

Fact sheet | Unitary Patent opt-out services

Your European Patent opt-out requests executed seamlessly

The Unitary Patent (UP) is designed to protect IP rights across all participating European jurisdictions with a single filing, a single renewal fee and single court. Once the Unitary Patent is launched, the Unitary Patent Court (UPC) will have jurisdiction over infringement, invalidity and other matters for all Unitary Patents (UP) as well as for all existing "traditional" European Patents (EP) validated in any of the 17 member states of the Unitary Patent Court Agreement (UPCA).

For a transitional period of seven years, possibly extending up to another seven years, jurisdiction of national courts over traditional European Patents (EPs) continues. Within this transitional period both the UPC and national courts have jurisdiction over traditional European Patents (EPs).

Navigate the transitional and sunrise periods

However, within this transitional period it is possible to opt out EPs from the UPC system, which means that the UPC will not have jurisdiction over them: the

jurisdiction exclusively remains with the national courts for the opted-out EP.

An application to opt out must be filed with the Registry of the UPC. The opt-out only becomes effective from the date of entry of the opt-out in the opt-out register.

Applications to opt out can be filed during the "sunrise period" of the UPC (starting three months prior to the actual start of the UPC) to ensure that the opt-out has been registered at the start of the UPC.

Clarivate™ is here to help

To help you manage the workload that represents the opt-out of your European Patents, we have developed a specialized support service that delivers flawless execution and peace of mind.

Your opt-out processes managed by the industry leader

The process includes:

Completion and submission of RoP5 Application Mandates Template (including optional PoA management)

The right application mandates are needed to ensure the UPC Registry accepts the submitted RoP5.

Completion and submission of RoP5 opt-out requests

We manage the en masse completion and submission of RoP5 requests to the UPC Registry via API.

Registration monitoring and confirmation

The Registry will not deliver filing receipts on submitted RoP5 forms. We monitor the Registry on an ongoing basis to provide you with the peace of mind of a confirmation.



Peace of mind through fast execution of your opt-out volumes

Late orders and large volumes are no problem for our dedicated team. You can rely on us and know your opt-outs will be executed as swiftly as possible.



Save time and effort

Clarivate™ patent renewal and validation solutions are fully configured to support UP requirements, streamlining critical tasks while helping ensure accuracy.



Act with confidence

Entrusting UP-related tasks to Clarivate frees your in-house resources to focus on core business activities, with confidence that your patent portfolio is in good hands.

Contact our experts today:

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