

PCT

PATENT
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TREATY

NEWSLETTER

APRIL 1994

No. 02/1994

NEW PCT CONTRACTING STATES

Kenya (country code: KE)

Kenya deposited its instrument of accession to the PCT on 8 March 1994, and will become bound by the PCT on 8 June 1994. Therefore, in any international application filed on or after 8 June 1994, Kenya may be designated and, because it is bound by Chapter II of the PCT, may also be elected. Furthermore, as from 8 June 1994, nationals and residents of Kenya will be entitled to file international applications under the PCT.

Lithuania (country code: LT)

Lithuania deposited its instrument of accession to the PCT on 5 April 1994, and will become bound by the PCT on 5 July 1994. Therefore, in any international application filed on or after 5 July 1994, Lithuania may be designated and, because it is bound by Chapter II of the PCT, may also be elected. Furthermore, as from 5 July 1994, nationals and residents of Lithuania will be entitled to file international applications under the PCT.

PROVISIONAL SHEETS FOR PCT APPLICANT'S GUIDE

Letter to the Editor

Please could you confirm whether, in subscribing to the PCT Newsletter, I would be receiving the same information as with the Updating Services of the PCT Applicant's Guide.

Reply:

No. The *PCT Newsletter* will include only some provisional sheets reflecting changes or

additions to the *PCT Applicant's Guide* which are important and of interest to a large number of PCT users. All other changes to the *PCT Applicant's Guide* will only be published in the sets of updating sheets which are issued twice a year. The *PCT Newsletter* will, however, contain information on PCT matters (such as the practical advice section) which is not published in the *PCT Applicant's Guide* or *PCT Gazette*. Therefore, the *PCT Newsletter* is considered as an additional PCT publication rather than as a substitute for the *PCT Applicant's Guide*.

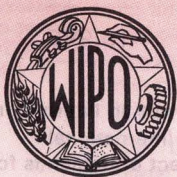
PCT NEWSLETTER SUBSCRIPTIONS

Inserted in this issue is a subscription form for the *PCT Newsletter*. Note that it is no longer necessary, in order to be entitled to the reduced price for subscriptions to multiple copies, that those copies be mailed in the same envelope.

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Tear-out sheets: provisional sheets for the PCT Applicant's Guide, Vol. I, Annex A and Annex B1 (SI)
Loose-leaf sheet: PCT Newsletter subscription form



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INTELLECTUAL
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1211 Geneva 20
Switzerland

Telephone
(41-22) 730 9111
Facsimile
(41-22) 740 14 35

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1993 PCT STATISTICS

The growth in the number of international applications filed under the PCT continued in 1993. The International Bureau of WIPO received 28,577 international applications filed with PCT receiving Offices worldwide, which represented an increase over 1992 of 10.26%. These 28,577 international applications had the effect of 354,441 national applications and of 35,850 regional patent applications, which in turn had the effect of 544,645 applications for patent protection in the member States of the regional patent systems; that is, a total of almost 900,000 applications.

Figure 1 shows the steep increase in the filing of international applications since 1985.

Table 1 shows the top ten countries of origin of international applications which were filed

in 1993. (Note that 12% of all international applications filed in 1993 were filed with the European Patent Office (EPO); they are included in the figures concerning the member State of the EPO of which the applicant is a national or a resident.)

The number of international applications transmitted to each International Searching Authority (ISA) and the number of demands filed with each International Preliminary Examining Authority (IPEA) in 1993 are shown in Table 2.

The number of demands for international preliminary examination in 1993 amounted to 19,995, which represents an increase over 1992 of 32.85%. The numbers of demands filed in each calendar year since 1985 are shown in Figure 2.

Figure 1: International applications received since 1985

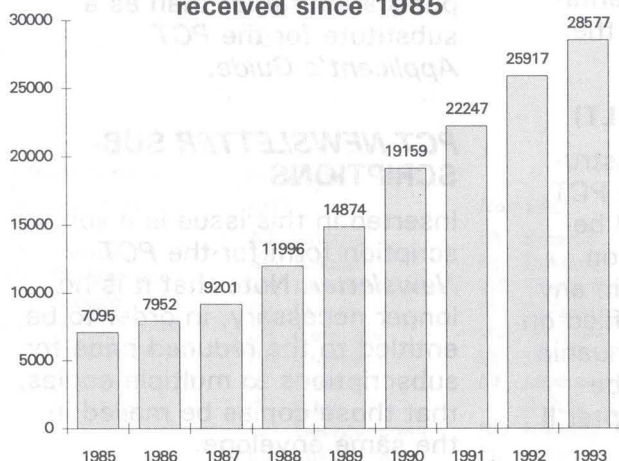


Table 2: International search and preliminary examination

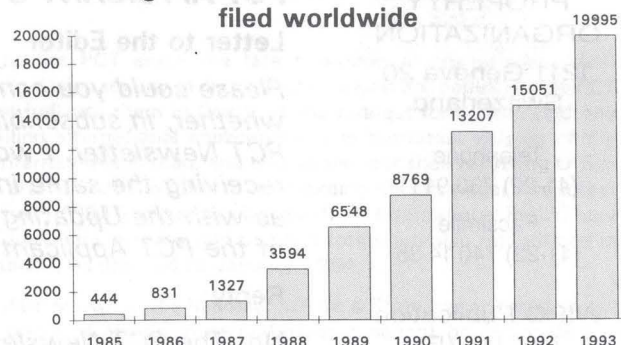
Authority (ISA and/or IPEA)	No. of international applications sent to each ISA	No. of demands filed with each IPEA
AT	210	92
AU	777	612
EP	15,409	8,644
GB*	—	1,672
JP	1,811	484
RU	286	63
SE	2,236	1,363
US	7,848	7,065
Total	28,577	19,995

Table 1: Filings by country of origin

Country of origin	No. of applications filed	% of applications filed
US	12,535	43.86
DE	3,459	12.10
GB	2,813	9.84
JP	1,916	6.70
FR	1,517	5.31
SE	1,098	3.84
AU	664	2.32
FI	568	1.99
CA	553	1.94
CH (incl. LI)	531	1.86
Other PCT States (47 at the end of 1993)	2,923	10.24
Total	28,577	100.00

* The United Kingdom Patent Office is not an International Searching Authority. It ceased to be an International Preliminary Examining Authority in respect of demands for international preliminary examination made on or after 1 June 1993.

Figure 2: Number of demands filed worldwide



JAPAN: AMENDMENTS TO THE UTILITY MODEL LAW

Amendments to the Japanese Utility Model Law entered into force on 1 January 1994. There are two different procedures for utility model applications and conversions to and from utility model applications in the national

phase before the Japanese Patent Office, depending on whether the filing date of the international application is before or after 1 January 1994. Those differences are described below:

	International applications filed before 1 January 1994	International applications filed after 1 January 1994
Request for utility model	The request for a utility model must be made in the international application (in Box V of the request) when the application is filed, except in the case of a request for a conversion (see below).	
Drawings	Where the international application does not contain drawings, the applicant must furnish the drawing(s) within the time limit applicable under PCT Article 22 or 39(1)(a), that is, 20 or 30 months from the priority date. Where the applicant does not furnish the drawings within that time limit, the Office will invite him to furnish the drawing(s) within a time limit fixed in the invitation. Where an international application for a patent is converted into a utility model application (see below), the drawing(s) must be submitted with the request for conversion.	
National phase requirements	The requirements for the national phase and procedures thereafter are basically the same as for patents, except that: (i) the fees for utility models must be paid; and, (ii) examination must be requested within four years from the international filing date.	(i) the fees for utility models and registration fees from the first to third years must be paid instead of the fees for patents; and, (ii) a request for examination is not required. Utility models are registered without any substantive examination thereof in the national phase.
Fees	National filing fee for utility models: JPY 17,000.	National filing fee for utility models: JPY 14,000.
Amendments	In addition to amendments under PCT Articles 19 and 34, amendments under PCT Article 28 or 41 may be made to an international application for a utility model: (i) at the time the applicant makes a request for examination; or, (ii) within three months from the receipt of the notification of the filing of a request for examination by a third party; or, (iii) within the time limit fixed in a notification from the Office of reasons for refusal.	within one month from the fulfillment of the requirements under PCT Article 22 or 39(1)(a). However, if the communication under PCT Rule 47.1 (or the transmittal under PCT Article 36(1)) has not been effected by the expiration of the time limit applicable under PCT Article 22 or 39(1)(a), the applicant may make amendments within four months from the expiration of that time limit.
Conversion from patent to utility model	An international application for a patent may be converted into a utility model application after the applicant has complied with the requirements for entry into the national phase for a patent application. The conversion is subject to the payment of a fee for conversion and may be requested up to the occurrence of the first of the following events: (i) the expiration of 30 days from the transmittal of the first decision of the Office that the patent application will be refused; (ii) the expiration of four years from the international filing date; however, if the time limit referred to in (i) above expires after that four-year period, the conversion is still possible during the above 30-day period.	(ii) the expiration of five years and six months from the international filing date.
Conversion from utility model to patent	An international application for a utility model may be converted into a patent application after the applicant has complied with the requirements for entry into the national phase for a utility model application. The conversion is subject to the payment of a fee for conversion and may be requested up to the occurrence of the first of the following events: (i) the expiration of 30 days from the transmittal of the first decision of the Office that the utility model application will be refused; (ii) the expiration of seven years from the international filing date; however, if the time limit referred to in (i) above expires after that seven-year period, the conversion is still possible during the above 30-day period.	(ii) a request for conversion may be filed at any time prior to the registration.
Term of protection	The term of protection is ten years from the date of publication of the utility model application, provided that such term shall not exceed 15 years from the filing date of the utility model application.	The term of protection is six years from the filing date of the international application for a utility model registration.

PRACTICAL ADVICE

This practical advice section features general questions which have been put to the staff of the PCT Legal Division and the PCT Administration Department of the International Bureau, and the answers which were given.

International applications filed with the International Bureau as receiving Office — (1) where to file demands; (2) who has the right to practice before the International Bureau as receiving Office

Q: I am the agent, based in the United Kingdom, for a corporate applicant with United States residence and nationality, and an applicant/inventor with Swiss residence and nationality. Before the International Bureau became a receiving Office for applicants from all PCT Contracting States, the international application would have had to be filed with the United States receiving Office, in order to have the option to file a demand for international preliminary examination.

(1) Is it now possible to file the international application with the International Bureau as receiving Office and choose the European Patent Office (EPO) as International Searching Authority (ISA) and later on as International Preliminary Examining Authority (IPEA) when a demand is filed?

(2) Am I, as an agent qualified to practice in the United Kingdom, entitled to represent the United States and Swiss applicants before the International Bureau as receiving Office?

A: (1) Prior to 1 January 1994, you could have benefited from Chapter II and would have been able to validly file a demand for international preliminary examination (see the second condition set in PCT Rule 54.2(ii)) only if the international application had been filed with the United States receiving Office (that is, the receiving Office of a Contracting State (US) bound by PCT Chapter II). If the international application had been filed either with the Swiss Patent Office (Switzerland is not bound by Chapter II of the PCT) or the EPO (which would in those circumstances have been acting as receiving Office for Switzerland), it would not have been possible to have access to Chapter II since the receiving Office would not have been an Office of or acting for a Contracting State bound by Chapter II. Since 1 January 1994, however, it has been possible for applicants from all PCT Contracting States to file international applications with the International Bureau as receiving Office. This gives you the option to choose the EPO

as ISA and IPEA since the applicants could have filed the application with the United States receiving Office (because of the United States applicant), and to have access to the EPO as IPEA (provided the EPO has been chosen as ISA) since one of the applicants (the United States applicant) would have been entitled to file a demand for international preliminary examination.

(2) Because of the Swiss applicant, the international application could have been filed with the EPO as receiving Office. Therefore, if you are entitled to practice before the EPO, according to new PCT Rule 83.1^{bis}, you are entitled to represent the Swiss and the US applicants before the International Bureau as receiving Office.

PCT INFORMATION UPDATE

European Patent Office (fees)

As from 3 May 1994, there will be changes in the international search and preliminary examination fees payable in Belgian and Luxembourg Francs (BEF/LUF), Drachma (GRD) (search fee only), Lira (ITL), and Swiss Francs (CHF). The new fees are shown in Tables I(b) and II, on page 7.

Japan (fees)

As from 1 June 1994, there will be changes in certain fees payable in Yen at the Japanese Patent Office. The new fees are shown in Tables I(b) and II, on page 7. (For the new utility model fee, see page 3.)

Slovakia (telephone and fax numbers)

The telephone number of the Slovakian Patent Office, for the purposes of PCT matters, has changed, and there is an additional fax number:

Telephone: (42-7) 49 19 39
 Fax: (42-7) 49 19 39
 (42-7) 31 44 61 (additional number)

Slovenia (general information)

General information about Slovenia as a Contracting State and information of interest if Slovenia is designated (or elected) is set out in the pink tear-out provisional sheet for Annex B1 of the *PCT Applicant's Guide*.

List of Contracting States

The pink tear-out provisional Annex A of the *PCT Applicant's Guide* (Contracting States of the PCT) includes the States which have adhered to the PCT since the Annex was last published in January 1994 and the corresponding dates of entry into force of the PCT.

PCT SEMINAR CALENDAR

Dates	Location/nature of seminar WIPO speakers	Who to contact for further information
18-20 April 1994	Naples, Florida (US) PCT seminar for patent attorneys: "Worldwide Patenting — PCT Chapters I and II," organized by Patent Resources Group, Inc. WIPO speakers: Mr. Bartels, Ms. Boutillon and Mr. Maassel	Prof. Irving Kayton Tel: (1-804) 296 39 00 Fax: (1-804) 296 39 99
21-23 April 1994	Cleveland, Ohio (US) Presentation on the PCT at the American Intellectual Property Law Association (AIPLA) Spring Meeting WIPO speakers: Ms. Boutillon and Mr. Thompson	AIPLA Tel: (1-703) 415 07 80
2 May 1994	Cologne (DE) PCT seminar for patent attorneys organized by the law firm of von Kreisler, Selting and Werner WIPO speaker: Mr. Bartels	Mrs. Michel Tel: (49-221) 13 10 41
2 May 1994	Cologne (DE) PCT update seminar for patent administrators organized by the law firm of von Kreisler, Selting and Werner WIPO speaker: Mrs. Coeckelbergs	Mrs. Michel Tel: (49-221) 13 10 41
3-4 May 1994	Munich (DE) PCT seminar for paralegals, organized by Forum - Institut für Management GmbH WIPO speaker: Mrs. Coeckelbergs	Forum Tel: (49-6221) 47 95 12 Fax: (49-6221) 41 16 27
26-27 May 1994	Sofia (BG) "The Patent Cooperation Treaty (PCT) — an Efficient System of Patenting Abroad" International seminar organized by the Bulgarian Patent Office WIPO speakers: Ms. Boutillon and Mr. Bryan	Mrs. Penka Petkova Tel: (359-2) 71 70 13 Fax: (359-2) 71 70 44
9-10 June 1994	London (GB) PCT seminar for patent administrators and legal assistants "Working with the PCT," organized by Management Forum Ltd. WIPO speakers: Ms. Boutillon and Mrs. Coeckelbergs	Forum (Mrs. Josephine Leak) Tel: (44-483) 57 00 99 Fax: (44-483) 364 24
12-13 July 1994	Munich (DE) PCT colloquium for frequent users, organized by Forum - Institut für Management GmbH WIPO speakers: Mr. Bartels and Mrs. Coeckelbergs	Forum Tel: (49-6221) 47 95 12 Fax: (49-6221) 41 16 27
14-15 July 1994	Munich (DE) Advanced PCT seminar for patent administrators, organized by Forum - Institut für Management GmbH WIPO speaker: Mrs. Coeckelbergs	Forum Tel: (49-6221) 47 95 12 Fax: (49-6221) 41 16 27

PCT FEE TABLES

The following Tables show the amounts (including currencies) for the main PCT fees which are payable to the receiving Offices (ROs) and the International Preliminary Examining Authorities (IPEAs) during the international phase under Chapter I (Table I(a) and Table I(b)) and under Chapter II (Table II). Fees which are payable only in special circumstances are not shown; nor are details of reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Volume I, Annexes C, D and E. Note that all amounts are subject to changes due to fee increases or fluctuations in exchange rates.

Table I(a) – TRANSMITTAL, BASIC AND DESIGNATION FEES

(as at 1 April 1994, unless otherwise indicated)

RO	Transmittal fee ¹	Basic fee ¹ (CHF 762)	Supplement per sheet over 30 ¹ (CHF 15)	Designation fee ^{1,2} (CHF 185)	Competent ISA(s) ³
AT	ATS 700	ATS 6,220	122	1,510	EP
AU	AUD 55	AUD 835 (from 07.04.94) (748)	16 (15)	203 (182)	AU
BE	BEF 1,500	BEF 18,208	358	4,421	EP
BG	BGL 600	BGL equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	EP RU
BR	BRC 21,670	BRC equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	AT EP SE US
BY	RUR ⁴ —	USD 530	10	128	EP RU
CA	CAD 200	CAD 696	14	168	EP
CH	CHF 100	CHF 762	15	185	EP
CN	CNY 500	CNY equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	CN
CZ	CZK 1,200	CZK equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	EP
DE	DEM 150	DEM 883	17	214	EP
DK	DKK 1,500	DKK 3,440	70	840	EP SE
EP ⁵	DEM 200	DEM 883	17	214	EP
ES	None	ESP 66,000 (from 18.04.94) (76,300)	1,300 (1,500)	16,000 (18,500)	EP
FI	FIM 700	FIM 3,200	65	780	EP SE
FR	FRF 400	FRF 3,010	60	730	EP
GB	GBP 55	GBP 352	7	85	EP
GR	GRD 23,500	GRD 131,000	3,000	32,000	EP
HU	HUF 1,000	HUF equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	AT RU
IB	CHF 300 or USD 200	CHF 762 or USD 530	15 10	185 128	See note 6
IE	IEP 60	IEP 357	7	87	EP
IT	ITL 60,000	ITL 884,000	17,000	215,000	EP
JP	JPY 16,000	JPY 59,000	1,000	14,000	EP JP
KP	KPW 50	KPW equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	RU
KR	KRW 40,000	KRW 427,000	8,000	103,000	AT AU JP
KZ	RUR ⁴ —	USD 530	10	128	EP RU
LU	LUF/BEF 1,000	LUF/BEF 18,208	358	4,421	EP
LV	LVL 40	USD 530	10	128	EP RU
MC	FRF 200	FRF 3,010	60	730	EP
MN	None	MNT equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	EP RU
MW	MWK 8	MWK 2,350	46	570	EP
NL	NLG 110	NLG 1,000	20	240	EP
NO	NOK 500	NOK 3,500 (from 18.04.94) (3,940)	70 (80)	850 (960)	EP SE
NZ	NZD 155	NZD 976	19	237	AU EP
PL	PLZ 1,500,000	PLZ equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	EP
PT	PTE 3,000	PTE 89,000	1,800	21,700	EP
RO	ROL 10,000	CHF 762	15	185	AT EP RU
RU	RUR 13,000	USD 530	10	128	RU
SD	SDP 50	SDP equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	EP
SE	SEK 600	SEK 4,355	85	1,060	EP SE
SI	SIT See below ⁺	SIT equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	EP
SK	SKK 1,200	SKK equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	EP
UA	UAK ⁴ —	USD 530	10	128	EP RU
US	USD 200	USD 530	10	128	EP US
VN	USD 50	VND equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	AT AU EP RU SE

⁺ 10% of the basic fee, supplement fee, designation fee and search fee.

Table I(b) – SEARCH FEES
(as at 1 April 1994, unless otherwise indicated)

ISA	Search fee ¹											
AT	ATS	2,200	CHF	285	KRW	161,000	USD	198				
AU	AUD	750	CHF	772	KRW	439,000	NZD	945	USD	537		
CN	CNY	800	CHF	210	USD	146						
EP	DEM	2,400	CHF	2,160*	FRF	8,480	ITL	2,308,000*	NLG	2,740	SEK	11,590
	ATS	17,140	DKK	9,600	GBP	960	JPY	149,000	NOK	10,300	USD	1,415
	BEF	51,600*	ESP	203,400	GRD	347,800*	LUF	51,600*	NZD	2,557		
	CAD	1,870	FIM	8,200	IEP	1,017	MWK	6,400	PTE	255,300		
	*(from 03.05.94: BEF		51,000	CHF	2,060	GRD	363,600	ITL	2,449,000	LUF	51,000)	
ES	ESP	50,100	CHF	537	USD	373						
JP	JPY	66,000*	CHF	900	KRW	543,000	USD	626				
	*(from 01.06.94: JPY		77,000)									
RU	RUR	53,000	CHF	288	USD	200						
SE	SEK	2,600 ⁷	3,600 ⁸	4,200 ⁹	FIM	1,875 ⁷	2,600 ⁸	3,030 ⁹				
	CHF	460 ⁷	635 ⁸	740 ⁹	NOK	2,290 ⁷	3,170 ⁸	3,695 ⁹				
	DKK	2,115 ⁷	2,930 ⁸	3,420 ⁹	USD	320 ⁷	442 ⁸	515 ⁹				
US	USD	620	(410 ¹⁰)	CHF	890	(590 ¹⁰)						

Table II – PRELIMINARY EXAMINATION FEES
(as at 1 April 1994, unless otherwise indicated)

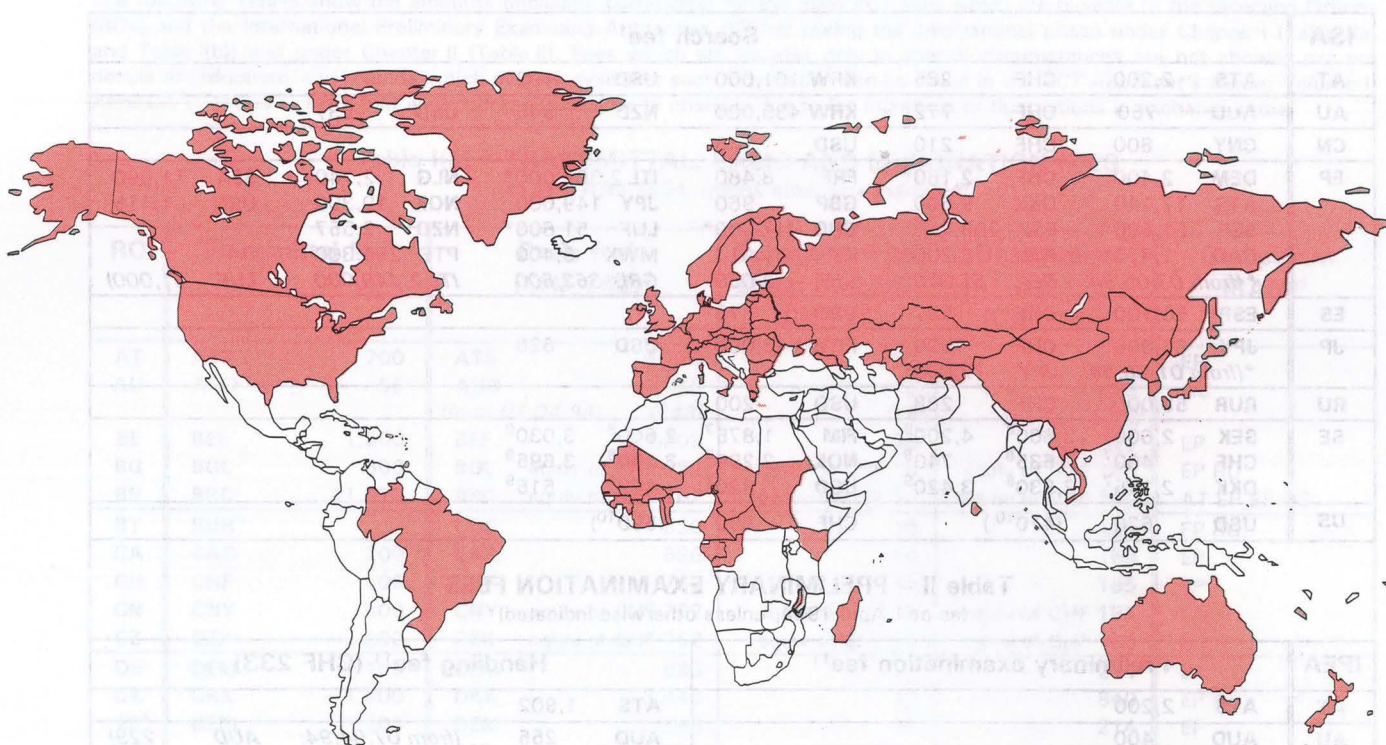
IPEA	Preliminary examination fee ¹¹				Handling fee ¹¹ (CHF 233)							
AT	ATS	2,200			ATS	1,902						
AU	AUD	400			AUD	255	(from 07.04.94: AUD	229)				
CN	CNY	800			CNY equiv of CHF 233							
EP	DEM	3,000	FRF	10,600	NLG	3,430	DEM	270	FRF	920	NLG	305
	ATS	21,430	GBP	1,200	PTE	319,100	ATS	1,902	GBP	108	PTE	27,000
	BEF	64,500*	IEP	1,271	SEK	14,490	BEF	5,568	IEP	109	SEK	1,330
	CHF	2,700*	ITL	2,885,000*			CHF	233	ITL	270,000		
	DKK	12,000	LUF	64,500*			DKK	1,050	LUF	5,568		
*(from 03.05.94: BEF		63,700	CHF	2,580								
ITL		3,061,000	LUF	63,700)								
JP	JPY	23,000	(from 01.06.94: JPY	28,000)	JPY	18,000						
RU	RUR	26,000	USD	300	USD	162						
SE	SEK	3,200			SEK	1,330						
US	USD	450	(670 ¹²)		USD	162						

Key to currency abbreviations for all fee tables:

ATS	Schilling	CZK	Czech Koruna	HUF	Forint	MNT	Tugrik	RUR	Rouble
AUD	Australian Dollar	DEM	Mark	IEP	Punt	MWK	Kwacha	SDP	Sudanese Pound
BEF	Belgian Franc	DKK	Danish Krone	ITL	Lira	NLG	Guilder	SEK	Swedish Krona
BGL	Lev	ESP	Peseta	JPY	Yen	NOK	Norwegian Krone	SIT	Tolar
BRC	Cruzeiro Real	FIM	Markka	KPW	Won	NZD	New Zealand Dollar	SKK	Slovak Koruna
CAD	Canadian Dollar	FRF	French Franc	KRW	Won	PLZ	Zloty	UAK	Karbovanets
CHF	Swiss Franc	GBP	Pound Sterling	LUF	Luxembourg Franc	PTE	Escudo	USD	US Dollar
CNY	Yuan Renminbi	GRD	Drachma	LVL	Lat	ROL	Leu	VND	Dong

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The confirmation fee payable under PCT Rules 4.9(c) and 15.5 is 50% of the designation fee.
- 3 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 4 The amounts are not yet known. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 5 Payments can also be made in ATS, BEF, CHF, DKK, ESP, FRF, GBP, GRD, IEP, ITL, LUF, NLG, PTE or SEK. For the amounts in the said currencies, reference should be made to the latest issue of the *Official Journal* of the EPO.
- 6 The competent International Searching Authority(ies) for an international application filed with the International Bureau as receiving Office is (are) the Authority(ies) which would have been competent if the international application had been filed with the receiving Office of, or acting for, the Contracting State of which the applicant (or any of the applicants) is a resident or national.
- 7 If on an earlier application, the priority of which is claimed, a first office action has been issued by the Swedish Patent Office.
- 8 If on an earlier application, the priority of which is claimed, a first office action has been issued by the Danish Patent Office, the National Board of Patents and Registration (Finland) or the Norwegian Patent Office.
- 9 In all cases where 7 and 8 do not apply.
- 10 Payable when a corresponding prior US national application has been filed and the basic national fee has been paid.
- 11 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 12 Payable when the international search report was not established by the United States Patent and Trademark Office.

PCT CONTRACTING STATES AND TWO-LETTER CODES (69 on 5 April 1994) *



In the Americas

- BB Barbados
- BR Brazil
- CA Canada
- TT *Trinidad and Tobago***
- US United States of America

In Europe

EPO

- AT Austria
- BE Belgium
- DK Denmark
- FR France
- DE Germany
- GR Greece
- IE Ireland
- IT Italy
- LI Liechtenstein
- LU Luxembourg
- MC Monaco
- NL Netherlands
- PT Portugal
- ES Spain
- SE Sweden
- CH Switzerland
- GB United Kingdom

Non-EPO

- BY Belarus
- BG Bulgaria
- CZ Czech Republic
- FI Finland
- HU Hungary
- LV Latvia
- LT *Lithuania* (from 5 July 1994) ***
- NO Norway
- PL Poland
- MD *Republic of Moldova***
- RO Romania
- RU Russian Federation
- SK Slovakia
- SI *Slovenia***
- UA Ukraine

In Asia and the Pacific

- AU Australia
- CN China
- KP Democratic People's Republic of Korea
- GE *Georgia***
- JP Japan
- KZ Kazakhstan
- KG *Kyrgyzstan***
- MN Mongolia
- NZ New Zealand
- KR Republic of Korea
- LK Sri Lanka
- TJ *Tajikistan***
- UZ Uzbekistan
- VN Viet Nam

In Africa

OAPI

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- BF Burkina Faso
- CM Cameroon
- CF Central African Republic
- TD Chad
- CG Congo
- CI Côte d'Ivoire
- GA Gabon
- GN Guinea
- ML Mali
- MR Mauritania
- NE Niger
- SN Senegal
- TG Togo

Non-OAPI

- KE *Kenya* (from 8 June 1994) ***
- MG Madagascar
- MW Malawi
- SD Sudan

Important: any States indicated in ***bold italics*** have adhered to the PCT since the latest version of the request form (PCT/RO/101) was issued in January 1994. If the applicant wishes to designate any of those States which are bound by the PCT on the date on which the international application is filed, he must indicate them in Box V of the request form. **To avoid any unintentional omission of designations**, applicants should, when filing international applications, use the latest version of the request form, which can be obtained from receiving Offices or the International Bureau, and should also ask their receiving Office or the International Bureau about adherence by any further States after the date shown in the heading on this page. The latest version of the demand form (Form PCT/IPEA/401) was issued in January 1994 and can be obtained from International Preliminary Examining Authorities or the International Bureau. The latest versions of the request and demand forms are also reproduced in Annexes X and Y, respectively, of the *PCT Applicant's Guide*, Volume I, as updated to January 1994.

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A

Contracting States of the Patent Cooperation Treaty (PCT)

A

Name of State followed by country code	Date of entry into force of the PCT in respect of the State	Name of State followed by country code	Date of entry into force of the PCT in respect of the State
Australia AU	31 March 1980	Lithuania LT	5 July 1994
Austria AT	23 April 1979	Luxembourg LU	30 April 1978
Barbados BB	12 March 1985	Madagascar MG	24 January 1978
Belarus ³ BY	25 December 1991	Malawi MW	24 January 1978
Belgium BE	14 December 1981	Mali ML	19 October 1984
Benin BJ	26 February 1987	Mauritania MR	13 April 1983
Brazil BR	9 April 1978	Monaco MC	22 June 1979
Bulgaria ³ BG	21 May 1984	Mongolia MN	27 May 1991
Burkina Faso BF	21 March 1989	Netherlands ⁵ NL	10 July 1979
Cameroon CM	24 January 1978	New Zealand NZ	1 December 1992
Canada CA	2 January 1990	Niger NE	21 March 1993
Central African Republic CF	24 January 1978	Norway ² NO	1 January 1980
Chad TD	24 January 1978	Poland PL	25 December 1990
China CN	1 January 1994	Portugal PT	24 November 1992
Congo CG	24 January 1978	Republic of Korea KR	10 August 1984
Côte d'Ivoire CI	30 April 1991	Republic of Moldova ³ MD	25 December 1991
Czech Republic CZ	1 January 1993	Romania ³ RO	23 July 1979
Democratic People's Republic of Korea KP	8 July 1980	Russian Federation ³ RU	29 March 1978
Denmark DK	1 December 1978	Senegal SN	24 January 1978
Finland ² FI	1 October 1980	Slovakia SK	1 January 1993
France ^{3, 4} FR	25 February 1978	Slovenia SI	1 March 1994
Gabon GA	24 January 1978	Spain ¹ ES	16 November 1989
Georgia ³ GE	25 December 1991	Sri Lanka LK	26 February 1982
Germany DE	24 January 1978	Sudan SD	16 April 1984
Greece ¹ GR	9 October 1990	Sweden ² SE	17 May 1978
Guinea GN	27 May 1991	Switzerland ¹ CH	24 January 1978
Hungary ³ HU	27 June 1980	Tajikistan ³ TJ	25 December 1991
Ireland IE	1 August 1992	Togo TG	24 January 1978
Italy IT	28 March 1985	Trinidad and Tobago TT	10 March 1994
Japan JP	1 October 1978	Ukraine ³ UA	25 December 1991
Kazakhstan ³ KZ	25 December 1991	United Kingdom ⁶ GB	24 January 1978
Kenya KE	8 June 1994	United States of America ^{7, 8} US	24 January 1978
Kyrgyzstan ³ KG	25 December 1991	Uzbekistan ³ UZ	25 December 1991
Latvia LV	7 September 1993	Viet Nam VN	10 March 1993
Liechtenstein ¹ LI	19 March 1980		

1 Not bound by Chapter II of the PCT (declaration under Article 64(1)(a)).

2 With the declaration provided for in Article 64(2)(a)(ii).

3 With the declaration provided for in Article 64(5).

4 Including all Overseas Departments and Territories.

5 Ratification for the Kingdom in Europe, Aruba and the Netherlands Antilles.

6 Extends to the territory of Hong Kong and to the Isle of Man.

7 With the declarations provided for in Articles 64(3)(a) and 64(4)(a).

8 Extends to all areas for which the United States of America has international responsibility.

B1	Information on Contracting States	B1
SI	SLOVENIA	SI

General information

Name of Office:	Industrial Property Protection Office
Location:	Kotnikova 6, SLO-61000 Ljubljana
Mailing address:	p.p. 206, SLO-61000 Ljubljana
Telephone:	(386-61) 1312 322
Facsimile machine:	(386-61) 318 983
Teleprinter:	—
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile machine
Which kinds of documents may be so transmitted?	All kinds of documents; international applications or replacement sheets containing corrections or amendments may be transmitted only by facsimile machine
Must the original of the document be furnished in all cases?	Yes, within 14 days from the date of the transmission, if the transmitted document is an international application or a replacement sheet containing corrections or amendments of an international application. No, only upon invitation in the case of other documents.
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	No
Competent receiving Office for nationals and residents of Slovenia:	Industrial Property Protection Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Slovenia is designated (or elected):	National protection: Industrial Property Protection Office (see Volume II) Extension of European Patent: European Patent Office (see Volume II)
May Slovenia be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	National: Patents, patents of addition, short term patents Extended European Patents
Provisions of the law of Slovenia concerning international-type search:	None
Provisional protection after international publication:	See Articles 4(3), 36(2), 93, 94 of the Patent Law and Article 4 of the Extension Ordinance

[continued on next page]

B1

Information on Contracting States

B1

SI

SLOVENIA

SI

[continued]

Information of interest if Slovenia is designated (or elected)

For the grant of a national patent by the Industrial Property Protection Office:

Time when the name and address of the inventor must be given if Slovenia is designated:

Must be in the request. If the data concerning the inventor are missing at the expiry of the time limit applicable under PCT Article 22 or 39(1)(a), the Industrial Property Protection Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

Does the Office disregard the priority claim if the priority document was not submitted within 16 months from the priority date under PCT Rule 17.1?

No

Are there special provisions concerning the deposit of microorganisms?

Yes (see Annex L)

For extension of a European Patent: See European Patent Organisation (EP) in Annex B2 and Summary (EP) and the national chapters EP and SI in Volume II of the PCT Applicant's Guide



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