



C.PCT 1063
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March 9, 2006

Madam,
Sir,

In accordance with Rule 89.2(a) of the Regulations under the Patent Cooperation Treaty (PCT), modifications to the PCT Administrative Instructions (AIs), the PCT Receiving Office Guidelines (ROGLs) and certain PCT Forms for use by Receiving Offices and the International Bureau, are hereby promulgated with effect from April 1, 2006.

This follows consultation under Rule 89.2(b) of the Regulations under the PCT with your Office in its capacity as receiving Office (RO), International Searching Authority (ISA), International Preliminary Examining Authority (IPEA) or designated/elected Office (DO/EO), and also with certain non-governmental organizations.

The modifications are as proposed by Circular C.PCT 1056, dated January 18, 2006, except where further changes have been made as a result of consultation, as indicated below (editorial and minor drafting changes are not specifically mentioned).

Modifications of the Administrative Instructions under the PCT

Sections 209, 211, 212, 213, 215, 404, 406, 408, 410, 422, 433, 435 and Annex E of the AIs are modified as proposed by Circular C.PCT 1056.

Sections 319, 407, 424 and Annex D of the AIs are modified as proposed by Circular C.PCT 1056 and as a result of consultation.

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All modified Sections of the AIs will apply to international applications filed on or after April 1, 2006. However, Sections 209, 404, 406, 407, 408, 410, 422, 433, 435, Annex D and Annex E will apply to international applications as from April 1, 2006, irrespective of their international filing date.

Modifications of the PCT Receiving Office Guidelines

Paragraphs 55, 101 and 192C of the ROGLs are modified as proposed by Circular C.PCT 1056.

Paragraph 102 is modified as proposed by Circular C.PCT 1056 and as a result of consultation.

Paragraph 163 was not proposed to be modified by Circular C.PCT 1056, but a new subparagraph was added as a result of consultation, and is consequential to the addition of new Section 319 of the AIs.

The modified ROGLs will apply to international applications filed on or after April 1, 2006.

Modifications of PCT Forms relating to Receiving Offices and the International Bureau.

Forms PCT/RO/111, PCT/RO/156, PCT/IB/318, PCT/IB/370 and PCT/IB/371 are modified as proposed by Circular C.PCT 1056.

Form PCT/RO/101 is modified as proposed by Circular C.PCT 1056 and as a result of consultation.

Form PCT/RO/146 was not proposed to be modified by Circular C.PCT 1056. As a result of consultation, reference to new Section 319 of the AIs is added.

The modified PCT Forms should be used from April 1, 2006. Where an Office is not in a position to use all of them from that date, the old PCT Forms, to the extent that they are still applicable or, where required, with additions or corrections, may still be used for a transitional period.

Offices which use languages other than English and French are requested to prepare the Forms needed by them in such other languages with due regard to the provisions of Section 102 of the Administrative Instructions.

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Availability of modified AIs, ROGLs and PCT Forms

The consolidated text of the AIs (PCT/AI/4) is available from the WIPO web site under “Administrative Instructions in force from April 1, 2006” at www.wipo.int/pct/en/texts/. The consolidated text of the ROGLs (PCT/GL/RO/4) is available from the web site under “Receiving Office Guidelines in force from April 1, 2006” at www.wipo.int/pct/en/texts/gdlines.htm. The modified PCT Forms are available from the web site under “Forms in force from April 1, 2006” at www.wipo.int/pct/en/forms/.

Offices which need marked-up copies and/or electronic files of any of the Forms or texts should contact the PCT Legal Division at: pct.legal@wipo.int.

Yours sincerely,



Francis Gurry
Deputy Director General