

PCT

PATENT
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Published by:
The WORLD
INTELLECTUAL
PROPERTY
ORGANIZATION
1211 Geneva 20
Switzerland

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WIPO Publication
No. 115 (E)
ISSN 1020-072 X

1995 Subscriptions
CHF 60 or USD 40
(airmail CHF 80 or
USD 54)
25% discount for
two or more
subscriptions

Binders
CHF 11 or USD 8

NEWSLETTER

April 1995

No. 04/1995

CLOSING OF THE NATIONAL ROUTE BY THE NETHERLANDS

The International Bureau was informed on 31 March 1995 by the Netherlands Patent Office that a new patent law would enter into force on 1 April 1995. Under the new law, it is no longer possible to designate the Netherlands for a national patent. Therefore, in international applications filed on or after 1 April 1995, the Netherlands may be designated only for a European patent. A purported designation of the Netherlands for a national patent will be deemed to be a designation of the Netherlands for a European patent.

PROPOSED REDUCTION OF PCT FEES FOR NATIONALS AND RESIDENTS OF CER- TAIN STATES

The Director General of WIPO is proposing a 75% reduction in the amount of the fees payable for the benefit of the International Bureau (that is, the basic fee, designation fee, confirmation fee and handling fee) for an international application filed by an applicant who is a natural person and who is a national of and resides in a PCT Contracting State whose per capita national income is less than 2,500 US dollars. It is recognized that applicants from States which have significant economic problems (whether such States are developing countries or are countries whose economies are in transition) face particular difficulties in finding the necessary funds for paying the various fees under the PCT system. Eligibility for the proposed reduction is based on the average per capita national income figures used by the United Nations for

determining contributions payable for the years 1995, 1996 and 1997. Of the present 78 PCT Contracting States, 42 would be eligible for the proposed reduction.

The financial problems experienced by applicants from States facing economic difficulties have been recognized by the European Patent Office (EPO) and the Russian Patent Office. The EPO

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[continued from cover page]

has reduced its fees for international search and international preliminary examination by 75% in respect of international applications filed by nationals of developing countries and by nationals of central and eastern European States and members of the Commonwealth of Independent States (see below). The Russian Patent Office has reduced its fees for international search and international preliminary examination by 80% in respect of international applications filed by nationals of developing countries.

The proposal for the reduction of the PCT fees payable for the benefit of the International Bureau will be submitted to the Assembly of the PCT Union in September 1995, with a view to its introduction from the beginning of 1996. The reduction will render the filing of international applications more affordable for individual applicants from the States concerned and should increase usage of the PCT by those applicants.

REORGANIZATION OF PCT ACTIVITIES OF THE INTERNATIONAL BUREAU

On 1 April 1995 a reorganization of the PCT activities of the International Bureau took place. A new **PCT Department** has been established, headed by Director, Mr. Busso Bartels, formerly Director of the PCT Legal Division. The PCT Department comprises the following three Divisions (the names in parentheses are the heads of Division or Section concerned) :

PCT Operations Division (Head, Mr. Gary Smith), comprises the following sections: PCT Examination Section (Mrs. Judith Zahra), PCT Publications Section (Mrs. Nicole Bérard), PCT Receiving Office Section (Mr. Jean-Luc Baron), PCT Translation Section (Mr. David Chambers) and PCT Computerization Section (Mr. Richard Watt)

PCT Legal Division (Head, Mr. Philip Thomas)
Developing Countries (PCT) Division (Director, Mr. Wang Zhengfa)

* * *

Mr. Daniel Bouchez, Director of the former PCT Administration Department, retired on 31 March 1995 after 22 years of service to WIPO, of which 15 years were devoted to the PCT. Mr. Bouchez was involved in the preparations for the entry into force of the PCT and the setting up of PCT operations at the International Bureau. Subsequently, his responsibilities were expanded to include the publication of PCT pamphlets and the *PCT Gazette*,

and later the computerization of PCT operations, and the general processing of PCT applications. He will be remembered for his managerial skills and his resourcefulness in dealing with the challenging task of introducing new working methods and technology to cope with an ever-increasing workload resulting from the rapid growth in the number of applications filed under the PCT. We wish Mr. Bouchez a happy retirement.

PCT NEWSLETTER READERS' QUESTIONNAIRE

It is just over one year since the first issue of the *PCT Newsletter* was published. We would greatly appreciate your comments on the content and presentation of this publication so that we can better meet your needs as a PCT user. You are therefore invited to complete and return, by 31 May 1995, the questionnaire included as a tear-out sheet in this issue.

We will not be able to reply to all respondents individually, but will endeavour to take your suggestions and comments into account in future issues.

EPO REDUCES PCT SEARCH AND PRELIMINARY EXAMINATION FEES FOR APPLICANTS FROM CERTAIN STATES

As from 1 April 1995, pursuant to a decision of the Administrative Council of the European Patent Organisation (see the Official Journal of the EPO, No. 1-2/1995, page 14), a 75% reduction in the international search fee and the international preliminary examination fee charged by the EPO became available to applicants who are nationals of the following "reform States" (whose industrial property offices have already requested that the fee reduction apply to applicants who are nationals of their countries): Armenia, Belarus, Bulgaria, Czech Republic, Estonia, Hungary, Kazakhstan, Latvia, Lithuania, Poland, Republic of Moldova, Romania, Russian Federation, Slovakia, Slovenia, Tajikistan, Ukraine, Uzbekistan.

The fee reduction applies to international applications filed with the competent receiving Offices of or acting for the above-mentioned countries (including the International Bureau). If there is more than one applicant, the reduction will be granted only if all the applicants are nationals of any of the above-mentioned countries. Any applicant which is a legal person must be constituted according to the national law of one of those countries, and have its principle place of business in one of those countries. The fee reduction will not be

granted if any natural or legal persons who are not nationals of one of those countries, or who have their residence or principal place of business outside those countries, have either a direct or indirect holding in the applicant(s).

The fee reduction will be available initially for a period of three years. It will be granted only upon the specific request of the applicant; that request must be filed with the receiving Office. Forms, which applicants are recommended to use for requesting the fee reduction, accompanied by detailed explanatory notes, are available free of charge from the receiving Offices of the above-mentioned countries, the EPO and the International Bureau.

The decision may become applicable to nationals of other reform States whose industrial property offices request that the fee reduction apply to applicants who are nationals of their countries. Information regarding any further States to which the fee reduction becomes applicable will be published in the *PCT Newsletter*.

PCT INFORMATION UPDATE

Australia (*PCT Applicant's Guide* corrigendum)

The amounts of the fee indicated below, payable to the Australian Patent Office as receiving Office and indicated in the *PCT Applicant's Guide*, Vol. I, Annex C (AU), should be corrected as follows:

Fee for priority document	
In the case of the first priority document supplied:	AUD 95
In the case of each additional priority document that is the same and supplied at the same time as the first priority document:	AUD 80

(Updating of *PCT Applicant's Guide*, Vol. I, Annex C (AU))

Iceland (general information)

General information about Iceland as a Contracting State, information of interest if Iceland is designated (or elected), information on the Icelandic Patent Office as receiving Office and a summary of requirements for entry into the national phase in Iceland is set out on pink tear-out provisional sheets for the *PCT Applicant's Guide*, Vol. I, Annexes B1 (IS) and C (IS) and Vol. II/B, National Chapter, Summary (IS).

Kenya (competent International Searching and Preliminary Examining Authorities)

The Kenya Industrial Property Office, in its capacity as receiving Office, has specified the

Swedish Patent Office, in addition to the Australian Patent Office, the Austrian Patent Office, the Chinese Patent Office and the EPO, as a competent International Searching and Preliminary Examining Authority.

(Updating of *PCT Applicant's Guide*, Vol. I, Annex C (KE))

Singapore (competent International Searching and Preliminary Examining Authorities)

The Registry of Patents of Singapore, in its capacity as receiving Office, has specified the Austrian Patent Office, in addition to the Australian Patent Office and the EPO, as a competent International Searching and Preliminary Examining Authority.

(Updating of *PCT Applicant's Guide*, Vol. I, Annex C (SG))

Spain (fees)

The amount of the fee indicated below, payable to the Spanish Patent and Trademark Office as receiving Office, has changed as follows:

Fee for priority document:	ESP	3,390
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The amounts of the fees indicated below, payable to that Office as designated or elected Office, have been changed as follows:

National fee for patent:		
Filing fee:	ESP	8,475
National fee for utility model:		
Filing fee:	ESP	8,475

(Updating of *PCT Applicant's Guide*, Vol. II/A, National Chapter, Summary (ES))

Search fees (Chinese Patent Office, EPO, Russian Patent Office and Swedish Patent Office)

As from 23 May 1995, there will be a change in the equivalent amounts in Swiss Francs (CHF) and US Dollars (USD) of the fee for an international search carried out by the Chinese Patent Office, and a change in the equivalent amounts in Swiss Francs of the fee for an international search carried out by the Russian Patent Office. Equivalent amounts of the fees for international search carried out by the EPO and the Swedish Patent Office have been established in Icelandic Kronur (ISK). The above-mentioned changes are indicated in Table I(b), on page 7.

(Updating of *PCT Applicant's Guide*, Vol. I, Annex D (CN), (EP), (RU) and (SE))

MODIFIED TEXTS OF PCT ADMINISTRATIVE INSTRUCTIONS AND PCT PRELIMINARY EXAMINATION GUIDELINES

Following consultations with the interested Offices and Authorities, the Director General of WIPO has modified, with effect from 1 April 1995, the *Administrative Instructions under the PCT* and the *PCT Preliminary Examination Guidelines*. Details of the

changes were published in the *PCT Gazette*, Section IV, No. 14/1995. The text of the modified sections of the Administrative Instructions is included in this issue as a white tear-out sheet. The modifications are identified by underlining (of new text) or by footnotes. Special issues of the *PCT Gazette*, containing the new consolidated texts of the *Administrative Instructions under the PCT* and the *PCT Preliminary Examination Guidelines*, are under preparation.

PCT SEMINAR CALENDAR*			
Dates Location	Language of seminar	Nature of seminar WIPO speakers (and others where known)	Organizer and contact numbers
24-26 April 1995 Hilton Head Island (US)	English	Seminar for patent attorneys: "Basic Patent Cooperation Treaty Practice" WIPO speakers: Mr. Bartels, Ms. Boutillon and Mr. Maassel	Patent Resources Group, Inc. Tel: (1-804) 296 39 00 Fax: (1-804) 296 39 99
27-29 April 1995 Hilton Head Island (US)	English	Seminar for patent attorneys: "Advanced Patent Cooperation Treaty Practice" WIPO speakers: Mr. Bartels, Ms. Boutillon and Mr. Maassel	Patent Resources Group, Inc. Tel: (1-804) 296 39 00 Fax: (1-804) 296 39 99
1-2 May 1995 Los Angeles (US)	English	Advanced PCT seminar for patent attorneys and patent administrators WIPO speakers: Ms. Boutillon, Mr. Matthes and Mr. Maassel	Los Angeles Intellectual Property Law Association (LAIPLA) (Ms. Sharon Yeo) Tel: (1-213) 975 1572 Fax: (1-213) 975 1573
4-5 May 1995 London (GB)	English	Basic PCT seminar for patent administrators WIPO speakers: Mr. Wolff and Mrs. Coeckelbergs	Management Forum Ltd Tel: (44-483) 57 00 99 Fax: (44-483) 364 24
15-16 May 1995 Munich (DE)	German	PCT seminar for patent administrators WIPO speakers: Mr. Wolff and Mrs. Coeckelbergs	Forum Institut für Management GmbH Tel: (49-6221) 47 95 12 Fax: (49-6221) 41 16 27
18-19 May 1995 Munich (DE)	German	PCT seminar for patent attorneys WIPO speakers: Mr. Wolff and Mrs. Coeckelbergs	Forum Institut für Management GmbH Tel: (49-6221) 47 95 12 Fax: (49-6221) 41 16 27
22-23 May 1995 Ljubljana (SI)	English	PCT seminar for patent attorneys and patent administrators WIPO speakers: Mr. Wolff and Mrs. Coeckelbergs	Slovenian Intellectual Property Office Tel: (386-61) 131 23 22 Fax: (386-61) 31 89 83
1-2 June 1995 Copenhagen (DK)	English	Advanced PCT workshop for patent administrators WIPO speakers: Ms. Boutillon and Mr. Bryan	Danish Patent Office (Ms. Inge-Lise Høybye) Tel: (45-43) 50 80 00 Fax: (45-43) 50 80 01
14-15 June 1995 Boston (US)	English	Advanced PCT seminar for patent attorneys and patent administrators WIPO speakers: Ms. Boutillon and Mrs. Coeckelbergs	Boston Patent Law Association (Mr. Ron Kransdorf) (Mr. Peter Landau) Tel: (1-617) 720 35 00 Fax: (1-617) 720 24 41

* Due to lack of space, July seminars have not been included in this calendar.

DESIGNATIONS FOR AN ARIPO PATENT AND/OR A NATIONAL PATENT

Some PCT users have requested clarification about which of the States that are Contracting States both of the Harare Protocol and of the PCT may be designated in an international application for an ARIPO patent and/or a national patent. The following States may be designated for either an ARIPO patent or a national patent, or both: Kenya, Malawi, Sudan and Uganda. Swaziland has "closed the national route" for obtaining patents via the PCT and may therefore be designated only for an ARIPO patent.

PRACTICAL ADVICE

Line numbering in international applications

Q: (1) *Is it considered a defect in an international application if lines in the description and claims are numbered in a manner different from that which is mentioned in PCT Rule 11.8(a), for example, if every tenth line is numbered, rather than every fifth line?*

(2) *PCT Rule 11.8(b) states that line numbers should appear in the right half of the left margin. If a page contains a table which is placed sideways on the sheet, should line*

numbers be placed in the left margin of the sheet when placed sideways, or in the left margin of the sheet when placed in an upright position?

A: (1) PCT Rule 11.8(a) strongly **recommends** numbering of "every fifth line of each sheet of the description, and of each sheet of claims." Such line numbering, however, **is not a mandatory requirement**. In any event, the physical requirements referred to in PCT Rule 11 should be checked only to the extent that compliance therewith is necessary for the purpose of reasonably uniform international publication (see PCT Rule 26.3). Lines may thus be numbered according to a sequence different from that recommended in PCT Rule 11.8(a), and if they are, the receiving Office should not issue an invitation to correct a defect in the international application.

(2) Where tables or chemical or mathematical formulae are placed sideways on a sheet (see PCT Rule 11.10(d)), if line numbers are used, they must be placed in the left margin of the sheet when placed sideways (that is, not in the left margin of the sheet when placed in an upright position). The intention of line numbering is, of course, to help the reader to locate a particular line.

PCT FEE TABLES

The following Tables show the amounts (including currencies—keys to currency abbreviations are listed at the bottom of page 6) 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. The footnotes are on page 7.

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

(as at 1 April 1995, 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
AM	AMD ⁴ —	USD 604	12	147	EP RU
AP	USD 70	USD 604	12	147	AT EP SE
AT	ATS 700	ATS 6,220	122	1,510	EP
AU	AUD 100	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 604	12	147	EP RU
CA	CAD 200	CAD 792	16	192	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
EE	EEK 1,500	EEK equiv of CHF 762	15	185	EP

[continued on page 6]

[continued from page 5]

Table I(a) – TRANSMITTAL, BASIC AND DESIGNATION FEES (continued)
(as at 1 April 1995, 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
EP ⁵	DEM	200	DEM	883	17	214	EP
ES		None	ESP	76,300	1,500	18,500	EP
FI	FIM	700	FIM	2,800	55	690	EP SE
FR	FRF	400	FRF	3,010	60	730	EP
GB	GBP	55	GBP	352	7	85	EP
GE	USD ⁴	–	USD	604	12	147	EP RU
GR	GRD	30,000	GRD	147,000	3,000	36,000	EP
HU	HUF	4,000	HUF	equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	AT EP RU
IB	CHF	300	CHF	762	15	185	See note 6
	or USD	200	or USD	604	12	147	
IE	IEP	60	IEP	357	7	87	EP
IS	ISK	5,000	ISK	40,000	800	9,700	EP SE
IT	ITL	60,000	ITL	884,000	17,000	215,000	EP
JP	JPY	18,000	JPY	59,000	1,000	14,000	EP JP
KE	USD (or KES equiv) 30	–	USD	604	12	147	AU AT CN EP SE
KG	KGS ⁴	–	USD	604	12	147	EP RU
KP	KPW	50	KPW	equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	AT RU
KR	KRW	40,000	KRW	505,000	10,000	123,000	AT AU JP
KZ	RUR ⁴	–	USD	604	12	147	EP RU
LR	USD	45	USD	604	12	147	AT AU CN EP SE
LT	LTL equiv of USD	80	USD	604	12	147	EP RU
LU	LUF/BEF	1,000	LUF/BEF	18,208	358	4,421	EP
LV	LVL	40	USD	604	12	147	EP RU
MC	FRF	200	FRF	3,010	60	730	EP
MD	MDL ⁴	–	USD	604	12	147	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
MX	MXP equiv of USD200	–	MXP	equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	EP ES US
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	604	12	147	EP 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
SG	SGD	120	SGD	880	17	214	AT AU EP
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	604	12	147	EP RU
TT	TTD	750	USD	604	12	147	AT EP SE US
UA	UAK	900,000	USD	604	12	147	EP RU
US	USD	210	USD	604	12	147	EP US
UZ	USD ⁴	–	USD	604	12	147	EP RU
VN	USD	50	VND	equiv of CHF 762	equiv of CHF 15	equiv of CHF 185	AT AU EP RU SE

Key to currency abbreviations for all fee tables:

AMD	Dram	DKK	Danish Krone	ITL	Lira	MNT	Tugrik	SDP	Sudanese Pound
ATS	Schilling	EEK	Estonian Kroon	JPY	Yen	MWK	Kwacha	SEK	Swedish Krona
AUD	Australian Dollar	ESP	Peseta	KES	Kenyan Shilling	MXP	Mexican Peso	SGD	Singapore Dollar
BEF	Belgian Franc	FIM	Markka	KGS	Som	NLG	Guilder	SIT	Tolar
BGL	Lev	FRF	French Franc	KPW	Won	NOK	Norwegian Krone	SKK	Slovak Koruna
BRC	Cruzeiro Real	GBP	Pound Sterling	KRW	Won	NZD	New Zealand Dollar	TTD	Trinidad and Tobago Dollar
CAD	Canadian Dollar	GRD	Drachma	LTL	Lita	PLZ	Zloty		
CHF	Swiss Franc	HUF	Forint	LUF	Luxembourg Franc	PTE	Escudo	UAK	Karbovanets
CNY	Yuan Renminbi	IEP	Irish Pound	LVL	Lat	ROL	Romanian Leu	USD	US Dollar
CZK	Czech Koruna	ISK	Icelandic Kronur	MDL	Moldovan Leu	RUR	Rouble	VND	Dong
DEM	Mark								

Table I(b) – SEARCH FEES
(as at 1 April 1995, unless otherwise indicated)

ISA	Search fee ¹											
AT	ATS	2,200	CHF	285	KRW	161,000	USD	198				
AU	AUD	800	CHF	778	KRW	516,000	NZD	990	SGD	882	USD	592
CN	CNY	800	CHF*	210	USD*	146						
	*(from 23.05.95:		CHF	120	USD	100)						
EP	DEM	2,400	CHF	2,060	FRF	8,350	ISK	105,000	MWK	6,400	PTE	250,000
	ATS	17,140	DKK	9,600	GBP	1,000	ITL	2,449,000	NLG	2,740	SEK	11,940
	BEF	50,300	ESP	201,700	GRD	369,200	JPY	149,000	NOK	10,300	SGD	2,308
	CAD*	1,870	FIM	7,500	IEP	1,017	LUF	50,300	NZD	2,557	USD	1,537
	*(from 23.04.95:		CAD	2,235)								
ES	ESP	60,000	CHF	600	USD	455						
JP	JPY	77,000	CHF	1,060	KRW	612,000	USD	740				
RU	RUR	53,000	CHF*	288	USD	200						
	*(from 23.05.95		CHF	245)								
SE	SEK	2,600 ⁸	3,600 ⁹	4,200 ¹⁰	FIM	1,710 ⁸	2,360 ⁹	2,760 ¹⁰	USD	347 ⁸	480 ⁹	560 ¹⁰
	CHF	460 ⁸	635 ⁹	740 ¹⁰	ISK	22,000 ⁸	30,000 ⁹	35,000 ¹⁰				
	DKK	2,115 ⁸	2,930 ⁹	3,420 ¹⁰	NOK	2,430 ⁸	3,365 ⁹	3,925 ¹⁰				
US	USD	640	(420 ¹¹)		CHF	840	(550 ¹¹)					

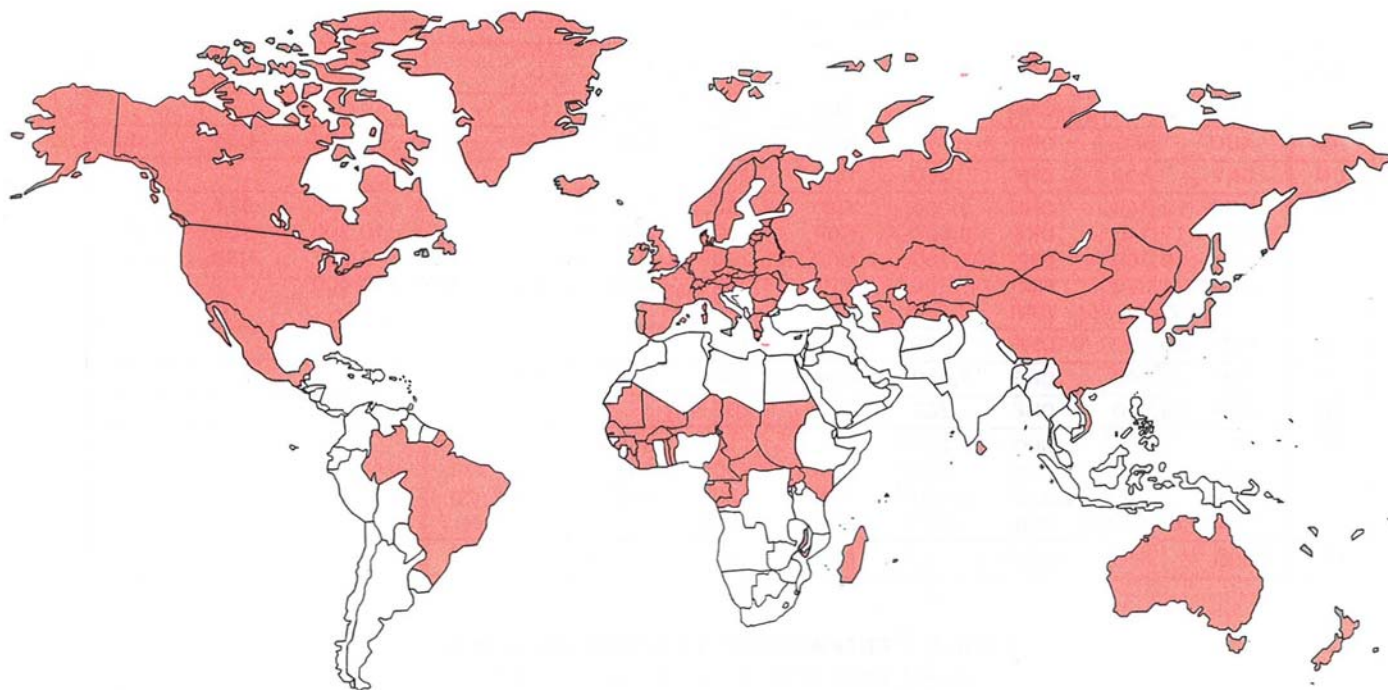
Table II – PRELIMINARY EXAMINATION FEES
(as at 1 April 1995, unless otherwise indicated)

IPEA	Preliminary examination fee ¹²				Handling fee ¹² (CHF 233)							
AT	ATS	2,200			ATS	1,902						
AU	AUD	450			AUD	229						
CN	CNY	800			CNY equiv of CHF 233							
EP	DEM	3,000	FRF	10,430	NLG	3,430	DEM	270	FRF	920	NLG	305
	ATS	21,430	GBP	1,250	PTE	312,500	ATS	1,902	GBP	108	PTE	27,000
	BEF	62,900	IEP	1,271	SEK	14,930	BEF	5,568	IEP	109	SEK	1,330
	CHF	2,580	ITL	3,061,000			CHF	233	ITL	270,000		
	DKK	12,000	LUF	62,900			DKK	1,050	LUF	5,568		
JP	JPY	28,000					JPY	18,000				
RU	RUR	26,000	USD	300			USD	185				
SE	SEK	3,200					SEK	1,330				
US	USD	460	(690 ¹³)				USD	185				

Footnotes for all fee tables:

- 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 5% of the total value of the basic fee, supplement per sheet over 30, designation fee and search fee.
- 8 If on an earlier application, the priority of which is claimed, a first office action has been issued by the Swedish Patent Office.
- 9 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.
- 10 In all cases where 8 and 9 do not apply.
- 11 Payable when a corresponding prior US national application has been filed and the basic national fee for that US application has been paid.
- 12 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 13 Payable when the international search report was not established by the United States Patent and Trademark Office.

PCT CONTRACTING STATES AND TWO-LETTER CODES (78 on 1 April 1995)



In the Americas

BB Barbados
BR Brazil
CA Canada
MX Mexico
TT Trinidad and
Tobago
US United States
of America

In Europe

EPO (EP)

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
EE Estonia
FI Finland
HU Hungary
IS Iceland
LT Lithuania
LV Latvia
MD Republic of
Moldova
NO Norway
PL Poland
RO Romania
RU Russian Federa-
tion
SI Slovenia
SK Slovakia
UA Ukraine

In Africa

ARIPO (AP)

KE Kenya
MW Malawi
SD Sudan
SZ Swaziland
UG Uganda

OAPI (OA)

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-ARIPO or -OAPI

LR Liberia
MG Madagascar

In Asia and the Pacific

AM Armenia
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
SG Singapore
TJ Tajikistan
TM Turkmenistan
UZ Uzbekistan
VN Viet Nam

Important:

This list includes all States that have adhered to the PCT by the date shown in the heading. Any States indicated in **bold italics** have adhered to the PCT but were not yet bound by the PCT on the date of issue of the latest version of the printed request form. 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 in Box No. V of the request form and mark the corresponding check-box. 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.

Applicants should always use the latest versions of the request and demand forms. The latest version of the request form (PCT/RO/101) is dated January 1995; that of the demand form (PCT/IPEA/401) is dated January 1994. The forms are reproduced in Annexes X and Y, respectively, of the *PCT Applicant's Guide*, Volume I. The request form can also be obtained from receiving Offices or the International Bureau. The demand form can also be obtained from International Preliminary Examining Authorities or the International Bureau.

B1**Information on Contracting States****B1****IS****ICELAND****IS****General information**

Name of Office:	Einkaleyfastofan Icelandic Patent Office
Location and mailing address:	Lindargata 9, IS-150 Reykjavik, Iceland
Telephone:	(354) 560 94 50
Facsimile machine:	(354) 562 94 34
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, TNT or other express delivery company which provides a proof of receipt
Competent receiving Office for nationals and residents of Iceland:	Icelandic Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Iceland is designated (or elected):	Icelandic Patent Office (see Volume II)
May Iceland be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents
Provisions of the law of Iceland concerning international-type search:	Section 9 of the Icelandic Patent Act and Section 5 of the Regulation concerning Patent Applications

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B1

Information on Contracting States

B1

IS

ICELAND

IS

[continued]

Provisional protection after international publication:

After international publication, the furnishing of a translation of the international application into Icelandic, Danish, English, Norwegian or Swedish languages or, if the international application was filed in Danish, English, Norwegian or Swedish, of a copy of the international application as filed, gives the applicant provisional protection in the sense that, upon grant of the patent, he is entitled to damages. These are limited to what is judged reasonable under the circumstances and the protection is limited to what is claimed in both the application and the patent. See Sections 33, 58 and 60 of the Patent Act.

Information of interest if Iceland is designated (or elected)

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

May be in the request or may be furnished later. 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 Icelandic Patent 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)

(continued on next page)

C**Receiving Offices****C****IS****ICELANDIC PATENT OFFICE****IS**

Competent receiving Office for nationals and residents of:	Iceland
Language in which international applications may be filed:	Danish, English, Norwegian or Swedish
Number of copies required by the receiving Office:	1
Competent International Searching Authority:	Swedish Patent Office for international applications filed in Danish, English, Norwegian or Swedish, or European Patent Office for international applications filed in English
Competent International Preliminary Examining Authority:	Swedish Patent Office or European Patent Office
Fees payable to the receiving Office:	Currency: Icelandic Kronur (ISK)
Transmittal fee:	ISK 5,000
Basic fee:	ISK 40,000
Supplement per sheet over 30:	ISK 800
Designation fee:	ISK 9,700
Search fee:	See Annex D (Swedish Patent Office or European Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	ISK 2,500
Is an agent required by the receiving Office?	No, if applicant resides in Iceland Yes, if he is a non-resident
Who can act as agent?	Any natural or legal person resident in Iceland

SUMMARY**Designated
(or elected) Office****SUMMARY****IS****ICELANDIC PATENT OFFICE****IS****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 20 months from the priority date Under PCT Article 39(1): 30 months from the priority date
Translation of international application required into: ¹	Icelandic, Danish, English, Norwegian or Swedish
Required contents of the translation for the entry into the national phase: ¹	Under PCT Article 22: Description, claims (if amended, both as originally filed and as amended, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, both as originally filed and as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: Icelandic Kronur (ISK) Basic fee: ² ISK 27,500 Claim fee for each claim in excess of ten: ³ ISK 1,200 Additional fee for late furnishing of translation: ⁴ ISK 8,000 Annual fees for the first three years: ⁵ ISK 6,900
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 ^{bis}): ³	Name and address of the inventor if they have not been furnished in the "Request" part of the international application Deed of transfer where the applicant is not the inventor Appointment of an agent if applicant is not resident in Iceland
Who can act as agent?	Any natural or legal person resident in Iceland

¹ Must be furnished within the time limit applicable under PCT Article 22 or 39(1). However, where a language other than Icelandic was used the Office will, before the application is laid open to public inspection, invite the applicant to furnish a translation into Icelandic.

² Must be paid within the time limit applicable under PCT Article 22 or 39(1).

³ If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

⁴ Where the basic national fee has been paid within the applicable time limit under PCT Article 22 or 39(1), the prescribed translation may be filed within a further period of two months, provided that it is accompanied by this fee.

⁵ These fees are due on the last day of the month containing the second anniversary (24 months) of the international filing date; where PCT Article 39(1) applies, they are payable within two months after performing the acts for entering the national phase, unless the 24-month time limit has not yet expired.



**PCT NEWSLETTER
READERS' QUESTIONNAIRE**

1. How long have you been receiving the *PCT Newsletter*?
2. How did you find out about the *PCT Newsletter*?

<input type="checkbox"/> publicity flyer	<input type="checkbox"/> at a PCT seminar
<input type="checkbox"/> was on mailing list for first four free issues of 1994	<input type="checkbox"/> was informed by professional contacts
<input type="checkbox"/> other <i>[please state]</i>	
3. In what capacity do you read the *PCT Newsletter* (for example, patent attorney, patent administrator, inventor, Patent Office staff)?
4. How many copies do you subscribe to?
5. How many of your colleagues have access to your copy of the *PCT Newsletter*?
6. Do you also receive (a) the *PCT Applicant's Guide*? yes no
 (b) the *PCT Gazette*? yes no
7. When do you normally receive your copy of the *PCT Newsletter*?

<input type="checkbox"/> between 15th and 20th of month	<input type="checkbox"/> between 21st and 25th of month
<input type="checkbox"/> between 26th and end of month	<input type="checkbox"/> at beginning of following month
<i>[if so, specify approximate date].....</i>	
8. WIPO is considering investigating more rapid modes of distribution of the *PCT Newsletter*. If such modes of distribution became available in the future, would you be interested in receiving it:

(a) by fax? <input type="checkbox"/> yes <input type="checkbox"/> no
If "yes": <input type="checkbox"/> in replacement of paper copy <input type="checkbox"/> in addition to paper copy
(b) by electronic mail? <input type="checkbox"/> yes <input type="checkbox"/> no
If "yes": <input type="checkbox"/> in replacement of paper copy <input type="checkbox"/> in addition to paper copy
9. How useful do you find the various parts of the *PCT Newsletter*? *[please insert a number in each box: 1 (very useful), 2 (useful), 3 (not very useful)]*

<input type="checkbox"/> information about new Contracting States	<input type="checkbox"/> PCT information update
<input type="checkbox"/> practical advice	<input type="checkbox"/> PCT statistics
<input type="checkbox"/> PCT seminar calendar	<input type="checkbox"/> PCT fee tables
<input type="checkbox"/> list of PCT Contracting States and two-letter codes	<input type="checkbox"/> provisional sheets for <i>PCT Applicant's Guide</i>

[continued over page]

[PCT NEWSLETTER READERS' QUESTIONNAIRE, continued]

10. Please indicate any suggestions you may have for other features which could be included in the *PCT Newsletter*

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11. Please indicate any PCT-related questions which you would like to have answered in the "Practical Advice" section *[use a blank sheet if more space is needed]*

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12. Please add any other comments you wish to make about the *PCT Newsletter*

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.....

Details about respondent *[optional]*

Name:

Company (if applicable):

Street address:

Town: State:

Postal code: Country:

Fax No.: Telephone No.:

Thank you for your cooperation. **Please return, by 31 May 1995, to:**

World Intellectual Property Organization
"PCT Newsletter"
34, chemin des Colombettes
CH-1211 Geneva 20, Switzerland
Fax: (41-22) 740 14 35

**TEXT OF THE MODIFIED SECTIONS OF THE
ADMINISTRATIVE INSTRUCTIONS
(Date of entry into force: 1 April 1995)**

Section 110

Dates

Any date in the international application, or used in any correspondence emanating from International Authorities relating to the international application, shall be indicated by the Arabic number of the day, by the name of the month, and by the Arabic number of the year. The receiving Office, where the applicant has not done so, or the International Bureau, where the applicant has not done so and the receiving Office fails to do so, shall, after, above, or below any date indicated by the applicant in the request, repeat the date, in parentheses, by indicating it by two-digit Arabic numerals each for the number of the day, for the number of the month and for the last two numbers of the year, in that order and with a period, slant or hyphen after the digit pairs of the day and of the month (for example, "05 March 1992 (05.03.92)," "05 March 1992 (05/03/92)," or "05 March 1992 (05-03-92)").

Section 208

Sequence Listings¹

(a) Any nucleotide and/or amino acid sequence listing ("sequence listing") shall be presented in a format complying with WIPO Standard ST.23 (Recommendation for the Presentation of Nucleotide and Amino Acid Sequence Listings in Patent Applications and in Published Patent Documents).²

(b) Any machine readable form of a sequence listing shall comply with the required format in accordance with Annex C.

(c) Any sequence listing not forming part of the international application shall, when furnished, be accompanied by a statement to the effect that the listing does not include matter which goes beyond the disclosure in the international application as filed.

(d) Sheets of a sequence listing in printed form not forming part of the international application shall be sequentially numbered in a series separate from that used in numbering the sheets of the international application; the number of each sheet shall preferably consist of two Arabic numerals separated by a slant, the first being the sheet number and the second being the total number of such sheets (for example, 1/3, 2/3, 3/3).

¹ The title has been modified to read as shown instead of "Nucleotide and/or Amino Acid Sequence Listings."

² Published in the WIPO Handbook on Industrial Property Information and Documentation.

Section 313

Documents Filed with the International Application; Manner of Marking the Necessary Annotations in the Check List

(a) and (b) [No change]

(c) Where a³ sequence listing in machine readable form, or a sequence listing in printed form not forming part of the international application, is furnished to the receiving Office, it shall be transmitted to the International Searching Authority together with the search copy. Where such a sequence listing is received by the receiving Office after the transmittal of the search copy, that sequence listing shall be promptly transmitted to the International Searching Authority.

Section 503

Method of Identifying Documents Cited in the International Search Report

Identification of any document cited in the international search report shall be as provided in WIPO Standard ST.14 (Recommendation for the Inclusion of References Cited in Patent Documents).⁴

(a) to (d) [~~Deleted~~]

Section 513

Sequence Listings

(a) and (b) [No change]

(c) Where a meaningful international search cannot be carried out because a⁵ sequence listing is not available to the International Searching Authority in the required form, that Authority shall so state in the international search report.

(d) The International Searching Authority shall indelibly mark, in the upper right-hand corner of the first sheet, and preferably of all sheets, of any sequence listing in printed form not forming part of the international application, the words "SEPARATELY FURNISHED SEQUENCE LISTING."

Section 611

Method of Identification of Documents in the International Preliminary Examination Report

Any document cited in the international preliminary examination report which was not cited in the international search report shall be cited in the same form as required under Section 503 for international search reports. Any document cited in the international preliminary examination report which was previously cited in the international search report may be cited in a shortened form, provided that the reference to the document is unambiguous.

³ The words "nucleotide and/or amino acid" have been deleted.

⁴ Published in the WIPO Handbook on Industrial Property Information and Documentation. Note that the provisions set out in subparagraphs 11(b), (c) and (d) of the former version of Standard ST.14 adopted on 20 May 1994 may, until the end of 1997, continue to be used in parallel with the version adopted on 25 November 1994.

⁵ The words "nucleotide and/or amino acid" have been deleted.