

C. PCT 1400

December 12, 2013

Madam,
Sir,

Proposed modifications of certain Forms annexed to the Administrative Instructions under the PCT

This Circular is addressed to your Office in its capacity as receiving Office and/or International Searching and Preliminary Examining Authority under the Patent Cooperation Treaty (PCT) for the purpose of consultation under PCT Rule 89.2(b). It is also addressed to certain non-governmental organizations representing users of the PCT system.

The main purpose of this Circular is to consult on the implementation of amendments to the Regulations under the PCT, adopted by the PCT Assembly at its forty-fourth session (see document PCT/A/44/5) in October 2013, and which will enter into force on July 1, 2014. In the view of the International Bureau, only Form PCT/IPEA/409 will require modification as a result of these amendments. This Circular also proposes and explains the reasons for modifications to certain other Forms including PCT/RO/158, PCT/RO/159, and PCT/ISA/220. Detailed explanations of the proposed modifications of these Forms are provided below.

Explanations of the proposed modifications of certain Forms

(i) Form PCT/IPEA/409

The proposed modifications are to implement the above-mentioned amendments to the Regulations relating to mandatory top-up searches by the International Preliminary Examining Authority (IPEA). The statements proposed in item 6 of Box No. I are consequential to the requirements of new Rule 70.2(f)).

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The layout of item 2 of this Box is proposed to be modified to save space and make it easier to complete the Form. Although the new Rules do not expressly require a listing of the results of a top-up search, it would seem useful to elected Offices and other users of the report if the IPEA lists any top-up search results in a similar way as in the international search report. This will also allow Offices and database providers to easily collect the results of top-up searches. It is therefore proposed to add a Supplemental Box Relating to Top-up Search specifically for listing any new documents discovered during the top-up search, which can be omitted if no top-up search has been carried out, or no new documents have been discovered.

(ii) Form PCT/RO/158

The PCT Receiving Office Guidelines concerning the handling of requests for the restoration of the priority right under PCT Rule 26*bis*.3 have been recently revised (see Circular C.PCT 1386, dated June 25, 2013). This Circular proposes modifications to the two Forms used by receiving Offices when handling requests for the restoration of the priority right to reflect these changes. The proposed modifications attempt to better define the various grounds for intended refusal and to order them according to whether they are formal or substantive in nature. In particular, it is proposed that every time a receiving Office intends to refuse a request for the restoration of the priority right because, in its view, the request does not comply with either the unintentional or the due care standard, an explanation for this refusal is provided in the Annex to the Form.

(iii) Form PCT/RO/159

The modifications proposed in respect of this Form are consequential to those proposed to Form PCT/RO/158. Furthermore, in case of either refusal or acceptance of a request to restore the priority right, an explanation as to the reasons for this decision is proposed to be provided in the Annex to the Form.

(iv) Form PCT/ISA/220

At the sixth session of the PCT Working Group (see paragraph 334 of document PCT/WG/6/24) the International Bureau was requested to raise awareness among users of the PCT system of the option of requesting supplementary international search during the international phase. The proposed modifications to this form implement this request by reminding users about the time limit and procedures for requesting supplementary international search.

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Comments on the proposed modifications of certain Forms

To assist your Office in identifying the proposed modifications to these forms, the International Bureau has prepared a set of marked-up versions to accompany this Circular. The mark-ups indicate deleted and new text on separate pages. Thus, on the first marked-up page, the deleted text appears in red with the text struck out. This is followed by the second marked-up page of the same form where new text is underlined in blue. Each page indicates clearly whether it concerns deleted or new text.

Your Office is invited to provide comments, if any, to the International Bureau by January 31, 2014, by email to: pct.legal@wipo.int.

Yours sincerely,



James Pooley
Deputy Director General

Enclosure: Annex – Proposed modified Forms PCT/IPEA/409 (modified pages only), PCT/RO/158, PCT/RO/159, and PCT/ISA/220

PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference	FOR FURTHER ACTION		See Form PCT/IPEA/416
International application No.	International filing date (<i>day/month/year</i>)	Priority date (<i>day/month/year</i>)	
International Patent Classification (IPC) or national classification and IPC			
Applicant			

<p>1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.</p> <p>2. This REPORT consists of a total of _____ sheets, including this cover sheet.</p> <p>3. This report is also accompanied by ANNEXES, comprising:</p> <p>a. <input type="checkbox"/> (<i>sent to the applicant and to the International Bureau</i>) a total of _____ sheets, as follows:</p> <p style="padding-left: 20px;"><input type="checkbox"/> sheets of the description, claims and/or drawings which have been amended and/or sheets containing rectifications authorized by this Authority, unless those sheets were superseded or cancelled, and any accompanying letters (see Rules 46.5, 66.8, 70.16, 91.2, and Section 607 of the Administrative Instructions).</p> <p style="padding-left: 20px;"><input type="checkbox"/> sheets containing rectifications, where the decision was made by this Authority not to take them into account because they were not authorized by or notified to this Authority at the time when this Authority began to draw up this report, and any accompanying letters (Rules 66.4<i>bis</i>, 70.2(e), 70.16 and 91.2).</p> <p style="padding-left: 20px;"><input type="checkbox"/> superseded sheets and any accompanying letters, where this Authority either considers that the superseding sheets contain an amendment that goes beyond the disclosure in the international application as filed, or the superseding sheets were not accompanied by a letter indicating the basis for the amendments in the application as filed, as indicated in item 4 of Box No. I and the Supplemental Box (see Rule 70.16(b)).</p> <p>b. <input type="checkbox"/> (<i>sent to the International Bureau only</i>) a total of (indicate type and number of electronic carrier(s)) _____ containing a sequence listing, in electronic form only, as indicated in the Supplemental Box Relating to Sequence Listing (see paragraph 3<i>bis</i> of Annex C of the Administrative Instructions).</p>	
<p>4. This report contains indications relating to the following items:</p> <p><input checked="" type="checkbox"/> Box No. I Basis of the report</p> <p><input type="checkbox"/> Box No. II Priority</p> <p><input type="checkbox"/> Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability</p> <p><input type="checkbox"/> Box No. IV Lack of unity of invention</p> <p><input type="checkbox"/> Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step and industrial applicability; citations and explanations supporting such statement</p> <p><input type="checkbox"/> Box No. VI Certain documents cited</p> <p><input type="checkbox"/> Box No. VII Certain defects in the international application</p> <p><input type="checkbox"/> Box No. VIII Certain observations on the international application</p>	
Date of submission of the demand	Date of completion of this report
Name and mailing address of the IPEA/ Facsimile No.	Authorized officer Telephone No.

PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference	FOR FURTHER ACTION	See Form PCT/IPEA/416
International application No.	International filing date (<i>day/month/year</i>)	Priority date (<i>day/month/year</i>)
International Patent Classification (IPC) or national classification and IPC		
Applicant		

1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.

2. This REPORT consists of a total of _____ sheets, including this cover sheet.

3. This report is also accompanied by ANNEXES, comprising:

a. (*sent to the applicant and to the International Bureau*) a total of _____ sheets, as follows:

sheets of the description, claims and/or drawings which have been amended and/or sheets containing rectifications authorized by this Authority, unless those sheets were superseded or cancelled, and any accompanying letters (see Rules 46.5, 66.8, 70.16, 91.2, and Section 607 of the Administrative Instructions).

sheets containing rectifications, where the decision was made by this Authority not to take them into account because they were not authorized by or notified to this Authority at the time when this Authority began to draw up this report, and any accompanying letters (Rules 66.4bis, 70.2(e), 70.16 and 91.2).

superseded sheets and any accompanying letters, where this Authority either considers that the superseding sheets contain an amendment that goes beyond the disclosure in the international application as filed, or the superseding sheets were not accompanied by a letter indicating the basis for the amendments in the application as filed, as indicated in item 4 of Box No. I and the Supplemental Box (see Rule 70.16(b)).

b. (*sent to the International Bureau only*) a total of (indicate type and number of electronic carrier(s)) _____ containing a sequence listing, in electronic form only, as indicated in the Supplemental Box Relating to Sequence Listing (see paragraph 3bis of Annex C of the Administrative Instructions).

4. This report contains indications relating to the following items:

Box No. I Basis of the report

Box No. II Priority

Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability

Box No. IV Lack of unity of invention

Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step and industrial applicability; citations and explanations supporting such statement

Box No. VI Certain documents cited

Box No. VII Certain defects in the international application

Box No. VIII Certain observations on the international application

Date of submission of the demand	Date of completion of this report
Name and mailing address of the IPEA/ Facsimile No.	Authorized officer Telephone No.

International application No. _____

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

Box No. I Basis of the report

1. With regard to the **language**, this report is based on:
 - the international application in the language in which it was filed.
 - a translation of the international application into _____ which is the language of a translation furnished for the purposes of:
 - international search (Rules 12.3(a) and 23.1(b)).
 - publication of the international application (Rule 12.4(a)).
 - international preliminary examination (Rules 55.2(a) and/or 55.3(a) and (b)).

2. With regard to the **elements** of the international application, this report is based on (*replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report*):
 - the international application as originally filed/furnished.
 - the description:
 - pages _____ as originally filed/furnished.
 - pages* _____ received by this Authority on _____
 - pages* _____ received by this Authority on _____
 - the claims:
 - ~~pages~~ _____ as originally filed/furnished.
 - ~~pages*~~ _____ as amended (together with any statement) under Article 19
 - ~~pages*~~ _____ received by this Authority on _____
 - ~~pages*~~ _____ received by this Authority on _____
 - the drawings:
 - pages _____ as originally filed/furnished.
 - pages* _____ received by this Authority on _____
 - pages* _____ received by this Authority on _____
 - a sequence listing - see Supplemental Box Relating to Sequence Listing.

3. The amendments have resulted in the cancellation of:
 - the description, pages _____
 - the claims, Nos. _____
 - the drawings, sheets/figs _____
 - the sequence listing (*specify*): _____

4. This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since either they are considered to go beyond the disclosure as filed, or they were not accompanied by a letter indicating the basis for the amendments in the application as filed, as indicated in the Supplemental Box (Rules 70.2(c) and (c-bis)):
 - the description, pages _____
 - the claims, Nos. _____
 - the drawings, sheets/figs _____
 - the sequence listing (*specify*): _____

5. This report has been established:
 - taking into account the **rectification of an obvious mistake** authorized by or notified to this Authority under Rule 91 (Rules 66.1(d-bis) and 70.2(e)).
 - without taking into account the **rectification of an obvious mistake** authorized by or notified to this Authority under Rule 91(Rules 66.4bis and 70.2(e)).

6. Supplementary international search report(s) from Authority(ies) _____ has/have been received and taken into account in establishing this report (Rule 45bis.8(b) and (c)).

* If item 4 applies, some or all of those sheets may be marked "superseded."

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No. _____

Box No. I Basis of the report

1. With regard to the **language**, this report is based on:
 - the international application in the language in which it was filed.
 - a translation of the international application into _____ which is the language of a translation furnished for the purposes of:
 - international search (Rules 12.3(a) and 23.1(b)).
 - publication of the international application (Rule 12.4(a)).
 - international preliminary examination (Rules 55.2(a) and/or 55.3(a) and (b)).

2. With regard to the **elements** of the international application, this report is based on (*replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report*):
 - the international application as originally filed/furnished, or
 - the international application, as amended, consisting of the following:
 - the description: pages _____ as originally filed/furnished.
 pages* _____ received by this Authority on _____
 pages* _____ received by this Authority on _____
 - the claims: Nos. _____ as originally filed/furnished.
 Nos.* _____ as amended (together with any statement) under Article 19
 Nos.* _____ received by this Authority on _____
 - the drawings: pages _____ as originally filed/furnished.
 pages* _____ received by this Authority on _____
 pages* _____ received by this Authority on _____
 - a sequence listing - see Supplemental Box Relating to Sequence Listing.

3. The amendments have resulted in the cancellation of:
 - the description, pages _____
 - the claims, Nos. _____
 - the drawings, sheets/figs _____
 - the sequence listing (*specify*): _____

4. This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since either they are considered to go beyond the disclosure as filed, or they were not accompanied by a letter indicating the basis for the amendments in the application as filed, as indicated in the Supplemental Box (Rules 70.2(c) and (c-bis)):
 - the description, pages _____
 - the claims, Nos. _____
 - the drawings, sheets/figs _____
 - the sequence listing (*specify*): _____

5. This report has been established:
 - taking into account the **rectification of an obvious mistake** authorized by or notified to this Authority under Rule 91 (Rules 66.1(d-bis) and 70.2(e)).
 - without taking into account the **rectification of an obvious mistake** authorized by or notified to this Authority under Rule 91(Rules 66.4bis and 70.2(e)).

6. With regard to top-up searches (Rules 66.1ter and 70.2(f)):
 - A top-up search was carried out by this Authority on _____ (all discovered documents are listed in the Supplemental Box Relating to Top-up Search).
 - No top-up search was carried out by this Authority.

7. Supplementary international search report(s) from Authority(ies) _____ has/have been received and taken into account in establishing this report (Rule 45bis.8(b) and (c)).

* If item 4 applies, some or all of those sheets may be marked "superseded."

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

Supplemental Box Relating to Top-up Search

Continuation of Box No. I, item 6:

Documents discovered by this Authority during the top-up search

<u>Category*</u>	<u>Citation of document, with indication, where appropriate, of the relevant passages</u>	<u>Relevant to claim No.</u>

* For the definition of categories, see Form PCT/ISA/210, second sheet.

PATENT COOPERATION TREATY

From the RECEIVING OFFICE

PCT

NOTIFICATION OF INTENDED REFUSAL
OF REQUEST TO RESTORE RIGHT OF
PRIORITY AND/OR INVITATION TO FURNISH
DECLARATION OR OTHER EVIDENCE

(PCT Rule 26bis.3(f) and (g))

To:		Date of mailing (day/month/year)	
Applicant's or agent's file reference		REPLY DUE See below	
International application No.	International filing date/Date of receipt (day/month/year)	Priority date (day/month/year)	
Applicant			

This receiving Office has received from the applicant a request for restoration of the right of priority which was:

included in Form PCT/RO/101 at the time of filing of this international application.

received on _____

The request for restoration of the right of priority concerns the following priority claim(s) _____ . The applicant is hereby notified that this receiving Office **intends to refuse, or partially refuse**, the request for the reason(s) set out below:

- the request to restore the right of priority was not received within the applicable time limit under Rule 26bis.3(e).
- ~~the statement of reasons for the failure to file the international application within the priority period is missing or insufficient (Rule 26bis.3(b)(ii)); the applicant may submit, within the time limit applicable under Rule 26bis.3(e)*, a (revised) statement of reasons.~~
- ~~the required declaration in support of the statement of reasons for the failure to file the international application within the priority period is missing or insufficient (Rule 26bis.3(f)); the applicant is hereby invited to furnish a (revised) declaration within _____ (days/months) from the date of this Invitation (Rule 26bis.3(f)).~~
- ~~the required evidence in support of the statement of reasons for the failure to file the international application within the priority period is missing or insufficient (Rule 26bis.3(f)); the applicant is hereby invited to furnish such evidence within _____ (days/months) from the date of this Invitation (Rule 26bis.3(f)).~~
- ~~lack of or insufficient payment of the fee required under Rule 26bis.3(d); the applicant may pay, within the time limit applicable under Rule 26bis.3(e)*, in full the amount due.~~
- ~~a priority claim in respect of the earlier application is not contained in the international application; the applicant may submit, within the time limit applicable under Rule 26bis.3(e)*, a notice under Rule 26bis.1(a) adding the priority claim.~~
- ~~see Annex for (further) details.~~

The applicant is given the opportunity to make **observations** on the intended refusal **within** a time limit of _____ (day/months) from the date of this Notification (Rule 26bis.3(g)).

* The **time limit** applicable under Rule 26bis.3(e) is two months from the date on which the priority period expired, ~~provided that, where~~ the applicant makes a request for early publication under Article 21(2)(b), the time limit is the date of completion of technical preparations for international publication. ~~The time limit to pay the fee may be extended, at the option of the receiving Office, for a period of up to two months from the expiration of the time limit under Rule 26bis.3(e).~~

A copy of this Notification/Invitation is being sent to the International Bureau.

Name and mailing address of the receiving Office	Authorized officer
Facsimile No.	Telephone No.

PATENT COOPERATION TREATY

From the RECEIVING OFFICE

PCT

NOTIFICATION OF INTENDED REFUSAL
OF REQUEST TO RESTORE RIGHT OF
PRIORITY AND/OR INVITATION TO FURNISH
DECLARATION OR OTHER EVIDENCE

(PCT Rule 26bis.3(f) and (g))

To:		Date of mailing (day/month/year)	
Applicant's or agent's file reference		REPLY DUE See below	
International application No.	International filing date/Date of receipt (day/month/year)	Priority date (day/month/year)	
Applicant			

This receiving Office has received from the applicant a request for restoration of the right of priority which was:

included in Form PCT/RO/101 at the time of filing of this international application.

received on _____

The request for restoration of the right of priority concerns the following priority claim(s) _____ . The applicant is hereby notified that this receiving Office **intends to refuse, or partially refuse**, the request for the reason(s) set out below (and, where necessary, more fully in the Annex):

- the request to restore the right of priority was not received within the applicable time limit under Rule 26bis.3(e)*.
- the international application has an international filing date which is beyond two months from the expiration of the priority period (Rule 26bis.3(a)).
- a priority claim in respect of the earlier application is not contained in the international application (Rule 26bis.3(c)).
- the statement of reasons for the failure to file the international application within the priority period is missing (Rule 26bis.3(b)(ii)).
- the required declaration and/or evidence in support of the statement of reasons for the failure to file the international application within the priority period is missing or insufficient (Rule 26bis.3(f)).
- the fee required under Rule 26bis.3(d) was not paid, or was not paid in full.
- the criterion for restoring the priority right, as applied by this receiving Office (the due care and/or the unintentional criterion), is not met for the reasons set out in the Annex.

The applicant is invited to:

provide any observations, evidence or declarations **within** a time limit of _____ months from the date of this Notification (Rule 26bis.3(g)).

pay the fee for requesting restoration within the time limit under Rule 26bis.3(e) _____ months from the expiration of the time limit under Rule 26bis.3(e) (Rule 26bis.3(d)).

submit the missing statement of reasons within the time limit under Rule 26bis.3(e) (Rule 26bis.3(b)(ii)).

* The time limit applicable under Rule 26bis.3(e) is two months from the date on which the priority period expired. Where the applicant makes a request for early publication under Article 21(2)(b), the time limit to comply with the requirements of Rule 26bis.3(a), (c) and (d) is the date of completion of technical preparations for international publication.

A copy of this Notification/Invitation is being sent to the International Bureau.

Name and mailing address of the receiving Office	Authorized officer
Facsimile No.	Telephone No.

PATENT COOPERATION TREATY

From the RECEIVING OFFICE

To:

PCT

NOTIFICATION OF
DECISION ON REQUEST
TO RESTORE RIGHT OF PRIORITY

(PCT Rule 26bis.3(h)(iii))

Date of mailing
(day/month/year)

Applicant's or agent's file reference		IMPORTANT NOTIFICATION	
International application No.	International filing date/Date of receipt (day/month/year)	Priority date (day/month/year)	
Applicant			

Upon the request of the applicant:

- included in Form PCT/RO/101 at the time of filing of this international application, or
 received on _____

to restore the right of priority in respect of the following priority claim(s) _____
 this receiving Office has decided:

- to restore** the right of priority, based on the finding by this receiving Office that the criterion for restoration applied by it is **satisfied**, namely that the failure to file the international application within the priority period:
- occurred in spite of due care required by the circumstances having been taken
 - was unintentional
 - ~~The reasons are set out in the Annex to this form.~~
- to refuse** the request to restore the right of priority, following issuance of the Notification of Intended Refusal of Request to Restore Right of Priority (Form PCT/RO/158) dated _____ for the following reason(s):
1. the request to restore the right of priority was not received within the applicable time limit under Rule 26bis.3(e).
 2. ~~the statement of reasons for the failure to file the international application within the priority period is missing or insufficient (Rule 26bis.3(b)(ii)).~~
 3. ~~a declaration in support of the statement of reasons for the failure to file the international application within the priority period is missing or insufficient (Rule 26bis.3(f)).~~
 4. ~~evidence in support of the statement of reasons for the failure to file the international application within the priority period is missing or insufficient (Rule 26bis.3(f)).~~
 5. lack of or late payment of the fee for restoration (Rule 26bis.3(d)).
 6. ~~lack of a priority claim in respect of an earlier application in the international application as required under Rule 26bis.3(c).~~
 7. ~~any other reason(s) for refusal as set out in the Annex to this form.~~

A copy of this Notification is being sent to the International Bureau.

Name and mailing address of the receiving Office	Authorized officer
Facsimile No.	Telephone No.

PATENT COOPERATION TREATY

From the RECEIVING OFFICE

To:

PCT

NOTIFICATION OF
DECISION ON REQUEST
TO RESTORE RIGHT OF PRIORITY

(PCT Rule 26bis.3(h)(iii))

Date of mailing
(day/month/year)

Applicant's or agent's file reference		IMPORTANT NOTIFICATION	
International application No.	International filing date/Date of receipt (day/month/year)	Priority date (day/month/year)	
Applicant			

Upon the request of the applicant:

included in Form PCT/RO/101 at the time of filing of this international application, or
 received on _____

to restore the right of priority in respect of the following priority claim(s) _____
 this receiving Office has decided:

to restore the right of priority, based on the finding by this receiving Office that the criterion for restoration applied by it is **satisfied**, namely that the failure to file the international application within the priority period:

occurred in spite of due care required by the circumstances having been taken for the reasons set out in the Annex.

was unintentional for the reasons set out in the Annex.

to refuse the request to restore the right of priority, following issuance of the Notification of Intended Refusal of Request to Restore Right of Priority (Form PCT/RO/158) dated _____ for the following reason(s) set out below (and, where necessary, more fully in the Annex):

- the request to restore the right of priority was not received within the applicable time limit under Rule 26bis.3(e).
- the international application has an international filing date which is beyond two months from the expiration of the priority period (Rule 26bis.3(a)).
- a priority claim in respect of an earlier application is not contained in the international application (Rule 26bis.3(c)).
- the statement of reasons for the failure to file the international application within the priority period is missing (Rule 26bis.3(b)(ii)).
- a required declaration and/or evidence in support of the statement of reasons for the failure to file the international application within the priority period is missing or insufficient (Rule 26bis.3(f)).
- lack of or late payment of the fee for restoration of the priority right (Rule 26bis.3(d)).
- the criterion for restoring the priority right, as applied by this receiving Office (the due care and/or the unintentional criterion), is not met for the reasons set out in the Annex.

A copy of this Notification is being sent to the International Bureau.

Name and mailing address of the receiving Office	Authorized officer
Facsimile No.	Telephone No.

PATENT COOPERATION TREATY

From the INTERNATIONAL SEARCHING AUTHORITY

PCT

NOTIFICATION OF TRANSMITTAL OF
THE INTERNATIONAL SEARCH REPORT AND
THE WRITTEN OPINION OF THE INTERNATIONAL
SEARCHING AUTHORITY, OR THE DECLARATION

(PCT Rule 44.1)

To:	
	Date of mailing (day/month/year)
Applicant's or agent's file reference	FOR FURTHER ACTION See paragraphs 1 and 4 below
International application No.	International filing date (day/month/year)
Applicant	

1. The applicant is hereby notified that the international search report and the written opinion of the International Searching Authority have been established and are transmitted herewith.

Filing of amendments and statement under Article 19:
The applicant is entitled, if he so wishes, to amend the claims of the international application (see Rule 46):

When? The time limit for filing such amendments is normally two months from the date of transmittal of the international search report.

Where? Directly to the International Bureau of WIPO, 34 chemin des Colombettes
1211 Geneva 20, Switzerland, Facsimile No.: +41 22 338 82 70

For more detailed instructions, see PCT Applicant's Guide, International Phase, paragraphs 9.004 – 9.011.

2. The applicant is hereby notified that no international search report will be established and that the declaration under Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are transmitted herewith.

3. **With regard to any protest** against payment of (an) additional fee(s) under Rule 40.2, the applicant is notified that:

the protest together with the decision thereon has been transmitted to the International Bureau together with any request to forward the texts of both the protest and the decision thereon to the designated Offices.

no decision has been made yet on the protest; the applicant will be notified as soon as a decision is made.

4. **Reminders**

The applicant may submit comments on an informal basis on the written opinion of the International Searching Authority to the International Bureau. The International Bureau will send a copy of such comments to all designated Offices unless an international preliminary examination report has been or is to be established. Following the expiration of 30 months from the priority date, these comments will also be made available to the public.

Shortly after the expiration of **18 months** from the priority date, the international application will be published by the International Bureau. If the applicant wishes to avoid or postpone publication, a notice of withdrawal of the international application, or of the priority claim, must reach the International Bureau before the completion of the technical preparations for international publication (Rules 90bis.1 and 90bis.3).

Within **19 months** from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase **until 30 months** from the priority date (in some Offices even later); otherwise, the applicant must, **within 20 months** from the priority date, perform the prescribed acts for entry into the national phase before those designated Offices.

In respect of other designated Offices, the time limit of **30 months** (or later) will apply even if no demand is filed within 19 months.

For details about the applicable time limits, Office by Office, see www.wipo.int/pct/en/texts/time_limits.html and the *PCT Applicant's Guide, National Chapters*.

Name and mailing address of the ISA/	Authorized officer
Facsimile No.	Telephone No.

PATENT COOPERATION TREATY

From the INTERNATIONAL SEARCHING AUTHORITY

PCT

NOTIFICATION OF TRANSMITTAL OF
THE INTERNATIONAL SEARCH REPORT AND
THE WRITTEN OPINION OF THE INTERNATIONAL
SEARCHING AUTHORITY, OR THE DECLARATION

(PCT Rule 44.1)

To:	
Applicant's or agent's file reference	FOR FURTHER ACTION See paragraphs 1 and 4 below
International application No.	International filing date (day/month/year)
Applicant	

1. The applicant is hereby notified that the international search report and the written opinion of the International Searching Authority have been established and are transmitted herewith.
Filing of amendments and statement under Article 19:
The applicant is entitled, if he so wishes, to amend the claims of the international application (see Rule 46):
When? The time limit for filing such amendments is normally two months from the date of transmittal of the international search report.
How? Directly to the International Bureau of WIPO preferably through ePCT or on paper to, 34 chemin des Colombettes 1211 Geneva 20, Switzerland, Facsimile No.: +41 22 338 82 70
For more detailed instructions, see *PCT Applicant's Guide*, International Phase, paragraphs 9.004 – 9.011.

2. The applicant is hereby notified that no international search report will be established and that the declaration under Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are transmitted herewith.

3. **With regard to any protest** against payment of (an) additional fee(s) under Rule 40.2, the applicant is notified that:
 the protest together with the decision thereon has been transmitted to the International Bureau together with any request to forward the texts of both the protest and the decision thereon to the designated Offices.
 no decision has been made yet on the protest; the applicant will be notified as soon as a decision is made.

4. **Reminders**
The applicant may submit comments on an informal basis on the written opinion of the International Searching Authority to the International Bureau. The International Bureau will send a copy of such comments to all designated Offices unless an international preliminary examination report has been or is to be established. Following the expiration of 30 months from the priority date, these comments will also be made available to the public.
Shortly after the expiration of **18 months** from the priority date, the international application will be published by the International Bureau. If the applicant wishes to avoid or postpone publication, a notice of withdrawal of the international application, or of the priority claim, must reach the International Bureau before the completion of the technical preparations for international publication (Rules 90bis.1 and 90bis.3).
Within **19 months** from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase **until 30 months** from the priority date (in some Offices even later); otherwise, the applicant must, **within 20 months** from the priority date, perform the prescribed acts for entry into the national phase before those designated Offices. In respect of other designated Offices, the time limit of **30 months** (or later) will apply even if no demand is filed within 19 months. For details about the applicable time limits, Office by Office, see www.wipo.int/pct/en/texts/time_limits.html and the *PCT Applicant's Guide*, National Chapters.
Within 19 months from the priority date, the applicant may request that a supplementary international search be carried out by an International Searching Authority, that offers this service (Rule 45bis.1). The procedure for requesting supplementary international search is described in the *PCT Applicant's Guide*, International Phase, paragraphs 8.006-8.032.

Name and mailing address of the ISA/	Authorized officer
Facsimile No.	Telephone No.