

## **PROTECTION OF THE UTILITY MODELS ON EU AND TURKISH LAW (II) – 2002**

A regulation relating to the utility models under Turkish law was brought for the first time with the Patent Decree Law dated 1995 and numbered 551. The regulation in our law was prepared by benefiting from German and Japan laws in particular.

Under Turkish law a shorter term protection compared to the patents is granted to the innovations which are new but does not achieve the inventive step. However, the owner of an innovation which achieves the inventive step may obtain utility model certificate instead of the patent for the said innovation.

Under Turkish law like in several legal systems particularly the EU Draft Directive, a formal examination system is accepted for the utility models. Substantial examination shall not be made. In our law there it is. However, in practice this regulation causes abuse of the system.