

From: [Project Coordinator - Israeli Mission to the UN - Geneva](#)
To: [Forum, Scp](#)
Cc: [Ambassador - Israeli Mission to the UN - Geneva](#); [Counselor - Israeli Mission to the UN - Geneva](#); [Ayelet Feldman](#)
Subject: RE: WIPO: Request for Information Pursuant to the Thirty-Second Session of the Standing Committee on the Law of Patents (SCP)
Date: Thursday, 12 August 2021 08:54:09
Attachments: [image001.png](#)

Dear Sir/Madam,

I hope this message finds you well. Following the request pursuant to the 32nd session of the SCP, I am writing this message to inform that Israel has additional information for item 7 of the subject: Exceptions and Limitations, under "Certain aspects of the applicable national or regional patent law", to be found here: https://www.wipo.int/scp/en/annex_ii.html

The additions are underlined.

(1) Exceptions and Limitations of the Rights

1. Non- commercial acts ("any act not performed on a commercial scale and is not commercial in character").
2. any experimental act in connection with the invention, the objective of which is to improve the invention or to develop another invention.
3. Experimental acts for obtaining a marketing license after patent expiration as set forth in Section 54A of The Patents Law.

"54A. Experimental act in order to obtain license

An experimental act, which is part of an effort to obtain a license to market the product after the patent has lapsed, does not constitute "exploitation of an invention", if the following two conditions are met:

- (1) the effort to obtain a license is made in order to obtain a license in Israel or in a country, in which an experimental act on a patent protected invention for the purpose of obtaining a license is permitted before the patent lapses;
- (2) any product produced under the terms of this section is not used – both while the patent is in effect or thereafter – for any purpose other than obtaining a license as aforesaid;

for purposes of this section, "license" – certification, permit or any other document required under Law in order to market the product."

4. Continued prior use by a person who, in good faith at the filing date (priority date), exploited the invention in Israel, or had made actual preparations for that purpose.
5. Exploitation, authorized by the minister, by a Government departments or State contractor in the interests of national security or maintenance of essential supplies and services, subject to remuneration.
6. Compulsory licenses.

Even though the deadline has passed, we would appreciate if you could make the additions. Thank you very much in advance and have a wonderful day.

Best wishes,
Tamara Sznaidleder

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Subject: WIPO: Request for Information Pursuant to the Thirty-Second Session of the Standing Committee on the Law of Patents (SCP)

Please find enclosed circulars C. 9042-9043 inviting to submit updated information pursuant to the thirty-second session of the Standing Committee on the Law of Patents (SCP), which was held in Geneva in a hybrid format from December 7 to 10, 2020.

Electronic Forum: <https://www.wipo.int/scp/en>

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