

# WIPO



PCT/A/VI/3

ORIGINAL: English

DATE: September 23, 1980

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WORLD INTELLECTUAL PROPERTY ORGANIZATION  
GENEVA

INTERNATIONAL PATENT COOPERATION UNION  
(PCT UNION)

ASSEMBLY

**Sixth Session (4<sup>th</sup> Extraordinary)\***  
**Geneva, September 22 to 26, 1980**

PROPOSAL FOR "PCT INTERNATIONAL MEETING"

*Submitted by the Japanese Delegation*

1. The Assembly of the International Patent Cooperation Union (PCT Union) at its fifth session decided, due to lack of time, to defer its consideration until a later session of document PCT/A/V/12 submitted by the Japanese Delegation and containing a "Proposal for PCT International Meeting."
2. The Japanese Delegation maintains this proposal and requests the Assembly to consider during its present session the proposal contained in the said document which is reproduced in the annex hereto. In addition to that, the following new paragraph 4 is proposed, dealing with the proposed time and location for the meeting:  
  
"4. It is proposed that, if the Assembly agrees to the meeting being convened, the meeting should be held in Tokyo in the second half of 1981."

[Annex follows]

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\* Editor's Note: This electronic document has been created from the paper original and may contain errors. Please bring any such errors to the attention of the PCT Legal Division by e-mail at [pct.legal@wipo.int](mailto:pct.legal@wipo.int)

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**PCT/A/VI/12**

**ORIGINAL:** English

**DATE:** June 9, 1980

**WORLD INTELLECTUAL PROPERTY ORGANIZATION**  
GENEVA

**INTERNATIONAL PATENT COOPERATION UNION**  
**(PCT UNION)**

**ASSEMBLY**

**Fifth Session (3<sup>rd</sup> Extraordinary)**  
**Geneva, June 9 to 16, 1980**

PROPOSAL FOR "PCT INTERNATIONAL MEETING"

*Submitted by the Japanese Delegation*

1. The PCT is now in the third year of its operations. It seems to be highly advisable to review at this stage the procedures for international search and international preliminary examination for PCT international applications.
2. We therefore propose that the International Bureau prepare to convene a "PCT International Meeting", open to all member countries under the PCT, in 1981 for the purposes of:
  - (1) making known the practices carried out at each Authority for the procedures for international search and international preliminary examination for PCT international applications;
  - (2) crystallizing the problems involved in the practices; and thereby
  - (3) discussing and exploring the ways toward uniformity in and amelioration of the practices.

3. Items to be included in the agenda would be, for example, as follows:
- I. As to PCT International Search
    - (1) General procedures
    - (2) Search system
      - Search target
      - The standard for allotting category “X” or “A”
    - (3) Article 17
      - Cases where no international search report will be established
      - The extent to which a meaningful search cannot be carried out.
    - (4) Unity of invention provided for in Article 17(3)(a)
    - (5) Amendment (defined in Article 19)
      - What is considered to be within the disclosure of the international application as filed?
      - Examples
  - II. As to PCT International Preliminary Examination
    - (1) General procedures
    - (2) Criteria for considering novelty, inventive step (non-obviousness) and industrial application (provided for in Article 33)
    - (3) Comments relating to cited documents
    - (4) Amendment (defined in Article 34)
  - III. Establishment of Follow-Up System of PCT International Search Reports and PCT International Preliminary Examination Reports in the National Phase before the Designated or Elected Offices.
    - Re-consideration of documents to which categories “X” and “A” are allotted
    - Evaluation of PCT International Preliminary Examination reports.

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