

## INSTRUCTIONS FOR THE DEPOSITION OF MICROORGANISMS FOR THE PURPOSE OF PATENT PROCEDURES UNDER THE BUDAPEST TREATY

In 1992, the Czech Collection of Microorganisms (CCM) gained the statute of the International Depository Authority (IDA) for the deposition of microorganisms under the Budapest Treaty for the purpose of patent procedures.

### The CCM accepts:

- Bacteria
- Fungi
- Yeasts

The CCM accepts microorganisms **growing on common media** in **common cultivation conditions** that **can be freeze-dried** and belong to **risk group 1 or 2** according to the 2000/54/EC directive of the European Parliament on the protection of workers from risks related to exposure to biological agents at work and **class 1 or 2** organisms according to the 2009/41/EC directive on the contained use of genetically modified microorganisms.

The CCM **does not accept mixed cultures** consisting of two or more microorganisms. Individual strains making up a mixed culture must be provided and deposited separately.

### The procedure:

**Before sending your strains, please contact the CCM staff ([patent@sci.muni.cz](mailto:patent@sci.muni.cz)) for further information about the deposition of your strains under the rules of the Budapest Treaty.**

- 1) The depositor is required to complete an *Application Form for the Deposition of a Microorganism for the Purpose of Patent Procedures under the Budapest Treaty* and a *Statement in the Case of an Original Deposit* form for each of the deposited cultures and send these forms with the cultures to the CCM. The cultures need to be sent in duplicate on agar slants (**not on Petri dishes**) or freeze-dried. All forms will be provided to the deponent by the CCM staff.
- 2) When the CCM receives a culture for deposition, the viability and purity of the culture is checked immediately. If the CCM receives a non-viable or contaminated culture, the depositor is required to substitute it with a replacement culture within a period of one month. If the culture does not comply with the organism type accepted by the CCM the culture will be inactivated or returned to the depositor at their own expenses (if required).

- 3) The CCM will freeze-dry the culture and, after a viability control has been carried out, one ampoule will be sent to the depositor for the purpose of identity control. The depositor is required to confirm the identity of the freeze-dried strain and return a completed *Identity Certification* form to the CCM. At this step also an invoice will be issued and sent to the depositor.
- 4) After receiving the signed *Identity Certification* form and the payment the CCM will issue and send to the depositor the confirmed *Receipt in the Case of an Original Deposit* and *Viability Statement* forms needed for the purposes of the patent procedure.
- 5) The CCM will carry out a viability check of the deposited strains at selected intervals or anytime when necessary (Rule 10 of the Budapest Treaty). The patent fee covers a routine viability control performed immediately after the freeze-drying of the culture and every 10 years during the whole period of the culture deposition; more frequent controls of sensitive microorganisms and/or extra controls required by the depositor will be charged according to the current CCM price list.

For further information contact us at: [patent@sci.muni.cz](mailto:patent@sci.muni.cz)