

PCT

PATENT
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BROADER PCT COVERAGE IN AFRICA

From 1 July 1994 it will be possible for PCT applicants to designate Kenya, Malawi and/or Sudan for an ARIPO patent (two-letter code: AP) under the African regional patent treaty known as the Harare Protocol.

The African Regional Industrial Property Organization (ARIPO) has 14 member States of which 11 are party to the Harare Protocol on Patents and Industrial Designs. The Harare Protocol makes it possible to obtain an ARIPO patent effective in any or all of the Protocol's member States.

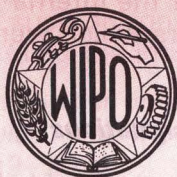
Under amendments to the Harare Protocol and its Implementing Regulations adopted by ARIPO's Administrative Council in April 1994, an international application under the PCT will be able to include a designation for an ARIPO patent of those Harare Protocol member States which are also Contracting States of the PCT. Processing of such international applica-

tions in the regional phase will be undertaken by the ARIPO Office (located in Harare, Zimbabwe) as a designated (or elected) Office under the PCT.

The amendments to the Harare Protocol will come into effect on 1 July 1994. Malawi and Sudan are already bound by the PCT, and Kenya will become bound on 8 June 1994 (see *PCT Newsletter* No. 02/1994). It will also remain possible, after 1 July 1994, to designate those States for national patents under the PCT.

The amendments additionally provide for the ARIPO Office to act as a PCT receiving Office for residents and nationals of States which are party to both the Harare Protocol and the PCT.

[continued on page 2]



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Tear-out sheets: provisional sheets for the *PCT Applicant's Guide*, Vol. I, Annex B1 (GE), (LT), (MD) and (TT)

Loose-leaf sheet: *PCT Newsletter* subscription form

BROADER PCT COVERAGE IN AFRICA

[continued from page 1]

As more Harare Protocol member States join the PCT, the availability of an ARIPO patent designation for those States will become an increasingly attractive option for PCT applicants interested in obtaining protection in African countries. It is already possible in a PCT application to make a designation for a regional OAPI patent (two-letter code: OA) of the 14 member States of the (French-speaking) African Intellectual Property Organization (OAPI).

The revised version of the PCT request form to be issued in July 1994 will include, in Box No. V, an additional check-box "AP" making it straightforward for applicants to designate Kenya, Malawi and/or Sudan for an ARIPO patent.

EPO BOARD OF APPEAL DECISIONS CONCERNING PCT

Competence of the Boards of Appeal of the EPO in proceedings under the PCT

As indicated in the following headnotes, the Legal Board of Appeal has decided that:

"I. The EPO Boards of Appeal have no jurisdiction to examine appeals against actions taken by the EPO in its capacity as International Preliminary Examining Authority (IPEA) within the meaning of the PCT (confirmation of the ruling in J 20/89, OJ EPO 1991, 375, 378).

"The same applies even if the EPO previously acted as receiving Office within the meaning of the PCT for the same international application.

"II. In the present case there is no reason for the Board to comment on whether the EPO Boards of Appeal have jurisdiction to examine appeals against actions taken by the EPO in its capacity as receiving Office within the meaning of the PCT."

(Decision J 15/91 - 3.1.1; *Official Journal of the EPO (OJ EPO)*, No. 5/1994, page 296)

Unsubstantiated protest

As indicated in the following headnotes, the Technical Board of Appeal has decided that:

"I. Under Rule 40.2(c) PCT, a protest against an invitation to pay additional search fees must be supported by a

reasoned statement. Insufficiently substantiated protests are rejected as inadmissible.

"II. The reasoned statement must contain grounds which show why the applicant believes that his international application does not lack unity. A mere assertion to this effect is not a reasoned statement within the meaning of Rule 40.2(c) PCT."

(Decision W 16/92 - 3.2.4; *OJ EPO*, No. 4/1994, page 237)

Lack of unity "a posteriori" (yes)

As indicated in the following headnote, the Technical Board of Appeal has decided that:

"There is lack of unity within the meaning of Article 17(3)(a) and Rule 13 PCT if the subject-matters of independent claims including their effects have no inventive common feature in those parts of the claims differing from the closest prior art (following W 6/90, OJ EPO 1991, 438)."

(Decision W 32/92 - 3.2.2; *OJ EPO*, No. 4/1994, page 239)

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.

Unintentional omission of designations

Q: I have forgotten to designate Trinidad and Tobago in a PCT application, which I filed on 11 March 1994. Can anything be done about this, and, if so, under what conditions (time limits, fees, etc.)?

A: If you used the current version of the PCT request form (PCT/RO/101), or any version issued in or after July 1992, your international application contains a so-called "precautionary designation" by way of the statement printed at the bottom of Box No. V, which covers all States which were bound by the PCT on the international filing date (see PCT Rule 4.9(b)). Trinidad and Tobago was included because it became bound by the PCT on 10 March 1994.

If you wish your international application to have full effect in Trinidad and Tobago, you must within 15 months from the priority date, "confirm" that precautionary designation by fulfilling two requirements directly before the receiving Office with which you filed your international application (see PCT Rule 4.9(c)):

(i) file a written notice containing the confirmation of the precautionary designation of Trinidad and Tobago; and

(ii) pay a designation fee and a confirmation fee (50% of the designation fee).

In respect of the notice of confirmation, you may use Form PCT/RO/144 which is contained in the *PCT Applicant's Guide*, Vol. I, Annex Z, or can be obtained from your receiving Office or the International Bureau.

In respect of the fees, the designation and confirmation fees must be paid for each designation confirmed, regardless of whether or not the maximum of 10 designation fees has already been paid (see PCT Rule 15.5).

If the two requirements listed above are not fulfilled within the 15-month time limit, the designation of Trinidad and Tobago will be regarded as withdrawn by the applicant.

Lastly, if you used a version of the PCT request form which does not contain the statement printed in Box No. V, no precautionary designations can be confirmed since no such designations were made at the time of filing the international application.

For further details, see the *PCT Applicant's Guide*, Vol. I, paragraphs 87-88 and 199-202.

Correction of priority date

Q: A priority date of 2 April 1993 was indicated by mistake in Box No. VI of the PCT request form. The correct priority date is 12 April 1993. Can the date be corrected and, if so, under what conditions (time limits, fees, etc.)?

A: As provided in PCT Rule 4.10(b), the receiving Office may correct the priority date upon request of the applicant. However, such a correction can be made only within

16 months from the correct priority date (that is, at the latest on 12 August 1994), and only if the correction is obvious from a comparison with the priority document. In order for the receiving Office to be able to make the correction within the 16-month time limit, your request for correction must reach that Office as soon as possible. (Note that the receiving Office will not make the correction *ex officio*.) No fee is due for making such a request.

If the receiving Office makes the correction within the 16-month time limit, the international publication will reflect the correct priority date and all the remaining PCT time limits calculated from the priority date will be recalculated on the basis of the correct date. This will, in particular, be the case for the time limits for international publication, for filing a demand for international preliminary examination, and for entry into the national phase.

If the correction cannot be made because the requirements of PCT Rule 4.10(b) are not satisfied, the published international application will contain the priority date indicated in the request form, and no further opportunity for correction of that date will be available to you during the international phase. The only course of action then open would be to make separate requests for correction before the various designated (or elected) Offices upon or after entry into the national phase.

Not all Offices, however, would permit such a correction, under the applicable national law, during the national phase. Certain Offices may authorize a correction but only if the published international application contained an indication of the correct priority date, even if not part of the priority claim. PCT Rule 91.1(f) provides a special procedure enabling publication of a request for rectification including the applicant's assertion of the correct priority date, even if correction was not allowable under PCT Rule 4.10(b).

See PCT Rule 4.10 and the *PCT Applicant's Guide*, Vol. I, paragraph 188, and the next issues of the *PCT Newsletter* for more information about correcting indications of date, country and number in priority claims.

PCT STATISTICS — 1 January to 31 March 1994

During the first quarter of 1994, the International Bureau of WIPO received 7,664 international applications filed with PCT receiving Offices worldwide, which represented an increase of 14.9% over the same period in 1993.

The table below shows the top 10 countries of origin of those international applications. (Note that 13.9% of international applications received during this period were filed either with the European Patent Office or the International Bureau; these filings are included in the figures concerning the Contracting State of which the applicant is a national or a resident.)

Filings by country of origin (January–March 1994)

Country of origin	No. of applications received	% of applications received
US	3,148	41.1
DE	960	12.5
GB	789	10.3
JP	539	7.0
FR	408	5.3
SE	272	3.6
CA	198	2.6
NL	186	2.4
DK	146	1.9
CH (incl. LI)	145	1.9
Other PCT States (56 at the end of March 1994)	873	11.4
	7,664	100.0

The 7,664 international applications received during this period had the effect of 114,409 national applications and of 3,831 regional applications, which in turn had the effect of 152,054 applications for patent protection in the Contracting States of the regional patent systems; that is, a total of 266,463 applications.

It is of interest to note that, in the same period, 21 international applications were transmitted by non-competent receiving Offices to the International Bureau in its capacity as receiving Office under PCT Rule 19.4, and thus benefitted by being awarded as their international filing date the date of receipt by the non-competent receiving

Office (provided that all PCT Article 11 requirements had been fulfilled). Prior to the coming into effect of Rule 19.4 on 1 January 1994, such applications would not have been accorded that date as international filing date.

PCT INFORMATION UPDATE

Austria (types of protection)

On 1 April 1994 a new utility model law entered into force in Austria. It has therefore been possible, since that date, to designate Austria in an international application for the purposes of obtaining utility model protection, instead of or in addition to a national patent.

China (various changes)

(1) The telephone number of the Chinese Patent Office has changed to:

(86-1) 209 36 77

(2) A protest fee of CNY 200 has been established. This fee is payable to the Chinese Patent Office in its capacity as International Searching or Preliminary Examining Authority for the examination of a protest, where the applicant has paid additional fees under protest in the case of lack of unity of invention (see PCT Rules 40.2(e) and 68.3(e)).

(3) The examination fee payable to the Chinese Patent Office in its capacity as designated (or elected) Office, where the international search report has been established by the European Patent Office, the Japanese Patent Office or the Swedish Patent Office, has been reduced by 20% to CNY 640.

(4) The national fee for a utility model application is CNY 200, and not CNY 300 as indicated in the *PCT Applicant's Guide*, Vol. II, Summary (CN).

Mongolia (address)

The location and mailing address of the Mongolian Patent Office has changed to:

49, Bage Toiruu, Ulaanbaatar 11, Mongolia

Japan (fees)

New equivalent amounts in Korean Won (KRW), US Dollars (USD) and Swiss Francs (CHF) have been established for the search fee payable to the Japanese Patent Office in its capacity of International Searching Authority, effective as of 1 June 1994. The new amounts are shown in Table I(b), on page 7.

Georgia, Lithuania, Republic of Moldova and Trinidad and Tobago (general information)

General information about the above-mentioned States as Contracting States and information of interest if those States are designated (or elected) is set out in the pink tear-out provisional sheets for the *PCT Applicant's Guide*, Vol. I, Annex B1.

PCT SEMINAR CALENDAR

Dates	Location/nature of seminar WIPO speakers	Who to contact for further information
24 May 1994	Stockholm (SE) PCT seminar for patent attorneys organized by the Swedish Patent and Registration Office WIPO speakers: Ms Boutillon and Mr. Bryan	Mr. Bo Hallgren Tel: (46-8) 782 25 00 Fax: (46-8) 783 01 63
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, 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
20-21 June 1994	Boston (US) PCT seminar for patent attorneys and patent administrators, organized by the Boston Patent Law Association (BPLA) WIPO speakers: Ms. Boutillon and Mrs. Coeckelbergs	Mr. John DuPre Tel: (1-617) 861 62 40 Fax: (1-617) 861 95 40
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

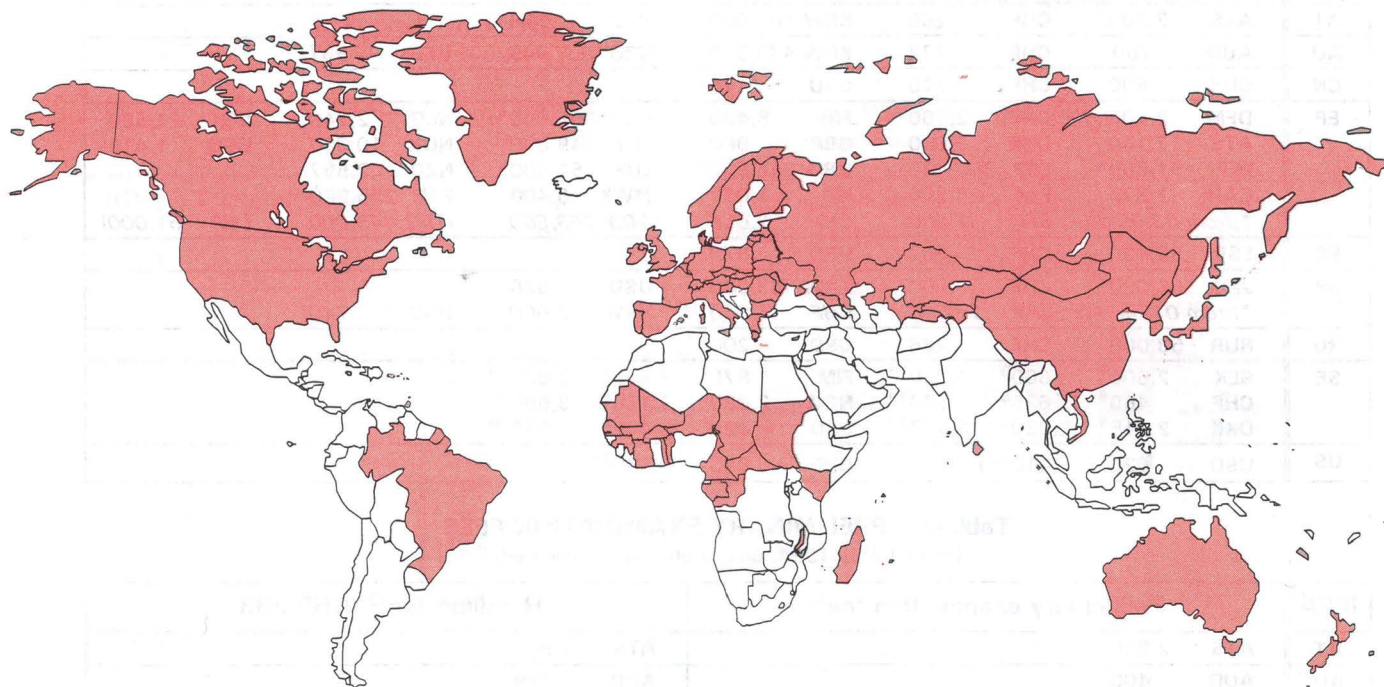
The following Tables show the amounts (including currencies) for the main PCT fees which are payable to the receiving Offices (ROs) and the International Preliminary Examining Authorities (IPEAs) during the international phase under Chapter I (Table I(a) and Table I(b)) and under Chapter II (Table II). 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 May 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 748	15	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 76,300	1,500	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	CHF 762	15	185	See note 6
	or USD 200	or USD 530	10	128	
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
KG	KGS ⁴ –	USD 530	10	128	EP RU
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
LT	LTL equiv of USD 80	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
MD	MDL ⁴ –	USD 530	10	128	EP RU
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 3,940	80	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 note 7	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
TJ	RUR ⁴ –	USD 530	10	128	EP RU
TT	TTD ⁴ –	USD 530	10	128	AT EP SE US
UA	UAK ⁴ –	USD 530	10	128	EP RU
US	USD 200	USD 530	10	128	EP US
UZ	USD ⁴ –	USD 530	10	128	EP RU
VN	USD 50	VND equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	AT AU EP RU SE

PCT CONTRACTING STATES AND TWO-LETTER CODES (69 on 1 May 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
CH Switzerland
DE Germany
DK Denmark
ES Spain
FR France
GB United Kingdom
GR Greece
IE Ireland
IT Italy
LI Liechtenstein
LU Luxembourg
MC Monaco
NL Netherlands
PT Portugal
SE Sweden

Non-EPO

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

In Africa

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

Non-OAPI

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

In Asia and the Pacific

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

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 States which are bound by the PCT on the date on which the international application is filed but which are not listed in the request form, he must add them on the request form, preferably in Box No. V. **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.

The latest versions of the request and demand (PCT/IPEA/401) forms are reproduced in Annexes X and Y, respectively, of the *PCT Applicant's Guide*, Volume I, as updated to January 1994. The demand form can also be obtained from International Preliminary Examining Authorities or the International Bureau.

* This list includes all States that have adhered to the PCT by the date shown in the heading. Where a State has adhered to but is not yet bound by the PCT, the date on which it will become bound is shown in parentheses; it cannot be designated in international applications filed before that date.

B1**Information on Contracting States****B1****GE****GEORGIA****GE****General information**

Name of Office:	Sakartvelos Sapatento Utksheba Georgian Patent Office
Location and mailing address:	47, Kostava St., Tbilisi 380079, Georgia
Telephone:	(78832) 36 41 13, 98 84 19
Facsimile machine:	(78832) 98 84 97
Teleprinter:	(064) 212148 HALLO SU
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by teleprinter and facsimile machine
Which kinds of documents may be so transmitted?	All kinds of documents
Must the original of the document be furnished in all cases?	Yes, within 14 days from the date of transmission
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)?	Yes, provided that the delivery service is DHL or Federal Express
Competent receiving Office for nationals and residents of Georgia	Georgian Patent Office or International Bureau of WIPO, at the choice of the applicant
Competent designated (or elected) Office if Georgia is designated (or elected):	Georgian Patent Office
May Georgia be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents, patents of addition, utility models
Provisions of the law of Georgia concerning international-type search:	None
Provisional protection after international publication:	None

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B1

Information on Contracting States

B1

GE

GEORGIA

GE

[continued]

Information of interest if Georgia is designated (or elected)

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

Must be in the request. If the data concerning the inventor are missing at the expiration of the time limit under Article 22 or 39(1)(a), the Georgian Patent Office will invite the applicant to comply with the requirements within a time limit of two months from the date of receipt of 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)

B1**Information on Contracting States****B1****LT****LITHUANIA****LT****General information**

Name of Office:	Lietuvos Respublikos Valstybinis patentu biuras Lithuanian Patent Office
Location and mailing address:	Algirdo g. 31, 2600 Vilnius, Lithuania
Telephone:	(370-2) 66 03 49
Facsimile machine:	(370-2) 66 03 57
Teleprinter:	–
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	No
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)?	Yes, provided that the delivery service is DHL or Federal Express
Competent receiving Office for nationals and residents of Lithuania:	Lithuanian Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Lithuania is designated (or elected):	Lithuanian Patent Office (see Volume II)
May Lithuania be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents
Provisions of the law of Lithuania concerning international-type search:	None

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B1

Information on Contracting States

B1

LT

LITHUANIA

LT

[continued]

Provisional protection after international publication:

After international publication, the furnishing of a translation of the claims into Lithuanian gives the applicant provisional protection in the sense that he, upon grant of the patent, is entitled to damages (see Article 48 of the Lithuanian Patent Law)

Information of interest if Lithuania is designated (or elected)

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

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

B1**Information on Contracting States****B1****MD****REPUBLIC OF MOLDOVA****MD****General information**

Name of Office:	Agentia de Stat pentru Protectia Proprietatii Industriale Moldova Patent Office
Location and mailing address:	24/1 A, Doga Str., 277024 Kishinev, Republic of Moldova
Telephone:	(3732) 44 32 53, 44 01 19, 44 31 39, 49 30 87
Facsimile machine:	(3732) 44 01 19
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
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)?	Yes, provided that the delivery service is DHL or Federal Express
Competent receiving Office for nationals and residents of the Republic of Moldova:	Moldova Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if the Republic of Moldova is designated (or elected):	Moldova Patent Office (see Volume II)
May the Republic of Moldova be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents, utility models
Provisions of the law of the Republic of Moldova concerning international-type search:	None

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B1

Information on Contracting States

B1

MD

REPUBLIC OF MOLDOVA

MD

[continued]

Provisional protection after international publication:

After international publication, the furnishing of a translation of the international application into Romanian gives the applicant provisional protection in the sense that he, upon grant of the patent, is entitled to damages (see Art. 54 of the "Provisional Regulations of Industrial Property Protection" of the Republic of Moldova)

Information of interest if the Republic of Moldova is designated (or elected)

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

Must be in the request. If the data concerning the inventor are missing at the expiry of the time limit under PCT Article 22 or 39(1)(a), the Moldova Patent Office will invite the applicant to comply with the requirement within a time limit of two months from the date of receipt of 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)

B1**Information on Contracting States****B1****TT****TRINIDAD AND TOBAGO****TT****General information**

Name of Office:	Intellectual Property Registry, Registrar General's Department
Location and mailing address:	34 Frederick Street, Port of Spain, Trinidad and Tobago
Telephone:	(1-809) 624 16 60, 625 99 71-2
Facsimile machine:	(1-809) 625 65 30
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
Must the original of the document be furnished in all cases?	Yes, within 14 days from the date of the transmission, if the document transmitted 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)?	Yes, provided that the delivery service is DHL or Federal Express
Competent receiving Office for nationals and residents of Trinidad and Tobago:	Intellectual Property Registry, Registrar General's Department or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Trinidad and Tobago is designated (or elected):	Intellectual Property Registry, Registrar General's Department (see Volume II)
May Trinidad and Tobago be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents, utility certificates
Provisions of the law of Trinidad and Tobago concerning international-type search:	None
Provisional protection after international publication:	None

[continued on next page]

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Information on Contracting States

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TRINIDAD AND TOBAGO

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[continued]

Information of interest if Trinidad and Tobago is designated (or elected)

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

Must be in the request. If not already complied with within the time limit applicable under PCT Article 22 or 39(1)(a), the 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?

No



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