. 1(2), Act on International Patent Conventions).....	90
	4. Requests in connection with the extension of industrial property rights	
314 100	For the publication of translations or corrected translations of extended patents (Sec. 8(1) and (3), Extension Act [<i>Erstreckungsgesetz</i>]).....	150
314 200	Search regarding an extended patent (Sec. 11 Extension Act).....	250
	5. Requests in connection with supplementary protection certificates	
315 100	Request for rectification of duration	150
315 200	Request for revocation of extension of duration.....	200
	II. Utility models	
	1. Registration procedure	
	Application procedure for national applications (Sec. 4 Utility Model Act [<i>Gebrauchsmustergesetz</i>])	
321 000	- for electronic filing	30
321 100	- for filing on paper	40
321 150	International application (Article III Sec. 4(2), first sentence, Act on International Patent Conventions)	40
321 200	Search (Sec. 7 Utility Model Act).....	250
	2. Maintenance of a utility model	
	Maintenance fees pursuant to (Sec. 23(2) Utility Model Act)	
322 100	for the 4th to the 6th year of protection.....	210
322 101	- surcharge for late payment (Sec. 7(1), second sentence)	50
322 200	for the 7th to the 8th year of protection.....	350
322 201	- surcharge for late payment (Sec. 7(1), second sentence)	50

* Note: No. 313 820 was abolished by Article 8b, no. 1 of the act of 7 July 2008 (Federal Law Gazette I p. 1191) but remains applicable in relation to European patents for which the mention of grant was published in the European Patent Bulletin before 1 May 2008.

No.	Statement of fees	€
322 300	for the 9th to the 10th year of protection	530
322 301	- surcharge for late payment (Sec. 7(1), second sentence).....	50
3. Other requests		
323 000	Further processing (Sec. 21(1) Utility Model Act in conjunction with Sec. 123a Patent Act)	100
323 100	Cancellation procedure (Sec. 16 Utility Model Act)	300
III. Trade marks, geographical indications and indications of origin		
1. Registration procedure		
Application procedure including the class fee for up to three classes		
- for a trade mark (Sec. 32 Trade Mark Act [<i>Markengesetz</i>])		
331 000	- for electronic filing	290
331 100	- for filing on paper	300
331 200	- for a collective mark (Sec. 97 Trade Mark Act)	900
Class fee for the application, for the fourth class and each additional class, for each class		
331 300	- for a trade mark (Sec. 32 Trade Mark Act)	100
331 400	- for a collective mark (Sec. 97 Trade Mark Act)	150
331 500	Accelerated examination of application (Sec. 38 Trade Mark Act)	200
331 600	Opposition procedure (Sec. 42 Trade Mark Act).....	120
331 700	Procedure regarding the division of an application (Sec. 40 Trade Mark Act)	300
331 800	Procedure regarding transfer in part of an application (Secs. 27(4), 31 Trade Mark Act)	300
2. Renewal of the period of protection		
Renewal fee including the class fee for up to three classes		
332 100	- for a trade mark (Sec. 47(3) Trade Mark Act)	750
332 101	- surcharge for late payment (Sec. 7(1), second sentence).....	50
332 200	- for a collective mark (Sec. 97 Trade Mark Act)	1 800
332 201	- surcharge for late payment (Sec. 7(1), second sentence).....	50
Class fee for renewal of the period of protection for the fourth class and each additional class, for each class		
332 300	- for a trade mark or a collective mark (Secs. 47(3), 97 Trade Mark Act)	260
332 301	- surcharge for late payment (Sec. 7(1), second sentence).....	50

No.	Statement of fees	€
3. Other requests		
333 000	Objection procedure (Sec. 64 Trade Mark Act)	150
333 050	Further processing (Sec. 91a Trade Mark Act)	100
333 100	Procedure regarding the division of a registration (Sec. 46 Trade Mark Act).....	300
333 200	Procedure regarding the transfer in part of a registration (Secs. 46, 27(4) Trade Mark Act).....	300
	Cancellation procedure	
333 300	- due to nullity (Sec. 54 Trade Mark Act).....	300
333 400	- due to revocation (Sec. 49 Trade Mark Act)	100
4. International registrations		
	National fee for international registration	
334 100	National fee for international registration under Article 3 of the Madrid Agreement (Sec. 108 Trade Mark Act) or under the Protocol Relating to the Madrid Agreement (Sec. 120 Trade Mark Act) as well as under the Madrid Agreement and the Protocol Relating to the Madrid Agreement (Secs. 108, 120 Trade Mark Act)	180
	National fee for the subsequent extension of protection	
334 300	National fee for the subsequent extension of protection under Article 3 ^{ter} (2) of the Madrid Agreement (Sec. 111 Trade Mark Act) or under Article 3 ^{ter} (2) of the Protocol Relating to the Madrid Agreement (Sec. 123(1) Trade Mark Act) as well as under the Madrid Agreement and the Protocol Relating to the Madrid Agreement (Sec. 123(2) Trade Mark Act)	120
	Conversion procedure including the class fee for up to three classes (Sec. 125(1) Trade Mark Act)	
334 500	- for a trade mark (Sec. 32 Trade Mark Act)	300
334 600	- for a collective mark (Sec. 97 Trade Mark Act).....	900
	Class fee for the conversion of the fourth class and each additional class, for each class	
334 700	- for a trade mark (Sec. 32 Trade Mark Act)	100
334 800	- for a collective mark (Sec. 97 Trade Mark Act).....	150
5. Community trade marks		
335 100	Forwarding of an application for a community trade mark (Sec. 125a Trade Mark Act)*	25
	Conversion procedure including the class fee for up to three classes (Sec. 125d(1) Trade Mark Act)	
335 200	- for a trade mark (Sec. 32 Trade Mark Act)	300
335 300	- for a collective mark (Sec. 97 Trade Mark Act).....	900

* Note: As of 23 March 2016, the DPMA is no longer authorised to accept European Union trade mark applications (formerly "Community trade mark") (Art. 25 Regulation (EU) 2015/2424).

No.	Statement of fees	€
	Class fee for conversion of the fourth and each additional class, for each class	
335 400	- for a trade mark (Sec. 32 Trade Mark Act)	100
335 500	- for a collective mark (Sec. 97 Trade Mark Act)	150
6. Geographical indications and indications of origin		
336 100	Registration procedure (Sec. 130 Trade Mark Act)	900
336 150	National opposition procedure (Sec. 130(4) Trade Mark Act)	120
336 200	Intergovernmental opposition procedure (Sec. 131 Trade Mark Act)	120
336 250	Request for a change to the specification (Sec. 132(1) Trade Mark Act)	200
336 300	Cancellation procedure (Sec. 132(2) Trade Mark Act)	120
IV. Designs		
1. Application procedure		
	(1) Publication costs will be charged pursuant to Section 20, third sentence, of the Design Act (<i>Designgesetz</i>) in addition to the fees.*	
	(2) A set of typefaces is regarded as a design.	
	Application procedure	
	- for one design (Sec. 11 Design Act)	
341 000	- for electronic filing	60
341 100	- for filing on paper	70
	- for each design of a multiple application (Sec. 12(1) Design Act)	
341 200	- for electronic filing	
	for two to ten designs	60
	for each additional design	6
341 300	- for filing on paper	
	for two to ten designs	70
	for each additional design	7
341 400	- for one design in event of deferred publication (Sec. 21 Design Act)	30
341 500	- for each design of a multiple application in the event of deferred publication (Secs. 12, 21 Design Act)	
	for two to ten designs	30
	for each additional design	3
	Extension of protection to term of protection of Sec. 27(2) Design Act in the event of deferred publication of a reproduction (Sec. 21(2) Design Act)	
	Extension fee	
341 600	- for one design	40
341 700	- for each design of a multiple application to be registered	
	for two to ten designs	40
	for each additional design	4

* Note: The flat-rate fee for design publications (no. 302 310 of the annex to Sec. 2(1) Ordinance Concerning the Administrative Costs at the DPMA) has been abolished with retrospective effect from 1 January 2010. No publication costs will be charged for (registered) designs published in the Design Gazette (*Designblatt*, formerly *Geschmacksmusterblatt*) on or after 1 January 2010.

No.	Statement of fees	€
2. Maintenance of the term of protection		
Maintenance fees (Sec. 28(1) Design Act)		
for the 6th to the 10th year of protection		
342 100	- for each registered design, also in a multiple application	90
342 101	- surcharge for late payment for each registered design, also in a multiple application (Sec. 7(1), second sentence, Design Act).....	50
for the 11th to the 15th year of protection		
342 200	- for each registered design, also in a multiple application	120
342 201	- surcharge for late payment for each registered design, also in a multiple application (Sec. 7(1), second sentence, Design Act).....	50
for the 16th to the 20th year of protection		
342 300	- for each registered design, also in a multiple application	150
342 301	- surcharge for late payment for each registered design, also in a multiple application (Sec. 7(1), second sentence, Design Act).....	50
for the 21st to the 25th year of protection		
342 400	- for each registered design, also in a multiple application	180
342 401	- surcharge for late payment for each registered design, also in a multiple application (Sec. 7(1), second sentence, Design Act).....	50
3. Maintenance of registered designs for which an embodiment of the design was deposited under Sec. 7(6) Design Act in the version applicable before 1 June 2004		
343 100	Maintenance fees for the 6th to the 10th year of protection	330
343 101	- surcharge for late payment for each registered design, also in a multiple application (Sec. 7(1), second sentence, Design Act).....	50
343 200	Maintenance fees for the 11th to the 15th year of protection	360
343 201	- surcharge for late payment for each registered design, also in a multiple application (Sec. 7(1), second sentence, Design Act).....	50
343 300	Maintenance fees for the 16th to the 20th year of protection	390
343 301	- surcharge for late payment for each registered design, also in a multiple application (Sec. 7(1), second sentence, Design Act).....	50
343 400	Maintenance fees for the 21st to the 25th year of protection	420
343 401	- surcharge for late payment for each registered design, also in a multiple application (Sec. 7(1), second sentence Design Act).....	50
4. Community designs		
Forwarding a Community design application (Sec. 62 Design Act)		
344 100	for each application	25
A multiple application is regarded as one application.		
5. Designs under the Hague Agreement		
Forwarding a design application under the Hague Agreement (Sec. 68 Design Act)		
345 100	for each application	25
A multiple application is regarded as one application.		

No.	Statement of fees	€
6. Other requests		
346 000	Further processing (Sec. 17 Design Act).....	100
346 100	Invalidity proceedings (Sec. 34a Design Act) for each registered design.....	300
V. Topographies		
1. Application procedure		
Application procedure (Sec. 3 Semiconductor Protection Act [<i>Halbleiterschutzgesetz</i>])		
361 000	- electronic filing.....	290
361 100	- filing on paper.....	300
2. Other requests		
362 000	Further processing (Sec. 11(1) Semiconductor Protection Act in conjunction with Sec. 123a Patent Act).....	100
362 100	Cancellation procedure (Sec. 8 Semiconductor Protection Act).....	300

No.	Statement of fees	Fee amount/fee rate pursuant to Sec. 2(2) in conjunction with Sec. 2(1) Patent Costs Act*
-----	-------------------	---

B. Fees of the Federal Patent Court

(1) For the fees of numbers 400 000 to 401 300, each person lodging an appeal will be charged separately.

(2) The fee of number 400 000 must be paid in addition to the fee for the opposition procedure before the German Patent and Trade Mark Office (no. 313 600).

400 000	Request for a court decision pursuant to Sec. 61(2) Patent Act.....	€ 300
---------	---	-------

I. Appeal proceedings

Appeal proceedings

401 100	<ol style="list-style-type: none"> 1. under Sec. 73(1) Patent Act against the decision of the patent division on the opposition, 2. under Sec. 18(1) Utility Model Act against the decision of the utility model division on the request for cancellation, 3. under Sec. 66 Trade Mark Act in cancellation proceedings 4. under Sec. 4(4), third sentence, Semiconductor Protection Act in conjunction with Sec. 18(2) Utility Model Act against the decision of the topographies division 5. under Sec. 34(1) Plant Varieties Protection Act (<i>Sortenschutzgesetz</i>) against the decision by the opposition committee in cases 6. under Sec. 23(4), first sentence, Design Act against the decision of the design division on the request to establish or declare invalidity..... 	€ 500
401 200	against a decision on costs	€ 50
401 300	in other cases	€ 200

Appeals are free in matters concerning legal aid, appeals under Section 11(2) of the Patent Costs Act and under Section 11(2) of the Ordinance Concerning the Administrative Costs at the DPMA.

II. Legal action proceedings

1. Legal action proceedings under Sec. 81 Patent Act, Sec. 85a in conjunction with Sec. 81 Patent Act and Sec. 20 Utility Model Act in conjunction with Sec. 81 Patent Act

402 100	Proceedings in general	4.5
402 110	Conclusion of entire proceedings by <ol style="list-style-type: none"> a) withdrawal of the action <ol style="list-style-type: none"> - before the end of the hearing - in case of Sec. 83(2), second sentence, Patent Act in conjunction with Sec. 81 Patent Act, in which a hearing does not take place, before the expiry of the day, on which the summons for the date of the pronouncement of the judgement have been served or the written judgement has been handed over to the registrar's office at the Federal Patent Court, - in case of Sec. 82(2) Patent Act in conjunction with Sec. 81 Patent Act, before the expiry of the day, on which the judgement is handed over to the registrar's office at the Federal Patent Court, b) judgement of acknowledgement and renunciation, c) settlement in court, <p>provided there was no prior judgement:</p> <p>The fee for 402 100 is reduced to.....</p>	1.5
	Declarations on the settlement of the issue are not equivalent to withdrawal. The fee will also be reduced if more than one of the above reasons for reduction are fulfilled.	

2. Other legal action proceedings

402 200	Proceedings in general	4.5
---------	------------------------------	-----

* Note: Under Section 2 of the Patent Costs Act, the fees for filing an action and applying for an injunction before the Federal Patent Court are calculated on the basis of the value in dispute. The amount of the fee is governed by Section 3 of the Court Costs Act (*Gerichtskostengesetz*); the minimum fee is 121 euros. For the assessment of the value in dispute, the provisions of the Court Costs Act shall apply *mutatis mutandis*.

No.	Statement of fees	Fee amount/fee rate pursuant to Sec. 2(2) in conjunction with Sec. 2(1) Patent Costs Act
402 210	Conclusion of entire proceedings by a) withdrawal of the action before the end of the hearing, b) judgement of acknowledgement and renunciation, c) settlement in court, provided there was no prior judgement: The fee for 402 200 is reduced to.....	1.5
	Declarations on the settlement of the issue are not equivalent to withdrawal. The fee will also be reduced if more than one of the above reasons for reduction are fulfilled.	
	3. Issue of a provisional order due to grant of compulsory licence (Sec. 85 Patent Act, Sec. 85a in conjunction with Sec. 85 Patent Act and Sec. 20 Utility Model Act in conjunction with Sec. 81 Patent Act)	
402 300	Proceedings dealing with the request.....	1.5
402 310	The proceedings include a hearing: The fee for 402 300 is raised to.....	4.5
402 320	Conclusion of entire proceedings by a) withdrawal of the request before the end of the hearing b) judgement of acknowledgement and renunciation, c) settlement in court, provided there was no prior judgement: The fee for 402 310 is reduced to.....	1.5
	Declarations on the settlement of the issue are not equivalent to withdrawal. The fee will also be reduced if more than one of the above reasons for reduction are fulfilled.	
	III. Reprimand due to violation of the right to be heard	
403 100	Proceedings on the reprimand due to violation of the right to be heard pursuant to Sec. 321a Code of Civil Procedure (<i>Zivilprozessordnung</i>) in conjunction with Sec. 99(1) Patent Act, Sec. 82(1) Trade Mark Act The reprimand is entirely dismissed or rejected.....	€ 50

3 – EXTRACT FROM THE ORDINANCE CONCERNING THE ADMINISTRATIVE COSTS AT THE GERMAN PATENT AND TRADE MARK OFFICE

Annex to Sec. 2(1) Ordinance Concerning the Administrative Costs at the DPMA (Costs Schedule)

No.	Statement of fees	€
-----	-------------------	---

Part A. Fees

I. Extracts from the register and registration certificates

Issue of

301 100	- certified extracts from the register	20
301 110	- uncertified extracts from the register and registration certificates pursuant to Sec. 4 Ordinance on the Register of Anonymous and Pseudonymous Works (<i>Verordnung über das Register anonymer und pseudonymer Werke</i>)	15

The data carrier flat rate is charged separately.

II. Authentication

301 200	Authentication of photocopies and hardcopies for every new page.....	0.50
---------	--	------

- minimum fee 5

(1) For authentication of photocopies and hardcopies of decisions and official replies issued by the German Patent and Trade Mark Office no fees are charged.

(2) Expenses are charged in addition.

III. Certificates, written information

301 300	Priority document	20
---------	-------------------------	----

Expenses are charged in addition.

301 310	Another certificate or written information	10
---------	--	----

Expenses are charged in addition.

301 320	Decorative certificate (Sec. 25(2) DPMA Ordinance [<i>DPMA-Verordnung</i>])	15
---------	---	----

(1) the following is free of charge:

- Granting patent certificates, utility model certificates, topography certificates, trade mark certificates and design certificates (Sec. 25(1) DPMA Ordinance) and
- affixing documents to the decorative certificate.

(2) Expenses are charged in addition.

301 330	Certificate of origin	15
---------	-----------------------------	----

Expenses are charged in addition.

IV. File inspection, issue of photocopies and hardcopies

301 400	Procedures concerning requests for the inspection of files	90
---------	--	----

Inspection of files which may be inspected by any person, files of the applicant's own application or the proprietor's own industrial property right, is free of charge.

No.	Statement of fees	€
301 410	Procedures concerning requests for the issue of photocopies and hardcopies of files.....	90
	<p>(1) The following is free of charge:</p> <ul style="list-style-type: none"> - Issue of photocopies and hardcopies of files which may be inspected by any person, files of the applicant's own application or the proprietor's own industrial property right, - or if the request has been submitted subsequent to a procedure concerning the inspection of files for which the fee was paid according to no. 301 400, 	
	(2) Expenses are charged in addition.	
	V. Refund	
301 500	Refund of amounts paid without legal ground.....	10

No.	Expenses	Amount/€
-----	----------	----------

Part B. Expenses

I. Flat rate fees for documents and data carriers

302 100	Flat rate fee for the production and supply of documents	
	1. Official copies, photocopies and hardcopies which are made on request, transmitted by telefax or have been made, because the parties concerned have failed to attach the necessary number of copies, photocopies or hardcopies (flat rate fee for documents):	
	for the first 50 pages	0.50
	for each additional page.....	0.15
	2. Supply of electronic data instead of official copies, photocopies and hardcopies mentioned in no. 1:	
	for each electronic file	2.50
	3. Flat rate fee for provision of electronic data stored on CD or DVD (flat rate fee for data carriers):	
	for each CD	7
	for each DVD	12
	(1) Each of the parties to the procedure and their authorised representatives receive - one complete execution or photocopy or complete hardcopy of the decisions and official communications by the German Patent and Trade Mark Office, - one photocopy or hardcopy of the minutes of each meeting without having to pay the flat rate fee for documents.	
	(2) The flat rate fee for data carriers will be charged in each case.	
	(3) No flat rate fees for documents or data carriers will be charged for provision of IP data via the DPMAdatenabgabe service and DEPATISconnect service.	

II. Expenses for photos, graphic representations

302 200	Production of photos or copies of photos or coloured copies	
	for the first print or the first page.....	2
	for each print or page in excess of one.....	0.50
302 210	Production of photos or graphic representations by a third party by order of the German Patent and Trade Mark Office	the full amount

III. Publication, reprinting costs

302 340	Expenses for the publication in copyright procedures	the full amount
302 360	Costs for the reprint or the amendment of a patent application (<i>Offenlegungsschrift</i>) or patent specification if they are caused by the applicant.....	80

IV. Other expenses

Further expenses are

302 400	- Expenses for delivery with official certificate of delivery or registered mail with advice of delivery	the full amount
302 410	- Expenses for telegrams	the full amount
302 420	- Amounts to be paid under the Judicial Remuneration and Compensation Act (<i>Justizvergütungs- und -entschädigungsgesetz</i>); if by virtue of Sec. 1(2), second sentence, Judicial Remuneration and Compensation Act, an expert does not receive any compensation, such amount shall be raised which, without this provision, would have to be paid under the Judicial Remuneration and Compensation Act; where expenses were caused by several proceedings, expenses shall be adequately distributed to these various proceedings	the full amount

No.	Expenses	Amount
302 430	- Remunerations (reimbursement of travel expenses, and other of expenses) granted by virtue of legal provisions in transactions outside the German Patent and Trade Mark Office to staff members and costs for providing premises; where expenses were caused by several proceedings, expenses shall be adequately distributed to these various proceedings	the full amount
302 440	- Travel expenses for persons	the full amount
	- Expenses for allowances granted to destitute persons for travelling to the place of a court hearing, questioning or investigation and back.....	not exceeding the amounts payable to witnesses under the Judicial Remuneration and Compensation Act
302 450	- Expenses for the transportation of animals and objects, with the exception of postage rates hereby incurred, the keeping of objects as well as the keeping and feeding of animals.....	the full amount
302 460	- Amounts being due to other national authorities, public institutions or staff by way of compensation for expenses of the kind specified in nos. 302 420 to 302 450; the amounts will be charged, even if, for reasons of reciprocity, administrative rationalisation or comparable reasons no payments have to be made.....	limited by the maximum rates for the expenses of numbers 302 420 to 302 450
302 470	- Amounts to which foreign authorities, institutions or persons abroad are entitled, as well as costs of judicial assistance with foreign countries; the amounts will be charged, even if, for reasons of reciprocity, administrative rationalisation or comparable reasons no payments have to be made	the full amount

**4 – EXTRACT FROM THE ORDINANCE OF 9 DECEMBER 1997 ON THE ISSUING OF THE CERTIFICATE UNDER ARTICLE 3 OF THE HAGUE CONVENTION;
LAST AMENDED BY ARTICLE 4 (45) OF THE ACT OF 7 AUGUST 2013
(Federal Law Gazette I p. 3154)**

Section 2

The fee for issuing the certificate and for the examination under Article 7(2) of the Convention shall amount to 13 euros each.*

* The fee number for issuing the certificate and for the examination under Article 7(2) of the Convention is 301 900.