

**WIPO**



**PCT/CAL/III/6**

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**WORLD INTELLECTUAL PROPERTY ORGANIZATION**  
GENEVA

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

**PCT COMMITTEE**  
**FOR ADMINISTRATIVE AND LEGAL MATTERS**

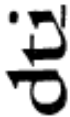
**Third session, Second Part**  
**Geneva, September 17 to 21, 1990**

DRAFT RULE 61.4

proposed by the United Kingdom

The present document contains a proposal, received from the Industrial Property and Copyright Department of the United Kingdom, for a draft Rule 61.4 concerning the publication of elections in the PCT Gazette.

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the department for Enterprise

3. Such a rule would not be ultra vires. Although the minutes of the Washington Conference confirm the present practice, the justifiable need for basic information suggests that a change in that practice would be appropriate.

Yours sincerely

*Alec Suspen*  
ALEC SUSPEN

Department of  
Trade and Industry  
Industrial Property and  
Copyright Department  
State House  
66-71 High Holborn  
London  
WC1R 6TP

Switchboard  
01-431 2325

Telex 265546 PATLON G  
Fax 01-465 0232



the department for Enterprise

Dr Arpad Bogsch  
World Intellectual Property Organisation  
34 Chemin des Colombettes  
1211 Geneva 20  
Switzerland

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*Dear Director General*

PCT COMMITTEE FOR ADMINISTRATIVE AND LEGAL MATTERS -  
3RD SESSION - JULY 2-6, 1990  
- DEMANDS FOR INTERNATIONAL PRELIMINARY EXAMINATION

1. Interested circles in the UK are concerned that information about the status of a PCT application which takes advantage of chapter II, and for which a demand and elections for international preliminary examination are filed before the expiry of the 19th month following the priority date, cannot be obtained until national processing begins - at up to 30 months or more from priority. (If elections are made after 19 months the problem is less serious, since national processing begins earlier).
2. My department sympathises with the interests' concern. The UK delegation to the forthcoming meeting therefore requests that the following proposal for a new part rule should be considered:

61.4: "The International Bureau shall promptly publish in the Gazette any election made prior to the expiry of the 19th month from the priority date."