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## Electronic Filing and Processing of International Applications

### Spanish Patent and Trademark Office prepared to receive and process international applications in electronic form

The Spanish Patent and Trademark Office, in its capacity as receiving Office, has notified the International Bureau under PCT Rule 89*bis*.1(d) that it is prepared to receive and process international applications in electronic form with effect from 15 January 2004.

Information on the Office's requirements and practices with regard to the filing of international applications in electronic form, of which the Office has notified the International Bureau in accordance with Section 710(a) of the *Administrative Instructions*, will be published in *PCT Gazette* No. 03/2004, Section IV, page 1734, on 15 January 2004 and will be available, as from that date, on the PCT website at:

[www.wipo.int/pct/en/gazette/  
weekissu.htm](http://www.wipo.int/pct/en/gazette/weekissu.htm)

### Note About the Use of the January 2004 Demand Form

Applicants filing demands should now be using the January 2004 version of the Demand Form. This version should be used **regardless of the international filing date** of the international application in respect of which the demand is filed—the sentence at the end of the item entitled “Modified Request and Demand Forms,” which was published in *PCT Newsletter* No. 11/2003, should have read: “The revised forms must not be used before 1 January 2004” (and **not**: “The revised forms must not be used for PCT applications filed before 1 January 2004”).

Note, however, that, since new PCT Rule 54*bis*.1(a) applies only to international applications filed on or after 1 January 2004, item 4 of Box No. IV of the Demand Form (“Basis for the international preliminary examination”) should be disregarded where the demand is being filed in respect of an international application filed before that date.

## Paris Convention

### Accessions by Namibia and Saudi Arabia

Namibia (country code: NA), on 29 December 2003, and Saudi Arabia (country code: SA), on 11 December 2003, deposited their instruments of accession to the Paris Convention for the Protection of Industrial Property.

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<i>Insert: PCT Newsletter annual</i>	
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- Fees
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- *PCT Applicant's Guide*

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PCT-SAFE

PCT legal texts and guidelines

- About the Treaty
- Texts of the Patent Cooperation Treaty, Regulations and Administrative Instructions and search facility for Articles under the PCT
- PCT Receiving Office Guidelines
- PCT International Search Guidelines
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- PCT Contracting States
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*PCT Gazette*

PCT news

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Namibia will exceptionally become bound by that Convention on 1 January 2004 and Saudi Arabia will become bound by it on 11 March 2004.

This updates the table of States party to the PCT and the Paris Convention and Members of the WTO that was published in *PCT Newsletter* No. 08/2003.

**Furnishing by the IB of Copies of the IPER to third parties**

**Notifications by elected Offices under PCT Rule 94.1(c)**

It is recalled that, under PCT Rule 94.1(b), the International Bureau (IB) will, subject to PCT Article 38 and Rule 44*ter*.1, furnish copies of any document contained in its file at the request of any person, but not before the international publication of the international application, subject to the reimbursement of the cost of the service. Under new Rule 94.1(c), the furnishing of documents under paragraph (b) shall, if so requested by an elected Office, include the furnishing of copies of the international preliminary examination report (IPER) on behalf of that elected Office. The Offices of the following States and Organizations, in their capacities as elected Offices, have requested the IB under PCT Rule 94.1(c) to furnish to third parties copies of the IPER on their behalf:

AT Austria  
BY Belarus  
EA Eurasian Patent Organization (EAPO)  
EE Estonia  
EP European Patent Organisation (EPO)  
GB United Kingdom  
GE Georgia  
LT Lithuania  
MW Malawi

**Power of Attorney Waivers**

**Notifications under PCT Rules 90.4(d) and 90.5(c) by PCT Offices/Authorities**

It is recalled that under new PCT Rule 90.4(d), any receiving Office (RO), International Searching Authority (ISA), International Preliminary Examining Authority (IPEA) and the International Bureau (IB) may waive the requirement under PCT Rule 90.4(b) that a separate power of attorney appointing an agent or a common representative be submitted to it. **However, where an agent or a common representative submits a notice of withdrawal, the requirement for a separate power of attorney may not be waived.**

Similarly, under PCT Rule 90.5(c) any RO, any ISA and any IPEA may waive the requirement under PCT Rule 90.5(a)(ii) that a copy of a general power of attorney is attached to the request, the demand or any separate notice, as the case may be. **But, where an agent or a common representative submits a notice of withdrawal, the requirement for a copy of a general power of attorney may not be waived.**

Note that Sections 336(c), 433(b), 517(c) and 617(c) of the Administrative Instructions under the PCT, applicable with effect from 1 January 2004, state, respectively, that an RO, the IB, an ISA or an IPEA may require a separate power of attorney, or a copy of a general power of attorney, in particular instances even if it has waived the requirement in general.

### Waivers

The following Offices have informed the IB that they waive the requirement under PCT Rules 90.4(b) and 90.5(a)(ii) to submit either a separate power of attorney and/or copy of a general power of attorney (any particular instances in which a separate power of attorney or a copy of the general power of attorney, as the case may be, is required are given where applicable):

**AU** Australian Patent Office, in its capacities as RO, ISA and IPEA, waives the requirement to submit either a separate power of attorney and/or a copy of a general power of attorney—particular instances in which a separate power of attorney or a general power of attorney is required: where there is an unresolved dispute about who is the agent representing the applicant(s);

**IB** International Bureau, **only in its capacity as RO**, waives the requirement to submit either a separate power of attorney and/or a copy of a general power of attorney—particular instances in which a separate power of attorney or a general power of attorney is required: upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the request form at the time of filing;

**JP** Japan Patent Office, in its capacities as RO, ISA and IPEA, waives the requirement to submit either a separate power of attorney and/or a copy of a general power of attorney—particular instances in which a separate power of attorney or a general power of attorney is required: where an agent or a common representative who is not indicated in the Request Form at the

time of filing performs any actions after filing;

**KG** Kyrgyz Intellectual Property Office, in its capacity as RO, only waives the requirement under PCT Rule 90.5(a)(ii) to submit a copy of a general power of attorney;

**NZ** Intellectual Property Office of New Zealand, in its capacity as RO, waives the requirement to submit either a separate power of attorney and/or a copy of a general power of attorney—particular instances in which a separate power of attorney or a general power of attorney is required: where there is a change in representation, that is, where an applicant is represented by a new agent or representative;

**US** United States Patent and Trademark Office, in its capacities as RO, ISA and IPEA, waives the requirement to submit either a separate power of attorney and/or a copy of a general power of attorney—particular instances in which a separate power of attorney or a general power of attorney is required: where it is unclear whether a purported agent has the power to act on behalf of the applicant, and for certain changes under PCT Rule 92*bis*.

### Non-waivers

The following Offices have informed the International Bureau that they **do not waive** the requirement under PCT Rules 90.4(b) and 90.5(a)(ii) to submit either a separate power of attorney and/or copy of a general power of attorney:

**EA** Eurasian Patent Office (EAPO) in its capacity as RO;

**FR** National Institute of Industrial Property in its capacity as RO;

**KR** Korean Intellectual Property Office in its capacities as RO, ISA and IPEA.

The following Office has informed the International Bureau that it **does not waive** the requirement under PCT Rule 90.4(b) to submit a separate power of attorney:

**KG** Kyrgyz Intellectual Property Office in its capacity as RO.

The International Bureau, in its capacity other than RO/IB, **does not waive** the requirement under PCT Rule 90.4(b) that a separate power of attorney be submitted to it.

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annexes B2 (IB) and C (AU, EA, FR, IB, JP, KG, KR, NZ and US), Vol. I/B, Annex D (AU, JP, KR and US) and E (AU, JP, KR and US))

## Notifications by IPEAs of Applicability of PCT Rule 66.1bis(b)

It is recalled that, under the new enhanced international search and examination system which applies to international applications filed as from 1 January 2004, PCT Rule 66.1bis(a) states that, subject to PCT Rule 66.1bis(b), the written opinion established by the International Searching Authority will be considered to be a written opinion of the International Preliminary Examining Authority (IPEA).

### European Patent Office

The European Patent Office (EPO), in its capacity as IPEA, has notified the International Bureau under PCT Rule 66.1bis(b) that PCT Rule 66.1bis(a) will apply as follows:

“[...] the EPO will not consider a written opinion performed by any ISA other than the EPO itself as a written opinion of the IPEA for the purposes of Rule 66.2(a) PCT. This means that Rule 66.1bis(a) PCT will not apply to the procedure before the EPO as IPEA in respect of written opinions established under Rule 43bis.1 PCT by the Austrian Patent Office, the Swedish Patent Office, the Spanish Patent and Trademark Office or by the Finnish Patent Office when it commences its activity as an ISA or by any other industrial property office which may be appointed as an ISA in the future.”

### Non-working Days at the IB

For the purposes of computing time limits under PCT Rule 80.5, the days on which the International Bureau (IB) will not be open for business are, for the period from 1 January to 31 December 2004, the following:

All Saturdays and Sundays, and  
 1 and 2 January 2004  
 2 February 2004  
 9 and 12 April 2004  
 20 and 31 May 2004  
 9 September 2004  
 24, 27, 30 and 31 December 2004

Note that the days indicated above concern only the IB and not the national Offices and other international organizations.

### PCT Information Update

#### CO Colombia (competent International Searching and Preliminary Examining Authorities; fees)

The Superintendence of Industry and Commerce (Colombia), in its capacity as receiving

Office, has specified the Spanish Patent and Trademark Office, in addition to the Austrian Patent Office, the European Patent Office and the Russian Patent Office, as a competent International Preliminary Examining Authority (IPEA). (The European Patent Office is a competent IPEA only if the international search is or has been performed by the Austrian Patent Office, the European Patent Office or the Spanish Patent and Trademark Office.)

The amounts of the following national fees, payable to the Office as designated (or elected) Office, have changed:

for patent:	
filing fee:	COP 400,000
for utility model:	
filing fee:	COP 235,000

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (CO), and Vol. II/A, National Chapter, Summary (CO))

#### CU Cuba (competent International Searching and Preliminary Examining Authorities)

The Cuban Industrial Property Office, in its capacity as receiving Office, has specified the Spanish Patent and Trademark Office, in addition to the Austrian Patent Office, the European Patent Office and the Russian Patent Office, as a competent IPEA. (The European Patent Office is a competent IPEA only if the international search is or has been performed by the Austrian Patent Office, the European Patent Office or the Spanish Patent and Trademark Office.)

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

#### ES Spain (filing of international applications in electronic form; competent International Searching and Preliminary Examining Authorities; fees; deposits of microorganisms and other biological material: requirements of designated and elected Offices)

For information on the notification by the Spanish Patent and Trademark Office as receiving Office that it is prepared to receive and process international applications in electronic form with effect from 15 January 2004, see “Electronic filing and processing of international applications,” on the cover page.

The Spanish Patent and Trademark Office in its capacity as receiving Office has specified the Spanish Patent and Trademark Office, in addition to the European Patent Office, as a competent IPEA.



The amounts of the following fees, payable to the Office as receiving Office, have changed:

transmittal fee: see Table I(a)  
 fee for priority document: EUR 25.60

The amounts of the following national fees, payable to the Office as designated (or elected) Office, have changed:

for patent:  
 filing fee: EUR 83.05  
 for utility model:  
 filing fee: EUR 83.05

The Office, in its capacity as designated (or elected Office) has notified new requirements concerning the deposit of microorganisms and other biological material, as follows:

- For the purposes of patent procedure before the Spanish Patent and Trademark Office, a deposit is required not later than at the date of filing the international application with any legally recognized institution and, in any case, with any depository institution having acquired the status of international depository authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms (Article 25.2.a) SPL).
- If the applicant wishes that, until the publication of the mention of the grant of a Spanish patent or for 20 years from the date of filing if the application is refused or withdrawn, the biological material shall be made available as provided in Article 45 SPL only by the issue of a sample to an independent expert, the applicant must, by a written statement, inform the International Bureau accordingly before completion of technical preparations for publication of the international application. Such statement must be separate from the description and claims of the international application and must preferably be made on Form PCT/RO/134, referred to in Section 209 of the Administrative Instructions under the PCT and reproduced in Annex Z of Volume I of the *PCT Applicant's Guide*.

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (ES) and Annex L, and Vol. II/B, National Chapter, Summary (ES))

#### **KR Republic of Korea (fees)**

As from 1 March 2004, there will be a change in the equivalent amounts of the following fees payable in KRW to the Korean Intellectual Property Office as receiving Office, as well as a change in the equivalent amount in KRW of the PCT-EASY and electronic filing fee reductions:

international fee, fee per sheet in excess of 30 and PCT-EASY and electronic filing reductions: see Table I(a) and footnotes

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

#### **MX Mexico (competent International Searching and Preliminary Examining Authorities)**

The Mexican Institute of Industrial Property, in its capacity as receiving Office, has specified the Spanish Patent and Trademark Office, in addition to the European Patent Office, the Swedish Patent Office and the United States Patent and Trademark Office, as a competent IPEA. (The European Patent Office is a competent IPEA only if the international search is being or has been performed by the European Patent Office, the Spanish Patent and Trademark Office or the Swedish Patent Office.)

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

#### **UA Ukraine (name of Office; location and mailing address; telephone and fax numbers; e-mail and Internet addresses)**

The Ukraine Patent Office has notified changes in the name of its Office, in its location and mailing address, its telephone and fax numbers and its e-mail and Internet addresses, as follows:

name of Office:

Derzhavny Department Intelektualnoi Vlasnosti, Ministerstvo Osvity i Nauky Ukrainy

State Department of Intellectual Property (SDIP), Ministry of Education and Science of Ukraine

location and mailing address:

SDIP, 8, Lvivska ploscha, 04655, Kyiv-53, DSP-655, Ukraine (general matters)

Ukrainsky Instytut Ppomyslovoi Vlasnosti Ukrainian Industrial Property Institute (Ukrpatent)

15, Simyi Khokhlovykh Street 04119, Kyiv, Ukraine (filing and processing of applications)

telephone: (380-44) 212 50 82 (SDIP)  
 (380-44) 458 06 11, 458 06 16 (Ukrpatent)

fax: (380-44) 212 34 49 (SDIP)  
 (380-44) 458 06 11, 205 47 17 (Ukrpatent)

e-mail: post@sdip.gov.ua (SDIP)  
 office@ukrpatent.org  
 (Ukrpatent)  
 Internet: www.sdip.gov.ua (SDIP)

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (UA))

**VC Saint Vincent and the Grenadines (general information)**

General information about Saint Vincent and the Grenadines as a Contracting State and a summary of requirements for entry into the national phase in that State is included in this issue on provisional sheets for the *PCT Applicant's Guide*, Vol. I/A, Annex B1 (VC), and Vol. II/D, National Chapter, Summary (VC).

**Search fee and other fees relating to the international search (Australian Patent Office, Austrian Patent Office, European Patent Office, Japan Patent Office, Spanish Patent and Trademark Office)**

There have been changes (since 1 January 2004) in the equivalent amounts payable in CHF, EUR, KRW, NZD, SGD, USD and ZAR for an international search carried out by the Australian Patent Office, in the equivalent amounts payable in CHF, EUR, KRW and USD for an international search carried out by the Japan Patent Office, and in the equivalent amounts payable in CHF, EUR, NZD and ZAR for an international search carried out by the United States Patent and Trademark Office, as indicated in Table I(b).

There has also been a change (since 1 January 2004) in the amount payable in EUR and in the equivalent amounts payable in CHF and USD for an international search carried out by the Spanish Patent and Trademark Office, as indicated in Table I(b), as well as a change in the amount of the following fees related to international search:

additional search fee:	EUR	1,550
fee for copies of documents cited in the international search report:		
per national document:	EUR	3.89
per foreign document:	EUR	5.48

There has also been a change in the conditions for obtaining a refund of the search fee payable to the European Patent Office where the Authority benefits from an earlier search, as indicated below:

where the Authority benefits from an earlier search (including a privately commissioned "standard" search) already made by the

Authority on an application whose priority is claimed for the international application and depending upon the extent to which the Authority benefits from the earlier search in carrying out the international search and any other task entrusted to it, the search fee paid shall be refunded, to the extent provided for in a communication from the Authority to the International Bureau and published in the *Gazette*.

As from 1 March 2004, there will be a change in the equivalent amount payable in KRW for an international search carried out by the Austrian Patent Office, as indicated in Table I(b).

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex D (AT, AU, EP, ES, JP and US))

**Preliminary examination fee and fees relating to the international preliminary examination (Spanish Patent and Trademark Office)**

The Spanish Patent and Trademark Office has fixed the amounts of the preliminary examination fee and other fees relating to international preliminary examination performed by it, payable to it in EUR. The amount of the former fee is indicated in Table II and all amounts are indicated in the provisional sheet for the *PCT Applicant's Guide*, Vol. I/B, Annex E (ES) included with this issue.

**Handling fee (Korean Intellectual Property Office)**

As from 1 March 2004, there will be a change in the equivalent amount of the handling fee, payable in KRW to the Korean Intellectual Property Office as International Preliminary Examining Authority, as indicated in Table II.

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex E (KR))

**PCT Publications**

***PCT Gazette* special issue: General information on Contracting States, national and regional Offices and International Authorities**

Consolidated general information relating to PCT Contracting States, national and regional Offices and International Authorities under the PCT will be published in a special issue of the *PCT Gazette* dated 8 January 2004 (No. S-01/2004 (E) (English) and (F) (French)), which replaces the previous special issue containing consolidated general information, published on 3 July 2003 (No. S-03/2003 (E))

(English) and (F) (French)). This helpful resource contains the information that is published in Annexes A to E, L and in the National Chapter Summaries of the *PCT Applicant's Guide*.

Subscribers to the *PCT Gazette* automatically receive special issues. If you are not a subscriber to the *PCT Gazette* but would like to obtain that special issue, you may order it from the Marketing and Distribution Section at WIPO:

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[www.wipo.int/pct/en/gazette/spec\\_issu/index.htm](http://www.wipo.int/pct/en/gazette/spec_issu/index.htm)

## **New/Updated PCT Materials on the Internet**

(PCT homepage: [www.wipo.int/pct/en/index.html](http://www.wipo.int/pct/en/index.html))

### **Consolidated version of Regulations under the PCT including transitional arrangements**

Notes containing important transitional arrangements which apply to many of the amendments to the PCT Regulations which entered into force on 1 January 2004 have been added at the end of the English text of the consolidated version of the Regulations under the PCT, as in force from 1 January 2004, available at:

[www.wipo.int/pct/en/texts/pdf/pct\\_regs.pdf](http://www.wipo.int/pct/en/texts/pdf/pct_regs.pdf)

The French text of the consolidated versions, including the notes, will be available shortly.

### **Amendments to PCT Regulations: PowerPoint presentation**

A PowerPoint presentation containing an overview of the amendments to the PCT Regulations that came into effect on 1 January 2004 is now available on the PCT homepage.

## **Request and Demand Forms**

The January 2004 versions of the Request and Demand Forms are now available in editable PDF format in English, French, German and Spanish, filled-in samples of those forms are available in English, and the receiving Office forms are available in editable PDF format in English and French, at:

[www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm)

## **Seminar materials**

Seminar materials in English have been updated and are available at:

[www.wipo.int/pct/en/seminar/mat.htm](http://www.wipo.int/pct/en/seminar/mat.htm)

## **Notices from the EPO**

(See also "Notifications by IPEAs of applicability of PCT Rule 66.1 bis(b)," on page 2.)

### **Revised Form for Entry into the European Regional Phase**

In December 2003, the EPO issued a revised version of Form 1200 (Entry into the European phase). The revised version includes changes to the footnotes to Sections 10.1 and 10.2 (Designation fees), which now include the following new contracting states of the European Patent Convention (EPC): Slovakia, Bulgaria, Czech Republic and Estonia (accession date: 1 July 2002), Slovenia (1 December 2002), Hungary (1 January 2003) and Romania (1 March 2003). A footnote to Section 11 (Extension of the European patent) points out that now that Slovenia and Romania have acceded to the EPC, extension to these two countries is possible only for international applications filed prior to their accession.

The EPO advises applicants to use the new form in future. They may however continue using the old version (01.02) without prejudice to their rights. The revised form ("EPA/EPO/OEB Form 1200 12.03") and amended Notes are reproduced in the *Official Journal of the EPO*, No. 12/2003. They are also obtainable free of charge from the EPO (preferably from Vienna, but also from Munich, The Hague and Berlin) and the central industrial property offices of the contracting states of the EPC. An editable version in PDF format is available on the EPO website at:

[www.european-patent-office.org/epo/formul/epc/1200\\_e.pdf](http://www.european-patent-office.org/epo/formul/epc/1200_e.pdf)

For further information, see the *Official Journal of the EPO* No. 12/2003, page 587.

## Notice concerning certain priority claims in Euro-PCT applications

The EPO has published the following notice, dated 23 October 2003, concerning Euro-PCT applications (that is, PCT applications designating “EP”) claiming priority from a first filing in a Member of the WTO/TRIPS Agreement which is not party to the Paris Convention for the Protection of Industrial Property:

“In J 9/98 and J 10/98 (OJ EPO 2003, 184), the Legal Board of Appeal referred the question to the Enlarged Board of Appeal of whether the applicant of a European patent application, which was originally filed as a Euro-PCT application, is entitled in view of the TRIPS Agreement to claim priority from a previous first filing in a State which was neither at the filing date of the previous application nor at the filing date of the Euro-PCT application a member of the Paris Convention for the Protection of Industrial Property but was, at the filing date of the previous first filing, a member of the WTO/TRIPS Agreement. The case is pending under reference Nos. G 2/02 and G 3/02.

“Under the existing practice of the EPO such priorities do not meet the requirements of Article 87 EPC. Pending a decision of the Enlarged Board of Appeal in this case, the EPO will, when a Euro-PCT application enters the regional phase, check whether the decision of the Enlarged Board of Appeal is relevant for this application. If this is the case, the applicant will receive a communication from the EPO in which he will be invited to declare whether the start of substantive examination should be delayed until after the Enlarged Board of Appeal has taken its decision. If the applicant does not opt for delaying substantive examination, substantive examination will be carried out on the basis of the EPO’s existing practice.”

(See the *Official Journal of the EPO* No. 11/2003, page 567.)

## Practical Advice

### (1) Signature requirements for the withdrawal of the US designation

*Q: I am just about to file an international application, in which I do not want the United States of America (US) to be designated. However, since my application will be filed after*

*1 January 2004, I understand that US will be automatically designated under the new regulations which entered into force as from that date. In the request I have indicated the inventors as inventors only, but it is my understanding that if US is designated, the receiving Office will make an ex officio correction so that the inventors are indicated as applicants/inventors for the US designation. Bearing in mind that any notice of withdrawal must be signed by all the applicants, will the notice of withdrawal of the US designation which I intend to submit need to be signed by the inventors?*

A: Since your application will be filed after the entry into force of amended PCT Rule 4.9(a), your application will automatically include the designation of US.

If you wish to withdraw the US designation, you will not need the signatures of the inventors if they have not been indicated as applicants in the request. This is due to the fact that, according to the PCT Receiving Office Guidelines, as amended with effect from 1 January 2004 (see: [www.wipo.int/pct/en/texts/gdlines.htm](http://www.wipo.int/pct/en/texts/gdlines.htm)), the receiving Office should no longer make an *ex officio* correction where, for the purposes of the US designation, the inventors are named but are not also indicated as applicants for the purposes of that designation. The *ex officio* correction procedure was the subject of paragraph 92 of the previous version of the Guidelines, which continues to apply to international applications filed before 1 January 2004, but which has been deleted from the version applicable as from 1 January 2004. Instead, the receiving Office will simply notify the applicant that the application may be rejected by the United States Patent and Trademark Office as designated Office because only the inventor is qualified to file a national application in US (see paragraph 93 of the Guidelines). If the applicant intends to enter the national phase in the US, it will then be up to the applicant to respond to that notification by requesting that the inventors be indicated as applicants for the US, and that request will be treated as a request to record a change under PCT Rule 92*bis*. Therefore, unless the applicant specifically requests the receiving Office to change the inventors to applicant/inventors, their status will remain as indicated by the applicant in the Request Form.

Note also that PCT Rule 90*bis*.5 states that any notice of withdrawal must be signed by the applicant, and paragraph 314 of the Guidelines, as amended with effect from 1 January 2004, more specifically points out that any notice of



withdrawal has to be signed by, or on behalf of, **all applicants indicated as such in the international application at the time the notice of withdrawal is submitted.** Bearing this in mind, and the fact that the indication of “inventors only” will not be changed *ex officio* by the receiving Office to read “applicant and inventor” for the purposes of the US designation, the signatures of the inventors will not be required in your case when withdrawing the US designation.

For any international application in which the inventors are indicated as applicants and inventors at the time when the US designation is withdrawn, their signature would be required for the withdrawal of the US designation.

For further information on the new designation system, see *PCT Newsletter* No. 11/2003, cover page, and for further information on the withdrawal of designations, see the *PCT Applicant’s Guide*, paragraphs 454–459 and *PCT Newsletter* No. 08/1999.

## **(2) The consequences of using an old version of the Request Form in respect of an international application filed on or after 1 January 2004**

*Q: My company has filed a number of international applications which were prepared at the end of 2003 using the July 2003 Request Form. However, the applications were not mailed until 2 January 2004. What will be the consequences of using an “old” Request Form for an international application filed after 1 January 2004?*

*A:* Under Rule 4.9(a), as applicable to international applications filed on or after 1 January 2004, the filing of a request constitutes the designation of all Contracting States that are bound by the PCT on the international filing date for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents. Therefore, if an applicant files an international application on or after 1 January 2004 using a 2003 (or older) version of the PCT Request Form (PCT/RO/101 or PCT-EASY request form print-out), regardless of the specific designation of States made by the applicant in Box No. V of that request, **all designations possible on the international filing date are automatically made.** Also, the text concerning the confirmation of precautionary designations, printed at the bottom of Box No. V of the old request that you submitted, no longer has any effect since former PCT Rules 4.9(b) and (c) have been deleted with

effect from 1 January 2004, given that, with the operation of new PCT Rule 4.9(a), all States are designated automatically.

In cases where the July 2003 request has been used in respect of an international application filed on or after 1 January 2004, the receiving Office (RO) should draw the attention of the applicant to the fact that all possible designations have been made under PCT Rule 4.9(a). However, in order to simplify the handling of such cases for ROs, the International Bureau and the applicant, no *ex officio* corrections to the Request Form need to be made by the RO, and the applicant should not be invited to furnish a corrected request. The list of all designations made as of the international filing date will be included by the IB in Form PCT/IB/301, which is sent to the applicant (or his agent, as the case may be) shortly after the IB has received the record copy of the application from the RO concerned. It is recommended that the list be checked to see whether it contains all the States that the applicant thought had been designated in the application.

As is the case for all international applications filed on or after 1 January 2004, if you do not wish to maintain the designation of all States, you may withdraw, under Rule 90*bis*.2, the designation(s) of the State(s) concerned. (Note that if you had used the January 2004 version of the request, it specifically provides that the designations of DE, KR and/or RU for any kind of national protection may be excluded—for further information, see *PCT Newsletter* No. 11/2003, page 11)

Note also that, since your international application was filed after 2 January 2004, you will be subject to the payment of the fees that are applicable with effect from 1 January 2004, that is, the international filing fee, instead of the basic and designation fees, and, if applicable in respect of the applications concerned, you will be entitled to the fee reductions that are applicable with effect from that date (see *PCT Newsletter* No. 10/2003, cover page, and No. 11/2003, page 4, for further information on the changes regarding fees).

For further information on the differences between the old version of the request and the current version, see *PCT Newsletter* No. 11/2003, page 5; for further information on the new designation system, see *PCT Newsletter* No. 11/2003, cover page; and for further general information on the withdrawal of designations, see the *PCT Applicant’s Guide*, paragraphs 454–459 and *PCT Newsletter* No. 08/1999.

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>21 January 2004 Munich (DE)</b>	German	PCT update seminar WIPO speaker: Mr. Matthes	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: Management@Forum-Institut.de
<b>29-30 January 2004 San Diego (US)</b>	English	PCT seminar WIPO speaker: Mr. Maassel	QUALCOMM Incorporated (Ms. Barbara Agnihotri) Tel: (1-858) 658 30 41 Fax: (1-858) 658 25 02 E-mail: bagnih@qualcomm.com
<b>10-11 February 2004 Vienna (AT)</b>	German	PCT seminar on the latest changes in the PCT system and on PCT-SAFE WIPO speakers: Mr. H.G. Bartels and Mr. Reischle	Austrian Patent Office (Mr. Peter Hofbauer) Tel: (43-1) 534 24 225 Fax: (43-1) 534 24 200 E-mail: peter.hofbauer@patentamt.at
<b>12-13 February 2004 Munich (DE)</b>	German	Advanced PCT course WIPO speaker: Mr. Reischle Other speaker: Mr. Wolff (European Patent Office)	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: Management@Forum-Institut.de
<b>29 February-4 March Whistler (CA)</b>	English	PCT presentation at the 2004 Whistler Intellectual Property Law Conference WIPO speaker: Mr. Roy	Oyen Wiggs Green & Mutala For registration, contact: Patski, c/o Bruce M. Green Tel: (1-604) 669 34 32 Fax: (1-604) 681 40 81 E-mail: bgreen@patentable.com
<b>10-11 March 2004 Ecully (FR)</b>	French	PCT seminar for patent attorneys WIPO speaker: Ms. Boutillon	Centre Paul Roubier (Mrs. Audi) Tel: (33-4) 78 33 07 08 Fax: (33-4) 78 33 58 96
<b>26 March 2004 London (GB)</b>	English	PCT seminar for patent attorneys on the latest changes in the PCT system WIPO speaker: Mr. Matthes	Management Forum Ltd Tel: (44-1483) 57 00 99 Fax: (44-1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>16-17 April 2004 Concord, New Hampshire (US)</b>	English	Basic PCT seminar for patent attorneys and patent administrators WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Franklin Pierce Law Center (Ms. Carol Ruh) Tel: (1-603) 228 15 41, ext. 1108 Fax: (1-603) 224 33 42 E-mail: cruh@piercelaw.edu Internet: www.piercelaw.edu/TreatySem/Treatsem.htm
<b>21-22 April 2004 London (GB)</b>	English	Basic formalities seminar on the Patent Cooperation Treaty (PCT) WIPO speakers: Mr. H.G. Bartels and Ms. Schwarz	Management Forum Ltd Tel: (44-1483) 57 00 99 Fax: (44-1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>22-24 April 2004 Naples, Florida (US)</b>	English	Advanced PCT seminar for patent attorneys WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1-434) 974 17 00 Fax: (1-434) 975 20 66
<b>23 April 2004 London (GB)</b>	English	PCT-EASY/PCT-SAFE seminar WIPO speaker: Mrs. Metcalfe	Management Forum Ltd Tel: (44-1483) 57 00 99 Fax: (44-1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>26-28 April 2004 Naples, Florida (US)</b>	English	Basic PCT seminar for patent attorneys WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1-434) 974 17 00 Fax: (1-434) 975 20 66
<b>27 April 2004 Paris (FR)</b>	French	PCT presentation for patent attorneys WIPO speaker: Ms. Boutillon	Fondation Nationale pour le Droit de l'Entreprise (FNDE) (Mrs. Heuzé) Tel: (33-1) 42 66 18 19 Fax: (33-1) 42 66 17 37 E-mail: pheuze@fnde.asso.fr

## PCT Fee Tables

### (amounts on 1 January 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 10. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

#### Key to abbreviations used in fee tables:

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	USD	US dollar
		CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
		CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	YUD	Yugoslavian dinar
		DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	ZAR	South African rand
		DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZWD	Zimbabwe dollar
		EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble		
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 January 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,035	11	74	EP RU
AP	USD 50 (or eq in local currency)	USD 1,035	11	74	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,035	11	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,035	11	n a	EP RU
BZ	BZD 220	USD 1,035	11	74	EP

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 January 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
CA	CAD 300	CAD 1,394	15	100	EP
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,035	eq USD 11	eq USD 74	AT, EP, ES, RU
CR	USD 175	USD 1,035	11	74	EP ES
CU	USD (or eq CUP) <sup>200</sup>	USD (or eq CUP) 1,035	11	74	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,035	11	74	EP RU
EC	USD <sup>7</sup> —	USD 1,035	11	74	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64 <sup>5</sup>	EP
ES	EUR 63.99	EUR 902	10	64	EP ES
FI	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>8</sup> 10	USD 1,035	11	74	EP RU
GH	GHC <sup>9</sup> 2,500 or 5,000	USD 1,035	11	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>10</sup> 100 or EUR <sup>10</sup> 64 or USD <sup>10</sup> 74	CHF 1,400 or EUR 902 or USD 1,035	15 10 11	100 64 74	See footnote 11
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,035	11	74	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,035	11	74	AT AU CN EP SE US

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 January 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP	JPY 13,000	JPY 116,000	1,200	8,300	EP JP
KE	USD (or KES equiv) <sup>250</sup> plus cost of mailing	USD 1,035	11	74	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,035	11	74	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR	KRW 45,000	KRW 1,191,000 (from 1.3.04: 1,329,000)	13,000 (14,000)	85,000 (95,000)	AT AU JP <sup>12</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,035	11	74	EP RU
LR	USD 45	USD 1,035	11	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,035	11	74	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>13</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,035	11	74	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 175	USD 1,035	11	74	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>14</sup>	NZD 1,738	19	124	AU EP US
OA	Information not yet available				
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,035	11	74	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,035	11	74	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,785	19	128	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 January 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
TJ	TJS <sup>7</sup> —	USD 1,035	11	n a	EP RU
TM	USD <sup>7</sup> —	USD 1,035	11	74	EP RU
TN	TND <sup>7</sup> —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,035	11	74	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,035	11	n a	EP RU
US	USD 300	USD 1,035	11	74	EP US
UZ	USD <sup>7</sup> —	USD 1,035	11	74	EP RU
VC	Information not yet available				
VN	VND eq USD 150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD 3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR 500	ZAR 7,490	80	530	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,035	eq USD 11	eq USD 74	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 January 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>									
AT	EUR 159	CHF 247	KRW 199,000*	SGD 310	USD 182	ZAR 1,320				
	* (from 1.3.04: KRW 235,000)									
AU	AUD 1,200	CHF 1,157	EUR 738	KRW 1,014,000	NZD 1,370	SGD 1,490				
	USD 865	ZAR 5,800								
CN	CNY 1,500	CHF 245	EUR 158	USD 181						
EP <sup>15</sup>	EUR 1,550	CAD 2,362	CHF 2,432	CYP 905	DKK 11,520	GBP 1,078				
	ISK 138,000	JPY 196,500	MWK 194,000	NOK 12,700	NZD 2,884	SEK 13,870				
	SGD 3,130	USD 1,818	ZAR 12,280							
ES <sup>15</sup>	EUR 1,550	CHF 2,432	USD 1,818							
JP	JPY 97,000	CHF 1,168	EUR 752	KRW 1,066,000	USD 887					
KR	KRW 150,000	CHF 176	EUR 114	USD 130						
RU <sup>16</sup>	USD 300	CHF 406	EUR 262							
SE	SEK 13,870	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK 12,700				
	USD 1,818									
US	USD 1,000	CHF 1,318	EUR 848	NZD 1,570						
	ZAR 6,500	300 <sup>17</sup>	395 <sup>17</sup>	254 <sup>17</sup>	470 <sup>17</sup>					
		2,000 <sup>17</sup>								

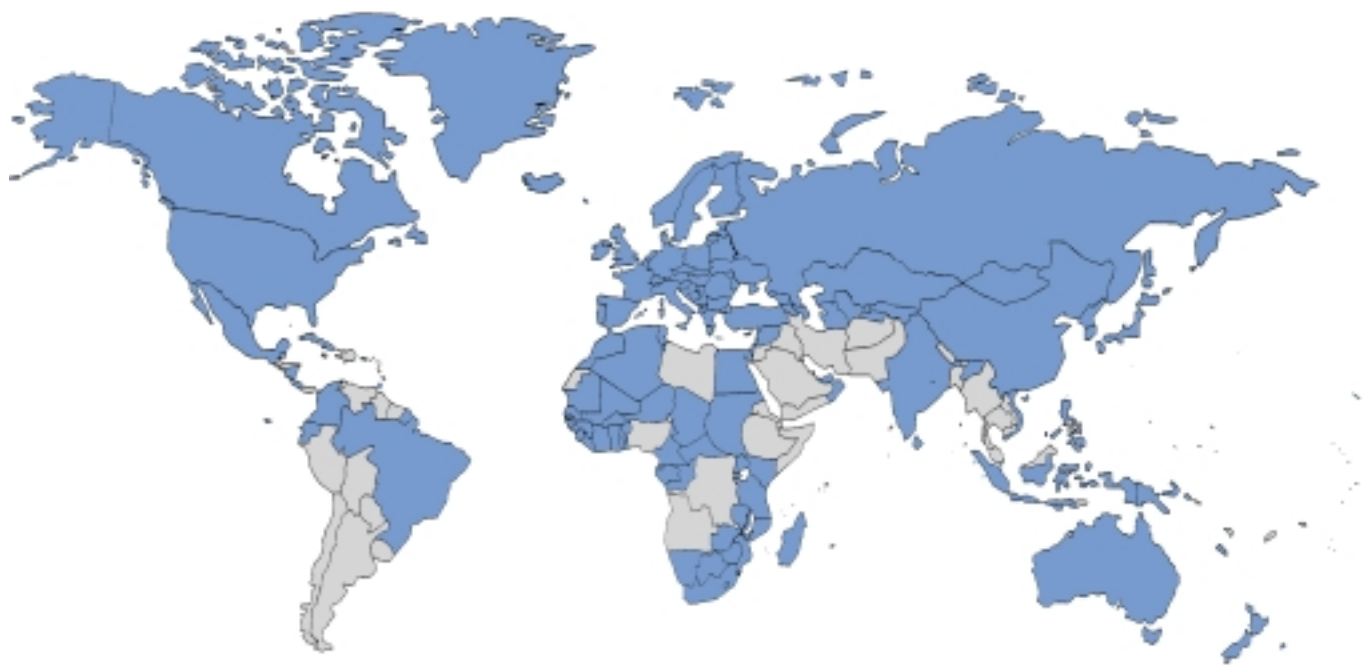
**Table II — Preliminary examination fees**  
(amounts on 1 January 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>18</sup>		Handling fee <sup>3,18</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>19</sup>	AUD	218
CN	CNY	1,500		CNY eq CHF	200
EP <sup>15</sup>	EUR	1,530		EUR	129
ES	EUR	502.97		EUR	129
JP	JPY	36,000		JPY	16,600
KR	KRW	150,000		KRW	170,000 (from 1.3.04: 190,000)
RU <sup>16</sup>	USD	200 <sup>20</sup>	300 <sup>21</sup>	USD	148
SE	SEK	5,000		SEK	1,160
US	USD	600	750 <sup>22</sup>	USD	148

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003.
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, IB and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200**=EUR 129, KRW 190,000, USD 148; **CHF 300**=EUR 193, KRW 285,000, USD 222.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 This fee is reduced by 80% where the applicant is a natural person.
- 9 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 10 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003.
- 11 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 12 The Japan Patent Office is competent only for international applications in Japanese.
- 13 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 14 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 15 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated on the next page, with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Romania, Slovakia and Turkey.
- 16 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 17 Payable when a corresponding prior US national application has been filed under 35 USC 111(a) and the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 18 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 19 Payable when the international search report was not issued by the Australian Patent Office.
- 20 Payable when the international search report was established by the Russian Patent Office.
- 21 In all cases where footnote 20 does not apply.
- 22 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

**PCT Contracting States and Two-letter Codes (123 on 1 January 2004)**



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SY Syrian Arab Republic
AG Antigua and Barbuda	CY Cyprus (EP) <sup>2</sup>	IN India	MN Mongolia	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CZ Czech Republic (EP)	IS Iceland	MR Mauritania (OA) <sup>2</sup>	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DK Denmark (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DM Dominica	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DZ Algeria	KG Kyrgyzstan (EA)	NA Namibia	TN Tunisia
BA Bosnia and Herzegovina	EC Ecuador	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TR Turkey (EP)
BB Barbados	EG Egypt	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EE Estonia (EP)	KZ Kazakhstan (EA)	NL Netherlands (EP) <sup>2</sup>	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	ES Spain (EP)	LC Saint Lucia	NO Norway	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FR France (EP) <sup>2</sup>	LK Sri Lanka	OM Oman	US United States of America
BR Brazil	GA Gabon (OA) <sup>2</sup>	LR Liberia	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GB United Kingdom (EP)	LS Lesotho (AP)	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GD Grenada	LT Lithuania <sup>1</sup>	PL Poland	ZA South Africa
BZ Belize	GE Georgia	LU Luxembourg (EP)	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GH Ghana (AP)	LV Latvia <sup>1</sup>	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) <sup>2</sup>	GM Gambia (AP)	MA Morocco	RU Russian Federation (EA)	
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>	MC Monaco (EP) <sup>2</sup>	SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SD Sudan (AP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MG Madagascar	SE Sweden (EP)	
CM Cameroon (OA) <sup>2</sup>	GW Guinea-Bissau (OA) <sup>2</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SG Singapore	
CN China	HR Croatia		SI Slovenia (EP) <sup>2</sup>	
CO Colombia	HU Hungary (EP)		SK Slovakia (EP)	
	ID Indonesia		SL Sierra Leone (AP)	
	IE Ireland (EP) <sup>2</sup>		SN Senegal (OA) <sup>2</sup>	

<sup>1</sup> Extension of European patent possible.

<sup>2</sup> May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)



**B1 Information on Contracting States B1**  
**VC SAINT VINCENT AND THE GRENADINES VC**

**General information**

Name of Office:	Commerce and Intellectual Property Office (Saint Vincent and the Grenadines)
Location and mailing address:	Top Floor, Methodist Commercial Building, Granby Street, Kingstown, Saint Vincent and the Grenadines
Telephone:	(1-784) 451 28 94
Facsimile machine:	(1-784) 457 28 98
Teleprinter:	—
E-mail:	Ciposvg@vincysurf.com
Internet:	—
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
Competent receiving Office for nationals and residents of Saint Vincent and the Grenadines:	International Bureau of WIPO (see Annex C)
Competent designated (or elected) Office if Saint Vincent and the Grenadines is designated (or elected):	Commerce and Intellectual Property Office (Saint Vincent and the Grenadines) (See Volume II)
May Saint Vincent and the Grenadines be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available via the PCT:	Patents
Provisions of the law of Saint Vincent and the Grenadines concerning international-type search:	None
Provisional protection after international publication:	None

**Information of interest if Saint Vincent and the Grenadines is designated (or elected)**

Time when the name and address of the inventor must be given if Saint Vincent and the Grenadines is designated (or elected):	Within two months from the date of the invitation by the Office
Are there special provisions concerning the deposit of microorganisms and other biological material?	No

**E** **International Preliminary** **E**  
**Examining Authorities**  
**ES** **SPANISH PATENT AND TRADEMARK** **ES**  
**OFFICE**

Preliminary examination fee (PCT Rule 58): <sup>1</sup>	Euro (EUR)	502.97
Additional preliminary examination fee (PCT Rule 68.3): <sup>2</sup>	EUR	502.97
Handling fee (PCT Rule 57.1): <sup>3</sup>	EUR	129
Fee for copies of documents cited in the international preliminary examination report (PCT Rule 71.2):	EUR	3.89 per national document 5.48 per foreign document
Fee for copies of documents contained in the file of the international application (PCT Rule 94): <sup>2</sup>	EUR	0.23 per page
Conditions for refund and amount of refund of the preliminary examination fee:	Money paid by mistake, without cause, or in excess, will be refunded In the cases provided for under PCT Rule 58.3: refund of 100% If the international application or the demand is withdrawn before the start of the international preliminary examination: refund of 100%	
Languages accepted for international preliminary examination:	Spanish	
Subject matter that will not be examined:	The subject matter specified in items (i) to (vi) of PCT Rule 67.1 with the exception of all subject matter which is examined in Spanish national applications	

<sup>1</sup> This fee is payable to the International Preliminary Examining Authority. This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in the Schedule of Fees annexed to the PCT Regulations (see also corresponding footnote to Annex C(IB) and *PCT Gazette* No. 50/1995, pages 19233 and 19234), and in accordance with the decision of the EPO's Administrative Council of 11 October 2000 (OJ EPO 2000, 446).

<sup>2</sup> This fee is payable to the International Preliminary Examining Authority and only in particular circumstances.

<sup>3</sup> This fee is payable to the International Preliminary Examining Authority. It is reduced by 75% if certain conditions apply (see corresponding footnote to Annex C(IB)) relating to the international filing fee. For further details, see *PCT Gazette* No. 44/2003, page 24736, Schedule of Fees, item 4.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****VC****COMMERCE AND INTELLECTUAL  
PROPERTY OFFICE (SAINT VINCENT AND  
THE GRENADINES)****VC****Summary of requirements for entry into the national phase**

Time limits applicable for entry into the national phase:	Under PCT Article 22(1): 30 months from the priority date Under PCT Article 39(1)(a): 30 months from the priority date
Translation of international application required into: <sup>1</sup>	English
Required contents of the translation for entry into the national phase: <sup>1</sup>	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 has been 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: <sup>1</sup>	Currency: Eastern Caribbean dollar (XCD) National processing fee: XCD <sup>2</sup> ... Annual fee for the fourth year: XCD <sup>2</sup> ...
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <i>bis</i> ): <sup>3</sup>	The applicant does not have to be represented by an agent, but an address for service in Saint Vincent and the Grenadines must be given if the applicant is not resident in Saint Vincent and the Grenadines.
Who can act as agent?	Any natural or legal person resident in Saint Vincent and the Grenadines

<sup>1</sup> Must be furnished or paid within the time limit applicable under PCT Article 22 or 39(1).

<sup>2</sup> The amount of the fee is not yet known. It will be fixed in the near future. The Office should be consulted for the applicable amount of fee.

<sup>3</sup> 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 of two months from the date of receipt of the invitation.

# PCT NEWSLETTER

PATENT  
COOPERATION  
TREATY

February 2004

No. 02/2004



WORLD  
INTELLECTUAL  
PROPERTY  
ORGANIZATION

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

## Electronic Filing now Open to all Applicants

The International Bureau as receiving Office (RO/IB) has announced that, with effect from 12 February 2004, it will be prepared to receive and process **any international application** in electronic form that complies with the necessary requirements.

It is recalled that in August 2003 the RO/IB announced that it was prepared to receive international applications in electronic form provided that they were filed by users already registered with the RO/IB for that purpose under the PCT-SAFE pilot. Electronic filing on a wider basis would be introduced when electronic systems so permitted (see *PCT Newsletter* No. 09/2003). This is now the case, hence the PCT-SAFE pilot program will end on 12 February 2004, and the restriction that electronic filings be only by registered pilot users will no longer apply.

This important development means that, since the RO/IB accepts the filing of international applications by applicants **from all PCT Contracting States**, any applicant may now file an international application in electronic form with the RO/IB. Moreover, the possibility to file electronically with the RO/IB enables any applicant to benefit from the fee reductions for electronic filing that were introduced into the PCT system on 1 January 2004 (for further details see *PCT Newsletter* No. 10/2003, page 3). Information on the RO/IB's requirements and practices with regard to the filing of international applications in electronic form will be published in *PCT Gazette* No. 07/2004, Section IV, page 3796, on 12 February 2004, and will be available on the PCT website at:

[www.wipo.int/pct/en/gazette/weekissu.htm](http://www.wipo.int/pct/en/gazette/weekissu.htm)

Note that the requirements and practices that will be published in the above-mentioned issue of the *PCT Gazette* are the same as those notified earlier in *PCT Gazette* No. 34/2003, with the exception that the part relating to the certification authorities which are accepted by the RO/IB has been modified. More detailed information about how to file international applications in electronic form with the RO/IB is available from the PCT-SAFE website at:

[www.wipo.int/pct-safe](http://www.wipo.int/pct-safe)

and general information on filing international applications with the RO/IB is available at:

[www.wipo.int/pct/en/filing/filing.htm](http://www.wipo.int/pct/en/filing/filing.htm)

It is recalled that WIPO has developed an electronic filing software

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- Texts of the Patent Cooperation Treaty, Regulations and Administrative Instructions and search facility for Articles under the PCT
- PCT Receiving Office Guidelines
- PCT International Search Guidelines
- PCT International Preliminary Examination Guidelines
- PCT Contracting States
- Reservations and incompatibilities
- time limits for entering national/regional phase
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called PCT-SAFE (**S**ecure **A**pplications **F**iled **E**lectronically), which gives PCT applicants the option of preparing their international application in electronic form and filing the application either by using physical media (e.g., diskettes, CD-Rs) or via secure on-line transmission.

**How does PCT-SAFE work?**

In order to facilitate the transition to PCT-SAFE for current PCT users who prepare the request part of the international applications using the PCT-EASY software, the new system has been built upon an enhanced version of that software. The PCT-SAFE software includes the PCT-EASY software, which is now no longer available as a separate software product, but it will be possible for applicants to continue to create and file PCT-EASY type applications (paper plus diskette). As the electronic application is completed, the system validates the entered data and presents applicants with a "traffic light" system (taken from PCT-EASY functionality). This indicates any fields which have been incorrectly or inconsistently completed and which may result in certain defects in relation to the international application once it is filed.

A new, easy to use, software for the preparation of the application body—the PCT-SAFE Editor—is also included in the PCT-SAFE software. The PCT-SAFE Editor enables users to prepare the body of a PCT application in eXtensible Markup Language (XML), without any need to understand this format. XML is an industry standard computer readable format that is very useful for searching, storing and exchanging patent information. When operating the Editor, applicants have the option of converting an application body created using a word processor, or preparing the application body from scratch within the Editor. Once created by the PCT-SAFE Editor, the applicant combines it with the request by indicating its location using the PCT-SAFE software used for preparing the request.

Applicants select whether the international application is to be filed using physical media or on-line. Depending on which means of filing is selected, a completed international application in electronic form is either electronically transmitted directly to the specified receiving Office or saved on a physical medium which will be filed. Digital certificates are distributed to applicants using PCT-SAFE by the WIPO Customer Certification Authority, thus ensuring a high degree of integrity and security for PCT-SAFE data. Applicants transmitting their

applications on-line will receive almost immediate notification that their application has been received and is being processed.

For applicants wishing to file international applications electronically with a receiving Office which is prepared to accept such filings prepared using the PCT-SAFE software, note that the PCT-SAFE software is now available to all PCT users from the PCT-SAFE website (see above) and as a CD installation. If you would like to order a PCT-SAFE CD, please send an e-mail ([pctsafe.help@wipo.int](mailto:pctsafe.help@wipo.int)) or fax (+41-22 338 80 40) to the PCT-SAFE Help Desk, indicating clearly your name, full postal address and the mention "Request for PCT-SAFE CD."

Two tables listing, respectively, the receiving Offices which have notified the International Bureau that they are prepared to accept the filing of international applications in electronic form and the receiving Offices which have notified the International Bureau that they are prepared to accept the filing of requests in PCT-EASY format, are published on pages 7 and 8.

### **PCT Article 22(1): Withdrawal of Notification of Incompatibility**

#### **Norway**

Further to its notification of the incompatibility of PCT Article 22(1), as modified with effect from 1 April 2002, with its national law (see *PCT Newsletter* No. 02/2002), the Norwegian Patent Office, in its capacity as designated Office, has notified the International Bureau that it has withdrawn its notification with effect from 1 February 2004.

Furthermore, pursuant to PCT Articles 22(3) and 39(1)(b), the Office has notified the International Bureau that the time limit applicable for entry into the national phase before it as a designated or elected Office is, with effect from 1 February 2004, 31 months from the priority date. (Updating of the table of time limits for entering national/regional phase under PCT Chapters I and II (see *PCT Newsletter* No. 08/2003)).

Now that Norway has withdrawn its notification of incompatibility, the only remaining designated Offices that do not apply the 30-month time limit fixed in PCT Article 22(1) are the Offices of the following nine States: Brazil, Finland,\* Luxembourg,\* Serbia and Montenegro,

Sweden,\* Switzerland,\* Uganda,\* United Republic of Tanzania\* and Zambia.\*

\* If designated for a regional patent, see time limit applicable to the regional Office concerned.

## **European Patent Convention**

### **Accession by Poland**

Poland deposited its instrument of accession to the European Patent Convention (EPC) on 30 December 2003, and will become bound by that Convention on 1 March 2004.

Therefore, any international application filed on or after 1 March 2004 will include the designation of Poland for a European patent, in addition to a national patent.

Moreover, as from 1 March 2004, it will be possible for nationals and residents of Poland to file international applications with the European Patent Office as receiving Office, in addition to the Polish Patent Office or the International Bureau of WIPO.

For further information, see the *Official Journal of the EPO*, No. 01/2004 at:

[www.european-patent-office.org/epo/pubs/oj004/01\\_04/index.htm](http://www.european-patent-office.org/epo/pubs/oj004/01_04/index.htm)

or the Notice from the European Patent Office dated 12 January 2004 at:

[www.european-patent-office.org/news/info/2004\\_01\\_12\\_e.htm](http://www.european-patent-office.org/news/info/2004_01_12_e.htm)

### **Modification of the Administrative Instructions under the PCT**

Further modifications have been made, with effect from 12 February 2004, to Annex F of the Administrative Instructions (which contains the technical standard for electronic filing and processing of international applications), including Appendix I thereof.

Further details will be given, and the text of the modifications of Annex F will be reproduced, in Section IV of *PCT Gazette* No. 07/2004 dated 12 February 2004, which will be available as from that date on the PCT website at:

[www.wipo.int/pct/en/gazette/weekissu.htm](http://www.wipo.int/pct/en/gazette/weekissu.htm)

The text of the modifications of Appendix I of Annex F has been published as document PCT/AI/1 Rev.1 Add.12 and is available on the PCT website at:

[www.wipo.int/pct/en/texts/index.htm](http://www.wipo.int/pct/en/texts/index.htm)

## Furnishing by the IB of Copies of the IPER to third parties

### Notifications by elected Offices under PCT Rule 94.1(c)

The Offices of the following States, in their capacities as elected Offices, have requested the International Bureau (IB) under PCT Rule 94.1(c) to furnish to third parties copies of the IPER on their behalf (for background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2):

AU	Australia
NO	Norway

### Power of Attorney Waivers

#### Notifications under PCT Rules 90.4(d) and 90.5(c) by PCT Offices/Authorities

For background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2.

#### Waivers

The following Offices have informed the International Bureau that they waive the requirement under PCT Rules 90.4(b) and/or 90.5(a)(ii) to submit a separate power of attorney and/or a copy of a general power of attorney (any particular instances in which a separate power of attorney or a copy of the general power of attorney, as the case may be, is required are given where applicable):

AT Austrian Patent Office, in its capacity as receiving Office (RO), International Searching Authority (ISA) and International Preliminary Examining Authority (IPEA), waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney— particular instances in which a separate power of attorney or a copy of a general power of attorney is required: none;

BY National Center of Intellectual Property (Belarus) in its capacity as RO waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney— particular instances in which a separate power of attorney or a copy of a general power of attorney is required: where there is a change in representation, that is, where any action before the Office is performed by an agent or a common represen-

tative who was not indicated in the request form at the time of filing.

DK Danish Patent and Trademark Office, in its capacity as RO, waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney—particular instances in which a separate power of attorney or a copy of a general power of attorney is required: upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing;

LT Lithuanian Patent Office in its capacity as RO waives the requirement to submit a copy of a general power of attorney— particular instances in which a copy of a general power of attorney is required: none;

PH Intellectual Property Office (Philippines), in its capacity as RO, waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney—particular instances in which a separate power of attorney or a copy of a general power of attorney is required: where the Office receives a notice or communication from a sub-agent appointed by the agent or common representative; or the Office receives notices or communications from an agent or common representative who is appointed by the applicant in replacement of, or in addition to the agent or common representative previously appointed by the applicant; or the Office receives a notice or communication from an agent or a common representative submitting the names of additional applicants not named in the Request Form.

#### Non-waivers

The following Offices have informed the International Bureau that they **do not waive** the requirement under PCT Rules 90.4(b) and 90.5(a)(ii) to submit a separate power of attorney and/or copy of a general power of attorney:

BE Intellectual Property Office (Belgium) in its capacity as RO

CN China Intellectual Property Office in its capacity as RO, ISA and IPEA;

IS Icelandic Patent Office in its capacity as RO;

MC Intellectual Property Division, Department of Economic Expansion (Monaco) in its capacity as RO;

VN National Office of Industrial Property (Viet Nam) in its capacity as RO.

The following Office has informed the International Bureau that it **does not waive** the requirement under PCT Rule 90.4(b) to submit a separate power of attorney:

LT Lithuanian Patent Office in its capacity as RO

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annexes C (AT, BE, BY, CN, DK, IS, LT, MC, PH and VN), D (AT and CN) and E (AT and CN))

## PCT Information Update

### Fees payable in US dollars (various countries)

As from 1 April 2004, there will be a change in the equivalent amounts of the following fees payable in USD to various receiving Offices, as well as a change in the equivalent amount of the PCT-EASY fee reduction and the other electronic filing fee reductions (see also "Handling fee," below):

international filing fee, fee per sheet in excess of 30 and PCT-EASY and electronic filing fee reductions: see Table I(a) and footnotes

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (AM, AP, AZ, BY, BZ, CO, CR, CU, EA, EC, GE, GH, IB, IL, IN, KE, KG, KZ, LR, LV, MD, NI, PH, RU, TJ, TM, TT, UA, US, UZ and ZW))

### DE Germany (fees)—*corrigendum*

The text of footnote 3 to the National Chapter Summary relating to the German Patent and Trade Mark Office as designated (or elected) Office, concerning the annual fee for the third year to be paid to that Office, was incompletely published in *PCT Newsletter* No. 12/2003, page 7. The footnote should have read as follows:

It is due on the last day of the month containing the second anniversary (24 months) of the international filing date. If the applicant does not initiate early entry into the national phase, he does not have to pay the third annual fee before the expiration of the 30-month time limit under PCT Article 22(1) or 39(1)(a). In that case, the third annual fee may be paid without surcharge before the expiration of the second month after the

expiration of the 30-month time limit. If the third annual fee is not paid within this two-month time limit, the fee may still be paid with a surcharge before the expiration of the sixth month after the expiration of the 30-month time limit.

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

### EP European Patent Office (e-mail address; fees)—*corrigendum*

There has been a change in one of the e-mail addresses of the European Patent Office. The e-mail addresses to be used are now as follows:

e-mail:           epoline@epo.org  
                      (Helpdesk for all branches)  
                      isa.ep.helpdesk@epo.org  
                      (ISA/EP matters)

It was erroneously announced in *PCT Newsletter* No. 12/2003, page 7, that there was no longer a surcharge for late filing of the request for examination. The surcharge, however, does still exist and now appears with another fee, as follows:

surcharge for late filing of either the translation of the international application or the request for examination, or for late payment of the national basic fee, the search fee or the designation fees:

50% of the relevant fees but at least EUR 500 for late filing of the translation, up to a maximum of EUR 1,750

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (EP), and Vol. II/B, National Chapter, Summary (EP))

### IB International Bureau (fees)—*corrigendum*

The PCT fee tables for January 2004, as published in the paper and Internet versions of *PCT Newsletter* No. 12/2003 and in the paper version of *PCT Newsletter* 01/2004 omitted to include the new equivalent amounts in EUR and USD of the transmittal fee. The fee tables in this issue include the correct amounts.

### Search fee (European Patent Office, Korean Intellectual Property Office)

As from 15 March 2004, there will be a change in the equivalent amount payable in EUR for an international search carried out by the Korean Intellectual Property Office, and as



from 1 April 2004, there will be a change in the equivalent amount payable in CAD for an international search carried out by the European Patent Office, as indicated in Table I(b).

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex D (EP and KR))

### **Handling fee (Russian Patent Office and United States Patent and Trademark Office)**

As from 1 April 2004, there will be a change in the equivalent amount of the handling fee, payable in USD to the Russian Patent Office and the United States Patent and Trademark Office as International Preliminary Examining Authorities, as indicated in Table II.

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex E (RU and US))

### **New/Updated PCT Materials on the Internet**

(PCT homepage: [www.wipo.int/pct/en/index.html](http://www.wipo.int/pct/en/index.html))

### **Consolidated version of Regulations under the PCT including transitional arrangements**

The French text of the consolidated version of the Regulations under the PCT, as in force from 1 January 2004, is available at:

[www.wipo.int/pct/fr/texts/pdf/pct\\_regs.pdf](http://www.wipo.int/pct/fr/texts/pdf/pct_regs.pdf)

It includes, at the end, notes containing important transitional arrangements which apply to many of the amendments to the PCT Regulations which entered into force on 1 January 2004.

### **Request and Demand Forms**

The Request and Demand Forms in Russian and the filled-in Request and Demand Forms in English, French, German and Spanish are now available on the PCT website at:

[www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm)

### **Table of reservations and incompatibilities**

The table containing all reservations and incompatibilities has been updated in English, French, German and Spanish at, respectively:

[www.wipo.int/pct/en/texts/reservations/res\\_incomp.pdf](http://www.wipo.int/pct/en/texts/reservations/res_incomp.pdf)

[www.wipo.int/pct/fr/texts/reservations/res\\_incomp.pdf](http://www.wipo.int/pct/fr/texts/reservations/res_incomp.pdf)

[www.wipo.int/pct/de/texts/reservations/res\\_incomp.pdf](http://www.wipo.int/pct/de/texts/reservations/res_incomp.pdf)

[www.wipo.int/pct/es/texts/reservations/res\\_incomp.pdf](http://www.wipo.int/pct/es/texts/reservations/res_incomp.pdf)

## **Practical Advice**

### ***The procedure for withdrawing designations***

*Q: Given that, with the entry into force of amended PCT Rule 4.9(a), all PCT Contracting States will be automatically designated in international applications filed on or after 1 January 2004, I may wish to withdraw certain designations in respect of a number of international applications. Could you please explain the procedure for withdrawing designations—is there a special form for that purpose? Also, where should the notice of withdrawal be sent, and what is the time limit for sending such notice?*

A: You may withdraw designations either by means of a notice of withdrawal contained in a letter or by means of a new form which has recently been made available to applicants or their agents by the International Bureau: Form PCT/IB/372 ("Notice of withdrawal"). This form can be used for the withdrawal of the international application, designations, priority claims, the demand or elections and is available in PDF format on the PCT website at:

[www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm)

If you submit Form PCT/IB/372, you should include the following information in the corresponding boxes of the form: applicant's or agent's file reference, international application number, the name of the first-named applicant in the request, the international filing date and the (earliest) priority date. You should check the relevant box to indicate what is being withdrawn, and the form must be signed (see below for further information on signature requirements). If a letter is used instead of the form, it should also contain all of this information and must be signed.

Even though the notice of withdrawal may be submitted to the receiving Office, or the International Preliminary Examining Authority (IPEA), as the case may be (see PCT Rule 90*bis*), it is advisable to send all notices of withdrawal (that is, withdrawals of international applications, designations, priority claims, demands or elections) direct to the International Bureau (Form PCT/IB/372 is pre-addressed to the International Bureau). Sending notices of withdrawal direct to the International Bureau will prevent any possible delay that may occur as a result of the extra adminis-

trative step that is required when such a notice is sent to a receiving Office or an IPEA, as the case may be.

Note, however, that if the applicant is withdrawing a designation **at the time of filing the international application**, it is more practical for the applicant to transmit the notice of withdrawal direct to the receiving Office along with the international application; at this stage in the procedure, there is less urgency for the notice to reach the International Bureau quickly since, unless early publication has been requested, there should be sufficient time before the completion of technical preparations for international publication (see below). Note that the fact that Form PCT/IB/372 is pre-addressed to the International Bureau does not prevent you from sending it to the receiving Office, but you are advised in such a case to cross out the address of the International Bureau and insert the address of the receiving Office. Likewise, if you send a notice of withdrawal of a demand to the IPEA, you should insert the address of the IPEA concerned.

Designations may be withdrawn at any time prior to the expiration of 30 months from the priority date (see PCT Rule 90bis.2(a)) (this time limit also applies to the other types of withdrawals listed above). However, if it is intended that the withdrawal be effected before international publication, the notice of withdrawal must reach the International Bureau before the technical preparations for international publication have been completed (which is generally (but not always) by the 15<sup>th</sup> day prior to the date of publication) (see PCT Rule 90bis.2(e)).

In order for the withdrawal to be effective, the notice of withdrawal (whether it be via Form PCT/IB/372 or a letter) must be signed by all applicants, their appointed agent or the ap-

pointed common representative. Where a notice of withdrawal is signed by an agent but a power of attorney signed by all applicants has not yet been furnished, the notice of withdrawal will only be effective once the missing power of attorney has been furnished. This also applies, pursuant to PCT Rules 90.4(e) and 90.5(d), where a receiving Office or International Preliminary Examining Authority has waived the requirement that a separate power of attorney and/or copy of a general power of attorney has to be furnished (PCT Rules 90.4(d) and 90.5(c)). Where the signature is that of the “deemed” common representative (under PCT Rule 90.2(b)), the notice will not be considered to be signed as required—in such a case, all the applicants must sign the notice of withdrawal (see PCT Rule 90bis.5)).

The International Bureau will send you Form PCT/IB/307 (“Notification of withdrawal of international application or designations”), Form PCT/IB/317 (“Notification of withdrawal of priority claim”) or Form PCT/IB/339 (“Notification of withdrawal of demand or elections”), as the case may be, upon receipt of a notice of withdrawal or a notification from the receiving Office or IPEA that the withdrawal has been effected. The form will include the date of receipt of the notice by the Office or Authority concerned.

For further information on the withdrawal of international applications, designations, priority claims, demands and elections, see PCT Article 37, PCT Rule 90bis and the *PCT Applicant’s Guide*, Vol. I/A, paragraphs 452 to 463. For advice about notices of withdrawal which need to be processed urgently, see *PCT Newsletter* No.03/2003, cover page, and for further information on the signature requirements for the withdrawal of the US designation, see *PCT Newsletter* No. 01/2004, page 8.

<b>Receiving Offices prepared to accept the filing of international applications in electronic form</b> (status on 12 February 2004)	
EP European Patent Office ES Spanish Patent and Trademark Office FI National Board of Patents and Registration (Finland) FR National Institute of Industrial Property (France)	IB International Bureau of WIPO KR Korean Intellectual Property Office  (Total: 6 Offices)

**Receiving Offices prepared to accept the filing of  
international applications  
containing requests in PCT-EASY format  
(status on 1 February 2004)**

AM	Intellectual Property Agency (Armenia)	JP	Japan Patent Office
AP	African Regional Industrial Property Organization	KE	Kenya Industrial Property Institute
AT	Austrian Patent Office	KG	Kyrgyz Intellectual Property Office
AU	Australian Patent Office	KP	Invention Office of the Democratic People's Republic of Korea
BA	Institute for Standards, Metrology and Intellectual Property of Bosnia and Herzegovina	KR	Korean Intellectual Property Office
BE	Industrial Property Office (Belgium)	KZ	Kazakh Patent Office
BG	Bulgarian Patent Office	LT	Lithuanian Patent Office
BR	National Institute of Industrial Property (Brazil)	LV	Latvian Patent Office
BZ	Belize Intellectual Property Office	MD	State Agency on Industrial Property Protection (Republic of Moldova)
CA	Canadian Patent Office	MK	Industrial Property Protection Office (The former Yugoslav Republic of Macedonia)
CH	Swiss Federal Intellectual Property Institute	MN	Mongolian Intellectual Property Office
CN	China Intellectual Property Office	MW	Ministry of Justice, Department of the Registrar General (Malawi)
CO	Superintendence of Industry and Commerce (Columbia)	MX	Mexican Institute of Industrial Property
CR	Registry of Intellectual Property (Costa Rica)	NI	Registry of Intellectual Property (Nicaragua)
CU	Cuban Industrial Property Office	NL	Netherlands Industrial Property Office
CZ	Industrial Property Office (Czech Republic)	NO	Norwegian Patent Office
DE	German Patent and Trade Mark Office	NZ	Intellectual Property Office of New Zealand
DK	Danish Patent and Trademark Office	PH	Intellectual Property Office (Philippines)
DZ	Algerian National Institute of Industrial Property	PT	National Institute of Industrial Property (Portugal)
EA	Eurasian Patent Office	RO	State Office for Inventions and Trademarks (Romania)
EC	Ecuadorian Institute of Intellectual Property	RU	Russian Patent Office
EE	Estonian Patent Office	SE	Swedish Patent Office
EP	European Patent Office	SG	Intellectual Property Office of Singapore
ES	Spanish Patent and Trademark Office	SI	Slovenian Intellectual Property Office
FI	National Board of Patents and Registration (Finland)	SK	Industrial Property Office (Slovakia)
FR	National Institute of Industrial Property (France)	TM	Patent Department, Ministry of Economy and Finance of Turkmenistan
GB	United Kingdom Patent Office	TR	Turkish Patent Institute
GE	Georgian Intellectual Property Office	TT	Intellectual Property Office (Trinidad and Tobago)
GR	Industrial Property Organization (Greece)	US	United States Patent and Trademark Office
HR	Croatian Intellectual Property Office	UZ	State Patent Office of Uzbekistan
HU	Hungarian Patent Office	YU	Intellectual Property Office (Serbia and Montenegro)
IB	International Bureau of WIPO	ZA	Companies and Intellectual Property Registration Office (South Africa)
ID	Directorate General of Intellectual Property (Indonesia)	ZW	Zimbabwe Patent Office
IE	Patents Office (Ireland)		
IL	Israel Patent Office		
IN	Patent Office (India)		
IS	Icelandic Patent Office		
			(Total: 70 Offices)

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>10–11 February 2004 Vienna (AT)</b>	German	PCT seminar on the latest changes in the PCT system and on PCT-SAFE WIPO speakers: Mr. H.G. Bartels and Mr. Reischle	Austrian Patent Office (Mr. Peter Hofbauer) Tel: (43–1) 534 24 225 Fax: (43–1) 534 24 200 E-mail: peter.hofbauer@patentamt.at
<b>12–13 February 2004 Munich (DE)</b>	German	Advanced PCT course WIPO speaker: Mr. Reischle Other speaker: Mr. Wolff (European Patent Office)	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>23–24 February 2004 Washington, D.C. (US)</b>	English	Advanced PCT seminar WIPO speaker: Mr. Maassel	American Intellectual Property Law Association (AIPLA) (Ms. Iris Howell) Tel: (1–703) 415 07 80 Fax: (1–703) 415 07 86 E-mail: aipla@aipla.org Internet (for registration): www.aipla.org
<b>26–27 February 2004 San Francisco (US)</b>	English	Basic PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel	Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1–415) 289 74 71 Fax: (1–415) 331 60 68 E-mail: IPI@IPISeminars.com Internet: www.ipiseminars.com
<b>29 February–4 March Whistler (CA)</b>	English	PCT presentation at the 2004 Whistler Intellectual Property Law Conference WIPO speaker: Mr. Roy	Oyen Wiggs Green & Mutala For registration, contact: Patski, c/o Bruce M. Green Tel: (1–604) 669 34 32 Fax: (1–604) 681 40 81 E-mail: bgreen@patentable.com
<b>1–2 March 2004 Chicago (US)</b>	English	Basic training course on the PCT WIPO speakers: Mr. Reischle and Mr. Maassel	The John Marshall Law School Department of Event Management Tel: (1–312) 987 14 20 Fax: (1–312) 427 71 28 E-mail: Events@jmls.edu
<b>5 March 2004 Munich (DE)</b>	German	PCT update seminar WIPO speaker: Mr. Matthes	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>10–11 March 2004 Ecully (FR)</b>	French	PCT seminar for patent attorneys WIPO speaker: Ms. Boutillon	Centre Paul Roubier (Mrs. Audi) Tel: (33–4) 78 33 07 08 Fax: (33–4) 78 33 58 96
<b>11 March 2004 Stockholm (SE)</b>	English/ Swedish	Epoline and PCT-SAFE workshop WIPO speaker: Mrs. Metcalfe Other speaker: Mr. Lindblom (European Patent Office)	Swedish Patent and Registration Office, PRV InterPat (Mr. David Holm) Tel: (46–8) 782 26 32 Fax: (46–8) 783 01 63 E-mail: david.holm@prv.se
<b>16–17 March 2004 Helsinki (FI)</b>	Finnish	Course on the PCT system for patent administrators WIPO speaker: Mrs. Metcalfe	Helsinki University of Technology, Lifelong Learning Institute of Dipoli (Ms. Arja Andsten) Tel: (358–9) 451 40 47 Fax: (358–9) 451 40 68 E-mail: arja.andsten@dipoli.hut.fi Internet: www.dipoli.hut.fi

*[continued on next page]*

<b>PCT Seminar Calendar [continued]</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>22–23 March 2004 New Delhi (IN)</b>	English	National Seminar on Patents, the PCT and Commercialization of Inventions for the Information Technology (IT) Industry WIPO speakers: Mr. Erstling and Mr. Sinha Other speakers: See below*	Department of Industrial Policy and Promotion, Ministry of Commerce and Industry (Mr. A.E. Ahmad) Tel: (91–11) 23 01 17 14 Fax: (91–11) 23 01 36 56
*Other speakers: Mr. Kasper (Sughrue Mion PLLC, US), Mr. Goddar (Boehmert & Boehmert, DE), Mr. Reed (The Procter & Gamble Company (US)) and Mr. Rao Coca (IBM Almaden Research Center, US)			
<b>24–25 March 2004 Cologne (DE)</b>	German	Basic PCT seminar WIPO speaker: Mr. Bartels and Mrs. Coeckelbergs	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>26 March 2004 London (GB)</b>	English	PCT seminar for patent attorneys on the latest changes in the PCT system WIPO speaker: Mr. Matthes	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>29 March 2004 Copenhagen (DK)</b>	English	PCT update seminar for patent administrators WIPO speaker: Mr. Reischle	Plougmann & Vingtoft A/S and H. Lundbeck A/S (Ms. Susanne Aalborg) Tel: (45) 36 43 32 03 E-mail: SAA@LUNDBECK.COM
<b>1 April 2004 Washington, D.C. (US)</b>	English	Presentation on the PCT WIPO speaker: Mr. Maassel	American Bar Association (Mr. Michael Winkler) Tel: (1–312) 988 56 39 Fax: (1–312) 988 56 28 e-mail: winklerm@staff.abanet.org
<b>16–17 April 2004 Concord, New Hampshire (US)</b>	English	Basic PCT seminar for patent attorneys and patent administrators WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Franklin Pierce Law Center (Ms. Carol Ruh) Tel: (1–603) 228 15 41, ext. 1108 Fax: (1–603) 224 33 42 E-mail: cruh@piercelaw.edu Internet: www.piercelaw.edu/TreatySem/Treatsem.htm
<b>21–22 April 2004 London (GB)</b>	English	Basic formalities seminar on the Patent Cooperation Treaty (PCT) WIPO speakers: Mr. H.G. Bartels and Ms. Schwarz	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>22–24 April 2004 Naples, Florida (US)</b>	English	Advanced PCT seminar for patent attorneys WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66
<b>23 April 2004 London (GB)</b>	English	PCT-EASY/PCT-SAFE seminar WIPO speaker: Mrs. Metcalfe	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>26–28 April 2004 Naples, Florida (US)</b>	English	Basic PCT seminar for patent attorneys WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66
<b>27 April 2004 Paris (FR)</b>	French	PCT presentation for patent attorneys WIPO speaker: Ms. Boutillon	Fondation Nationale pour le Droit de l'Entreprise (FNDE) (Mrs. Heuzé) Tel: (33–1) 42 66 18 19 Fax: (33–1) 42 66 17 37 E-mail: pheuze@fnde.asso.fr



## PCT Fee Tables

### (amounts on 1 February 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 10. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

#### Key to abbreviations used in fee tables:

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krona	USD	US dollar
AED	United Arab Emirates dirham	CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
ALL	Albanian lek	CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	YUD	Yugoslavian dinar
AMD	Armenian dram	DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	ZAR	South African rand
AUD	Australian dollar	DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZWD	Zimbabwe dollar
AZM	Azerbaijani manat	EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble		
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 February 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
AP	USD 50 (or eq in local currency)	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	EP RU
BZ	BZD 220	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 February 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
CA	CAD 300	CAD 1,394	15	100	EP
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,035 (from 1.4.04: eq USD 1,134)	eq USD 11 (eq USD 12)	eq USD 74 (eq USD 81)	AT, EP, ES, RU
CR	USD 175	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP ES
CU	USD (or eq CUP) <sup>200</sup>	USD (or eq CUP) 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
EC	USD <sup>7</sup> —	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64 <sup>5</sup>	EP
ES	EUR 63.99	EUR 902	10	64	EP ES
FI	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>8</sup> 10	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
GH	GHC <sup>9</sup> 2,500 or 5,000	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>10</sup> 100 or EUR <sup>10</sup> 64 or USD <sup>10</sup> 74	CHF 1,400 or EUR 902 or USD 1,035 (from 1.4.04: 1,134)	15 10 11 (12)	100 64 74 (81)	See footnote 11
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT AU CN EP SE US

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 February 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP	JPY 13,000	JPY 116,000	1,200	8,300	EP JP
KE	USD (or KES equiv) <sup>250</sup> plus cost of mailing	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR	KRW 45,000	KRW 1,191,000 (from 1.3.04: 1,329,000)	13,000 (14,000)	85,000 (95,000)	AT AU JP <sup>12</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
LR	USD 45	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>13</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 175	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>14</sup>	NZD 1,738	19	124	AU EP US
OA	Information not yet available				
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,785	19	128	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP

[continued on next page]

**Table I(a) — Transmittal and international filing fees** [continued]  
(amounts on 1 February 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>		International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
SY	Information not yet available					
TJ	TJS <sup>7</sup>	—	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	EP RU
TM	USD <sup>7</sup>	—	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
TN	TND <sup>7</sup>	—	CHF 1,400	15	n a	EP
TR	CHF	100	CHF 1,400	15	100	EP
TT	TTD	750	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT EP SE US
UA	UAH	255	USD (or eq UAH) 1,035 (from 1.4.04: 1,134)	11 (12)	n a	EP RU
US	USD	300	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP US
UZ	USD <sup>7</sup>	—	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
VC	Information not yet available					
VN	VND eq USD	150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD	3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR	500	ZAR 7,490	80	530	AT AU EP US
ZM	Information not yet available					
ZW	ZWD	6,000	ZWD eq USD 1,035 (from 1.4.04: eq USD 1,134)	eq USD 11 (eq USD 12)	eq USD 74 (eq USD 81)	AT AU CN EP RU

**Table I(b) — Search fees**

(amounts on 1 February 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>									
AT	EUR 159 * (from 1.3.04: 159)	CHF 247 KRW 235,000	KRW 199,000*	SGD 310	USD 182	ZAR 1,320				
AU	AUD 1,200 USD 865	CHF 1,157 ZAR 5,800	EUR 738	KRW 1,014,000	NZD 1,370	SGD 1,490				
CN	CNY 1,500	CHF 245	EUR 158	USD 181						
EP <sup>15</sup>	EUR 1,550 ISK 138,000 SGD 3,130 * (from 1.4.04: 3,130)	CAD* 2,362 JPY 196,500 USD 1,818 CAD 2,520	CHF 2,432 MWK 194,000 ZAR 12,280	CYP 905 NOK 12,700	DKK 11,520 NZD 2,884	GBP 1,078 SEK 13,870				
ES <sup>15</sup>	EUR 1,550	CHF 2,432	USD 1,818							
JP	JPY 97,000	CHF 1,168	EUR 752	KRW 1,066,000	USD 887					
KR	KRW 150,000 * (from 15.3.04: 150,000)	CHF 176 EUR 100	EUR* 114	USD 130						
RU <sup>16</sup>	USD 300	CHF 406	EUR 262							
SE	SEK 13,870 USD 1,818	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK 12,700				
US	USD 1,000 ZAR 6,500	300 <sup>17</sup> 2,000 <sup>17</sup>	CHF 1,318	395 <sup>17</sup>	EUR 848	254 <sup>17</sup>	NZD 1,570	470 <sup>17</sup>		

**Table II — Preliminary examination fees**  
(amounts on 1 February 2004, unless otherwise indicated)

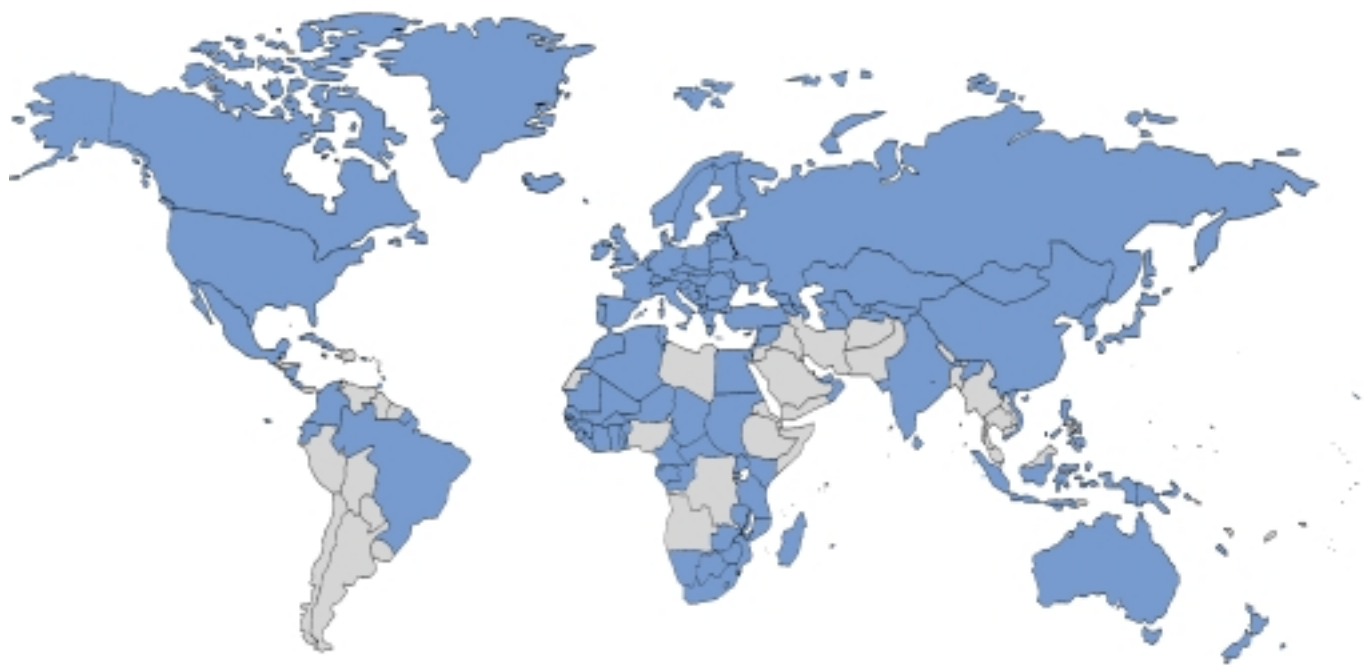
IPEA	Preliminary examination fee <sup>18</sup>		Handling fee <sup>3,18</sup> (CHF 200)	
AT	EUR	159	EUR	129
AU	AUD	550	1,000 <sup>19</sup>	AUD 218
CN	CNY	1,500	CNY eq CHF	200
EP <sup>15</sup>	EUR	1,530	EUR	129
ES	EUR	502.97	EUR	129
JP	JPY	36,000	JPY	16,600
KR	KRW	150,000	KRW	170,000 (from 1.3.04: 190,000)
RU <sup>16</sup>	USD	200 <sup>20</sup>	300 <sup>21</sup>	USD 148 (from 1.4.04: 162)
SE	SEK	5,000	SEK	1,160
US	USD	600	750 <sup>22</sup>	USD 148 (from 1.4.04: 162)

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, IB and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200=EUR 129, KRW 190,000, USD 148 (from 1.4.04: USD 162); CHF 300=EUR 193, KRW 285,000, USD 222 (from 1.4.04: USD 243)**.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 This fee is reduced by 80% where the applicant is a natural person.
- 9 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 10 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003.
- 11 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 12 The Japan Patent Office is competent only for international applications in Japanese.
- 13 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 14 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 15 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated on the next page, with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Romania, Slovakia and Turkey.
- 16 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 17 Payable when a corresponding prior US national application has been filed under 35 USC 111(a) and the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 18 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 19 Payable when the international search report was not issued by the Australian Patent Office.
- 20 Payable when the international search report was established by the Russian Patent Office.
- 21 In all cases where footnote 20 does not apply.
- 22 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).



## PCT Contracting States and Two-letter Codes (123 on 1 February 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SY Syrian Arab Republic
AG Antigua and Barbuda	CU Cuba	IN India	MN Mongolia	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CY Cyprus (EP) <sup>2</sup>	IS Iceland	MR Mauritania (OA) <sup>2</sup>	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	CZ Czech Republic (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DE Germany (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DK Denmark (EP)	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DM Dominica	KG Kyrgyzstan (EA)	NA Namibia	TN Tunisia
BA Bosnia and Herzegovina	DZ Algeria	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TR Turkey (EP)
BB Barbados	EC Ecuador	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EG Egypt	LC Saint Lucia	NL Netherlands (EP) <sup>2</sup>	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	EE Estonia (EP)	LI Liechtenstein (EP)	NO Norway	UA Ukraine
BG Bulgaria (EP)	ES Spain (EP)	LT Lithuania <sup>1</sup>	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FI Finland (EP)	LU Luxembourg (EP)	OM Oman	US United States of America
BR Brazil	FR France (EP) <sup>2</sup>	LV Latvia <sup>1</sup>	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GA Gabon (OA) <sup>2</sup>	MA Morocco	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GB United Kingdom (EP)	MC Monaco (EP) <sup>2</sup>	PL Poland	ZA South Africa
BZ Belize	GD Grenada	MD Republic of Moldova (EA)	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GE Georgia	MG Madagascar	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) <sup>2</sup>	GH Ghana (AP)	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	RU Russian Federation (EA)	
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>		SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>		SD Sudan (AP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>		SE Sweden (EP)	
CM Cameroon (OA) <sup>2</sup>	GW Guinea-Bissau (OA) <sup>2</sup>		SG Singapore	
CN China	HR Croatia		SI Slovenia (EP) <sup>2</sup>	
CO Colombia	HU Hungary (EP)		SK Slovakia (EP)	
	ID Indonesia		SL Sierra Leone (AP)	
	IE Ireland (EP) <sup>2</sup>		SN Senegal (OA) <sup>2</sup>	

1 Extension of European patent possible.

2 May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct/en/index.htm](http://www.wipo.int/pct/en/index.htm)

# PCT NEWSLETTER

PATENT  
COOPERATION  
TREATY

March 2004

No. 03/2004



WORLD  
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ORGANIZATION

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

## Tenth Anniversary Issue

This issue marks the 10th anniversary of the publication of the *PCT Newsletter*, which first appeared in March 1994. During those 10 years, WIPO has published 121 issues on paper, and since January 1997, has made 87 issues available on the PCT website ([www.wipo.int/pct/en/index.html](http://www.wipo.int/pct/en/index.html)). There are over 3,200 subscriptions to the paper version, and over 4,000 downloads of the Internet version per month.

In its 10 years, the *PCT Newsletter* has included 133 "Practical advice" articles. Searches of all "Practical advice" published in the *PCT Newsletter* can be made via the practical advice search engine on the PCT website (see right hand box on "PCT news" page). Please note, however, that although the information published in the practical advice was correct at the time of original publication in the *PCT Newsletter*, some information may no longer be applicable; for example, amendments may have been made to the PCT Regulations and Administrative Instructions, as well as to PCT Forms, since the practical advice concerned was published, and changes to certain fees and references to certain publications may no longer be valid.

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We welcome any comments you may wish to make about the *PCT Newsletter*, or any suggestions that you might have for the "Practical advice" section, or for any other future articles. Please send your comments to:

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## New/Updated PCT Materials on the Internet

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### Video presentation about recent amendments to PCT Regulations

WIPO has produced a 20-minute video presentation outlining the

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amendments to the PCT Regulations which entered into force on 1 January 2004, including information on the enhanced international search and preliminary examination system, the new designation system and changes regarding access to the file.

The video—featuring Matthias Reischle, Head, PCT Legal Affairs Section, and frequent PCT seminar presenter—can be downloaded or viewed online in three different formats, depending on your connection speed, from the “New on the PCT website” box on the PCT homepage (see above).

**PCT Forms**

New Form PCT/IB/372 “Notice of withdrawal” which can be used for the withdrawal of an international application, designations, priority claims, a demand or elections, is now available in editable PDF format in English and French at, respectively:

[www.wipo.int/pct/en/forms/ib/index.htm](http://www.wipo.int/pct/en/forms/ib/index.htm)

[www.wipo.int/pct/fr/forms/ib/index.htm](http://www.wipo.int/pct/fr/forms/ib/index.htm)

This form was mentioned in the “Practical advice” in *PCT Newsletter* No. 02/2004,

**PCT International Search and International Preliminary Examination Guidelines**

Revised versions of the PCT International Search and International Preliminary Examination Guidelines are currently being finalized and will be available on the PCT website shortly. The Guidelines will be published in a special issue of the *PCT Gazette* (No. S-02/2004 (E) and (F)) on 25 March 2004, and will be available at:

[www.wipo.int/pct/en/gazette/index.jsp](http://www.wipo.int/pct/en/gazette/index.jsp)

**Reminder**

The designated Offices of the following States do not yet apply the 30-month time limit fixed in PCT Article 22(1) (as modified with effect from 1 April 2002):

BR Brazil  
CH Switzerland\*  
FI Finland\*  
LU Luxembourg\*  
SE Sweden\*  
TZ United Republic of Tanzania\*  
UG Uganda\*  
YU Serbia and Montenegro  
ZM Zambia\*

\* If designated for a regional patent, see time limit applicable to the regional Office concerned.

## Seminar materials

Seminar materials covering all aspects of the PCT procedure have been updated in German, and are available at:

[www.wipo.int/pct/en/seminar/mat.htm](http://www.wipo.int/pct/en/seminar/mat.htm)

## Prototype of PCT Electronic Gazette Becomes Production Version

Following extensive public testing of the prototype of the enhanced version of the PCT Electronic Gazette, that version has now become the production version.

New features of the PCT Electronic Gazette include:

- searchable access to the full text of the description and claims;
- a single, simplified layout;
- “reactive” INID codes (when the cursor is placed over a code or the code is clicked, the title of the code appears); and
- information on republications (including the images of republished pages).

The PCT Electronic Gazette contains data relating to published PCT international applications (PCT pamphlets) published as from January 1997, and also includes any PCT pamphlets republished as from April 1998. Bibliographic data, abstracts, drawings and images of PCT pamphlets are provided for all published and republished international applications in the collection. For international applications published and/or republished since April 1998, the searchable text of claims and descriptions is also provided.

The bibliographic data, abstracts, drawings and images of the international applications published and republished each week are available from the collection on the international publication date. The searchable text of claims and descriptions of published international applications is available from the collection as soon as possible after international publication (generally 2 to 3 days after the publication date).

The PCT Electronic Gazette is available at:

[www.wipo.int/pct/en/gazette/index.jsp](http://www.wipo.int/pct/en/gazette/index.jsp)

## PCT Statistics—1 January to 31 December 2003

In 2003, the International Bureau of WIPO received 110,065 international applications filed with PCT receiving Offices worldwide, a decrease of 3.5% compared to 2002.

*Top countries of origin.* The table, opposite, shows the top 20 countries of origin of international applications for that period. (Note that applications filed with the European Patent Office, the International Bureau, the Eurasian Patent Office or the African Intellectual Property Organization as receiving Offices (which amounted to 19.1% of all applications) are included in the figures relating to the countries of residence of the applicants.)

### PCT filings received at WIPO by country of origin (2003)

<i>Country of origin</i>	<i>Applications received</i>	<i>% of total</i>
US	39,250	35.7
JP	16,774	15.2
DE	13,979	12.7
GB	6,090	5.5
FR	4,723	4.3
NL	4,180	3.8
KR	2,947	2.7
SE	2,491	2.3
CH (incl. LI)	2,379	2.2
CA	2,102	1.9
IT	2,023	1.8
AU	1,729	1.6
FI	1,497	1.4
CN	1,205	1.1
IL	1,161	1.0
DK	1,021	0.9
ES	776	0.7
BE	725	0.6
AT	620	0.6
IN	611	0.6
Other countries	3,782	3.4
	110,065	100.0



*Developing countries.* A total of 5,950 international applications originated from developing countries, an increase of 11% compared to 2002. The highest number were from the Republic of Korea (2,947), China (1,205), India (611), South Africa (376), Singapore (313), Brazil (221) and Mexico (123). Of particular significance was the increase in applications filed by applicants from India (27.3%) and the Republic of Korea (15.5%).

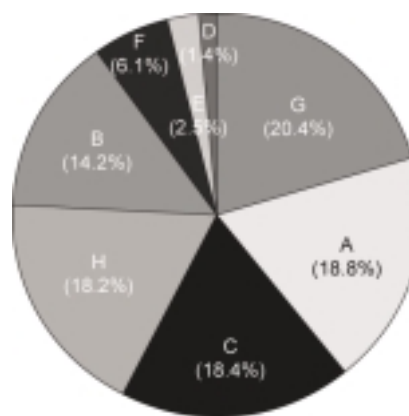
*PCT-EASY filings.* Of the 110,065 international applications received in 2003, the request part of 49,054 (44.6%) were prepared using the PCT-EASY software.

*Electronic filings.* During 2003, it was possible to file international applications electronically only with the European Patent Office (RO/EP), or the National Institute of Industrial Property (France) (RO/FR) as receiving Offices, or for applicants registered under the PCT-SAFE pilot, with the International Bureau as receiving Office (RO/IB). During that year, the International Bureau received 634 international applications filed electronically with those Offices (that is, 575 with RO/EP, 42 with RO/FR and 17 with RO/IB). (It is recalled that it is now possible to file international applications electronically also with the National Board of Patents and Registration (Finland), the Korean Intellectual Property Office and the Spanish Patent and Trademark Office as receiving Offices, and now in the case of any applicant, with RO/IB.)

*International Bureau as receiving Office.* Use of the RO/IB continued to increase in 2003. The RO/IB received 6,487 international applications, an increase of 10.7% compared to 2002. Applications were filed by applicants from 67 countries in 2003, compared to 59 countries in 2002. Of those 6,487 applications, 12.5% benefited from the safeguard procedure under PCT Rule 19.4, under which international applications are transmitted from another receiving Office to the International Bureau in its capacity as receiving Office while retaining their initial filing date (for example, where they have been filed with a "non-competent" receiving Office, or where they have been filed in a language which is not accepted by the other Office).

*Fields of technology.* The main fields of technology to which the PCT applications published

in 2003 related were physics, human necessities, chemistry and metallurgy, and electricity. The chart below shows the breakdown of PCT applications published in 2003 according to the eight main technical fields (sections) of the International Patent Classification (IPC) (for information on the specific contents of each section, consult the IPC on the WIPO website at: [www.wipo.int/classifications/fulltext/new\\_ipc/index.htm](http://www.wipo.int/classifications/fulltext/new_ipc/index.htm)). The main "class" under which PCT applications were published (that is, the next level of detail after "section") was "Medical/vetinary science; hygiene" (for example diagnostic apparatus such as endoscopes, computer tomographs, artificial heart and kidneys, prostheses, medicinal preparations), with 14,195 of the PCT applications published in 2003 being classified under that class, which falls under the section "Human necessities."



Technical fields under the IPC:

- A Human necessities
- B Performing operations; transporting
- C Chemistry; metallurgy
- D Textiles; paper
- E Fixed constructions
- F Mechanical engineering; lighting, heating, weapons, blasting
- G Physics
- H Electricity

*Top PCT users.* The applicants in whose names the most international applications were published during 2003 were:

- Koninklijke Philips Electronics N.V. (Netherlands)
- Siemens Aktiengesellschaft (Germany)



- Matsushita Electric Industrial Co., Ltd. (Japan)
- Robert Bosch GmbH (Germany)
- Sony Corporation (Japan)
- Nokia Corporation (Finland)
- 3M Innovative Properties Company (USA)
- Infineon Technologies AG (Germany)
- BASF Aktiengesellschaft (Germany)
- Intel Corporation (USA)

A more complete list of the top users will be available later in the year.

Further statistics in relation to the PCT in 2003 will be published shortly in the “Yearly review of the PCT: 2003” on the PCT website under “PCT News” ([www.wipo.int/pct/en/access/news.htm](http://www.wipo.int/pct/en/access/news.htm)).

## Power of Attorney Waivers

### Notifications under PCT Rules 90.4(d) and 90.5(c) by PCT Offices/Authorities

For background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2.

### Waivers

The following Offices have informed the International Bureau that they waive the requirement under PCT Rules 90.4(b) and/or 90.5(a)(ii) to submit a separate power of attorney and/or a copy of a general power of attorney (any particular instances in which a separate power of attorney or a copy of the general power of attorney, as the case may be, is required are given where applicable):

**EP** European Patent Office in its capacities as receiving Office (RO), International Searching Authority (ISA) and International Preliminary Examining Authority (IPEA), waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

where procedural acts are performed by a purported agent who is not the agent of record, unless the purported agent belongs to the same office as the agent

of record, or if both the purported agent and the agent of record are employees of the applicant or, if there is more than one applicant, of the common representative; or in case of doubt as to the agent’s entitlement to act;

**PT** National Institute of Industrial Property (Portugal) in its capacity as receiving Office, waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

if the applicant is not represented by an official industrial property agent.

### Non-waivers

The following Offices have informed the International Bureau that they **do not waive** the requirement under PCT Rules 90.4(b) and 90.5(a)(ii) to submit a separate power of attorney and/or copy of a general power of attorney:

**AZ** State Agency for Standardization, Metrology and Patents (Azerbaijan) in its capacity as RO

**GE** Georgian Intellectual Property Office in its capacity as RO

**IE** Patents Office (Ireland) in its capacity as RO

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annexes C (AZ, EP, GE, IE and PT), D (EP) and E (EP))

### Industrial Property Organisation (Greece): Not Open for Business on 13 February 2004

The Industrial Property Organisation (Greece) has informed the International Bureau under PCT Rule 80.5 that, due to bad weather conditions, it was not open to the public for the purposes of the transaction of official business on 13 February 2004.

Consequently, pursuant to PCT Rule 80.5, if the expiration of any period during which any document or fee in connection with an international application was required to reach that Office fell on Friday, 13 February 2004, that

period was extended so as to expire on the next working day, which was Monday, 16 February 2004.

As regards other possible excuses of delay or loss in the mail, due to the above-mentioned weather conditions, of documents or letters addressed to that Office, see PCT Rules 82.1 and 82.2.

## PCT Information Update

### BZ Belize (fees)

The structure and the amounts of the following national fees, payable to the Belize Intellectual Property Office as designated (or elected) Office, have changed (other fees not indicated have not changed):

for utility model:

filing fee/grant fee:	BZD	300
annual fees for the first three years:	BZD	300

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

### IB International Bureau (fees)

As from 1 April 2004, there will be a change in the equivalent amounts in USD of the following fees, payable to the International Bureau as receiving Office, as follows:

transmittal fee:	see Table I(a)
fee for priority document:	USD 41
supplement for airmail:	USD 8

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

### JP Japan (fees)

The amount of the following national fee, payable to the Japan Patent Office as designated (or elected) Office, has changed (other fees not indicated have not changed):

for patent:

filing fee:	
— for international applications filed on or after 1 April 2004	JPY 16,000

— for international applications filed on or before 1 March 2004 JPY 21,000

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

### PT Portugal (requirements concerning agent)

There has been a change in the requirements as to who can act as agent before the National Institute of Industrial Property (Portugal) as receiving Office and as designated (or elected) Office, as follows:

who can act as agent?

an official industrial property agent, an appointed lawyer, or a registered representative

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (PT), and Vol. II/C, National Chapter, Summary (PT))

### SG Singapore (fees)

As from 1 April 2004, there will be a change in the equivalent amounts of the following fees payable in SGD to the Intellectual Property Office of Singapore as receiving Office, as well as a change in the equivalent amount in SGD of the PCT-EASY fee reduction:

international filing fee, fee per sheet in excess of 30 and PCT-EASY fee reduction: see Table I(a) and footnotes

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

### Search fee (European Patent Office, Korean Intellectual Property Office, Spanish Patent and Trademark Office, Swedish Patent Office and United States Patent and Trademark office)

As from 1 April 2004, there will be changes in the equivalent amounts payable in USD for international searches carried out by the European Patent Office, the Spanish Patent and Trademark Office and the Swedish Patent Office, and in the equivalent amount payable in ZAR for an international search carried out by the United States Patent and Trademark Office, as indicated in Table I(b). As from 1 April 2004,

there will also be changes in the amount payable in KRW as well as in the equivalent amounts payable in CHF, EUR and USD for an international search carried out by the Korean Intellectual Property Office, as indicated in Table I(b).

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex D (EP, ES, KR, SE and US))

### **Fees relating to the international search (European Patent Office and Korean Intellectual Property Office)**

There has been a change in the conditions for refund and in the amounts of refund of the search fee payable for an international search carried out by the European Patent Office, as indicated below (other conditions not indicated have not changed):

conditions for refund and amount of refund of the search fee:

Extents to which the search fee shall be refunded when the Authority benefits from an earlier search in carrying out international search:

— for a European search (Art. 78(2) EPC):

(full benefit)	EUR	690
(partial benefit)	EUR	172.50

— for an international search (PCT Art. 15(1)) (international application filed on or after 1 January 2004):

(full benefit)	EUR	1,550
(partial benefit)	EUR	387.50

— for an international search (PCT Art. 15(1)) (international application filed before 1 January 2004):

(full benefit)	EUR	945
(partial benefit)	EUR	236.25

— for an international-type search (PCT Art. 15(5)):

(full benefit)	EUR	945
(partial benefit)	EUR	236.25

— for a standard search:

(full benefit)	EUR	945
(partial benefit)	EUR	236.25

— for a search on behalf of a national Office (BE, FR, LU, NL, TR):

(full benefit)	EUR	945
(partial benefit)	EUR	236.25

As from 1 April 2004, there will be a change in the amount of the additional search fee payable to the Korean Intellectual Property Office as International Searching Authority, as indicated below:

additional search fee: KRW 225,000

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex D (EP and KR))

### **Preliminary examination fee and fees relating to the international preliminary examination (Korean Intellectual Property Office)**

As from 1 April 2004, there will be a change in the amount payable in KRW for an international preliminary examination carried out by the Korean Intellectual Property Office, as indicated in Table II, as well as a change in the amount of the additional preliminary examination fee, as indicated below:

additional preliminary examination fee: KRW 225,000

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex E (KR)).

### **European Patent Office: Clarification of Search and Examination Restriction Criteria**

The European Patent Office (EPO) has clarified the search and examination restriction criteria for international applications for which it is **not competent** to carry out international search/international preliminary examination, according to the date of filing of the international applications or the demands, as the case may be, as follows:

#### **International applications for which the International Searching Authority is not competent:**

International applications filed—by a national or a resident of the United States of America—with the United States Patent and Trademark Office or the International Bureau as receiving

Office where such applications contain one or more claims relating to:

- business methods, and the international application was filed on or after 1 March 2002;
- biotechnology, and the international application was filed between 1 March 2002 and 31 December 2003.

**International applications for which the International Preliminary Examining Authority is *not* competent:**

International applications filed—by a national or a resident of the United States—with the United States Patent and Trademark Office or the International Bureau as receiving Office, where such applications contain one or more claims relating to:

- business methods, and the demand was filed on or after 1 March 2002;
- biotechnology, and the international application was filed before 1 January 2004;
- telecommunications, and a demand is filed before 1 July 2004.

For further information, see also *PCT Newsletter* No. 11/2003, page 7.

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex D (EP), Annex E (EP))

**Practical Advice**

***Automatic designation of US: the consequences of the applicant/inventor being a resident and national of a non-PCT Contracting State***

*Q: I work for a company based in the United States of America (US) which files several*

*PCT applications a year. Prior to the entry into force of the 1 January 2004 amendments to the PCT Regulations, it was our practice not to designate US in international applications, given that we always file in US first via the national route. Now that US is automatically designated in all international applications filed since 1 January 2004, our practice will be to maintain that designation, rather than withdraw it, in respect of each international application concerned. Also, given that for the purposes of the US designation the inventor(s) must be the applicant(s), we will indicate the inventors as applicants for the US designation in the request. However, the only applicant/inventor in respect of a number of international applications that are to be filed is not a national of, and no longer resides in, a PCT Contracting State. Will this cause any problems for the application?*

A: With the automatic designation of US in all international applications filed since 1 January 2004 (see amended PCT Rule 4.9(a)), all inventors should be indicated as applicants. You are therefore correct to indicate the inventors as applicants if you are going to maintain the US designation.

However, you do not need to worry about the country of residence and nationality of the inventor in the case in question because, according to PCT Rule 18.3, if there are two or more applicants, the right to file an international application exists if at least one of them is entitled to file an international application according to PCT Article 9; that is, if **at least one of them is a resident or national of a PCT Contracting State**. Since the corporate applicant is based in a PCT Contracting State, the nationality and residence of the applicant/inventor is of no relevance.

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>10–11 March 2004 Ecully (FR)</b>	French	PCT seminar for patent attorneys WIPO speaker: Ms. Boutillon	Centre Paul Roubier (Mrs. Audi) Tel: (33–4) 78 33 07 08 Fax: (33–4) 78 33 58 96
<b>11 March 2004 Stockholm (SE)</b>	English/ Swedish	Epoline and PCT-SAFE workshop WIPO speaker: Mrs. Metcalfe Other speaker: Mr. Lindblom (European Patent Office)	Swedish Patent and Registration Office, PRV InterPat (Mr. David Holm) Tel: (46–8) 782 26 32 Fax: (46–8) 783 01 63 E-mail: david.holm@prv.se
<b>16–17 March 2004 Helsinki (FI)</b>	Finnish	Course on the PCT system for patent administrators WIPO speaker: Mrs. Metcalfe	Helsinki University of Technology, Lifelong Learning Institute of Dipoli (Ms. Arja Andsten) Tel: (358–9) 451 40 47 Fax: (358–9) 451 40 68 E-mail: arja.andsten@dipoli.hut.fi Internet: www.dipoli.hut.fi
<b>22–23 March 2004 New Delhi (IN)</b>	English	National Seminar on Patents, the PCT and Commercialization of Inventions for the Information Technology (IT) Industry WIPO speakers: Mr. Erstling and Mr. Sinha Other speakers: See below*	Department of Industrial Policy and Promotion, Ministry of Commerce and Industry (Mr. A.E. Ahmad) Tel: (91–11) 23 01 17 14 Fax: (91–11) 23 01 36 56
*Other speakers: Mr. Kasper (Sughrue Mion PLLC, US), Mr. Goddar (Boehmert & Boehmert, DE), Mr. Reed (The Procter & Gamble Company (US)) and Mr. Rao Coca (IBM Almaden Research Center, US)			
<b>24–25 March 2004 Cologne (DE)</b>	German	Basic PCT seminar WIPO speakers: Mr. H.G. Bartels and Mrs. Coeckelbergs	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>26 March 2004 London (GB)</b>	English	PCT seminar for patent attorneys on the latest changes in the PCT system WIPO speaker: Mr. Matthes	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>29 March 2004 Copenhagen (DK)</b>	English	PCT update seminar for patent administrators WIPO speaker: Mr. Reischle	Plougmann & Vingtoft A/S and H. Lundbeck A/S (Ms. Susanne Aalborg) Tel: (45) 36 43 32 03 E-mail: SAA@LUNDBECK.COM
<b>1 April 2004 Washington, D.C. (US)</b>	English	Presentation on the PCT at the 19 <sup>th</sup> Annual Intellectual Property Law Conference WIPO speaker: Mr. Maassel	American Bar Association (Mr. Michael Winkler) Tel: (1–312) 988 56 39 Fax: (1–312) 988 56 28 e-mail: winklerm@staff.abanet.org

[continued on next page]



<b>PCT Seminar Calendar [continued]</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>2 April 2004 Greensboro, North Carolina (US)</b>	English	PCT presentation at a seminar on intellectual property continuing legal education WIPO speaker: Mr. Maassel	North Carolina Bar Association (Continuing Legal Education) Tel: (1-919) 677 87 45 Fax: (1-919) 677 17 74 Internet: <a href="http://www.ncbar.org/CLE">www.ncbar.org/CLE</a>
<b>16–17 April 2004 Concord, New Hampshire (US)</b>	English	Basic PCT seminar for patent attorneys and patent administrators WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Franklin Pierce Law Center (Ms. Carol Ruh) Tel: (1-603) 228 15 41, ext. 1108 Fax: (1-603) 224 33 42 E-mail: <a href="mailto:cruh@piercelaw.edu">cruh@piercelaw.edu</a> Internet: <a href="http://www.piercelaw.edu/TreatySem/Treatsem.htm">www.piercelaw.edu/TreatySem/Treatsem.htm</a>
<b>21–22 April 2004 London (GB)</b>	English	Basic formalities seminar on the Patent Cooperation Treaty (PCT) WIPO speakers: Mr. H.G. Bartels and Ms. Schwarz	Management Forum Ltd Tel: (44-1483) 57 00 99 Fax: (44-1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a>
<b>22–24 April 2004 Naples, Florida (US)</b>	English	Advanced PCT seminar for patent attorneys WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Patent Resources Group, Inc. Tel: (1-434) 974 17 00 Fax: (1-434) 975 20 66
<b>23 April 2004 London (GB)</b>	English	PCT-EASY/PCT-SAFE seminar WIPO speaker: Mrs. Metcalfe	Management Forum Ltd Tel: (44-1483) 57 00 99 Fax: (44-1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a>
<b>26–28 April 2004 Naples, Florida (US)</b>	English	Basic PCT seminar for patent attorneys WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Patent Resources Group, Inc. Tel: (1-434) 974 17 00 Fax: (1-434) 975 20 66
<b>27 April 2004 Paris (FR)</b>	French	PCT presentation for patent attorneys WIPO speaker: Ms. Boutillon	Fondation Nationale pour le Droit de l'Entreprise (FNDE) (Mrs. Heuzé) Tel: (33-1) 42 66 18 19 Fax: (33-1) 42 66 17 37 E-mail: <a href="mailto:pheuze@fnde.asso.fr">pheuze@fnde.asso.fr</a>
<b>30 April 2004 Munich (DE)</b>	German	PCT update seminar WIPO speaker: Mr. H.G. Bartels	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: <a href="mailto:Management@Forum-Institut.de">Management@Forum-Institut.de</a>

## PCT Fee Tables

### (amounts on 1 March 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 10. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

#### Key to abbreviations used in fee tables:

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krona	USD	US dollar
AED	United Arab Emirates dirham	CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
ALL	Albanian lek	CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	YUD	Yugoslavian dinar
AMD	Armenian dram	DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	ZAR	South African rand
AUD	Australian dollar	DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZWD	Zimbabwe dollar
AZM	Azerbaijani manat	EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble		
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 March 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
AP	USD 50 (or eq in local currency)	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	EP RU
BZ	BZD 220	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 March 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
CA	CAD 300	CAD 1,394	15	100	EP
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,035 (from 1.4.04: eq USD 1,134)	eq USD 11 (eq USD 12)	eq USD 74 (eq USD 81)	AT, EP, ES, RU
CR	USD 175	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP ES
CU	USD (or eq CUP) <sup>200</sup>	USD (or eq CUP) 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
EC	USD <sup>7</sup> —	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64 <sup>5</sup>	EP
ES	EUR 63.99	EUR 902	10	64	EP ES
FI	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>8</sup> 10	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
GH	GHC <sup>9</sup> 2,500 or 5,000	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>10</sup> 100 or EUR <sup>10</sup> 64 or USD <sup>10,*</sup> 74 (from 1.4.04 81)	CHF 1,400 or EUR 902 or USD* 1,035 *(from 1.4.04: 1,134)	15 10 11 (12)	100 64 74 (81)	See footnote 11
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT AU CN EP SE US

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 March 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP	JPY 13,000	JPY 116,000	1,200	8,300	EP JP
KE	USD (or KES equiv) <sup>250</sup> plus cost of mailing	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>12</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
LR	USD 45	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>13</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 175	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>14</sup>	NZD 1,738	19	124	AU EP US
OA	Information not yet available				
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,785 (from 1.1.04: 1,926)	19 (21)	128 (138)	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP

[continued on next page]

**Table I(a) — Transmittal and international filing fees** [continued]  
(amounts on 1 March 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>		International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
SY	Information not yet available					
TJ	TJS <sup>7</sup>	—	USD 1,035 (from 1.4.04: 1,134)	11 (12)	n a	EP RU
TM	USD <sup>7</sup>	—	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
TN	TND <sup>7</sup>	—	CHF 1,400	15	n a	EP
TR	CHF	100	CHF 1,400	15	100	EP
TT	TTD	750	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	AT EP SE US
UA	UAH	255	USD (or eq UAH) 1,035 (from 1.4.04: 1,134)	11 (12)	n a	EP RU
US	USD	300	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP US
UZ	USD <sup>7</sup>	—	USD 1,035 (from 1.4.04: 1,134)	11 (12)	74 (81)	EP RU
VC	Information not yet available					
VN	VND eq USD	150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD	3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR	500	ZAR 7,490	80	530	AT AU EP US
ZM	Information not yet available					
ZW	ZWD	6,000	ZWD eq USD 1,035 (from 1.4.04: eq USD 1,134)	eq USD 11 (eq USD 12)	eq USD 74 (eq USD 81)	AT AU CN EP RU

**Table I(b) — Search fees**

(amounts on 1 March 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>											
AT	EUR	159	CHF	247	KRW	235,000	SGD	310	USD	182	ZAR	1,320
AU	AUD	1,200	CHF	1,157	EUR	738	KRW	1,014,000	NZD	1,370	SGD	1,490
	USD	865	ZAR	5,800								
CN	CNY	1,500	CHF	245	EUR	158	USD	181				
EP <sup>15</sup>	EUR	1,550	CAD*	2,362	CHF	2,432	CYP	905	DKK	11,520	GBP	1,078
	ISK	138,000	JPY	196,500	MWK	194,000	NOK	12,700	NZD	2,884	SEK	13,870
	SGD	3,130	USD*	1,818	ZAR	12,280						
	*	(from 1.4.04:	CAD	2,520	USD	1,920)						
ES <sup>15</sup>	EUR	1,550	CHF	2,432	USD*	1,818						
	*	(from 1.4.04:	USD	1,920)								
JP	JPY	97,000	CHF	1,168	EUR	752	KRW	1,066,000	USD	887		
KR	KRW*	150,000	CHF*	176	EUR***	114	USD*	130				
	*	(from 1.4.04:	KRW	225,000	CHF	238	EUR	151	USD	194)		
	**	(from 15.3.04:	EUR	100)								
RU <sup>16</sup>	USD	300	CHF	406	EUR	262						
SE	SEK	13,870	CHF	2,432	DKK	11,520	EUR	1,550	ISK	138,000	NOK	12,700
	USD*	1,818										
	*	(from 1.4.04:	USD	1,920)								
US	USD	1,000	300 <sup>17</sup>	CHF	1,318	395 <sup>17</sup>	EUR	848	254 <sup>17</sup>	NZD	1,570	470 <sup>17</sup>
	ZAR*	6,500	2,000 <sup>17</sup>									
	*	(from 1.4.04:	ZAR	7,300	(2,000 <sup>17</sup> ))							



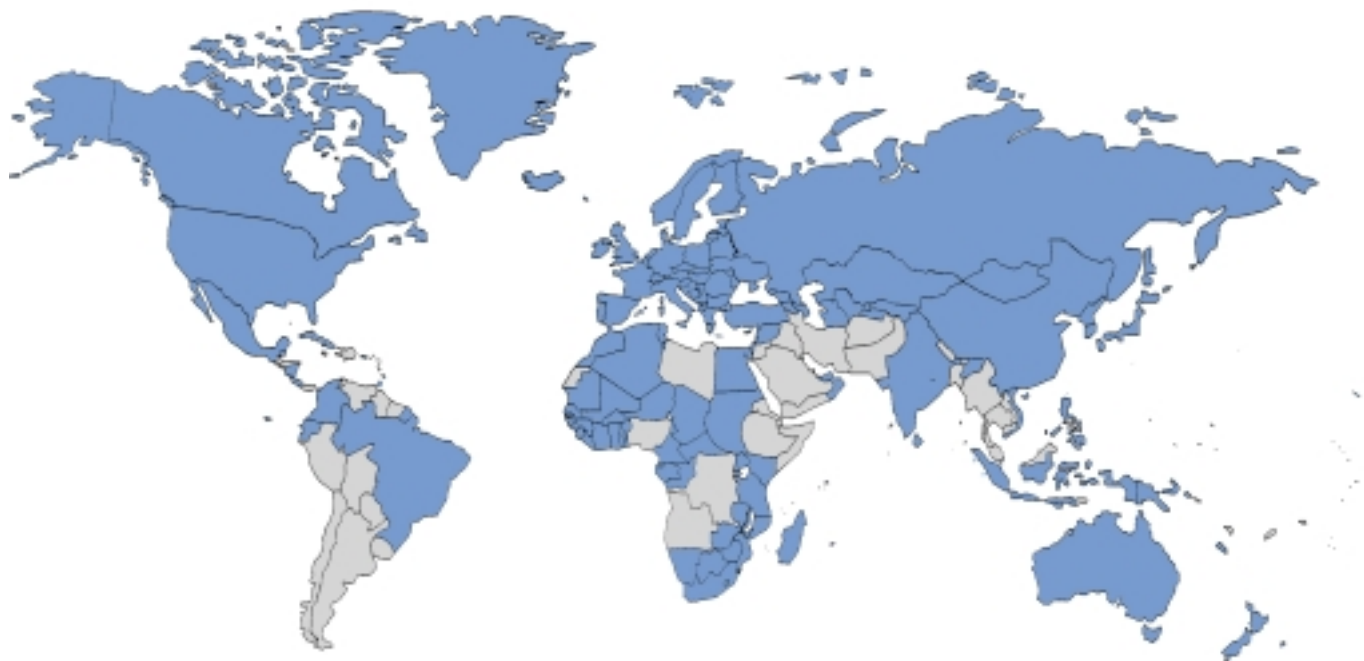
**Table II — Preliminary examination fees**  
(amounts on 1 March 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>18</sup>		Handling fee <sup>3,18</sup> (CHF 200)	
AT	EUR	159	EUR	129
AU	AUD	550	1,000 <sup>19</sup>	AUD 218
CN	CNY	1,500	CNY eq CHF	200
EP <sup>15</sup>	EUR	1,530	EUR	129
ES	EUR	502.97	EUR	129
JP	JPY	36,000	JPY	16,600
KR	KRW	150,000	(from 1.4.04: KRW 225,000)	KRW 190,000
RU <sup>16</sup>	USD	200 <sup>20</sup>	300 <sup>21</sup>	USD 148 (from 1.4.04: 162)
SE	SEK	5,000	SEK	1,160
US	USD	600	750 <sup>22</sup>	USD 148 (from 1.4.04: 162)

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, IB and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200=EUR 129, KRW 190,000, USD 148 (from 1.4.04: USD 162); CHF 300=EUR 193, KRW 285,000, USD 222 (from 1.4.04: USD 243).**
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 This fee is reduced by 80% where the applicant is a natural person.
- 9 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 10 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 11 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 12 The Japan Patent Office is competent only for international applications in Japanese.
- 13 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 14 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 15 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on page 27 of *PCT Newsletter* No. 12/2003 or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 16 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 17 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 18 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 19 Payable when the international search report was not issued by the Australian Patent Office.
- 20 Payable when the international search report was established by the Russian Patent Office.
- 21 In all cases where footnote 20 does not apply.
- 22 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

## PCT Contracting States and Two-letter Codes (123 on 1 March 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SY Syrian Arab Republic
AG Antigua and Barbuda	CY Cyprus (EP) <sup>2</sup>	IN India	MN Mongolia	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CZ Czech Republic (EP)	IS Iceland	MR Mauritania (OA) <sup>2</sup>	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DK Denmark (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DM Dominica	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DZ Algeria	KG Kyrgyzstan (EA)	NA Namibia	TN Tunisia
BA Bosnia and Herzegovina	EC Ecuador	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TR Turkey (EP)
BB Barbados	EG Egypt	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EE Estonia (EP)	KZ Kazakhstan (EA)	NL Netherlands (EP) <sup>2</sup>	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	ES Spain (EP)	LC Saint Lucia	NO Norway	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FR France (EP) <sup>2</sup>	LK Sri Lanka	OM Oman	US United States of America
BR Brazil	GA Gabon (OA) <sup>2</sup>	LR Liberia	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GB United Kingdom (EP)	LS Lesotho (AP)	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GD Grenada	LT Lithuania <sup>1</sup>	PL Poland	ZA South Africa
BZ Belize	GE Georgia	LU Luxembourg (EP)	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GH Ghana (AP)	LV Latvia <sup>1</sup>	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) <sup>2</sup>	GM Gambia (AP)	MA Morocco	RU Russian Federation (EA)	
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>	MC Monaco (EP) <sup>2</sup>	SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SD Sudan (AP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MG Madagascar	SE Sweden (EP)	
CM Cameroon (OA) <sup>2</sup>	GW Guinea-Bissau (OA) <sup>2</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SG Singapore	
CN China	HR Croatia		SI Slovenia (EP) <sup>2</sup>	
CO Colombia	HU Hungary (EP)		SK Slovakia (EP)	
	ID Indonesia		SL Sierra Leone (AP)	
	IE Ireland (EP) <sup>2</sup>		SN Senegal (OA) <sup>2</sup>	

<sup>1</sup> Extension of European patent possible.

<sup>2</sup> May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (which is available at: [www.wipo.int/pct-safe](http://www.wipo.int/pct-safe)). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities.

# PCT NEWSLETTER

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April 2004

No. 04/2004



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## Paris Convention

### Accession by Andorra

On 2 March 2004, Andorra (country code: AD) deposited its instrument of accession to the Paris Convention for the Protection of Industrial Property, thus bringing the total number of States party to that Convention to 167. Andorra, which is not a PCT Contracting State, will become bound by the Paris Convention on 2 June 2004. This updates the list of States party to the Paris Convention that was published in *PCT Newsletter* No. 08/2003 (together with the list of States party to the PCT and Members of the WTO).

## Budapest Treaty

### Accession by Tunisia

On 23 February 2004, Tunisia (country code: TN) deposited its instrument of accession to the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, thus bringing the total number of States party to the Treaty to 59. Tunisia is also a PCT Contracting State. The Budapest Treaty will enter into force with respect to Tunisia on 23 May 2004. This updates the table of States party to the Budapest Treaty that was published in *PCT Newsletter* No. 09/2003.

## PCT Publications

### PCT International Search and International Preliminary Examination Guidelines

Further to the advance notice in *PCT Newsletter* No. 03/2003, about the availability of revised versions of the PCT International Search and International Preliminary Examination Guidelines, the following is a clarification as to the

applicability of the revised Guidelines and how to obtain them.

The new Guidelines, which entered into force on 25 March 2004, apply to the processing of international applications filed on or after 1 January 2004. They take into account, in particular, the amendments of the PCT Regulations which entered into force on that date, adopted by the PCT Assembly in October 2002 and October 2003.

The new Guidelines, which are now published as a single publication instead of two separate ones, supersede the PCT International Search Guidelines and the PCT International Preliminary Examination Guidelines which were published in Special Issues of the *PCT Gazette* S-06/1998 and S-07/1998, respectively. The superseded Guidelines will in general continue to apply to the processing by the International Searching and Preliminary Examining Authorities of

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international applications filed prior to 1 January 2004.

The new Guidelines were published as a Special Issue of the *PCT Gazette* (No. S-02/2004, dated 25 March 2004) and are being sent to subscribers to the *PCT Gazette*. If you are not a subscriber to the *Gazette* but would like to obtain a copy of the Special Issue, you may order it from the Marketing and Distribution Section at WIPO at the address indicated opposite, or:

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The price per special issue is 24 Swiss francs or 18 US dollars by regular mail, or 28 Swiss francs or 20 US dollars by priority mail.

The Guidelines are also available on the PCT website at:

[www.wipo.int/pct/en/texts/gdlines.htm](http://www.wipo.int/pct/en/texts/gdlines.htm)

***PCT Applicant's Guide* updating sheets**

Updating sheets for the *PCT Applicant's Guide* (dated January 2004) will be printed and distributed to subscribers shortly. Provisional sheets which were included in issues 07 to 12/2003 of the *PCT Newsletter*, and which have been inserted in the *PCT Applicant's Guide* by users, should be removed from the *Guide* and replaced with the January 2004 updating sheets when they are received.

It is recalled that the Internet version of the Annexes of the *PCT Applicant's Guide* are updated regularly on the PCT website at:

[www.wipo.int/pct/guide/en/index.html](http://www.wipo.int/pct/guide/en/index.html)

**Reminder**

The designated Offices of the following States do not yet apply the 30-month time limit fixed in PCT Article 22(1) (as modified with effect from 1 April 2002):

BR Brazil  
CH Switzerland\*  
FI Finland\*  
LU Luxembourg\*  
SE Sweden\*  
TZ United Republic of Tanzania\*  
UG Uganda\*  
YU Serbia and Montenegro  
ZM Zambia\*

\* If designated for a regional patent, see time limit applicable to the regional Office concerned.



## 100th Japanese Translation of the *PCT Newsletter*

The Japan Institute of Invention and Innovation (JIII) translates extracts from the *PCT Newsletter* into Japanese and publishes those translations in its monthly publication, *The Invention*. The extracts have been published in this way since March 1996, and this issue will mark the 100th such translation.

The translations are a great service to PCT users in Japan, the country which ranked as the second largest user of the PCT in 2003.

*The Invention*, which was first published in 1905, has a circulation of 30,000 copies and is about 140 pages long. For information on how to subscribe to it, contact JIII at the following fax number: (+81-3) 55 12 75 67. Information on JIII is available, in Japanese and English, on their website at:

[www.jiii.or.jp](http://www.jiii.or.jp)

Note that WIPO also prepares a summary in Japanese of the most important information published in each issue of the *PCT Newsletter*. The summaries of all issues published since January 2003 are available on the PCT website at:

[www.wipo.int/ja/pct/?wipo\\_content\\_frame=/ja/pct/newslett/index.htm](http://www.wipo.int/ja/pct/?wipo_content_frame=/ja/pct/newslett/index.htm)

## New/Updated PCT Materials on the Internet

(PCT homepage: [www.wipo.int/pct/en/index.html](http://www.wipo.int/pct/en/index.html))

### Consolidated version of Regulations under the PCT including transitional arrangements

The Japanese text of the consolidated version of the Regulations under the PCT, as in force from 1 January 2004, is available at:

[www.wipo.int/ja/pct/texts/pdf/pct\\_regs.pdf](http://www.wipo.int/ja/pct/texts/pdf/pct_regs.pdf)

It includes, at the end, notes containing important transitional arrangements which apply to many of the amendments to the PCT Regulations which entered into force on 1 January 2004.

Note that other PCT resources in Japanese (including summaries of the *PCT Newsletter* (see above)) are available at:

[www.wipo.int/pct/ja/pct/](http://www.wipo.int/pct/ja/pct/)

## Closing dates of intellectual property Offices

A table detailing closing dates of certain intellectual property Offices in PCT Contracting States in 2004 is available on the PCT website in English at:

[www.wipo.int/pct/en/filing/closingdates04.pdf](http://www.wipo.int/pct/en/filing/closingdates04.pdf)

## Furnishing by the IB of Copies of the IPER to third parties

### Notifications by elected Offices under PCT Rule 94.1(c)

The Offices of the following States, in their capacities as elected Offices, have requested the International Bureau under PCT Rule 94.1(c) to furnish to third parties copies of the IPER on their behalf (for background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2):

EG	Egypt
SY	Syrian Arab Republic

## Power of Attorney Waivers

### Notifications under PCT Rules 90.4(d) and 90.5(c) by PCT Offices/Authorities

For background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2.

## Waivers

The following Offices have informed the International Bureau that they waive the requirement under PCT Rules 90.4(b) and/or 90.5(a)(ii) to submit a separate power of attorney and/or a copy of a general power of attorney (any particular instances in which a separate power of attorney or a copy of the general power of attorney, as the case may be, is required are given where applicable):

**GB** United Kingdom Patent Office, in its capacity as receiving Office (RO), waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

where an agent or common representative, who is not indicated on the Request Form at the time of filing, performs any



action after filing; or where it is unclear that an agent or common representative has power to act on behalf of the applicant

**NL** Netherlands Industrial Property Office, in its capacity as RO, waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney

**TR** Turkish Patent Institute, in its capacity as RO, waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

where there is an unresolved dispute about who is the agent representing the applicant(s); or upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the request form at the time of filing.

#### Non-waivers

The following Office has informed the International Bureau that it **does not waive** the requirement under PCT Rules 90.4(b) and 90.5(a)(ii) to submit a separate power of attorney and/or copy of a general power of attorney:

**MX** Mexican Institute of Industrial Property in its capacity as RO

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annexes C (GB, NL, TR, MX) )

#### PCT Information Update

(For key to currency codes: see PCT fee tables)

#### CA Canada (fees)

As from 1 May 2004, there will be a change in the equivalent amounts of the following fees payable in CAD to the Canadian Patent Office as receiving Office, as well as a change in the equivalent amount in CAD of the reduction under item 3(a) of the Schedule of Fees where the PCT-SAFE software (operating in "PCT-EASY" mode") is used, as follows:

international filing fee, fee per sheet in excess of 30 and PCT-EASY fee reduction: see Table I(a) and footnotes

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

#### HU Hungary (institutions with which deposits of microorganisms and other biological material may be made)

The address of the National Collection of Agricultural and Industrial Microorganisms (NCAIM), an international depository authority under the Budapest Treaty, has changed, as follows:

National Collection of Agricultural and Industrial Microorganisms (NCAIM)  
Budapest University of Economics and Public Administration  
Faculty of Food Sciences  
Somlói út 14-16  
1118 Budapest, Hungary

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex L)

#### KR Republic of Korea (fees)

The amounts of the following fee, payable to the Korean Intellectual Property Office as receiving Office, have changed:

fee for priority document: KRW 10,000  
plus, per document:

for a patent: KRW 3,500  
for a utility model: KRW 2,000

The amounts of the following national fees, payable to the Office as designated (or elected) Office, have changed:

for patent:

filing fee:	KRW 38,000
plus, per sheet in excess of one:	KRW 1,000
fee for request for examination:	KRW 109,000
plus, for the second and each subsequent claim:	KRW 32,000
annual fees from the first to the third year, per year:	KRW 27,000

for utility model:

filing fee:	KRW 17,000
plus, per sheet in excess of one:	KRW 1,000
annual fees from the first to the third year, per year:	KRW 20,000
plus, for the second and each subsequent claim:	KRW 5,000

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (KR) and Vol. II/B, National Chapter, Summary (KR))

## **NZ New Zealand (fees)**

As from 1 June 2004, there will be a change in the equivalent amounts in NZD of the following fees payable to the Intellectual Property Office of New Zealand as receiving Office, as well as a change in the equivalent amount in NZD of the reduction under item 3(a) of the Schedule of Fees where the PCT-SAFE software (operating in “PCT-EASY” mode”) is used, as follows:

international filing fee, fee per sheet in excess of 30 and PCT-EASY fee reduction: see Table I(a) and footnotes

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annex C (NZ))

## **Search fee (Australian Patent Office, European Patent Office, Swedish Patent Office, United States Patent and Trademark Office)**

As from 1 May 2004, there will be changes in the equivalent amounts payable in ZAR for international searches carried out by the Australian Patent Office and the European Patent Office, and, for the purposes of the payment of fees to the International Bureau as receiving Office, there will be a change in the equivalent amount (of the higher amount—the lower amount remains unchanged) payable in EUR for an international search carried out by the United States Patent and Trademark Office, as indicated in Table I(b).

As from 1 June 2004, there will be a change in the equivalent amount payable in NOK for international searches carried out by the European Patent Office and the Swedish Patent Office, and there will be a change in the equivalent amount (of the higher amount—the lower amount remains unchanged) payable in ZAR for an international search carried out by the United States Patent and Trademark Office, as indicated in Table I(b).

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annex D (AU, EP, SE and US))

## **PCT-SAFE Update**

### **Release of new version of the PCT-SAFE Client software**

A new version of the PCT-SAFE Client software (version 3.50 (build 0002.162) was released on 1 April 2004, and is available to download from the PCT-SAFE website. Further information, including details about the

changes which have been incorporated into the new version and information on how to install the software, is available on the PCT-SAFE website at:

[www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)

## **Interruption in the Postal Service in Ireland**

The Patents Office (Ireland) has announced that a general interruption and dislocation in the postal service in Ireland began on 22 March 2004 due to a postal dispute. The Office will publish a notice both on its website ([www.patentoffice.ie](http://www.patentoffice.ie)) and in its Official Journal regarding this matter upon resolution of the postal dispute.

The Office has reassured WIPO that any PCT applications received by them as receiving Office are being transmitted to WIPO by a branch of the postal service which is not affected by the postal dispute, and consequently no delay should be experienced in the transmission of those applications.

## **Korean Intellectual Property Office: Not Open for Business on 15 April 2004**

The Korean Intellectual Property Office has informed the International Bureau under PCT Rule 80.5(i) that, due to the fact that 15 April 2004 will be the General Election Day in the Republic of Korea, it will not be open to the public for the purposes of the transaction of official business on that day.

Consequently, pursuant to PCT Rule 80.5, if the expiration of any period during which any document or fee in connection with an international application was required to reach that Office falls on Thursday, 15 April 2004, that period will be extended so as to expire on the next working day, which is Friday, 16 April 2004.

For information on the closing dates in 2004 that have been announced by certain PCT Offices, see page 3.

## **Practical Advice**

***Automatic designation of the US: indication of the inventors as “inventors only” where there is no intention to enter the national phase in the US***

*Q: We usually file national patent applications in the United States of America (US) first before filing our PCT applications. Prior to the*

*entry into force of the January 2004 amendments to the PCT Regulations, it was our practice not to designate the US in international applications and to indicate the inventors as “inventors only” in the request. Now that the US is automatically designated, and bearing in mind that it is still our intention not to enter the national phase in the US, we would like to know whether we are obliged to indicate the inventors as applicants for the US designation. This would create unwanted additional paperwork, for example, because of the need to furnish the signatures of the inventors if they are also applicants.*

A: If you are sure that you have no intention of entering the national phase in the US, there is no obligation to indicate inventors as applicants and obtain their signatures. If you indicate the inventors as “inventors only,” this will not prevent the international application from proceeding in the international phase and, provided that you do not attempt to enter the national phase in the US, will be of no consequence to your application later on.

If you proceed in this way, there will be no applicant for the purposes of the US designation, but, as indicated in the “Practical Advice” in *PCT Newsletter* No. 01/2004, the receiving Office will no longer make an *ex officio* correction from “inventor only” to “applicant and inventor” for the purposes of the US designation. You will, however, receive a notification warning you of the potential consequences of

not indicating the inventor as applicant (see the Receiving Office Guidelines, paragraph 93). If, after having received this message, you still do not intend to enter the national phase in the US, there is no need to reply to that notification. (You only need to reply to it if you change your mind and decide that you do wish to enter the national phase in the US, in which case you should request that the inventors be indicated as applicants for the US designation, and the receiving Office would treat that request as a request to record a change under PCT Rule 92*bis*.)

Note also that, if you are filing your international application using the PCT-SAFE software, and you indicate the inventors as “inventors only” when entering the bibliographic data, you will receive a (yellow) warning message to alert you to the fact that the inventor should be indicated as applicant/inventor for the purposes of the US designation. This warning will not prevent you from proceeding with your application.

It is important to stress that you should only indicate the inventors as “inventors only” if you are sure that you will not wish to enter the US national phase, or that you do not wish to take advantage of having a co-pending “US application” until 30 months from the priority date. If you are at all uncertain about your intentions, it is safer to keep your options open and indicate the inventors as applicants.

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>16–17 April 2004 Concord, New Hampshire (US)</b>	English	Basic PCT seminar for patent attorneys and patent administrators WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Franklin Pierce Law Center (Ms. Carol Ruh) Tel: (1–603) 228 15 41, ext. 1108 Fax: (1–603) 224 33 42 E-mail: cruh@piercelaw.edu Internet: <a href="http://www.piercelaw.edu/TreatySem/Treatsem.htm">www.piercelaw.edu/TreatySem/Treatsem.htm</a>
<b>21–22 April 2004 London (GB)</b>	English	Basic formalities seminar on the Patent Cooperation Treaty (PCT) WIPO speakers: Mr. H.G. Bartels and Ms. Schwarz	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a>
<b>22–24 April 2004 Naples, Florida (US)</b>	English	Advanced PCT seminar for patent attorneys WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66

*[continued on next page]*

<b>PCT Seminar Calendar [continued]</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>23 April 2004 London (GB)</b>	English	PCT-EASY/PCT-SAFE seminar WIPO speaker: Mrs. Metcalfe	Management Forum Ltd Tel: (44-1483) 57 00 99 Fax: (44-1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>26–28 April 2004 Naples, Florida (US)</b>	English	Basic PCT seminar for patent attorneys WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Patent Resources Group, Inc. Tel: (1-434) 974 17 00 Fax: (1-434) 975 20 66
<b>27 April 2004 Paris (FR)</b>	French	PCT presentation for patent attorneys WIPO speaker: Ms. Boutillon	Fondation Nationale pour le Droit de l'Entreprise (FNDE) (Mrs. Heuzé) Tel: (33-1) 42 66 18 19 Fax: (33-1) 42 66 17 37 E-mail: pheuze@fnde.asso.fr
<b>30 April 2004 Munich (DE)</b>	German	PCT update seminar WIPO speaker: Mr. H.G. Bartels	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: Management@Forum-Institut.de
<b>3–4 May 2004 Dallas, Texas (US)</b>	English	PCT seminar for patent attorneys and patent administrators WIPO speaker: Mr. Maassel Other speakers: Ms. Bidwell (United States Patent and Trademark Office) and Mr. Reed (The Procter & Gamble Company (US))	Dallas Bar Association Intellectual Property Section in association with the Dallas Bar Foundation (Ms. Suzanne M. Kiefer) Tel: (1-214) 651 53 90 E-mail: suzanne.kiefer@haynesboone.com
<b>10 May 2004 St. Louis, Missouri (US)</b>	English	PCT seminar on PCT changes WIPO speaker: Mr. Maassel	Bar Association of Metropolitan St. Louis (Ms. Gwynne Byrd) Tel: (1-314) 421 41 34 Fax: (1-314) 421 00 13 E-mail: gbyrd@bamsl.org
<b>11–12 May 2004 Munich (DE)</b>	German	Advanced PCT seminar WIPO speaker: Mr. Reischle Other speaker: Mr. Attasio (European Patent Office)	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: Management@Forum-Institut.de
<b>11–12 May 2004 Paris (FR)</b>	French	Basic seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33-1) 53 04 55 76 Fax: (33-1) 42 93 63 52
<b>8–9 June 2004 Paris (FR)</b>	French	Advanced seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33-1) 53 04 55 76 Fax: (33-1) 42 93 63 52
<b>10–11 June 2004 Lille (FR)</b>	French	Seminar on PCT procedures WIPO speaker: Mr. Genin	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33-1) 53 04 55 76 Fax: (33-1) 42 93 63 52
<b>10 June 2004 Oslo (NO)</b>	English	PCT-SAFE workshop WIPO speaker: Mrs. Metcalfe	Norwegian Patent Office (Mr. Otto Scharff) Tel: (47) 22 38 76 69 Fax: (47) 22 38 73 31 E-mail: otto.scharff@patentstyret.no Internet: www.patentstyret.no

## PCT Fee Tables

(amounts on 1 April 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 10. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

**Key to abbreviations used in fee tables:**

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	USD	US dollar
AED	United Arab Emirates dirham	CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
ALL	Albanian lek	CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	YUD	Yugoslavian dinar
AMD	Armenian dram	DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	ZAR	South African rand
AUD	Australian dollar	DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZWD	Zimbabwe dollar
AZM	Azerbaijani manat	EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble		
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 April 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP
CA	CAD 300	CAD 1,394 (from 1.5.04: 1,489)	15 (16)	100 (106)	EP
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,134	eq USD 12	eq USD 81)	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) <sup>200</sup>	USD(or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE

[continued on next page]



**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 April 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup> —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64 <sup>5</sup>	EP
ES	EUR 63.99	EUR 902	10	64	EP ES
FI	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>8</sup> 10	USD 1,134	12	81	EP RU
GH	GHC <sup>9</sup> 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>10</sup> 100 or EUR <sup>10</sup> 64 or USD <sup>10,*</sup> 81	CHF 1,400 or EUR 902 or USD* 1,134	15 10 12	100 64 81	See footnote 11
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP	JPY 13,000	JPY 116,000	1,200	8,300	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>12</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,134	12	81	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>13</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 175	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>14</sup>	NZD 1,738 (from 1.6.04: 1,624)	19 (17)	124 (116)	AU EP US

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 April 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
OA	Information not yet available				
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				
TJ	TJS <sup>7</sup> —	USD 1,134	12	n a	EP RU
TM	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
TN	TND <sup>7</sup> —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,134	12	81	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,134	12	n a	EP RU
US	USD 300	USD 1,134	12	81	EP US
UZ	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
VC	Information not yet available				
VN	VND eq USD 150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD 3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR 500	ZAR 7,490	80	530	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 April 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>									
AT	EUR 159	CHF 247	KRW 235,000	SGD 310	USD 182	ZAR 1,320				
AU	AUD 1,200	CHF 1,157	EUR 738	KRW 1,014,000	NZD 1,370	SGD 1,490				
	USD 865	ZAR* 5,800								
	* (from 1.5.04: ZAR 6,500)									
CN	CNY 1,500	CHF 245	EUR 158	USD 181						
EP <sup>15</sup>	EUR 1,550	CAD 2,520	CHF 2,432	CYP 905	DKK 11,520	GBP 1,078				
	ISK 138,000	JPY 196,500	MWK 194,000	NOK* 12,700	NZD 2,884	SEK 13,870				
	SGD 3,130	USD 1,920	ZAR** 12,280							
	* (from 1.6.04: NOK 13,450)									
	** (from 1.5.04: ZAR 13,600)									
ES <sup>15</sup>	EUR 1,550	CHF 2,432	USD 1,920							
JP	JPY 97,000	CHF 1,168	EUR 752	KRW 1,066,000	USD 887					
KR	KRW 225,000	CHF 238	EUR 151	USD 194						
RU <sup>16</sup>	USD 300	CHF 406	EUR 262							
SE	SEK 13,870	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK* 12,700				
	USD 1,920									
	* (from 1.6.04: NOK 13,450)									
US	USD 1,000	300 <sup>17</sup>	CHF 1,318	395 <sup>17</sup>	EUR* 848	254 <sup>17</sup>	NZD 1,570	470 <sup>17</sup>		
	ZAR** 7,300	2,000 <sup>17</sup>								
	* (from 1.5.04: EUR 787 (254 <sup>17</sup> ))									
	** (from 1.6.04: ZAR 6,600 (2,000 <sup>17</sup> ))									

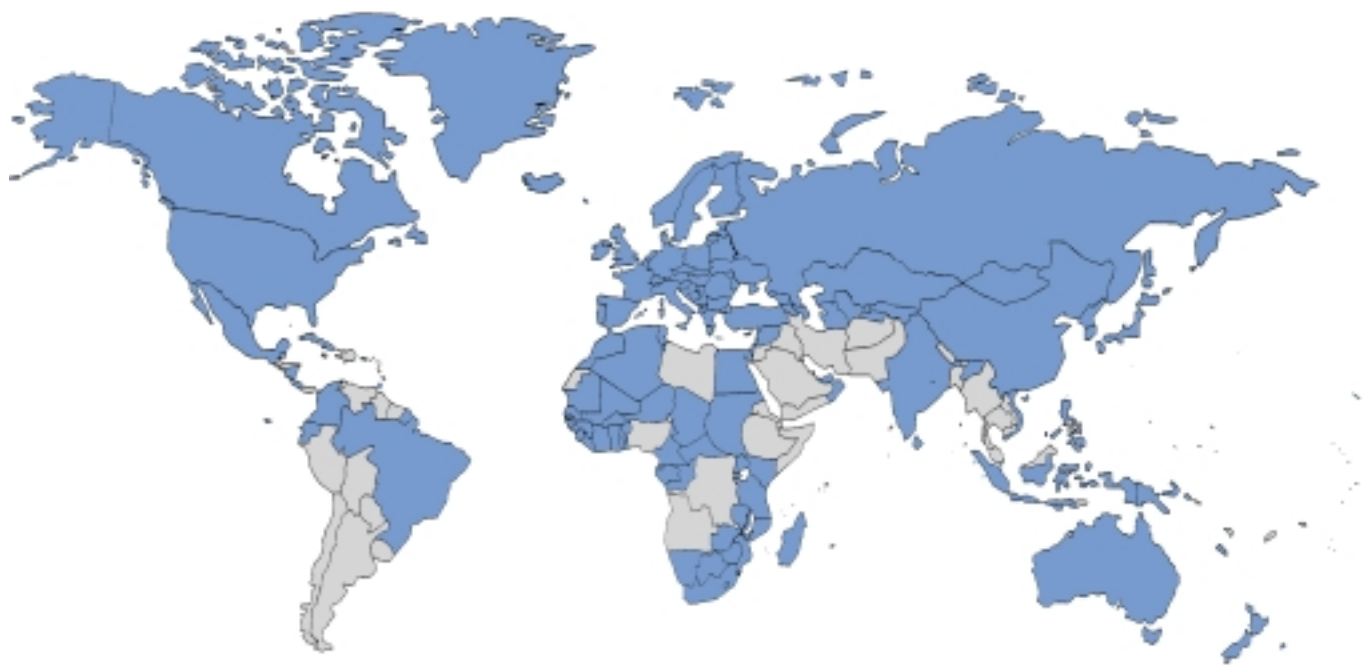
**Table II — Preliminary examination fees**  
(amounts on 1 April 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>18</sup>		Handling fee <sup>3,18</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>19</sup>	AUD	218
CN	CNY	1,500	CNY eq CHF	200	
EP <sup>15</sup>	EUR	1,530	EUR	129	
ES	EUR	502.97	EUR	129	
JP	JPY	36,000	JPY	16,600	
KR	KRW	225,000	KRW	190,000	
RU <sup>16</sup>	USD	200 <sup>20</sup>	300 <sup>21</sup>	USD	162
SE	SEK	5,000	SEK	1,160	
US	USD	600	750 <sup>22</sup>	USD	162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, IB and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200**=EUR 129, KRW 190,000, USD 162; **CHF 300**=EUR 193, KRW 285,000, USD 243.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 This fee is reduced by 80% where the applicant is a natural person.
- 9 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 10 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 11 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 12 The Japan Patent Office is competent only for international applications in Japanese.
- 13 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 14 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 15 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on page 27 of *PCT Newsletter* No. 12/2003 or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 16 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 17 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 18 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 19 Payable when the international search report was not issued by the Australian Patent Office.
- 20 Payable when the international search report was established by the Russian Patent Office.
- 21 In all cases where footnote 20 does not apply.
- 22 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

## PCT Contracting States and Two-letter Codes (123 on 1 April 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SY Syrian Arab Republic
AG Antigua and Barbuda	CY Cyprus (EP) <sup>2</sup>	IN India	MN Mongolia	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CZ Czech Republic (EP)	IS Iceland	MR Mauritania (OA) <sup>2</sup>	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DK Denmark (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DM Dominica	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DZ Algeria	KG Kyrgyzstan (EA)	NA Namibia	TN Tunisia
BA Bosnia and Herzegovina	EC Ecuador	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TR Turkey (EP)
BB Barbados	EG Egypt	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EE Estonia (EP)	KZ Kazakhstan (EA)	NL Netherlands (EP) <sup>2</sup>	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	ES Spain (EP)	LC Saint Lucia	NO Norway	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FR France (EP) <sup>2</sup>	LK Sri Lanka	OM Oman	US United States of America
BR Brazil	GA Gabon (OA) <sup>2</sup>	LR Liberia	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GB United Kingdom (EP)	LS Lesotho (AP)	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GD Grenada	LT Lithuania <sup>1</sup>	PL Poland (EP)	ZA South Africa
BZ Belize	GE Georgia	LU Luxembourg (EP)	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GH Ghana (AP)	LV Latvia <sup>1</sup>	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) <sup>2</sup>	GM Gambia (AP)	MA Morocco	RU Russian Federation (EA)	
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>	MC Monaco (EP) <sup>2</sup>	SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SD Sudan (AP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MG Madagascar	SE Sweden (EP)	
CM Cameroon (OA) <sup>2</sup>	GW Guinea-Bissau (OA) <sup>2</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SG Singapore	
CN China	HR Croatia		SI Slovenia (EP) <sup>2</sup>	
CO Colombia	HU Hungary (EP)		SK Slovakia (EP)	
	ID Indonesia		SL Sierra Leone (AP)	
	IE Ireland (EP) <sup>2</sup>		SN Senegal (OA) <sup>2</sup>	

<sup>1</sup> Extension of European patent possible.

<sup>2</sup> May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)

# PCT NEWSLETTER

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No. 05/2004



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INTELLECTUAL  
PROPERTY  
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## **PCT Article 22(1): Withdrawal of Notification of Incompatibility**

### **Brazil**

The National Institute of Industrial Property (Brazil), in its capacity as designated Office, has notified the International Bureau that it has withdrawn, with effect from 30 April 2004, its notification of the incompatibility of PCT Article 22(1), as modified with effect from 1 April 2002, with its national law.

The (new) 30-month time limit under PCT Article 22(1) will therefore apply as from 30 April 2004 in respect of international applications for which the 20-month time limit expired on or after that date and in respect of which the acts referred to in PCT Article 22(1) had not yet been performed by the applicant. Now that Brazil has withdrawn its notification of incompatibility, the only remaining designated Offices that do not apply the 30-month time limit fixed in PCT Article 22(1) are the Offices of the eight States indicated at the bottom of page 2.

## **Electronic Filing and Processing of International Applications**

### **Japan Patent Office begins receiving and processing international applications in electronic form**

The Japan Patent Office (JPO), in its capacity as receiving Office, began receiving and processing international applications in electronic form on 28 April 2004.

The notification containing the JPO's requirements and practices with regard to the filing of international applications in electronic form was published in *PCT Gazette* No. 17/2004, Section IV, on

22 April 2004 and is available on the PCT website at:

[www.wipo.int/pct/en/gazette/  
weekissu.htm](http://www.wipo.int/pct/en/gazette/weekissu.htm)

For information on the newly established equivalent amount in JPY of the applicable fee reduction for electronic filing, see "PCT information update," on page 5.

## **Harare Protocol**

### **Accession by Namibia**

Namibia, which became bound by the PCT on 1 January 2004, deposited, on 23 January 2004, its instrument of accession to the Harare Protocol within the framework of the African Regional Industrial Property Organization (ARIPO) and, as from 24 April 2004, the date on which Namibia became bound by that Protocol, the filing of a request constitutes the designation of Namibia for an ARIPO

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patent, as well as for a national patent. Furthermore, nationals and residents of Namibia have been entitled, since 24 April 2004, to file international applications under the PCT with the ARIPO Office as receiving Office.

## Paris Convention

### Accession by Pakistan

On 22 April 2004, Pakistan (country code: PK) deposited its instrument of accession to the Paris Convention for the Protection of Industrial Property, thus bringing the total number of States party to that Convention to 168. Pakistan, which is not a PCT Contracting State, will become bound by the Paris Convention on 22 July 2004. This updates the list of States party to the Paris Convention that was published in *PCT Newsletter* No. 08/2003 (together with the list of States party to the PCT and Members of the WTO).

## World Trade Organization

### Nepal becomes a Member

On 23 April 2004, Nepal (country code: NP), which is already a member State of the Paris Convention but is not a member State of the PCT, became a Member of the World Trade Organization (WTO), thus bringing the total number of Members to 147. This updates the list of Members of the WTO that was published in *PCT Newsletter* No. 08/2003 (together with the list of States party to the PCT and the Paris Convention).

### Reminder

The national Offices of the following States do not yet apply the 30-month time limit for entering the national phase under Chapter II as fixed in PCT Article 22(1) (as modified with effect from 1 April 2002). Note, however, that in respect of the regional designation of those States indicated with an asterisk, the time limit under PCT Article 22(3) of 31 months applies.

CH Switzerland\*  
FI Finland\*  
LU Luxembourg\*  
SE Sweden\*  
TZ United Republic of Tanzania\*  
UG Uganda\*  
YU Serbia and Montenegro  
ZM Zambia\*

A list of time limits applicable for each designated/elected Office for entering the national phase under Chapters I and II of the PCT is available at:

[www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)

## Extension of European Patents to Croatia

An agreement between the European Patent Organisation and Croatia on the extension of the effects of European patent applications and patents to Croatia entered into force on 1 April 2004. Under that agreement, it is possible to obtain patent protection in Croatia by requesting the extension of a European patent to that State. The extension procedure is also available, if the necessary requirements are met, via the PCT. The agreement with Croatia is similar to those in force in respect of Lithuania, Latvia, Albania and the former Yugoslav Republic of Macedonia (see *PCT Newsletter* Nos. 05/1994, 05/1995, 12/1995, 02/1996 and 11/1997).

Note that Croatia is not party to the European Patent Convention (EPC) and cannot be designated for a European patent (EP).

The extension of a European patent to Croatia via the PCT route is available in respect of international applications filed on or after 1 April 2004. A request for the extension of a European patent to Croatia may be made if:

- (i) the designation of Croatia is not withdrawn; and
- (ii) the international filing fee is paid.

No special entry concerning the extension should be made on the PCT request form. Within 31 months (Chapter I or Chapter II) from the priority date, the applicant must enter the regional phase before the European Patent Office (EPO)—a request for extension of the European patent is automatically deemed to have been made—and pay to the EPO the extension fee (currently EUR 102) for the extension of the European patent to Croatia. If the 31-month time limit has been missed, the extension fee may also be validly paid, with a surcharge of 50%, within the grace period provided for in the EPC for payment of the designation fees.

The request for extension will be considered withdrawn if, upon entry into the regional phase before the EPO, the extension fee is not paid within the applicable time limit. Note, however, that no notification of non-observance of the basic time limit or expiry of the period of grace will be issued, and that re-establishment of rights is not possible in respect of payment of the extension fee.

A European patent application for which extension to Croatia has been requested is equiva-

lent to a duly filed national application in Croatia and, after publication, confers provisional protection, provided the applicant communicates to the invention's user in Croatia a translation of the claims into the national language (that is, Croatian).

Upon completion of the European procedure, the EPO will inform the Croatian Intellectual Property Office of the grant of the European patent. That patent will have the effect of a national patent granted by the latter Office, provided that, within three months from publication of the mention of the grant of a European patent in the *European Patent Bulletin*, a translation of the claims into Croatian is filed with, and the prescribed fees are paid to, the Croatian Intellectual Property Office. Renewal fees for the patent will have to be paid to the Croatian Intellectual Property Office for the years following that in which the mention of the grant of the European patent was published by the EPO.

The option of entering the national phase directly before the Croatian Intellectual Property Office within 31 months from the priority date, instead of proceeding with a request for the extension of a European patent to Croatia, remains available for any international application provided that the designation of Croatia has not been withdrawn.

For further details, see the March issue of the *Official Journal of the EPO* (OJ EPO 2004, 117), available on the EPO website at:

[www.european-patent-office.org/epo/pubs/oj004/index\\_e.htm](http://www.european-patent-office.org/epo/pubs/oj004/index_e.htm)

## The Usefulness of the Revised PCT International Search and Preliminary Examination Guidelines for Applicants

As previously announced in *PCT Newsletter* No. 04/2004 (cover page), the new PCT International Search and Preliminary Examination Guidelines (dated 11 March 2004) are now available, replacing the separate PCT International Search Guidelines and PCT International Preliminary Examination Guidelines. The Guidelines have been revised to incorporate the amendments to the Regulations under the Patent Cooperation Treaty (PCT) which came into force on 1 January 2004, the main change relating to the procedure before the International Searching and Preliminary Examining Authorities being that the establishment of an examiner's written opinion is incorporated into the international search procedure instead of only occurring during international preliminary examination. As a PCT applicant or patent

practitioner, you may find it useful to consult the new Guidelines since, in addition to containing detailed information on the international search and preliminary examination procedures, they contain useful summaries of those procedures as well as information relevant to preparing and filing PCT applications.

### **Contents of the Guidelines**

Of particular use to PCT applicants who want to understand the new PCT search and examination system, Part I of the revised Guidelines gives a useful introduction to the new system, providing a general overview of the international search and preliminary examination stages of the PCT international application process. Further details of the various specific requirements, concepts and processes are set out in the remainder of the Guidelines, as follows:

- Part II: the requirements relating to the description and claims and how they are interpreted for the purposes of international search and preliminary examination, together with notes concerning priority, classification and rectification of obvious errors;
- Part III: concepts which are relevant to both the international search stage and the international preliminary examination stage, including novelty, inventive step, industrial applicability, unity of invention and exclusions from and limitations of international search and preliminary examination;
- Part IV: detailed discussion of the international search;
- Part V: the content of written opinions (both of the International Searching Authority and the International Preliminary Examining Authority) and the international preliminary examination report;
- Part VI: procedures during the international preliminary examination;
- Part VII: a common quality framework for international search and preliminary examination, in order to minimize differences in the results of the search and examination process among the various Authorities. Where practices differ between the Authorities, appendices to the main chapters throughout the Guidelines set out the alternative possibilities which may apply.
- Part VIII: clerical and administrative procedures within the International Preliminary Examining Authority.

### **Purpose and status of the Guidelines**

The Guidelines are designed to give instructions to the Authorities as to the practice to be followed during the international search and examination procedures. In addition, they are useful to the designated and elected Offices in the national phase in better understanding the international search and examination reports.

All ISAs and IPEAs have written agreements with WIPO under which they agree to be guided by the Guidelines in their work as PCT Authorities.

### **How to obtain the Guidelines**

The Guidelines are available in paper form (for details, see *PCT Newsletter* No. 04/2004) and on the PCT website at:

[www.wipo.int/pct/en/texts/gdlines.htm](http://www.wipo.int/pct/en/texts/gdlines.htm)

### **Time Limits for Entering the National Phase**

An updated version of the table of time limits for entering the national phase, that was last published in *PCT Newsletter* No. 08/2003, is included in the center of this issue. The table indicates, for each designated/elected Office, the time limits for entering the national (or regional) phase under Chapters I and II of the PCT (that is, respectively, where the Contracting State concerned has been designated but has not been elected under Chapter II within 19 months from the priority date and where the Contracting State concerned has been so elected within 19 months from the priority date).

The updated table takes into account changes since 1 April 2002, including the applicable time limits following the withdrawal by certain Offices of notifications of non-applicability of the new time limit under PCT Article 22(1), and new time limits for certain Offices under PCT Articles 22(3) and 39(1)(b).

### **Power of Attorney Waivers**

#### **Notifications under PCT Rules 90.4(d) and 90.5(c) by PCT Offices/Authorities**

For background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2.

#### **Waiver**

The following Office has informed the International Bureau that it waives the requirement

under PCT Rules 90.4(b) and/or 90.5(a)(ii) to submit a separate power of attorney and/or a copy of a general power of attorney, as follows:

**MD** State Agency on Industrial Property Protection (Republic of Moldova), in its capacity as receiving Office (RO), waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the request form at the time of filing

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

### **Ending of Period of Interruption in the Postal Service in Ireland**

The Patents Office (Ireland) has informed WIPO that the general interruption and dislocation in the postal service which began in Ireland on 22 March 2004, and was announced in *PCT Newsletter* No. 04/2004, terminated on 30 April 2004. (See notice on the website of the Office at: [www.patentoffice.ie](http://www.patentoffice.ie))

### **PCT Information Update**

#### **ES Spain (fees)**

The Spanish Patent and Trademark Office has notified WIPO that the 75% reduction in the preliminary examination fee, referred to in footnote 1 of Annex E(ES) of the *PCT Applicant's Guide*, which was published as a provisional sheet for the *Guide* in *PCT Newsletter* No. 01/2004, is not applicable. That footnote has therefore been deleted.

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex E (ES))

#### **JP Japan (fees; institutions with which deposits of microorganisms and other biological material may be made)**

An equivalent amount in JPY has been established for the fee reduction given if an international application is validly filed in electronic form and the text of the description, claims and abstract is in character coded format (see item 3(c) of the PCT Schedule of Fees annexed to the PCT Regulations). That amount is JPY 24,900 and is published in footnote 5 of the PCT fee tables in this issue.

In respect of institutions with which deposits of microorganisms and other biological material may be made, the Japan Patent Office has notified WIPO of:

- a new depositary institution, as follows:

National Institute of Technology and Evaluation,  
Patent Microorganisms Depositary (NPMD)  
2-5-8 Kazusakamatari  
Kisarazu-city  
Chiba 292-0818, Japan

- a change in the name of the International Patent Organism Depositary (IPOD), an existing international depositary authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, as follows:

International Patent Organism Depositary (IPOD), National Institute of Advanced Industrial Science and Technology (AIST)  
AIST Tsukuba Central 6, 1-1,  
Higashi 1-chome  
Tsukuba-shi, Ibaraki-ken 305-8566, Japan

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C(JP) and L)

#### **Search fee (Australian Patent Office, European Patent Office)**

As from 1 June 2004, there will be a change in the equivalent amount payable in JPY for an international search carried out by the European Patent Office, as indicated in Table I(b).

As from 1 July 2004, there will be changes in the equivalent amounts payable in ZAR for international searches carried out by the Australian Patent Office and the European Patent Office, as indicated in Table I(b).

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex D (AU, EP))

#### **New/Updated PCT Materials on the Internet**

(PCT homepage: [www.wipo.int/pct/en/](http://www.wipo.int/pct/en/))

#### **Video presentations about recent amendments to PCT Regulations**

In addition to the video presentation in English that was announced in *PCT Newsletter* No. 03/2004, WIPO has also produced video presentations in French, German and Japanese outlining the amendments to the PCT Regulations which entered into force on



1 January 2004, which are now available on the PCT website.

The videos include information on the enhanced international search and preliminary examination system, the new designation system and changes regarding access to the file. The videos, featuring Christine Bonvallet (Legal Officer, PCT Legal Affairs Section), Matthias Reischle (Head, PCT Legal Affairs Section) and Toshiaki Nakamaki (Counsellor, PCT External Legal Relations Service) for the three versions, respectively, all of whom are frequent PCT seminar presenters—can be downloaded or viewed online in three different formats, depending on your connection speed, from the “New on the PCT website” box on the PCT homepage, at, respectively:

[www.wipo.int/pct/fr/index.html](http://www.wipo.int/pct/fr/index.html)  
[www.wipo.int/pct/de/index.html](http://www.wipo.int/pct/de/index.html)  
[www.wipo.int/ja/pct/index.html](http://www.wipo.int/ja/pct/index.html)

### **Consolidated version of Regulations under the PCT including transitional arrangements—German text**

The German text of the consolidated version of the Regulations under the PCT, as in force from 1 January 2004, is available at:

[www.wipo.int/pct/de/texts/pdf/pct\\_reg.pdf](http://www.wipo.int/pct/de/texts/pdf/pct_reg.pdf)

It includes, at the end, notes containing important transitional arrangements which apply to many of the amendments to the PCT Regulations which entered into force on 1 January 2004. It is recalled that the English, French and Japanese versions of the Regulations and transitional provisions are also available on the PCT website.

### **Yearly Review of the PCT: 2003**

The Yearly Review of the PCT: 2003 is now available on the PCT website in Japanese (in addition to the English version) at:

[www.wipo.int/ja/pct/](http://www.wipo.int/ja/pct/)

### **Table of time limits for entering the national/regional phase**

The table of time limits for entering the national/regional phase under PCT Chapters I and II, as updated on 1 May 2004, is now available, in English and French, at, respectively:

[www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)  
[www.wipo.int/pct/fr/access/legal\\_text.htm](http://www.wipo.int/pct/fr/access/legal_text.htm)

(The English version of the table is also included in this issue (see pages 4 and 7 to 10)).

## **Practical Advice**

### ***Automatic designation of all PCT Contracting States: alternative to withdrawing a designation where there is no intention to enter the national phase in that State***

*Q: In the context of the new all-inclusive designation system, I read your recent “practical advice” articles on the signature requirements for withdrawals of designations (in PCT Newsletter Nos. 01 and 02/2004). Wishing to avoid unnecessary paperwork, I would like to know whether it is necessary to withdraw a designation if there is no intention to enter the national phase in a particular State, and what the consequences are of not withdrawing the designation?*

*A: There is no obligation to formally withdraw a designation if you do not intend to enter the national phase in the State concerned. By not performing the acts necessary under PCT Article 22 (or 39(1)) within the applicable time limit for entry into the national phase in that State, your international application will simply cease to have any effect in that State with the same consequences as the withdrawal of a national application in that State (PCT Article 24(1)(iii)).*

By simply not taking any action to enter the national phase within the prescribed time limit, you will avoid having to send a notice of withdrawal, and you will also avoid having to furnish the signatures of all the applicants which will be required to make such a withdrawal (unless they have previously appointed the agent or common representative submitting the withdrawal). Also, by not withdrawing the designation, you will be keeping your options open, in case you change your mind, to enter the national phase in the State concerned before the expiration of the time limit under PCT Article 22 or 39(1) (whichever is applicable). Once a designation has been withdrawn, the effect of the international application in that State ceases (see PCT Article 24(1)(i)), and, although it would depend on the national law of the State concerned, you would normally not be able to enter the national phase in that State.

Note that under certain circumstances it may be advisable to withdraw certain designations. It is recalled that the national laws of certain States provide for automatic withdrawal of an earlier national application if a later international application claims priority of that earlier national application and designates the country concerned. The earlier national application will

*[continued on page 11]*



**Time Limits for Entering National/Regional Phase  
Under PCT Chapters I and II**

**Applicable on 1 April 2002 or Subsequently**

*(table updated on 1 May 2004—changes since 1 April 2002 are underlined)*

**(in months from priority date, or from international filing date if there is no priority claim)**

Note that unless information appears in the right column or a reference to a footnote is made, the time limit under Chapter I will apply, as from 1 April 2002, to international applications in respect of which the period of 20 months from the priority date expires on or after 1 April 2002 and in respect of which the acts referred to in PCT Article 22(1) have not yet been performed by the applicant.

Note that detailed information on the excuse of delays in meeting time limits before certain designated/elected Offices is contained in the corresponding National Chapters of the *PCT Applicant's Guide*, Vol. II.

DO/EO <sup>1</sup>	Chapter I (under PCT Article 22)	Chapter II (under PCT Article 39(1))	Information specific to the Office concerned <i>(where applicable, see also footnotes at end of table)</i>
<b>Regional Offices</b>			
<b>AP</b>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	Office acts as designated/elected Office (DO/EO) for the following State which does not act in the capacity of DO/EO: SZ.
<b>EA</b>	31 <sup>2</sup>	31 <sup>3</sup>	
<b>EP</b>	31 <sup>2</sup>	31 <sup>3</sup>	Office acts as DO/EO for the following States which do not act in the capacity of DO/EO: BE, CY, FR, GR, IE, IT, MC, NL, SI.
<b>OA</b>	30	30	Office acts as DO/EO for the following States which do not act in the capacity of DO/EO: BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG.
<b>National Offices</b>			
<b>AE</b>	30	30	
<b>AG<sup>4</sup></b>	30	30	
<b>AL</b>	30	31 <sup>3</sup>	
<b>AM<sup>5</sup></b>	30	31 <sup>3</sup>	
<b>AT<sup>6</sup></b>	30	30	
<b>AU</b>	<u>31<sup>*,2</sup></u>	31 <sup>3</sup>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 April 2002. This is the new time limit under PCT Article 22(3) applicable since 1 April 2002.
<b>AZ<sup>5</sup></b>	30	31 <sup>3</sup>	
<b>BA</b>	<u>34<sup>*,2</sup></u>	<u>34<sup>*,3</sup></u>	* Time limit under PCT Article 22(3) or 39(1)(b), as the case may be, applicable since 27 August 2002.
<b>BB</b>	30	30	
<b>BG<sup>6</sup></b>	<u>31<sup>*,2</sup></u>	31 <sup>3</sup>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 9 July 2002. This is the new time limit under PCT Article 22(3) applicable since 9 July 2002.
<b>BR</b>	<u>30<sup>*</sup></u>	30	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 30 April 2004. This is the time limit, applicable since 30 April 2004, under PCT Article 22(1), in respect of international applications for which the 20-month time limit expired on or after 30 April 2004 and in respect of which the acts referred to in PCT Article 22(1) had not yet been performed by the applicant.
<b>BW<sup>7</sup></b>	30	30	
<b>BY<sup>5</sup></b>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	
<b>BZ</b>	30	30 <sup>*</sup>	* May be extended upon written request of the applicant.
<b>CA</b>	<u>30 (42<sup>*</sup>)</u>	30 (42 <sup>*</sup> )	* Time limit applicable if applicant pays an additional fee for late entry into the national phase.
<b>CH<sup>6</sup></b>	20 <sup>8</sup>	30	Office acts as DO/EO for the Office of LI which does not act in the capacity of DO/EO.
<b>CN</b>	<u>30<sup>*</sup></u>	30	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 February 2003. This is the time limit, applicable since 1 February 2003, under PCT Article 22(1), in respect of international applications for which the 20-month time limit expired on or after 1 February 2003 and in respect of which the acts referred to in PCT Article 22(1) had not yet been performed by the applicant.

*[continued on next page]*

<b>Time Limits for Entering National/Regional Phase Under PCT Chapters I and II Applicable on 1 April 2002 or Subsequently (table updated on 1 May 2004) [continued]</b>			
<b>DO/EO<sup>1</sup></b>	<b>Chapter I (under PCT Article 22)</b>	<b>Chapter II (under PCT Article 39(1))</b>	<b>Information specific to the Office concerned (where applicable, see also footnotes at end of table)</b>
<b>National Offices [continued]</b>			
<b>CO</b>	<u>31<sup>*,2</sup></u>	31 <sup>3</sup>	* New time limit under PCT Article 22(3) applicable since 2 January 2003.
<b>CR</b>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	
<b>CU</b>	30	30	
<b>CZ<sup>6</sup></b>	<u>31<sup>2</sup></u>	<u>31<sup>3</sup></u>	
<b>DE<sup>6</sup></b>	30	30	
<b>DK<sup>6</sup></b>	<u>31<sup>*</sup></u>	<u>31<sup>**</sup></u>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 July 2003. This is the new time limit under PCT Article 22(3), applicable since 1 July 2003. ** New time limit under PCT Article 39(1)(b), applicable since 1 July 2003.
<b>DM<sup>4</sup></b>	30	30	
<b>DZ</b>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	
<b>EC</b>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	
<b>EE<sup>6</sup></b>	<u>31<sup>*,2</sup></u>	<u>31<sup>**,3</sup></u>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 April 2003. This is the new time limit under PCT Article 22(3), applicable since 1 April 2003. ** New time limit under PCT Article 39(1)(b), applicable since 1 April 2003.
<b>EG<sup>4</sup></b>	<u>30</u>	<u>30</u>	
<b>ES<sup>6</sup></b>	30	30	
<b>FI<sup>6</sup></b>	20 <sup>8</sup>	30	
<b>GB<sup>6</sup></b>	<u>31<sup>*,2</sup></u>	31 <sup>3</sup>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 April 2002. This is the new time limit under PCT Article 22(3) applicable since 1 April 2002.
<b>GD<sup>4</sup></b>	30	30	
<b>GE</b>	<u>31<sup>*,2</sup></u>	31 <sup>3</sup>	* New time limit under PCT Article 22(3) applicable since 2 January 2003.
<b>GH<sup>7</sup></b>	30	30	
<b>GM<sup>7</sup></b>	30	31 <sup>3</sup>	
<b>HR</b>	<u>31<sup>*,2</sup></u>	31 <sup>3</sup>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 April 2002. This is the new time limit under PCT Article 22(3) applicable since 1 April 2002.
<b>HU<sup>6</sup></b>	<u>31<sup>*,2</sup></u>	<u>31<sup>**,3</sup></u>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 January 2003. This is the new time limit under PCT Article 22(3) applicable since 1 January 2003. ** New time limit under PCT Article 39(1)(b), applicable since 1 January 2003.
<b>ID</b>	30	31 <sup>3</sup>	
<b>IL</b>	<u>30<sup>*</sup></u>	30	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 4 October 2002. This is the time limit, applicable since 4 October 2002, under PCT Article 22(1), in respect of international applications for which the 20-month time limit expired on or after 4 October 2002 and in respect of which the acts referred to in PCT Article 22(1) had not yet been performed by the applicant.
<b>IN</b>	<u>31<sup>*,2</sup></u>	31 <sup>3</sup>	* New time limit under PCT Article 22(3), applicable since 7 May 2002.
<b>IS</b>	30	30	

[continued on next page]

<b>Time Limits for Entering National/Regional Phase Under PCT Chapters I and II Applicable on 1 April 2002 or Subsequently (table updated on 1 May 2004) [continued]</b>			
DO/EO <sup>1</sup>	Chapter I (under PCT Article 22)	Chapter II (under PCT Article 39(1))	Information specific to the Office concerned (where applicable, see also footnotes at end of table)
<b>National Offices [continued]</b>			
<u>JP</u>	<u>30*</u>	30	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 September 2002. This is the time limit, applicable since 1 September 2002, under PCT Article 22(1), in respect of international applications for which the 20-month time limit expired on or after 1 September 2002 and in respect of which the acts referred to in PCT Article 22(1) had not yet been performed by the applicant.
<u>KE</u> <sup>7</sup>	30	30	
<u>KG</u> <sup>5</sup>	<u>31*,<sup>2</sup></u>	31 <sup>3</sup>	* New time limit under PCT Article 22(3), applicable since 1 April 2002.
<u>KP</u>	30	30	
<u>KR</u>	<u>30*</u>	30	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 12 March 2003. This is the time limit, applicable since 12 March 2003, under PCT Article 22(1), in respect of international applications for which the 20-month time limit expired on or after 12 March 2003 and in respect of which the acts referred to in PCT Article 22(1) had not yet been performed by the applicant.
<u>KZ</u> <sup>5</sup>	<u>31<sup>2</sup> (33*)</u>	31 <sup>3</sup> (33*)	* Time limit applicable if applicant pays an additional fee for late entry into the national phase.
<u>LC</u> <sup>4</sup>	30	30	
<u>LK</u>	30	30	
<u>LR</u>	30	31 <sup>3</sup>	
<u>LS</u> <sup>7</sup>	30	31 <sup>3</sup>	
<u>LT</u>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	
<u>LU</u> <sup>6</sup>	20 <sup>8</sup>	30	
<u>LV</u>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	
<u>MA</u>	30	31 <sup>3</sup>	
<u>MD</u> <sup>5</sup>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	
<u>MG</u>	30	30	
<u>MK</u>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	
<u>MN</u>	30	31 <sup>3</sup>	
<u>MW</u> <sup>7</sup>	30	30	
<u>MX</u>	30	30	
<u>MZ</u> <sup>7</sup>	30	31 <sup>3</sup>	
<u>NA</u> <sup>*,4</sup>	<u>30</u>	<u>30</u>	* In respect of international applications filed on or after 23 April 2004, see also AP as DO/EO for the applicable time limits.
<u>NI</u> <sup>4</sup>	30	30	
<u>NO</u>	<u>31*,<sup>2</sup></u>	<u>31**,<sup>3</sup></u>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 February 2004. This is the new time limit under PCT Article 22(3) applicable since 1 February 2004. ** New time limit under PCT Article 39(1)(b), applicable since 1 February 2004.
<u>NZ</u>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	
<u>OM</u> <sup>4</sup>	30	30	
<u>PG</u> <sup>4</sup>	30	30	
<u>PH</u>	30 ( <u>31*</u> )	30 ( <u>31*</u> )	* Time limit applicable if applicant pays an additional fee for late entry into the national phase.
<u>PL</u> <sup>6</sup>	30	30	
<u>PT</u> <sup>6</sup>	30	30	
<u>RO</u> <sup>6</sup>	30	30	
<u>RU</u> <sup>5</sup>	<u>31<sup>2</sup></u>	31 <sup>3</sup>	

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<b>Time Limits for Entering National/Regional Phase Under PCT Chapters I and II Applicable on 1 April 2002 or Subsequently (table updated on 1 May 2004) [continued]</b>			
DO/EO <sup>1</sup>	Chapter I (under PCT Article 22)	Chapter II (under PCT Article 39(1))	Information specific to the Office concerned (where applicable, see also footnotes at end of table)
<b>National Offices [continued]</b>			
<u>SC</u> <sup>4</sup>	30	30	
<u>SD</u> <sup>7</sup>	30	30	
<u>SE</u> <sup>5</sup>	20 <sup>8</sup>	30	
<u>SG</u>	30*	30	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 January 2004. This is the time limit, applicable since 1 January 2004, under PCT Article 22(1), in respect of international applications for which the 20-month time limit expired on or after 1 January 2004 and in respect of which the acts referred to in PCT Article 22(1) had not yet been performed by the applicant.
<u>SI</u> <sup>*,6</sup>	31 <sup>2</sup>	31 <sup>3</sup>	* Slovenia has closed the national route via the PCT for international applications filed on or after 1 December 2002. For international applications filed on or after that date, see EP.
<u>SK</u> <sup>6</sup>	31 <sup>*,2</sup>	31 <sup>3</sup>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 1 August 2002. This is the new time limit under PCT Article 22(3) applicable since 1 August 2002.
<u>SL</u> <sup>7</sup>	30	31 <sup>3</sup>	
<u>SY</u> <sup>4</sup>	30	30	
<u>TJ</u> <sup>5</sup>	30	31 <sup>3</sup>	
<u>TM</u> <sup>5</sup>	30	31 <sup>3</sup>	
<u>TN</u> <sup>4</sup>	30	30	
<u>TR</u> <sup>5</sup>	30 (33*)	30 (33*)	* Time limit applicable if applicant pays the fee for requesting an extension of time for entry into the national phase.
<u>TT</u>	30	31 <sup>3</sup>	
<u>TZ</u> <sup>7</sup>	21 <sup>2,8</sup>	31 <sup>3</sup>	
<u>UA</u>	31 <sup>*,2</sup>	31 <sup>3</sup>	* Time limit under PCT Article 22(3) applicable since 25 June 2003.
<u>UG</u> <sup>7</sup>	21 <sup>2,8</sup>	31 <sup>3</sup>	
<u>US</u>	30	30	
<u>UZ</u>	30	31 <sup>3</sup>	
<u>VC</u>	30	30	
<u>VN</u>	31 <sup>2</sup>	31 <sup>3</sup>	
<u>YU</u>	20 <sup>8</sup> (21*)	30 (31*)	* Time limit applicable if applicant pays an additional fee for late entry into the national phase.
<u>ZA</u>	31 <sup>*,2</sup>	31 <sup>3</sup>	* The Office has withdrawn its notification of incompatibility of modified PCT Article 22(1) with the applicable national law with effect from 23 April 2003. This is the new time limit under PCT Article 22(3) applicable since 23 April 2003.
<u>ZM</u> <sup>7</sup>	20 <sup>8</sup>	30	
<u>ZW</u> <sup>7</sup>	30	31 <sup>3</sup>	

1. Designated Office/elected Office.

2. This time limit has been fixed in accordance with PCT Article 22(3).

3. This time limit has been fixed in accordance with PCT Article 39(1)(b).

4. In the absence of information from the Office concerned, the time limits shown are those which would normally apply under PCT Articles 22(1) and 39(1)(a). If the Office decides to apply longer time limits, that information will be published in the *PCT Newsletter*.

5. If designated/elected for a Eurasian patent, see EA as DO/EO for the applicable time limits.

6. If designated/elected for a European patent, see EP as DO/EO for the applicable time limits.

7. If designated/elected for an ARIPO patent, see AP as DO/EO for the applicable time limits.

8. This Office has notified the International Bureau of the non-applicability of the new time limit under PCT Article 22(1) of 30 months, as modified with effect from 1 April 2002.

[continued from page 6]

therefore be withdrawn if the designations concerned are not withdrawn from the international application (see the “practical advice” in *PCT Newsletter* No. 11/2003). Germany, the Republic of Korea and the Russian Federation have notified WIPO under PCT Rule 4.9(b) that this situation applies to them. In the case of these three States, a special check-box has been made available in Box No. V of the Request Form enabling applicants to exclude those States from the automatic and all-inclusive coverage of designations without having to specifically withdraw them. The designation of any other States which have a similar provision under their national law, for example, Japan, cannot however be excluded in the Request Form, and so in such a case, you may wish to consider submitting (prefer-

ably at the same time as submitting the request) a separate notice of withdrawal of the designation concerned in order to avoid the automatic withdrawal of the earlier filed national application (in the case of Japan, the withdrawal should be made before the expiration of 15 months from the priority date). Information on any such situation is published in *PCT Applicant's Guide*, Annex B1. For further information on the withdrawal of designations, see the *PCT Newsletter* No. 02/2004, page 6.

Note also that by not withdrawing a particular designation before technical preparations for the international publication of the international application have been completed, the published application will reflect the fact that the State concerned was designated in the international application.

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>11–12 May 2004 Munich (DE)</b>	German	Advanced PCT seminar WIPO speaker: Mr. Reischle Other speaker: Mr. Attasio (European Patent Office)	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>11–12 May 2004 Paris (FR)</b>	French	Basic seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>18–19 May 2004 Copenhagen (DK)</b>	English	Seminar on the PCT WIPO speakers: Mr. Bartels and Ms. Trpkovska	Danish Patent and Trademark Office (Ms. Inge-Lise Høybye) Tel: (45–43) 50 80 00 Fax: (45–43) 50 80 01 E-mail: pvs@dkpto.dk
<b>8–9 June 2004 Paris (FR)</b>	French	Advanced seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>10–11 June 2004 Lille (FR)</b>	French	Seminar on PCT procedures WIPO speaker: Mr. Genin	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>10 June 2004 Oslo (NO)</b>	English	PCT-SAFE workshop WIPO speaker: Mrs. Metcalfe	Norwegian Patent Office (Mr. Otto Scharff) Tel: (47) 22 38 76 69 Fax: (47) 22 38 73 31 E-mail: otto.scharff@patentstyret.no Internet: www.patentstyret.no
<b>13–14 October 2004 Paris (FR)</b>	French	Seminar on the PCT and on the January 2004 amendments to the PCT Regulations WIPO speakers: Mr. Genin and Ms. Bonvallet	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>17–18 November 2004 Paris (FR)</b>	French	Seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52



## PCT Fee Tables

(amounts on 1 May 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 10. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

Key to abbreviations used in fee tables:

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	USD	US dollar
AED	United Arab Emirates dirham	CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
ALL	Albanian lek	CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	YUD	Yugoslavian dinar
AMD	Armenian dram	DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	ZAR	South African rand
AUD	Australian dollar	DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZWD	Zimbabwe dollar
AZM	Azerbaijani manat	EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble		
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 May 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP
CA	CAD 300	CAD 1,489	16	106	EP
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,134	eq USD 12	eq USD 81)	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) 200	USD(or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 May 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup> —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64 <sup>5</sup>	EP
ES	EUR 63.99	EUR 902	10	64	EP ES
FI	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>8</sup> 10	USD 1,134	12	81	EP RU
GH	GHC <sup>9</sup> 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>10</sup> 100 or EUR <sup>10</sup> 64 or USD <sup>10,*</sup> 81	CHF 1,400 or EUR 902 or USD* 1,134	15 10 12	100 64 81	See footnote 11
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP	JPY 13,000	JPY 116,000	1,200	8,300	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>12</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,134	12	81	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>13</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 175	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>14</sup>	NZD 1,738 (from 1.6.04: 1,624)	19 (17)	124 (116)	AU EP US

[continued on next page]

**Table I(a) — Transmittal and international filing fees** [continued]  
(amounts on 1 May 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
OA	Information not yet available				
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				
TJ	TJS <sup>7</sup> —	USD 1,134	12	n a	EP RU
TM	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
TN	TND <sup>7</sup> —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,134	12	81	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,134	12	n a	EP RU
US	USD 300	USD 1,134	12	81	EP US
UZ	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
VC	Information not yet available				
VN	VND eq USD 150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD 3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR 500	ZAR 7,490	80	530	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 May 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>								
AT	EUR 159	CHF 247	KRW 235,000	SGD 310	USD 182	ZAR 1,320			
AU	AUD 1,200	CHF 1,157	EUR 738	KRW 1,014,000	NZD 1,370	SGD 1,490			
	USD 865	ZAR* 6,500							
	* (from 1.7.04: ZAR 5,800)								
CN	CNY 1,500	CHF 245	EUR 158	USD 181					
EP <sup>15</sup>	EUR 1,550	CAD 2,520	CHF 2,432	CYP 905	DKK 11,520	GBP 1,078			
	ISK 138,000	JPY* 196,500	MWK 194,000	NOK* 12,700	NZD 2,884	SEK 13,870			
	SGD 3,130	USD 1,920	ZAR** 13,600						
	* (from 1.6.04: JPY 213,700	NOK 13,450)							
	** (from 1.7.04: ZAR 12,000)								
ES <sup>15</sup>	EUR 1,550	CHF 2,432	USD 1,920						
JP	JPY 97,000	CHF 1,168	EUR 752	KRW 1,066,000	USD 887				
KR	KRW 225,000	CHF 238	EUR 151	USD 194					
RU <sup>16</sup>	USD 300	CHF 406	EUR 262						
SE	SEK 13,870	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK* 12,700			
	USD 1,920	NOK 13,450)							
	* (from 1.6.04: ZAR 13,450)								
US	USD 1,000	300 <sup>17</sup>	CHF 1,318	395 <sup>17</sup>	EUR 787	254 <sup>17</sup>	NZD 1,570	470 <sup>17</sup>	
	ZAR* 7,300	2,000 <sup>17</sup>							
	* (from 1.6.04: ZAR 6,600	(2,000 <sup>17</sup> ))							

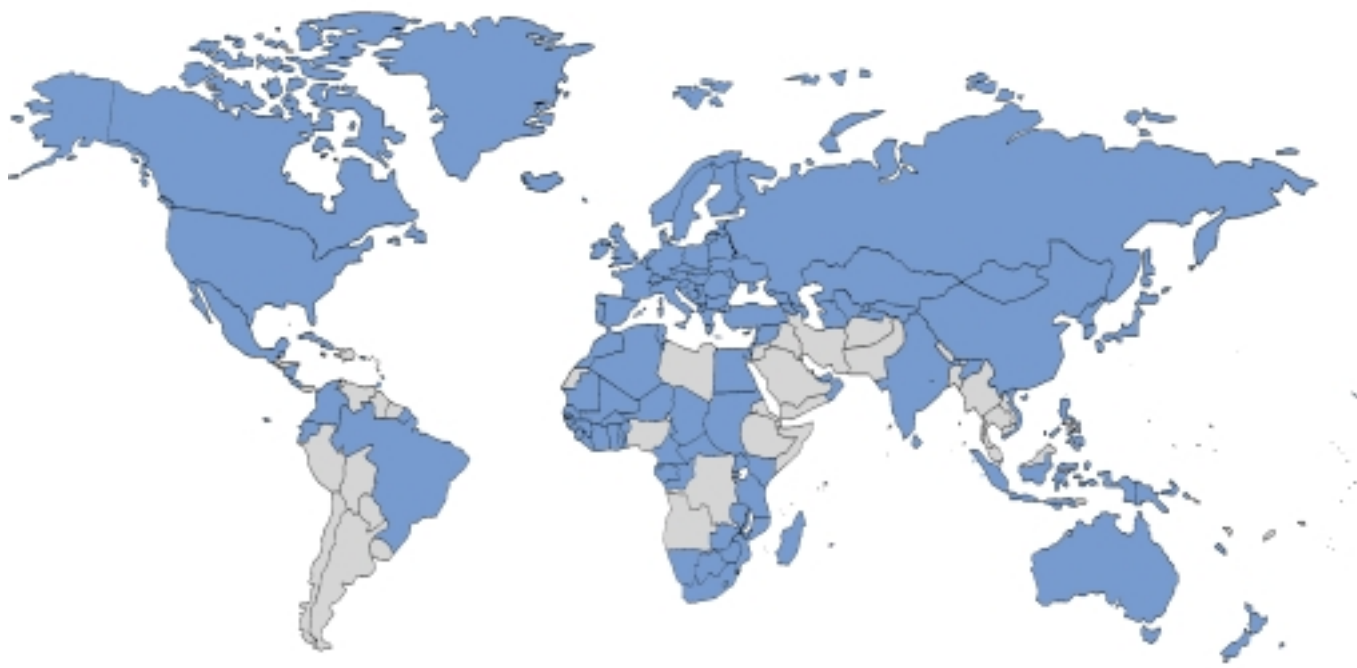
**Table II — Preliminary examination fees**  
(amounts on 1 May 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>18</sup>		Handling fee <sup>3,18</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>19</sup>	AUD	218
CN	CNY	1,500		CNY eq CHF	200
EP <sup>15</sup>	EUR	1,530		EUR	129
ES	EUR	502.97		EUR	129
JP	JPY	36,000		JPY	16,600
KR	KRW	225,000		KRW	190,000
RU <sup>16</sup>	USD	200 <sup>20</sup>	300 <sup>21</sup>	USD	162
SE	SEK	5,000		SEK	1,160
US	USD	600	750 <sup>22</sup>	USD	162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, IB and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200=EUR 129, KRW 190,000, USD 162; CHF 300=EUR 193, JPY 24,900, KRW 285,000, USD 243.**
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 This fee is reduced by 80% where the applicant is a natural person.
- 9 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 10 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 11 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 12 The Japan Patent Office is competent only for international applications in Japanese.
- 13 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 14 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 15 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on page 27 of *PCT Newsletter* No. 12/2003 or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 16 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 17 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 18 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 19 Payable when the international search report was not issued by the Australian Patent Office.
- 20 Payable when the international search report was established by the Russian Patent Office.
- 21 In all cases where footnote 20 does not apply.
- 22 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

## PCT Contracting States and Two-letter Codes (123 on 1 May 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SY Syrian Arab Republic
AG Antigua and Barbuda	CY Cyprus (EP) <sup>2</sup>	IN India	MN Mongolia	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CZ Czech Republic (EP)	IS Iceland	MR Mauritania (OA) <sup>2</sup>	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DK Denmark (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DM Dominica	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DZ Algeria	KG Kyrgyzstan (EA)	NA Namibia (AP)	TN Tunisia
BA Bosnia and Herzegovina	EC Ecuador	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TR Turkey (EP)
BB Barbados	EE Estonia (EP)	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EG Egypt	KZ Kazakhstan (EA)	NL Netherlands (EP) <sup>2</sup>	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	ES Spain (EP)	LC Saint Lucia	NO Norway	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FR France (EP) <sup>2</sup>	LK Sri Lanka	OM Oman	US United States of America
BR Brazil	GA Gabon (OA) <sup>2</sup>	LR Liberia	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GB United Kingdom (EP)	LS Lesotho (AP)	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GD Grenada	LT Lithuania <sup>1</sup>	PL Poland (EP)	ZA South Africa
BZ Belize	GE Georgia	LU Luxembourg (EP)	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GH Ghana (AP)	LV Latvia <sup>1</sup>	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) <sup>2</sup>	GM Gambia (AP)	MA Morocco	RU Russian Federation (EA)	
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>	MC Monaco (EP) <sup>2</sup>	SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SD Sudan (AP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MG Madagascar	SE Sweden (EP)	
CM Cameroon (OA) <sup>2</sup>	GW Guinea-Bissau (OA) <sup>2</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SG Singapore	
CN China	HR Croatia		SI Slovenia (EP) <sup>2</sup>	
CO Colombia	HU Hungary (EP)		SK Slovakia (EP)	
	ID Indonesia		SL Sierra Leone (AP)	
	IE Ireland (EP) <sup>2</sup>		SN Senegal (OA) <sup>2</sup>	

1 Extension of European patent possible.

2 May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)



# PCT NEWSLETTER

PATENT  
COOPERATION  
TREATY

June 2004

No. 06/2004



WORLD  
INTELLECTUAL  
PROPERTY  
ORGANIZATION

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## Most Frequent PCT Users in 2003

In 2003, 225 applicants accounted for 33,586 (31.2%) of the 107,729 international applications published, each of them with 50 or more applications published. Of these 225 applicants, 167 were from one of the following three countries: the United States of America (36.4% of the total), Japan (23.1%), and Germany (14.7%). There were 92 applicants in each of whose names 100 or more international applications were published. Koninklijke Philips Electronics N.V. was, for the third consecutive year, the largest PCT user, with 2,278 international applications published, followed by Siemens Aktiengesellschaft (1,180) and Matsushita Electric Industrial Co., Ltd. (1,071).

Note that the list of most frequent PCT users contains only the first-named applicants in the applications concerned, and is based on the country of residence of that applicant. Note also that certain legal entities are listed separately from other legal entities with which they may be affiliated (for example: Unilever N.V. (NL) and Unilever plc (GB)).

The list on pages 7 to 12 indicates the applicants by the number of applications published. A second list on pages 13 to 18 indicates the applicants in alphabetical order.

## PCT Reform: Sixth Session of the Working Group on Reform of the PCT

The sixth session of the Working Group on Reform of the Patent Cooperation Treaty (PCT) was held in Geneva from 3 to 7 May 2004.

The Working Group agreed that the following set of amendments of

the Regulations under the PCT should be proposed to the PCT Assembly in September 2004. If adopted, it is likely that these amendments would enter into force on 1 January 2005:

- Simplification of the protest procedure relating to lack of unity of invention (PCT Rules 40 and 68) (agreed at the fifth session of the Working Group; see documents PCT/R/WG/5/1, Annex II, and PCT/R/WG/5/13, paragraphs 5 to 11);
- Changes relating to the furnishing of sequence listings for the purposes of international search and examination, including the possibility of the International Authorities demanding a late payment fee if they need to request such a listing, in the event that it is not furnished by the time that the international search or preliminary examination begins (see documents

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[www.wipo.int/pct/en](http://www.wipo.int/pct/en)

**Selection of  
PCT Materials on the Internet  
([www.wipo.int/pct/en/](http://www.wipo.int/pct/en/))**

Home page, with links to what's new on the site  
PCT Information Service

PCT filing

- *Basic Facts about the PCT*
- Forms
- Direct filing of PCT applications with the International Bureau as PCT receiving Office
- *PCT Applicant's Guide*
- Fees

PCT-SAFE

PCT legal texts and guidelines

- About the Treaty
- Texts of the Patent Cooperation Treaty, Regulations and Administrative Instructions and search facility for Articles under the PCT
- PCT Receiving Office Guidelines
- PCT International Search and International Preliminary Examination Guidelines
- PCT Contracting States
- Reservations and incompatibilities
- Time limits for entering national/regional phase
- PCT legal text index

*PCT Gazette*

PCT news (including the *PCT Newsletter*)

Seminar calendar and seminar materials

PCT meetings

- PCT Assembly and various committees

PCT Reform

The History of the PCT Regulations

PCT/R/WG/6/2 and PCT/R/WG/6/12, paragraphs 127 to 131);

- Further corrigenda and consequential amendments relating to amendments of the Regulations which came into force on January 1, 2004 (see documents PCT/R/WG/6/5, 5 Add.1 and 5 Add.2 and PCT/R/WG/6/12, paragraphs 5 and 6).

The other matters discussed by the Working Group included the following:

- Restoration of the right of priority—the Working Group continued to consider proposals whereby the applicant could apply for restoration of the priority right in cases where the international application had been filed between 12 and 14 months after the date of filing of an earlier application from which it was desired to claim priority (equivalent to Article 13(2) of the Patent Law Treaty);
- Rectification of obvious mistakes—it was agreed that current PCT Rule 91 was difficult to interpret uniformly, but further work was required in order to better identify what sort of mistakes it should be possible to correct under this rule;
- "Missing part" requirements—there was broad consensus on the principle of how the international system should deal with the introduction of parts of international applications which were omitted on filing, but a number of issues remained to be resolved, including the compatibility of the scheme with the current Articles of the Treaty;

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[www.wipo.int/pct/en/newslett/index.htm](http://www.wipo.int/pct/en/newslett/index.htm)

**Reminder**

The national Offices of the following States do not yet apply the 30-month time limit for entering the national phase under Chapter I as fixed in PCT Article 22(1) (as modified with effect from 1 April 2002). Note, however, that in respect of the regional designation of those States indicated with an asterisk, the time limit under PCT Article 22(3) of 31 months applies.

CH Switzerland\*  
FI Finland\*  
LU Luxembourg\*  
SE Sweden\*  
TZ United Republic of Tanzania\*  
UG Uganda\*  
YU Serbia and Montenegro  
ZM Zambia\*

A list of time limits applicable for each designated/elected Office for entering the national phase under Chapters I and II of the PCT is available at:

[www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)

- Signature requirements—it was noted that certain difficulties remained with regard to the need for a number of documents to be signed by all applicants;
- International publication in multiple languages—the Working Group considered a proposal for permitting an international application to be published in multiple languages during the international phase so as to establish prior art effect and potentially provisional protection in certain Contracting States, such as the United States of America, for which such an effect is given only if publication is made in the official language;
- Improving the quality of international searches—there was widespread support for the principle of an applicant being permitted to request supplementary searches to be carried out in the international phase, for example allowing searching by an International Searching Authority of document collections in languages which are not an official language of the main International Searching Authority. The International Bureau was requested to give further consideration to the practicalities of implementing such a system;
- Single request for the recording of changes during the national phase—the Working Group considered the concept of permitting requests to be made centrally for the recording of certain changes in respect of international applications which have entered the national phase, and noted the significant consequential benefits that would accrue if greater communication resulted in common formats and easier access to patent data for information and statistical purposes;
- Declaration of the source of genetic resources and traditional knowledge in patent applications—the Working Group gave further consideration to a proposal by Switzerland allowing for the international application to contain a declaration of the source of genetic resources and traditional knowledge in the international application, or for national Offices to require such a declaration if it was not included.

All of these issues are expected to be considered further at future sessions of the Working Group. For more information, see the documents that were prepared for discussion at the

meeting, as well as the session's Summary by the Chair at:

[www.wipo.int/pct/en/meetings](http://www.wipo.int/pct/en/meetings)

The seventh session of the Working Group is tentatively scheduled for either the week of November 22 to 26, 2004, or that of November 29 to December 3, 2004.

### **Note to Subscribers to the *PCT Applicant's Guide***

The information contained in the *PCT Applicant's Guide* has traditionally been updated twice a year and published as “January” or “July” replacement sheets sent to subscribers in paper form.

As many subscribers are aware, the content of the *Guide* in electronic form is also updated weekly on the PCT website. In view of the substantial rewrite of the *Guide* that has been necessary as a result of the amendments to the Regulations under the PCT which entered into force on 1 January 2004, and the availability of the electronic publication of the *Guide*, it has been decided to publish only one paper update of the *Guide* in 2004. We hope that this decision will not cause undue inconvenience to subscribers. The English version of the 2004 update is currently available and has been mailed to subscribers; the French version will be mailed to subscribers shortly.

Each page of the *Guide*, whether on paper or in electronic form on the Internet, contains at the bottom the date of the last modification of that page.

### **PCT Information Update**

#### **NI Nicaragua (fees)**

The amount of the following fee, payable to the Registry of Intellectual Property (Nicaragua) as receiving Office, has changed:

transmittal fee: see Table I(a)

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

#### **UA Ukraine (telephone and fax numbers)**

The telephone and fax numbers of the State Department of Intellectual Property (SDIP), Ministry of Education and Science of Ukraine,

have changed. The numbers to be used are now as follows:

telephone: (380–44) 212 50 82 (SDIP)  
(380–44) 494 05 05,  
494 05 34 (Ukrpatent)

fax: (380–44) 212 34 49 (SDIP)  
(380–44) 494 05 06 (Ukrpatent)

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (UA))

### **US United States of America (designation of location)**

The designation of the location of the United States Patent and Trademark Office has changed, as follows (note that the mailing address has not changed):

location: 220 20th Street S.  
Crystal Plaza 2  
Arlington, Virginia 22202  
United States of America

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (US))

### **Search fee (European Patent Office)**

As from 1 August 2004, there will be a change in the equivalent amount payable in JPY for an international search carried out by the European Patent Office, as indicated in Table I(b).

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex D (EP))

### **New/updated PCT Materials on the Internet**

#### **Updated *History of the PCT Regulations***

The first version of *History of the PCT Regulations* was published in the book *The First Twenty-Five Years of the Patent Cooperation Treaty (PCT) 1970 - 1995* (available for sale from the WIPO electronic bookshop).

The *History of the PCT Regulations* has now been updated to include the text of the Regulations as in force from 19 June 1970 to 1 January 2004, and is now available in English on the PCT website at:

[www.wipo.int/pct/en/texts/pdf/pct\\_regulations\\_history.pdf](http://www.wipo.int/pct/en/texts/pdf/pct_regulations_history.pdf)

The History reproduces the text of the Regulations as in force from 19 June 1970 to 1 Janu-

ary 2004, and includes all superseded provisions in order to show the evolution of the Regulations, with dates in the margins indicating the period during which the respective provisions were in force.

### **Yearly Review of the PCT: 2003**

The Yearly Review of the PCT: 2003 is now available on the PCT website in French and will be available in the next few days in Russian (in addition to the English and Japanese versions) at, respectively:

[www.wipo.int/pct/fr/access/news.htm](http://www.wipo.int/pct/fr/access/news.htm)

[www.wipo.int/pct/ru/](http://www.wipo.int/pct/ru/)

### **Seminar materials**

Seminar materials covering all aspects of the PCT procedure have been updated in German (in March 2004), Japanese (in March 2004), Spanish (in March 2004), English (in May 2004) and French (in May 2004), and are available at:

[www.wipo.int/pct/en/seminar/mat.htm](http://www.wipo.int/pct/en/seminar/mat.htm)

### **Closing dates of intellectual Property Offices**

In addition to the table detailing closing dates of certain intellectual property Offices in PCT Contracting States in 2004, the list of the closing dates for 2003 has also been made available for reference purposes on the PCT website in English at:

[www.wipo.int/pct/en/access/filing.htm](http://www.wipo.int/pct/en/access/filing.htm)

### **Electronic Filing and Processing of International Applications**

#### **Korean Intellectual Property Office**

It is recalled that the Korean Intellectual Property Office (KIPO), in its capacity as a receiving Office, announced on 18 December 2003 that it was prepared to receive international applications in electronic form filed with it using the PCT-SAFE software as from 1 January 2004 (see *PCT Newsletter* No. 12/2003, page 2).

In accordance with Section 710(b) of the Administrative Instructions, KIPO has now notified the International Bureau of the following information:

- since 15 May 2004, applicants can prepare the application body of international applica-



tions by using the K-Editor (a kind of XML editor) released by KIPO. The PCT-SAFE Editor can also be used for that purpose;

- KIPO now accepts certificates issued by the WIPO Customer Certification Authority (see [www.wipo.int/pct-safe/en/certificates.htm](http://www.wipo.int/pct-safe/en/certificates.htm)) as well as those issued by the KIPO Certification Authority (see [www.kipo.go.kr](http://www.kipo.go.kr)).

For more information on how to file international applications in electronic form at KIPO, please visit KIPO's Website at:

[www.kipo.go.kr](http://www.kipo.go.kr)

### **Change in the Color of PCT Forms issued by RO/GB**

The United Kingdom Patent Office has informed WIPO that, as from 1 August 2004, all forms issued concerning PCT applications processed by that Office in its capacity as receiving Office will be issued on white paper (instead of the usual green paper). This change is being made to facilitate the processing of PCT applications at the United Kingdom Patent Office. (It is recalled that, for similar reasons, the color of all PCT forms issued by the International Bureau on or after 1 January 2004 was also changed to white—see *PCT Newsletter* No. 12/2003, page 4.)

Any enquiries about this matter should be directed to: Tracey Hiscox, Room GY19, Concept House, Cardiff Road, Newport, South Wales, NP10 8QQ.

telephone: (44–1633) 81 46 38  
fax: (44–1633) 81 44 44  
e-mail: [tracey.hiscox@patent.gov.uk](mailto:tracey.hiscox@patent.gov.uk)

### **Note about the Request and Demand Forms**

The Request Form (Form PCT/RO/101) will no longer be revised systematically every six months, as was the case prior to 2004, but will, instead, be revised only as and when necessary. This is as a result of the new format of the Request Form, effective since 1 January 2004, which reflects the new automatic designation system. Similarly, the Demand Form (Form PCT/IPEA/401) will only be revised as and when necessary.

The Request and Demand forms will therefore not be revised in July 2004. News of any future revisions of either of the forms will be given in the *PCT Newsletter*.

## **Practical Advice**

### ***Applicability of power of attorney waivers***

*Q: I refer to the recent amendments to the PCT Regulations which introduced the possibility for receiving Offices to waive the requirement that powers of attorney be submitted. Does this mean that, if the receiving Office with which the international application is filed has made such a waiver, the applicants no longer need to sign the request or a power of attorney appointing the agent (or common representative) who has signed the request?*

A: Under new PCT Rule 90.4(d), any receiving Office (RO), International Searching Authority (ISA), International Preliminary Examining Authority (IPEA) and the International Bureau (IB) may waive the requirement under PCT Rule 90.4(b) that a separate power of attorney appointing an agent or a common representative be submitted to it. Similarly, under new PCT Rule 90.5(c) any RO, ISA or IPEA may waive the requirement under PCT Rule 90.5(a)(ii) that a copy of the general power of attorney be attached to the request, the demand or the separate notice, as the case may be. Therefore, if a receiving Office has waived the requirements under PCT Rule 90.4(b) and/or 90.5(a)(ii), the request can be signed by an agent without the need for a power of attorney to be furnished for the purposes of the filing of the international application.

However, according to Sections 336(c), 433(b), 517(c) and 617(c) of the Administrative Instructions, applicable since 1 January 2004, an Office may require a separate power of attorney or a copy of a general power of attorney in particular instances, even if it has waived the requirement in general. Indeed, many of the Offices which have waived the requirement that a power of attorney be submitted have indicated particular instances in which a separate power of attorney or a copy of a general power of attorney will be required. For example, several offices have indicated that a power of attorney would be required upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing. Information about any power of attorney waivers and about any particular instances in which a separate power of attorney or a copy of a general power of attorney will be required is published in the *PCT Newsletter* as



and when the waivers are made (see Nos. 01 to 05/2004), and will be included in a consolidated table in the July 2004 issue of the *PCT Newsletter*. The relevant information on waivers that have been made can also be found, for each Office concerned, in Annex C of the *PCT Applicant's Guide* at:

[www.wipo.int/pct/guide/en/index.html](http://www.wipo.int/pct/guide/en/index.html)

Note, in particular, that in all cases where an Office has, under PCT Rule 90.4(d) and/or PCT Rule 90.5(c), waived the requirement to submit a power of attorney, the waiver does not apply in the case where a notice of withdrawal has been signed by an agent or common representative who has not been appointed by all (other) applicants (see PCT Rules 90.4(e) and 90.5(d))—in this case, powers of attorney (whether they be separate powers of attorney or copies of general powers of attorney), signed by all applicants, would be required in order for the withdrawal to be acted upon. In other words, if a power of attorney has not previously been submitted, a notice of withdrawal must either be signed by all applicants or must be signed by the agent or common representative and be accompanied by powers of attorney signed by all (other) applicants.

As far as the signature of the request is concerned, there is an alternative to submitting a power of attorney, signed by all applicants, appointing the agent, and this applies even where a receiving Office has not waived the requirement under PCT Rules 90.4(b) and 90.5(a)(ii). The alternative is for at least one of the applicants to sign the request—it is recalled that under new PCT Rule 26.2*bis*(a), if the request is signed by one of the applicants, the receiving Office will no longer invite correction, and, consequently, the international application may no longer be considered withdrawn under PCT Article 14(1) for failure to respond to an invitation to provide signatures (however, in accordance with PCT Rule 51*bis*.1(a)(vi), designated Offices are

permitted to require any missing signatures in the national phase). Please note that, if only one of the applicants has signed the request, any notice of withdrawal must be signed either by all of the applicants or by an agent or common representative who has been appointed by all (other) applicants.

Even though the requirement to submit a power of attorney may have been waived by the receiving Office, and even though it is acceptable for only one of several applicants to sign the request in satisfaction of the application's signature requirement, agents or common representatives should carefully consider whether they should in any case obtain the signatures of all applicants, either by way of signing a power of attorney or by way of signing the request. By obtaining those signatures, any withdrawal, which requires the signatures of all of the applicants or a power of attorney signed by all of the applicants, could be dealt with by the relevant office/authority immediately, and delays caused by waiting for signatures would not be incurred. Even if those signatures are not actually submitted by the agent/common representative, but are merely kept in the file of the agent/common representative, at least they would be available if they were needed later.

Note that the International Bureau has not made any waiver of powers of attorney, as distinct from the receiving Office of the International Bureau (RO/IB), which has made conditional waivers of the requirement to submit a separate power of attorney and/or a copy of a general power of attorney (see *PCT Newsletter* No. 01/2004, page 3). A power of attorney, signed by at least the deemed common representative (that is, the first-named applicant who is entitled to file with the competent receiving Office) would therefore still be required, for example, where the agent requests the International Bureau to record any changes under PCT Rule 92*bis*, submits amendments under PCT Article 19, and/or requests the correction of priority claims.

**Most Frequent PCT Users\***  
(applicants with the most international applications published in 2003)

Rank	Applicant	Country of residence	No. published in 2003
1.	Koninklijke Philips Electronics N.V.	NL	2,278
2.	Siemens Aktiengesellschaft	DE	1,180
3.	Matsushita Electric Industrial Co., Ltd.	JP	1,071
4.	Robert Bosch GmbH	DE	958
5.	Sony Corporation	JP	822
6.	Nokia Corporation	FI	765
7.	Motorola Inc.	US	715
8.	3M Innovative Properties Company	US	609
9.	Intel Corporation	US	551
10.	Infineon Technologies AG	DE	540
11.	BASF Aktiengesellschaft	DE	519
12.	Telefonaktiebolaget L.M. Ericsson	SE	470
13.	The Procter & Gamble Company	US	439
14.	Thomson Licensing S.A.	FR	433
15.	Qualcomm Incorporated	US	421
16.	Honeywell International Inc.	US	416
17.	Kimberly-Clark Worldwide, Inc.	US	366
18.	E.I. Du Pont de Nemours and Company	US	351
19.	Mitsubishi Denki Kabushiki Kaisha	JP	345
20.	The Regents of the University of California	US	297
21.	Fujitsu Limited	JP	290
22.	Japan Science and Technology Corporation	JP	273
23.	International Business Machines Corporation	US	257
24.	Scimed Life Systems, Inc.	US	245
25.	Applied Materials, Inc.	US	236
26.	Tokyo Electron Limited	JP	224
27.	Honda Giken Kogyo Kabushiki Kaisha	JP	214
28.	Medtronic, Inc.	US	201
29.	Bayer Healthcare AG	DE	200
30.	Merck & Co., Inc.	US	197
31.	Samsung Electronics Co., Ltd.	KR	194
32.	AstraZeneca AB	SE	193
33.	Sharp Kabushiki Kaisha	JP	190
34.	Novartis AG	CH	187
35.	General Electric Company	US	184

*[continued on next page]*

\* The list contains the first-named applicants in 50 or more international applications published in 2003. Note that certain legal entities may be listed separately from other legal entities with which they may be affiliated.

*[Most frequent PCT users (2003), continued]*

<b>Rank</b>	<b>Applicant</b>	<b>Country of residence</b>	<b>No. published in 2003</b>
36.	Fraunhofer-Gesellschaft zur Förderung der Angewandten Forschung e.V.	DE	182
37.	Henkel Kommanditgesellschaft auf Aktien	DE	179
38.	Corning Incorporated	US	178
	Glaxo Group Limited	GB	178
	Unilever plc	GB	178
41.	BSH Bosch und Siemens Hausgeräte GmbH	DE	175
42.	Bayer Aktiengesellschaft	DE	171
43.	Hewlett Packard Company	US	166
44.	DaimlerChrysler AG	DE	159
45.	Advanced Micro Devices, Inc.	US	157
46.	LG Electronics Inc.	KR	156
47.	Daikin Industries, Ltd.	JP	154
	NEC Corporation	JP	154
49.	Ciba Specialty Chemicals Holding Inc.	CH	151
50.	Centre National de la Recherche Scientifique	FR	146
51.	Bristol-Myers Squibb Company	US	143
	Council of Scientific and Industrial Research	IN	143
	Dow Global Technologies Inc.	US	143
	Sun Microsystems, Inc.	US	143
55.	Merck Patent GmbH	DE	140
56.	Commissariat à l'Énergie Atomique	FR	139
57.	Lockheed Martin Corporation	US	137
	Seiko Epson Corporation	JP	137
59.	France Télécom	FR	136
60.	Takeda Chemical Industries, Ltd.	JP	132
61.	Massachusetts Institute of Technology	US	131
62.	Isis Pharmaceuticals, Inc.	US	130
63.	Philips Intellectual Property & Standards GmbH	DE	129
	TDK Corporation	JP	129
65.	The Boeing Company	US	128
66.	Beiersdorf AG	DE	124
	Bridgestone Corporation	JP	124
68.	Exxonmobil Chemical Patents Inc.	US	121
	Hitachi, Ltd.	JP	121
	Shell Internationale Research Maatschappij B.V.	NL	121
71.	DSM IP Assets B.V.	NL	115
72.	Akzo Nobel N.V.	NL	114
73.	Eli Lilly and Company	US	113
	Pfizer Products Inc.	US	113
75.	Raytheon Company	US	111

*[continued on next page]*

*[Most frequent PCT users (2003), continued]*

Rank	Applicant	Country of residence	No. published in 2003
76.	Degussa AG	DE	110
	Showa Denko K. K.	JP	110
78.	Baker Hughes Incorporated	US	108
	Interdigital Technology Corporation	US	108
	Kabushiki Kaisha Toshiba	JP	108
	L'Air Liquide, Société Anonyme à Directoire et Conseil de Surveillance pour l'Étude et l'Exploitation des Procédés Georges Claude	FR	108
	Nikon Corporation	JP	108
83.	SAP Aktiengesellschaft	DE	106
84.	Sanyo Electric Co., Ltd.	JP	105
85.	Rhodia Chimie	FR	104
86.	Asahi Kasei Kabushiki Kaisha	JP	103
	Bayer Cropscience Aktiengesellschaft	DE	103
	Kaneka Corporation	JP	103
89.	Thales	FR	102
	Unilever N.V.	NL	102
91.	Pharmacia Corporation	US	100
	QinetiQ Limited	GB	100
93.	Smithkline Beecham Corporation	US	99
	Syngenta Participations AG	CH	99
95.	Board of Regents, the University of Texas System	US	96
	LuK Lamellen und Kupplungsbau Beteiligungs KG	DE	96
	Seagate Technology LLC	US	96
	The Government of the United States of America, represented by the Secretary, Department of Health and Human Services	US	96
	Wyeth	US	96
100.	National Institute of Advanced Industrial Science and Technology	JP	95
	NGK Insulators, Ltd.	JP	95
102.	Bellsouth Intellectual Property Corporation	US	94
	F. Hoffmann-La Roche AG	CH	94
	Metso Paper, Inc.	FI	94
105.	British Telecommunications Public Limited Company	GB	93
106.	BEA Systems, Inc.	US	92
	PPG Industries Ohio, Inc.	US	92
	Weatherford/Lamb, Inc.	US	92
109.	Abbott Laboratories	US	91
	Ajinomoto Co., Inc.	JP	91
111.	Applera Corporation	US	90
	Exxonmobil Research and Engineering Company	US	90
	Huawei Technologies Co., Ltd.	CN	90
	Molex Incorporated	US	90
115.	Canon Kabushiki Kaisha	JP	89

*[continued on next page]*

*[Most frequent PCT users (2003), continued]*

Rank	Applicant	Country of residence	No. published in 2003
116.	Schott Glas	DE	88
	Sumitomo Electric Industries, Ltd.	JP	88
118.	Boehringer Ingelheim Pharma GmbH & Co. KG	DE	87
	Colgate-Palmolive Company	US	87
	IGT	US	87
	Nortel Networks Limited	CA	87
	Société de Technologie Michelin	FR	87
123.	Koenig & Bauer Aktiengesellschaft	DE	86
124.	Alstom (Switzerland) Ltd.	CH	84
	California Institute of Technology	US	84
	Ebara Corporation	JP	84
	Pharmacia & Upjohn Company	US	84
	SMS Demag Aktiengesellschaft	DE	84
129.	General Instrument Corporation	US	83
	L'Oréal	FR	83
131.	Milliken & Company	US	82
132.	Baxter International Inc.	US	81
	NSK Ltd.	JP	81
134.	Cognis Deutschland GmbH & Co. KG	DE	78
	Dow Corning Corporation	US	78
	Société des Produits Nestlé S.A.	CH	78
137.	Aventis Pharma Deutschland GmbH	DE	77
138.	Continental Teves AG & Co. OHG	DE	76
	Micron Technology, Inc.	US	76
	The Johns Hopkins University	US	76
141.	Nippon Sheet Glass Co., Ltd.	JP	75
142.	Millennium Pharmaceuticals, Inc.	US	74
	The Regents of the University of Michigan	US	74
144.	Olympus Optical Co., Ltd.	JP	73
	Silverbrook Research Pty. Ltd.	AU	73
146.	Incyte Genomics, Inc.	US	72
	Mitsubishi Chemical Corporation	JP	72
148.	Advantest Corporation	JP	71
	Novo Nordisk A/S	DK	71
150.	INA-Schaeffler KG	DE	70
	Schering Corporation	US	70
152.	The Trustees of Columbia University in the City of New York	US	68
	Wisconsin Alumni Research Foundation	US	68
154.	Clariant GmbH	DE	67
	Delphi Technologies Inc.	US	67

*[continued on next page]*



*[Most frequent PCT users (2003), continued]*

Rank	Applicant	Country of residence	No. published in 2003
154.	Riken	JP	67
	Sumitomo Chemical Company, Limited	JP	67
	University of Florida	US	67
159.	Nippon Steel Corporation	JP	66
160.	Giesecke & Devrient GmbH	DE	65
161.	Asahi Glass Company, Limited	JP	64
	Schering Aktiengesellschaft	DE	64
	Toyota Jidosha Kabushiki Kaisha	JP	64
	Zeon Corporation	JP	64
165.	Isis Innovation Limited	GB	63
166.	Consejo Superior de Investigaciones Cientificas	ES	62
	HRL Laboratories, LLC	US	62
	SCA Hygiene Products AB	SE	62
	The General Hospital Corporation	US	62
170.	Becton Dickinson and Company	US	61
	Newfrey LLC	US	61
	Pioneer Corporation	JP	61
174.	Tetra Laval Holdings & Finance S.A.	CH	61
	Alcatel	FR	60
	NTT DoCoMo, Inc.	JP	60
176.	Chevron U.S.A. Inc.	US	59
	Curagen Corporation	US	59
	Forschungszentrum Jülich GmbH	DE	59
	Fuji Photo Film Co., Ltd.	JP	59
	Halliburton Energy Services, Inc.	US	59
183.	Hamamatsu Photonics K.K.	JP	59
	Mitsubishi Heavy Industries, Ltd.	JP	59
	EPCOS AG	DE	58
	Kyowa Hakko Kogyo Co., Ltd.	JP	58
	Smithkline Beecham plc	GB	58
186.	Alcon, Inc.	CH	57
	Ericsson Inc.	US	57
	General Motors Corporation	US	57
	Warner-Lambert Company LLC	US	57
190.	Mars Incorporated	US	56
192.	Yissum Research Development Company of the Hebrew University of Jerusalem	IL	56
	ABB AB	SE	55
	ABB Research Ltd.	CH	55
	Bookham Technology plc	GB	55
	Matsushita Electric Works, Ltd.	JP	55

*[continued on next page]*

*[Most frequent PCT users (2003), continued]*

<b>Rank</b>	<b>Applicant</b>	<b>Country of residence</b>	<b>No. published in 2003</b>
192.	Nederlandse Organisatie voor Toegepast-Natuurwetenschappelijk Onderzoek TNO	NL	55
	Nissan Motor Co., Ltd.	JP	55
	ZF Friedrichshafen AG	DE	55
199.	Advanced Cardiovascular Systems, Inc.	US	54
	Clariant International Ltd.	CH	54
	Genset S.A.	FR	54
	The Board of Trustees of the Leland Stanford Junior University	US	54
	Toray Industries, Inc.	JP	54
	Yeda Research and Development Co. Ltd.	IL	54
205.	Accenture Global Services GmbH	CH	53
	Analog Devices Inc.	US	53
	Carl Zeiss SMT AG	DE	53
	Commonwealth Scientific and Industrial Research Organisation	AU	53
	Digeo, Inc.	US	53
	Kao Corporation	JP	53
	Yamaha Hatsudoki Kabushiki Kaisha	JP	53
212.	Arkray, Inc.	JP	52
	Avery Dennison Corporation	US	52
	BASF Coatings AG	DE	52
	Eisai Co. Ltd.	JP	52
	Gemplus	FR	52
	Janssen Pharmaceutica N.V.	BE	52
218.	Eastman Chemical Company	US	51
	Harris Corporation	US	51
	Sandvik AB	SE	51
221.	Autoliv Development AB	SE	50
	Bae Systems plc	GB	50
	Japan Science and Technology Agency	JP	50
	Sony Electronics, Inc.	US	50
	Teva Pharmaceutical Industries Ltd.	IL	50

**Most Frequent PCT Users\***  
(applicants with the most international applications published in 2003)  
(by alphabetical order of applicants' names)

Rank	Applicant	Country of residence	No. published in 2003
8.	3M Innovative Properties Company	US	609
192.	ABB AB	SE	55
192.	ABB Research Ltd.	CH	55
109.	Abbott Laboratories	US	91
205.	Accenture Global Services GmbH	CH	53
199.	Advanced Cardiovascular Systems, Inc.	US	54
45.	Advanced Micro Devices, Inc.	US	157
148.	Advantest Corporation	JP	71
109.	Ajinomoto Co., Inc.	JP	91
72.	Akzo Nobel N.V.	NL	114
174.	Alcatel	FR	60
186.	Alcon, Inc.	CH	57
124.	Alstom (Switzerland) Ltd.	CH	84
205.	Analog Devices Inc.	US	53
111.	Applera Corporation	US	90
25.	Applied Materials, Inc.	US	236
212.	Arkray, Inc.	JP	52
161.	Asahi Glass Company, Limited	JP	64
86.	Asahi Kasei Kabushiki Kaisha	JP	103
32.	AstraZeneca AB	SE	193
221.	Autoliv Development AB	SE	50
137.	Aventis Pharma Deutschland GmbH	DE	77
212.	Avery Dennison Corporation	US	52
221.	Bae Systems plc	GB	50
78.	Baker Hughes Incorporated	US	108
11.	BASF Aktiengesellschaft	DE	519
212.	BASF Coatings AG	DE	52
132.	Baxter International Inc.	US	81
42.	Bayer Aktiengesellschaft	DE	171
86.	Bayer Cropscience Aktiengesellschaft	DE	103
29.	Bayer Healthcare AG	DE	200
106.	BEA Systems, Inc.	US	92
170.	Becton Dickinson and Company	US	61
66.	Beiersdorf AG	DE	124
102.	Bellsouth Intellectual Property Corporation	US	94

*[continued on next page]*

\* The list contains the first-named applicants in 50 or more international applications published in 2003. Note that certain legal entities may be listed separately from other legal entities with which they may be affiliated.

*[Most frequent PCT users (2003) (alphabetical order), continued]*

<b>Rank</b>	<b>Applicant</b>	<b>Country of residence</b>	<b>No. published in 2003</b>
95.	Board of Regents, the University of Texas System	US	96
118.	Boehringer Ingelheim Pharma GmbH & Co. KG	DE	87
192.	Bookham Technology plc	GB	55
66.	Bridgestone Corporation	JP	124
51.	Bristol-Myers Squibb Company	US	143
105.	British Telecommunications Public Limited Company	GB	93
41.	BSH Bosch und Siemens Hausgeräte GmbH	DE	175
124.	California Institute of Technology	US	84
115.	Canon Kabushiki Kaisha	JP	89
205.	Carl Zeiss SMT AG	DE	53
50.	Centre National de la Recherche Scientifique	FR	146
176.	Chevron U.S.A. Inc.	US	59
49.	Ciba Specialty Chemicals Holding Inc.	CH	151
154.	Clariant GmbH	DE	67
199.	Clariant International Ltd.	CH	54
134.	Cognis Deutschland GmbH & Co. KG	DE	78
118.	Colgate-Palmolive Company	US	87
56.	Commissariat à l'Énergie Atomique	FR	139
205.	Commonwealth Scientific and Industrial Research Organisation	AU	53
166.	Consejo Superior de Investigaciones Científicas	ES	62
138.	Continental Teves AG & Co. OHG	DE	76
38.	Corning Incorporated	US	178
51.	Council of Scientific and Industrial Research	IN	143
176.	Curagen Corporation	US	59
47.	Daikin Industries, Ltd.	JP	154
44.	DaimlerChrysler AG	DE	159
76.	Degussa AG	DE	110
154.	Delphi Technologies Inc.	US	67
205.	Digeo, Inc.	US	53
134.	Dow Corning Corporation	US	78
51.	Dow Global Technologies Inc.	US	143
71.	DSM IP Assets B.V	NL	115
18.	E.I. Du Pont de Nemours and Company	US	351
218.	Eastman Chemical Company	US	51
124.	Ebara Corporation	JP	84
212.	Eisai Co. Ltd.	JP	52
73.	Eli Lilly and Company	US	113
183.	EPCOS AG	DE	58
186.	Ericsson Inc.	US	57
68.	Exxonmobil Chemical Patents Inc.	US	121

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*[Most frequent PCT users (2003) (alphabetical order), continued]*

<b>Rank</b>	<b>Applicant</b>	<b>Country of residence</b>	<b>No. published in 2003</b>
111.	Exxonmobil Research and Engineering Company	US	90
102.	F. Hoffmann-La Roche AG	CH	94
176.	Forschungszentrum Jülich GmbH	DE	59
59.	France Télécom	FR	136
36.	Fraunhofer-Gesellschaft zur Förderung der Angewandten Forschung e.V.	DE	182
176.	Fuji Photo Film Co., Ltd.	JP	59
21.	Fujitsu Limited	JP	290
212.	Gemplus	FR	52
35.	General Electric Company	US	184
129.	General Instrument Corporation	US	83
186.	General Motors Corporation	US	57
199.	Genset S.A.	FR	54
160.	Giesecke & Devrient GmbH	DE	65
38.	Glaxo Group Limited	GB	178
176.	Halliburton Energy Services, Inc.	US	59
176.	Hamamatsu Photonics K.K.	JP	59
218.	Harris Corporation	US	51
37.	Henkel Kommanditgesellschaft auf Aktien	DE	179
43.	Hewlett Packard Company	US	166
68.	Hitachi, Ltd.	JP	121
27.	Honda Giken Kogyo Kabushiki Kaisha	JP	214
16.	Honeywell International Inc.	US	416
166.	HRL Laboratories, LLC	US	62
111.	Huawei Technologies Co., Ltd.	CN	90
118.	IGT	US	87
150.	INA-Schaeffler KG	DE	70
146.	Incyte Genomics, Inc.	US	72
10.	Infineon Technologies AG	DE	540
9.	Intel Corporation	US	551
78.	Interdigital Technology Corporation	US	108
23.	International Business Machines Corporation	US	257
165.	Isis Innovation Limited	GB	63
62.	Isis Pharmaceuticals, Inc.	US	130
212.	Janssen Pharmaceutica N.V.	BE	52
221.	Japan Science and Technology Agency	JP	50
22.	Japan Science and Technology Corporation	JP	273
78.	Kabushiki Kaisha Toshiba	JP	108
86.	Kaneka Corporation	JP	103
205.	Kao Corporation	JP	53
17.	Kimberly-Clark Worldwide, Inc.	US	366

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*[Most frequent PCT users (2003) (alphabetical order), continued]*

<b>Rank</b>	<b>Applicant</b>	<b>Country of residence</b>	<b>No. published in 2003</b>
123.	Koenig & Bauer Aktiengesellschaft	DE	86
1.	Koninklijke Philips Electronics N.V.	NL	2,278
183.	Kyowa Hakko Kogyo Co., Ltd.	JP	58
78.	L'Air Liquide, Société Anonyme à Directoire et Conseil de Surveillance pour l'Étude et l'Exploitation des Procédés Georges Claude	FR	108
46.	LG Electronics Inc.	KR	156
57.	Lockheed Martin Corporation	US	137
129.	L'Oréal	FR	83
95.	LuK Lamellen und Kupplungsbau Beteiligungs KG	DE	96
190.	Mars Incorporated	US	56
61.	Massachusetts Institute of Technology	US	131
3.	Matsushita Electric Industrial Co., Ltd.	JP	1,071
192.	Matsushita Electric Works, Ltd.	JP	55
28.	Medtronic, Inc.	US	201
30.	Merck & Co., Inc.	US	197
55.	Merck Patent GmbH	DE	140
102.	Metso Paper, Inc.	FI	94
138.	Micron Technology, Inc.	US	76
142.	Millennium Pharmaceuticals, Inc.	US	74
131.	Milliken & Company	US	82
146.	Mitsubishi Chemical Corporation	JP	72
19.	Mitsubishi Denki Kabushiki Kaisha	JP	345
176.	Mitsubishi Heavy Industries, Ltd.	JP	59
111.	Molex Incorporated	US	90
7.	Motorola Inc.	US	715
100.	National Institute of Advanced Industrial Science and Technology	JP	95
47.	NEC Corporation	JP	154
192.	Nederlandse Organisatie voor Toegepast-Natuurwetenschappelijk Onderzoek TNO	NL	55
170.	Newfrey LLC	US	61
100.	NGK Insulators, Ltd.	JP	95
78.	Nikon Corporation	JP	108
141.	Nippon Sheet Glass Co., Ltd.	JP	75
159.	Nippon Steel Corporation	JP	66
192.	Nissan Motor Co., Ltd.	JP	55
6.	Nokia Corporation	FI	765
118.	Nortel Networks Limited	CA	87
34.	Novartis AG	CH	187
148.	Novo Nordisk A/S	DK	71
132.	NSK Ltd.	JP	81
174.	NTT DoCoMo, Inc.	JP	60
144.	Olympus Optical Co., Ltd.	JP	73

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*[Most frequent PCT users (2003) (alphabetical order), continued]*

<b>Rank</b>	<b>Applicant</b>	<b>Country of residence</b>	<b>No. published in 2003</b>
73.	Pfizer Products Inc.	US	113
124.	Pharmacia & Upjohn Company	US	84
91.	Pharmacia Corporation	US	100
63.	Philips Intellectual Property & Standards GmbH	DE	129
170.	Pioneer Corporation	JP	61
106.	PPG Industries Ohio, Inc.	US	92
91.	QinetiQ Limited	GB	100
15.	Qualcomm Incorporated	US	421
75.	Raytheon Company	US	111
85.	Rhodia Chimie	FR	104
154.	Riken	JP	67
4.	Robert Bosch GmbH	DE	958
31.	Samsung Electronics Co., Ltd.	KR	194
218.	Sandvik AB	SE	51
84.	Sanyo Electric Co., Ltd.	JP	105
83.	SAP Aktiengesellschaft	DE	106
166.	SCA Hygiene Products AB	SE	62
161.	Schering Aktiengesellschaft	DE	64
150.	Schering Corporation	US	70
116.	Schott Glas	DE	88
24.	Scimed Life Systems, Inc.	US	245
95.	Seagate Technology LLC	US	96
57.	Seiko Epson Corporation	JP	137
33.	Sharp Kabushiki Kaisha	JP	190
68.	Shell Internationale Research Maatschappij B.V.	NL	121
76.	Showa Denko K. K.	JP	110
2.	Siemens Aktiengesellschaft	DE	1,180
144.	Silverbrook Research Pty. Ltd.	AU	73
93.	Smithkline Beecham Corporation	US	99
183.	Smithkline Beecham plc	GB	58
124.	SMS Demag Aktiengesellschaft	DE	84
118.	Société de Technologie Michelin	FR	87
134.	Société des Produits Nestlé S.A.	CH	78
5.	Sony Corporation	JP	822
221.	Sony Electronics, Inc.	US	50
154.	Sumitomo Chemical Company, Limited	JP	67
116.	Sumitomo Electric Industries, Ltd.	JP	88
51.	Sun Microsystems, Inc.	US	143
93.	Syngenta Participations AG	CH	99
60.	Takeda Chemical Industries, Ltd.	JP	132

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*[Most frequent PCT users (2003) (alphabetical order), continued]*

<b>Rank</b>	<b>Applicant</b>	<b>Country of residence</b>	<b>No. published in 2003</b>
63.	TDK Corporation	JP	129
12.	Telefonaktiebolaget L.M. Ericsson	SE	470
170.	Tetra Laval Holdings & Finance S.A.	CH	61
221.	Teva Pharmaceutical Industries Ltd.	IL	50
89.	Thales	FR	102
199.	The Board of Trustees of the Leland Stanford Junior University	US	54
65.	The Boeing Company	US	128
166.	The General Hospital Corporation	US	62
95.	The Government of the United States of America, represented by the Secretary, Department of Health and Human Services	US	96
138.	The Johns Hopkins University	US	76
13.	The Procter & Gamble Company	US	439
20.	The Regents of the University of California	US	297
142.	The Regents of the University of Michigan	US	74
152.	The Trustees of Columbia University in the City of New York	US	68
14.	Thomson Licensing S.A.	FR	433
26.	Tokyo Electron Limited	JP	224
199.	Toray Industries, Inc.	JP	54
161.	Toyota Jidosha Kabushiki Kaisha	JP	64
89.	Unilever N.V.	NL	102
38.	Unilever plc	GB	178
154.	University of Florida	US	67
186.	Warner-Lambert Company LLC	US	57
106.	Weatherford/Lamb, Inc.	US	92
152.	Wisconsin Alumni Research Foundation	US	68
95.	Wyeth	US	96
205.	Yamaha Hatsudoki Kabushiki Kaisha	JP	53
199.	Yeda Research and Development Co. Ltd.	IL	54
190.	Yissum Research Development Company of the Hebrew University of Jerusalem	IL	56
161.	Zeon Corporation	JP	64
192.	ZF Friedrichshafen AG	DE	55

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>8–9 June 2004 Paris (FR)</b>	French	Advanced seminar on PCT procedures WIPO speakers: Mrs. Coeckelbergs and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>10–11 June 2004 Lille (FR)</b>	French	Seminar on PCT procedures WIPO speaker: Mrs. Coeckelbergs	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>10 June 2004 Oslo (NO)</b>	English	PCT-SAFE workshop WIPO speaker: Mrs. Metcalfe	Norwegian Patent Office (Mr. Otto Scharff) Tel: (47) 22 38 76 69 Fax: (47) 22 38 73 31 E-mail: otto.scharff@patentstyret.no Internet: www.patentstyret.no
<b>7–8 October 2004 Minneapolis (US)</b>	English	PCT update in the framework of the meeting of the Midwest Intellectual Property Institute WIPO speaker: Mr. Maassel Other speakers: Ms. Chasser (USPTO), Mr. Godici (USPTO), Ms. Peters (US Copyright Office)	Midwest Intellectual Property Institute Tel: (1–800) 759 88 40 Fax: (1–651) 227 62 62 (addressed to “Registrar”) E-mail: registrar@minncle.org
<b>13–14 October 2004 Paris (FR)</b>	French	Seminar on the PCT and on the January 2004 amendments to the PCT Regulations WIPO speakers: Mr. Genin and Ms. Bonvallet	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>4–5 November 2004 San Francisco (US)</b>	English	Advanced PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel	Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1–415) 289 74 71 Fax: (1–415) 331 60 68 E-mail: IPI@IPISeminars.com Internet: www.ipiseminars.com
<b>8–9 November 2004 Chicago (US)</b>	English	Advanced training course on the PCT WIPO speakers: Mr. Reischle and Mr. Maassel	The John Marshall Law School Department of Event Management Tel: (1–312) 987 14 20 Fax: (1–312) 427 71 28 E-mail: Events@jmls.edu
<b>10 November 2004 Chicago (US)</b>	English	Training course on PCT-SAFE WIPO speakers: Mr. Reischle and Mr. Maassel	The John Marshall Law School Department of Event Management Tel: (1–312) 987 14 20 Fax: (1–312) 427 71 28 E-mail: Events@jmls.edu
<b>17–18 November 2004 Paris (FR)</b>	French	Seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52

## PCT Fee Tables

### (amounts on 1 June 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 10. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

*Key to abbreviations used in fee tables:*

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	USD	US dollar
AED	United Arab Emirates dirham	CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
ALL	Albanian lek	CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	YUD	Yugoslavian dinar
AMD	Armenian dram	DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	ZAR	South African rand
AUD	Australian dollar	DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZWD	Zimbabwe dollar
AZM	Azerbaijani manat	EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble		
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 June 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP
CA	CAD 300	CAD 1,489	16	106	EP
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,134	eq USD 12	eq USD 81)	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) <sup>200</sup>	USD(or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE

[continued on next page]



**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 June 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup> —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64 <sup>5</sup>	EP
ES	EUR 63.99	EUR 902	10	64	EP ES
FI	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>8</sup> 10	USD 1,134	12	81	EP RU
GH	GHC <sup>9</sup> 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>10</sup> 100 or EUR <sup>10</sup> 64 or USD <sup>10</sup> 81	CHF 1,400 or EUR 902 or USD* 1,134	15 10 12	100 64 81	See footnote 11
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP	JPY 13,000	JPY 116,000	1,200	8,300	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>12</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,134	12	81	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>13</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 200	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>14</sup>	NZD 1,624	17	116	AU EP US

[continued on next page]

**Table I(a) — Transmittal and international filing fees** [continued]  
(amounts on 1 June 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
OA	Information not yet available				
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				
TJ	TJS <sup>7</sup> —	USD 1,134	12	n a	EP RU
TM	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
TN	TND <sup>7</sup> —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,134	12	81	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,134	12	n a	EP RU
US	USD 300	USD 1,134	12	81	EP US
UZ	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
VC	Information not yet available				
VN	VND eq USD 150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD 3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR 500	ZAR 7,490	80	530	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 June 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>										
AT	EUR 159	CHF 247	KRW 235,000	SGD 310	USD 182	ZAR 1,320					
AU	AUD 1,200	CHF 1,157	EUR 738	KRW 1,014,000	NZD 1,370	SGD 1,490					
	USD 865	ZAR* 6,500									
	* (from 1.7.04: ZAR 5,800)										
CN	CNY 1,500	CHF 245	EUR 158	USD 181							
EP <sup>15</sup>	EUR 1,550	CAD 2,520	CHF 2,432	CYP 905	DKK 11,520	GBP 1,078					
	ISK 138,000	JPY* 213,700	MWK 194,000	NOK 13,450	NZD 2,884	SEK 13,870					
	SGD 3,130	USD 1,920	ZAR** 13,600								
	* (from 1.8.04: JPY 200,100)										
	** (from 1.7.04: ZAR 12,000)										
ES <sup>15</sup>	EUR 1,550	CHF 2,432	USD 1,920								
JP	JPY 97,000	CHF 1,168	EUR 752	KRW 1,066,000	USD 887						
KR	KRW 225,000	CHF 238	EUR 151	USD 194							
RU <sup>16</sup>	USD 300	CHF 406	EUR 262								
SE	SEK 13,870	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK 13,450					
	USD 1,920										
US	USD 1,000	300 <sup>17</sup>	CHF 1,318	395 <sup>17</sup>	EUR 787	254 <sup>17</sup>	NZD 1,570	470 <sup>17</sup>			
	ZAR* 6,600	2,000 <sup>17</sup>									

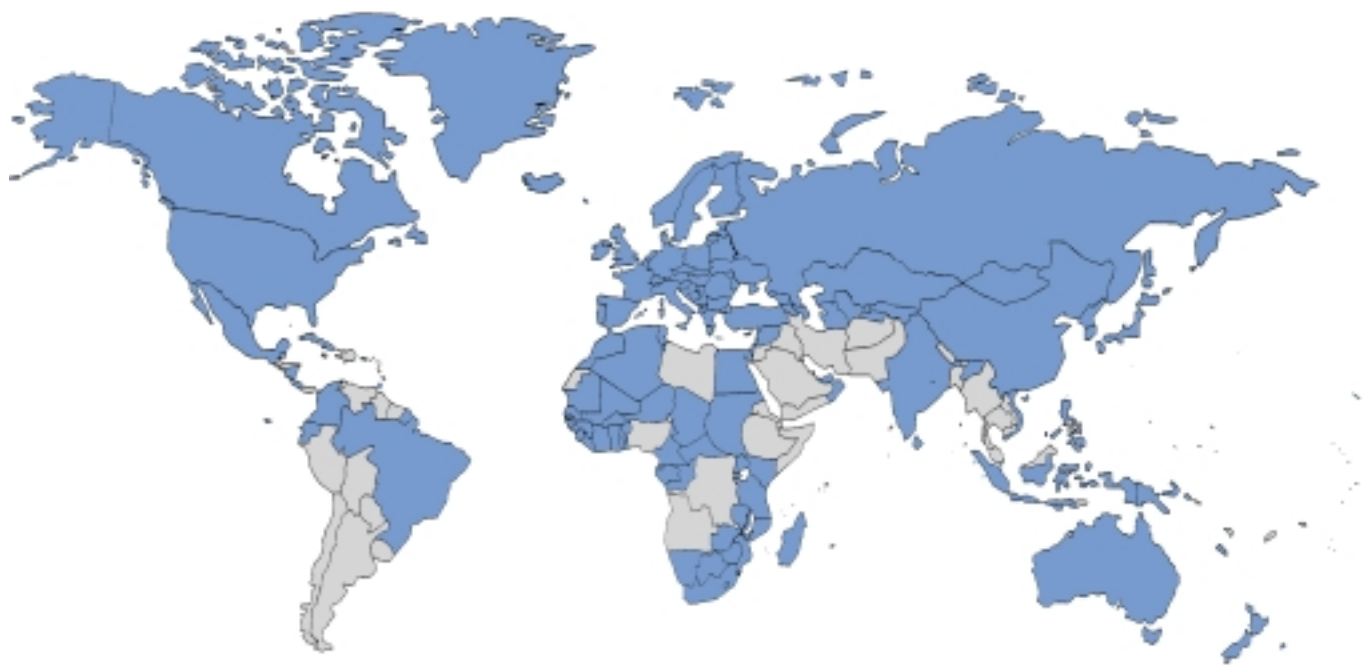
**Table II — Preliminary examination fees**  
(amounts on 1 June 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>18</sup>		Handling fee <sup>3,18</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>19</sup>	AUD	218
CN	CNY	1,500		CNY eq CHF	200
EP <sup>15</sup>	EUR	1,530		EUR	129
ES	EUR	502.97		EUR	129
JP	JPY	36,000		JPY	16,600
KR	KRW	225,000		KRW	190,000
RU <sup>16</sup>	USD	200 <sup>20</sup>	300 <sup>21</sup>	USD	162
SE	SEK	5,000		SEK	1,160
US	USD	600	750 <sup>22</sup>	USD	162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, IB and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200=EUR 129, KRW 190,000, USD 162; CHF 300=EUR 193, JPY 24,900, KRW 285,000, USD 243.**
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 This fee is reduced by 80% where the applicant is a natural person.
- 9 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 10 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 11 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 12 The Japan Patent Office is competent only for international applications in Japanese.
- 13 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 14 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 15 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on page 27 of *PCT Newsletter* No. 12/2003 or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 16 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 17 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 18 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 19 Payable when the international search report was not issued by the Australian Patent Office.
- 20 Payable when the international search report was established by the Russian Patent Office.
- 21 In all cases where footnote 20 does not apply.
- 22 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

## PCT Contracting States and Two-letter Codes (123 on 1 June 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SY Syrian Arab Republic
AG Antigua and Barbuda	CY Cyprus (EP) <sup>2</sup>	IN India	MN Mongolia	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CZ Czech Republic (EP)	IS Iceland	MR Mauritania (OA) <sup>2</sup>	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DK Denmark (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DM Dominica	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DZ Algeria	KG Kyrgyzstan (EA)	NA Namibia (AP)	TN Tunisia
BA Bosnia and Herzegovina	EC Ecuador	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TR Turkey (EP)
BB Barbados	EE Estonia (EP)	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EG Egypt	KZ Kazakhstan (EA)	NL Netherlands (EP) <sup>2</sup>	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	ES Spain (EP)	LC Saint Lucia	NO Norway	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FR France (EP) <sup>2</sup>	LK Sri Lanka	OM Oman	US United States of America
BR Brazil	GA Gabon (OA) <sup>2</sup>	LR Liberia	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GB United Kingdom (EP)	LS Lesotho (AP)	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GD Grenada	LT Lithuania <sup>1</sup>	PL Poland (EP)	ZA South Africa
BZ Belize	GE Georgia	LU Luxembourg (EP)	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GH Ghana (AP)	LV Latvia <sup>1</sup>	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) <sup>2</sup>	GM Gambia (AP)	MA Morocco	RU Russian Federation (EA)	
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>	MC Monaco (EP) <sup>2</sup>	SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SD Sudan (AP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MG Madagascar	SE Sweden (EP)	
CM Cameroon (OA) <sup>2</sup>	GW Guinea-Bissau (OA) <sup>2</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SG Singapore	
CN China	HR Croatia		SI Slovenia (EP) <sup>2</sup>	
CO Colombia	HU Hungary (EP)		SK Slovakia (EP)	
	ID Indonesia		SL Sierra Leone (AP)	
	IE Ireland (EP) <sup>2</sup>		SN Senegal (OA) <sup>2</sup>	

<sup>1</sup> Extension of European patent possible.

<sup>2</sup> May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)

# PCT NEWSLETTER

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TREATY

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No. 07/2004



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INTELLECTUAL  
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## Canadian Intellectual Property Office to Start Functioning as International Searching and Preliminary Examining Authority

The Canadian Commissioner of Patents ("the Commissioner") was appointed as International Searching Authority (ISA) and International Preliminary Examining Authority (IPEA) under the PCT during the meeting of the PCT Assembly which was held in October 2002.

The Commissioner has now notified WIPO that the Canadian Intellectual Property Office (CIPO), under the authority of the Commissioner, will start functioning as an ISA and an IPEA with effect from 26 July 2004.

Further information on CIPO in its capacity as ISA and IPEA will be published in the *PCT Newsletter* shortly.

## Power of Attorney Waivers

### Consolidated table of waivers

The table on pages 8 and 9 shows the PCT Offices/Authorities which have notified WIPO that they have waived the requirement to submit a power of attorney under PCT Rule 90.4(b) and/or Rule 90.5(a)(ii).

It is recalled that under PCT Rule 90.4(d), any receiving Office (RO), International Searching Authority (ISA), International Preliminary Examining Authority (IPEA) and the International Bureau (IB) may waive the requirement under PCT Rule 90.4(b) that a separate power of attorney appointing an agent or a common representative be submitted to it. Similarly, under PCT Rule 90.5(c) any RO, any ISA and any IPEA

may waive the requirement under PCT Rule 90.5(a)(ii) that a copy of a general power of attorney be attached to the request, the demand or any separate notice, as the case may be. However, where an agent or a common representative submits a notice of withdrawal referred to in PCT Rules 90*bis*.1 to 90*bis*.4, the requirement for a separate power of attorney or a copy of a general power of attorney may not be waived.

It is also recalled that Sections 336(c), 433(b), 517(c) and 617(c) of the Administrative Instructions under the PCT state, respectively, that an RO, the IB, an ISA or an IPEA may require a separate power of attorney, or a copy of a general power of attorney, in particular instances, even if it has waived the requirement in general. The table also lists, for those Offices which have waived the requirement for a power of attorney, the instances (other than where the agent or common representative submits a notice of

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[www.wipo.int/pct/en/newslett/index.htm](http://www.wipo.int/pct/en/newslett/index.htm)

withdrawal) in which a power of attorney is required.

Offices/Authorities which are not included in this table have not notified WIPO that they have waived the requirement to furnish a power of attorney; it is therefore advisable to furnish a power of attorney to those Offices/Authorities if an applicant has not appointed an agent/common representative in the request.

The table is also available on the PCT website from the "shortcuts" box on the right hand side of the PCT welcome page at:

[www.wipo.int/pct/en/index.html](http://www.wipo.int/pct/en/index.html)

For further information on the applicability of power of attorney waivers, see the "Practical Advice" in *PCT Newsletter* No. 06/2004, page 5.

See below for recent notifications about a waiver and a "non-waiver."

**Notifications under PCT Rules 90.4(d) and 90.5(c) by PCT Offices/Authorities**

For background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2.

**Waiver**

The following Office has informed the International Bureau that it waives the requirement under PCT Rules 90.4(b) and/or 90.5(a)(ii) to submit a separate power of attorney and/or a

**Reminder**

The national Offices of the following States do not yet apply the 30-month time limit for entering the national phase under Chapter I as fixed in PCT Article 22(1) (as modified with effect from 1 April 2002). Note, however, that in respect of the regional designation of those States indicated with an asterisk, the time limit under PCT Article 22(3) of 31 months applies.

CH Switzerland\*  
FI Finland\*  
LU Luxembourg\*  
SE Sweden\*  
TZ United Republic of Tanzania\*  
UG Uganda\*  
YU Serbia and Montenegro  
ZM Zambia\*

A list of time limits applicable for each designated/elected Office for entering the national phase under Chapters I and II of the PCT is available at:

[www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)

copy of a general power of attorney, as follows:

**IL** Israel Patent Office, in its capacity as receiving Office (RO), waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

where an agent or a common representative who is not indicated in the Request Form at the time of filing performs any actions after filing

### Non-waivers

The following Office has informed the International Bureau that it **does not waive** the requirement under PCT Rules 90.4(b) and 90.5(a)(ii) to submit a separate power of attorney and/or copy of a general power of attorney:

**MK** Industrial Property Protection Office (the former Yugoslav Republic of Macedonia) in its capacity as RO

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annexes C (IL and MK))

### PCT Information Update

#### IS Iceland (time limits for entry into the national phase)

The Icelandic Patent Office has notified a change in the time limit applicable for entry into the national phase under PCT Articles 22(3) and 39(1)(b) before the Office as a designated and elected Office. The new time limit, applicable since 14 June 2004, is 31 months from the priority date.

(Updating of *PCT Applicant's Guide*, Vol. II/B, National Chapter, Summary (IS) and *PCT Newsletter* No. 05/2004, page 7 (table of time limits for entering national/regional phase under PCT Chapters I and II))

#### JP Japan (fees)

As from 1 September 2004, there will be a change in the equivalent amounts of the following fees payable in JPY to the Japan Patent Office as receiving Office, as well as a change in the equivalent amount in JPY of the reductions under item 3(a) and (c) of the Schedule of Fees, as follows:

international filing fee, fee per sheet in excess of 30; PCT-EASY fee reduction and electronic filing reduction: see Table I(a) and footnotes

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

#### NZ New Zealand (fees)

As from 1 September 2004, there will be a change in the equivalent amounts of the following fees payable in NZD to the Intellectual Property Office of New Zealand as receiving Office, as well as a change in the equivalent amount in NZD of the reduction under item 3 of the Schedule of Fees where the PCT-SAFE software (operating in "PCT-EASY" mode") is used, as follows:

international filing fee, fee per sheet in excess of 30 and PCT-EASY fee reduction: see Table I(a) and footnotes

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

#### PT Portugal (fees)

The amounts of the following fees, payable to the National Institute of Industrial Property (Portugal) as receiving Office, have changed with effect from 1 July 2004:

transmittal fee: see Table I(a)

fee for priority document: EUR 36.16

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

#### Search fee (Australian Patent Office, Japan Patent Office)

As from 1 September 2004, there will be changes in the equivalent amounts payable in CHF and EUR for an international search carried out by the Australian Patent Office, and in CHF for an international search carried out by the Japan Patent Office, as indicated in Table I(b).

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex D (AU and JP))

#### Handling fee (Japan Patent Office)

As from 1 September 2004, there will be a change in the equivalent amount of the handling fee, payable in JPY to the Japan Patent

Office as International Preliminary Examining Authority, as indicated in Table II.

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex E (JP))

## PCT Publications

The following special issues of the *PCT Gazette* are available, or will be available shortly:

### (1) PCT Receiving Office Guidelines

A modified version of the PCT Receiving Office Guidelines, as in force from 1 January 2004, has been published as a special issue of the *PCT Gazette* (No. S-03/2004 (E) and (F), dated 17 June 2004). The text, which was established by WIPO, has been modified after consultation with the receiving Offices under the PCT with a view, in particular, to implementing the amendments of the PCT Regulations which entered into force on 1 January 2004. The modified Guidelines replace those which were published on 31 January 2002 in Special Issue No. S-02/2002 (E) and (F) of the *PCT Gazette*.

### (2) Administrative Instructions under the PCT

The consolidated text of the Administrative Instructions under the PCT, as in force from 12 February 2004, has been published in a special issue of the *PCT Gazette* dated 1 July 2004 (No. S-04/2004 (E) (English) and (F) (French)). This replaces the previous special issues containing consolidated general information, published on 30 August 2001 (No. S-03/2001 (E) and (F)) and 27 December 2001 (No. S-04/2001 (E) and (F)). The new consolidated text takes into account all modifications that have been made since 1 March 2001, the date of entry into force of the previous consolidated text, but does not include the text of Annexes A (the PCT Forms) and F (Standard for Electronic Filing and Processing) of the Administrative Instructions. Annex F and its Appendix I (both dated 17 June 2004) are set out in separate documents at:

[www.wipo.int/pct/en/texts/index.htm](http://www.wipo.int/pct/en/texts/index.htm)

and are also available upon request from the Marketing and Distribution Section at WIPO (see below).

### (3) General information on Contracting States, national and regional Offices and International Authorities

Consolidated general information relating to PCT Contracting States, national and regional Offices and International Authorities under the PCT will be published in a special issue of the *PCT Gazette* dated 8 July 2004 (No. S-05/2004 (E) (English) and (F) (French)), which replaces the previous special issue containing consolidated general information, published on 8 January 2004 (No. S-01/2004 (E) (English) and (F) (French)). This helpful resource contains the information that is published in Annexes A to E, L and in the National Chapter Summaries of the *PCT Applicant's Guide*.

### (4) PCT Gazette Index 2003

A bilingual (English/French) 2003 Index of the *PCT Gazette* was published on 17 June 2004. The Index, which in previous years has been available only on paper, is now only available on CD-ROM. It contains, for international applications published in 2003, a consolidated version of the indexes published in Section III and an index to Section IV and to the Special Issues of the *PCT Gazette*.

The indexes relating to Section III are of:

- (1) international application numbers and corresponding international publication numbers;
- (2) names of applicants and corresponding international publication numbers; and
- (3) international publication numbers grouped according to International Patent Classification symbols.

The part relating to Section IV contains indexes of the notices and information of a general character which were published during 2003 in Section IV of the *PCT Gazette*.

The Index has been mailed to subscribers to the *PCT Gazette*. For those who do not subscribe to the *PCT Gazette*, see below.

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Subscribers to the *PCT Gazette* automatically receive special issues and the *PCT Gazette* Index. If you are not a subscriber to the *PCT Gazette* but would like to obtain any of the above-mentioned publications, you may order

them from the Marketing and Distribution Section at WIPO:

fax: (41–22) 740 18 12  
e-mail: publications.mail@wipo.int  
electronic  
bookshop: [www.wipo.int/ebookshop](http://www.wipo.int/ebookshop)  
mailing  
address: see page 2

The price per special issue, as well as for the *PCT Gazette Index 2003* on CD-ROM, is 24 Swiss francs or 18 US dollars by regular mail, and 28 Swiss francs or 20 US dollars by priority mail. Note that the special issues (but not the Index) are/will be also available on the PCT website at:

[www.wipo.int/pct/en/gazette/index.jsp](http://www.wipo.int/pct/en/gazette/index.jsp)

The Receiving Office Guidelines and the Administrative Instructions are also available as WIPO documents from the PCT website, under “PCT Legal Texts.”

## **New/updated PCT Materials on the Internet**

### **PCT Receiving Office Guidelines; Administrative Instructions under the PCT; General information on Contracting States, national and regional Offices and International Authorities**

See “PCT publications,” above.

### **PCT legal text index**

The PCT legal text index has been updated to take into account the January 2004 changes to the PCT system. The index is a useful tool to help PCT users find the relevant provisions in all of the PCT legal texts (Treaty, Regulations, Administrative Instructions, Forms and the various Guidelines) corresponding to a particular topic, and is available at:

[www.wipo.int/pct/en/texts/pdf/legal\\_index04.pdf](http://www.wipo.int/pct/en/texts/pdf/legal_index04.pdf)

The previous index, as updated in April 2003, has been maintained as a reference tool for international applications filed before 1 January 2004, and is available at:

[www.wipo.int/pct/en/texts/pdf/legal\\_index03.pdf](http://www.wipo.int/pct/en/texts/pdf/legal_index03.pdf)

## **Consolidated table of power of attorney waivers**

See “Power of Attorney Waivers,” on the cover page.

## **Reminder: Warning about Requests for Payment of Fees**

Further to the warnings that were published in *PCT Newsletter* Nos. 09/2002 and 09/2003 (“Practical Advice”), it has come to our attention that PCT applicants and agents are continuing to receive invitations to pay fees that do not come from the International Bureau of WIPO and are unrelated to the processing of international applications under the PCT. Whatever registration services might be offered in such invitations, they bear no connection to WIPO or to any of its official publications.

The invitations often identify a particular PCT application by its international publication number (for example: WO 03 xxxxxx), publication date, title of the invention, international application number, priority information and IPC symbols. The invitations typically refer to a payment, which is to be made in euro or US dollars, by cheque and/or money transfer to an address in Germany or Switzerland. The invitations appear to come from different sources—the ones we have been informed about have come from:

“Central Data-Register of International Patents”

“Register of International Patent Bulletin/  
Registre des données bulletin européen des brevets”

“Institut of Commerce for Industry, Trade, Commerce/Wirtschaftsinstitut für Industrie, Handel, Handwerk AG”

“Register of International Patents”

Examples of the invitations from these sources are available on the PCT website at:

[www.wipo.int/pct/en/warning/pct\\_warning.htm](http://www.wipo.int/pct/en/warning/pct_warning.htm)

PCT applicants and agents should note that it is the International Bureau of WIPO alone which publishes all PCT applications promptly after the expiration of 18 months from the



priority date (see PCT Article 21(2)(a)); there is no separate fee for such international publication, and the legal effects of international publication are set out in PCT Article 29.

In case of doubt in relation to such an invitation, please contact the PCT Information Service at WIPO:

telephone: (41–22) 338 83 38

fax: (41–22) 338 83 39

e-mail: [pct.infoline@wipo.int](mailto:pct.infoline@wipo.int)

## **PCT Rule 49.6: Withdrawal of Notification of Incompatibility**

### **Singapore**

Further to its notification of the incompatibility of PCT Rule 49.6, as in force since 1 January 2003, with its national law (see *PCT Newsletter* No. 02/2003, page 5), the Intellectual Property Office of Singapore, in its capacity as designated Office, has notified WIPO that it has withdrawn the said notification with effect from 1 July 2004. PCT Rule 49.6, concerning reinstatement of rights after failure to perform the acts referred to in PCT Article 22 (entry into the national or regional phase) therefore applies as from that date.

## **Information Relating to the National Phase**

### **Singapore: Electronic filing of certain forms**

The Intellectual Property Office of Singapore has informed WIPO that, with effect from 1 July 2004, it will introduce electronic filing for the following forms through its Electronic Online System (EOS):

Patent Forms: 9, 11A, 11B, 12, 17, 19, 20, 24, 28, 37, 40, 42 and 46.

Patents Form 37 is the form that can be used for the purposes of national phase entry into Singapore.

For further information, see the Patents (Amendment) Rules 2004, and visit the following Internet addresses:

[www.ipos.gov.sg](http://www.ipos.gov.sg)

[www.epatents.gov.sg](http://www.epatents.gov.sg)

## **Practical Advice**

### **Requirement for the furnishing of powers of attorney under certain circumstances when submitting Article 19 amendments**

*Q: I am the agent for an international application filed on behalf of a US corporate applicant; several inventors are also named in the application as applicants for the purposes of the US designation. The application was filed with the United States Patent and Trademark Office as receiving Office, and since that Office has waived the requirement under PCT Rule 90.4(b) and 90.5(a)(ii) to furnish powers of attorney, I have not yet furnished any powers of attorney. Having recently received the international search report, I now wish to file amendments to the claims under PCT Article 19 with the International Bureau (IB). However, I understand that the IB (as distinct from the IB in its capacity as receiving Office) has not waived the requirement to furnish powers of attorney. Do I need to submit a power of attorney together with the amendments?*

*A: As you correctly state, the IB has not waived the requirement to furnish powers of attorney (although the IB in its capacity as receiving Office has made conditional waivers of the requirement to submit a separate power of attorney and/or a copy of a general power of attorney (see *PCT Newsletter* No. 01/2004, page 3)).*

Whether a power of attorney should be submitted to the IB together with the amendments to the claims under PCT Article 19 ("Article 19 amendments") is a function of:

- (1) who signed the request; and
- (2) who signs the letter which must be submitted together with the replacement sheets containing the amended claims (see PCT Rule 46.5).

Four possible scenarios are described below, only the last one of which requires the furnishing of a power of attorney. In all four scenarios, the agent was indicated as being appointed in Box No. IV of the request.

- (1) If the request was signed by the deemed common representative (the first-named applicant who is entitled to file with the compe-



tent receiving Office, which in your case is presumably the corporate applicant) and the letter is also signed by the deemed common representative: no power of attorney would be required by the IB since Article 19 amendments can be submitted directly by the deemed common representative;

(2) If the request was signed by the deemed common representative and the letter is signed by the agent indicated in Box IV: no power of attorney would be required by the IB. This is because the signature of the deemed common representative on the request completes the appointment of the agent, at least as the agent of the deemed common representative, and thus removes the need for a power of attorney;

(3) If the request was signed by the agent indicated in Box IV and the letter is signed by the deemed common representative: no power of attorney would be required, again because Article 19 amendments can be submitted directly by the deemed common representative;

Therefore, if, as in scenarios (1) and (3), the deemed common representative signs the letter accompanying the Article 19 amendments, or if, as in scenario (2), the deemed common representative has signed the request, a power of attorney would not be required. **However.**

(4) If both the request and the letter are signed by the agent indicated in Box IV, **a power of attorney would be required by the IB** in order to complete the appointment of the agent under the PCT and thus for the IB to act on the submitted Article 19 amendments. That power of attorney would require the signature of only one of the applicants, that is, the deemed common representative.

The above would also apply, for example, in cases where requests for recording changes under PCT Rule 92*bis* or requests for the correction of priority claims under PCT Rule 26*bis* are submitted to the IB.

However, it is recalled that any notice of withdrawal under PCT Rule 90*bis* would have to be signed by all applicants or must be signed by the agent or common representative and be accompanied by powers of attorney signed by all applicants, even if the Office with which the notice is filed has waived the power of attorney requirement.

For information on filing Article 19 amendments, see PCT Rule 46 and the *PCT Applicant's Guide*, paragraphs 296 to 303. For information on power of attorney waivers in general, see *PCT Newsletter* No. 06/2004, page 5. For a list of Offices which have made such waivers, see pages 8 and 9.

**Offices (or Authorities) which have Notified WIPO of  
Waiver(s) of the Power of Attorney Requirement  
under PCT Rule 90.4(b) and/or 90.5(a)(ii)  
(status on 1 July 2004)**

Abbreviations used in table: P/A = power of attorney; RO = receiving Office; ISA = International Searching Authority; IPEA = International Preliminary Examining Authority; for two-letter codes, see last page of *PCT Newsletter*

<b>Two-letter code of Office</b>	<b>Capacity of Office in which waiver was made</b>	<b>Waiver of separate P/A (PCT Rule 90.4(d))?</b>	<b>Waiver of copy of general P/A (PCT Rule 90.5(c))?</b>	<b>Particular instances in which a separate P/A and/or a copy of a general P/A is required*</b>
AT	RO, ISA, IPEA	Yes	Yes	None
AU	RO, ISA, IPEA	Yes	Yes	Where there is an unresolved dispute about who is the agent representing the applicant(s)
BY	RO	Yes	Yes	Where there is a change in representation, that is, where any action before the Office is performed by an agent or a common representative who was not indicated in the Request Form at the time of filing
DK	RO	Yes	Yes	Upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing
EP	RO, ISA, IPEA	Yes	Yes	Where procedural acts are performed by a purported agent who is not the agent of record, unless the purported agent belongs to the same office as the agent of record, or if both the purported agent and the agent of record are employees of the applicant or, if there is more than one applicant, of the common representative; or in case of doubt as to the agent's entitlement to act
GB	RO	Yes	Yes	Where an agent or common representative, who is not indicated on the Request Form at the time of filing, performs any action after filing; or where it is unclear that an agent or common representative has power to act on behalf of the applicant
IB	RO only	Yes	Yes	Upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing
IL	RO	Yes	Yes	Where an agent or a common representative who is not indicated in the Request Form at the time of filing performs any actions after filing
JP	RO, ISA, IPEA	Yes	Yes	Where an agent or a common representative who is not indicated in the Request Form at the time of filing performs any actions after filing
KG	RO	No	Yes	None
LT	RO	No	Yes	None

\* Other than where the agent or the common representative submits any notice of withdrawal referred to in PCT Rules 90*bis*.1 to 90*bis*.4.

*[continued on next page]*

**Offices (or Authorities) which have Notified WIPO of  
Waiver(s) of the Power of Attorney Requirement  
under PCT Rule 90.4(b) and/or 90.5(a)(ii)**

*[continued]*

Two-letter code of Office	Capacity of Office in which waiver was made	Waiver of separate P/A (PCT Rule 90.4(d))?	Waiver of copy of general P/A (PCT Rule 90.5(c))?	Particular instances in which a separate P/A and/or a copy of a general P/A is required
MD	RO	Yes	Yes	Upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing
NL	RO	Yes	Yes	None
NZ	RO	Yes	Yes	Where there is a change in representation, that is, where an applicant is represented by a new agent or representative
PH	RO	Yes	Yes	Where the Office receives a notice or communication from a sub-agent appointed by the agent or common representative; or the Office receives notices or communications from an agent or common representative who is appointed by the applicant in replacement of, or in addition to the agent or common representative previously appointed by the applicant; or the Office receives a notice or communication from an agent or a common representative submitting the names of additional applicants not named in the Request Form
PT	RO	Yes	Yes	If the applicant is not represented by an official industrial property agent
TR	RO	Yes	Yes	Where there is an unresolved dispute about who is the agent representing the applicant(s); or upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing
US	RO, ISA, IPEA	Yes	Yes	Where it is unclear whether a purported agent has the power to act on behalf of the applicant, and for certain changes under PCT Rule 92bis

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>15–16 July 2004 Nouakchott (MR)</b>	French	Roving seminar: "Towards a more Beneficial Protection of Intellectual Property Including the PCT" WIPO speaker: Mrs. Simon-Vianes Other speakers from EPO, INPI (France) and OAPI	European Patent Office (EPO), National Institute of Industrial Property (INPI) (France) and African Intellectual Property Organization (OAPI) (Mr. Pascal Phlix, EPO) Tel: (49–89) 23 99 58 31 E-mail: pphlix@epo.org
<b>19–20 July 2004 Dakar (SN)</b>	French	See Nouakchott, above	See Nouakchott, above
<b>21–22 July 2004 Niamey (NE)</b>	French	See Nouakchott, above	See Nouakchott, above
<b>7–8 October 2004 Minneapolis (US)</b>	English	PCT update in the framework of the meeting of the Midwest Intellectual Property Institute WIPO speaker: Mr. Maassel Other speakers: Ms. Chasser (USPTO), Mr. Godici (USPTO), Ms. Peters (US Copyright Office)	Midwest Intellectual Property Institute Tel: (1–800) 759 88 40 Fax: (1–651) 227 62 62 (addressed to "Registrar") E-mail: registrar@minncle.org
<b>13–14 October 2004 Paris (FR) —POSTPONED— dates to be announced</b>	French	Seminar on the PCT and on the January 2004 amendments to the PCT Regulations WIPO speakers: Mr. Genin and Ms. Bonvallet	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>4–5 November 2004 San Francisco (US)</b>	English	Advanced PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel	Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1–415) 289 74 71 Fax: (1–415) 331 60 68 E-mail: IPI@IPISeminars.com Internet: www.ipiseminars.com
<b>8–9 November 2004 Chicago (US)</b>	English	Advanced training course on the PCT, including PCT-SAFE training (which was previously indicated for 10 November 2004) WIPO speakers: Mr. Reischle and Mr. Maassel	The John Marshall Law School Department of Event Management Tel: (1–312) 987 14 20 Fax: (1–312) 427 71 28 E-mail: Events@jmls.edu
<b>17–18 November 2004 Paris (FR)</b>	French	Seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>17–18 November 2004 Dedham, Massachusetts (US)</b>	English	PCT seminar WIPO speaker: Mr. Maassel Other speakers: Ms. Bidwell (USPTO) and Mr. Reed (The Procter & Gamble Company (US))	Boston Patent Law Association Ms. Christine O'Day Tel: (1–617) 517 55 58 Fax: (1–617) 439 41 70 E-mail: coday@edwardsangell.com Internet: www.bpla.org
<b>19 November 2004 London (GB)</b>	English	PCT presentation at the Annual Senior Patent Administrators' Conference WIPO speaker: Mr. Reischle	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk

## PCT Fee Tables

### (amounts on 1 July 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and **Error! Bookmark not defined.** (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

#### Key to abbreviations used in fee tables:

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	USD	US dollar
		CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
		CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	YUD	Yugoslavian dinar
		DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	ZAR	South African rand
		DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZWD	Zimbabwe dollar
		EAK	Estonian kroon	KRW	KR won	RUR	Russian rouble		
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 July 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP

[continued on next page]



**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 July 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
CA	CAD 300	CAD 1,489	16	106	EP
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,134	eq USD 12	eq USD 81)	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) <sup>200</sup>	USD(or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup> —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64 <sup>5</sup>	EP
ES	EUR 63.99	EUR 902	10	64	EP ES
FI	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>8</sup> 10	USD 1,134	12	81	EP RU
GH	GHC <sup>9</sup> 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>10</sup> 100 or EUR <sup>10</sup> 64 or USD <sup>10</sup> 81	CHF 1,400 or EUR 902 or USD 1,134	15 10 12	100 64 81	See footnote 11
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 July 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP	JPY 13,000	JPY 116,000 (from 1.9.04: 123,200)	1,200 (1,300)	8,300 (8,800)	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>12</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,134	12	81	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>13</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 200	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>14</sup>	NZD 1,624 (from 1.9.04: 1,772)	17 (19)	116 (127)	AU EP US
OA	Information not yet available				
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30.99	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 July 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>		International filing fee <sup>1,2,3</sup> (CHF 1,400)		Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
TJ	TJS <sup>7</sup>	—	USD	1,134	12	n a	EP RU
TM	USD <sup>7</sup>	—	USD	1,134	12	81	EP RU
TN	TND <sup>7</sup>	—	CHF	1,400	15	n a	EP
TR	CHF	100	CHF	1,400	15	100	EP
TT	TTD	750	USD	1,134	12	81	AT EP SE US
UA	UAH	255	USD (or eq UAH)	1,134	12	n a	EP RU
US	USD	300	USD	1,134	12	81	EP US
UZ	USD <sup>7</sup>	—	USD	1,134	12	81	EP RU
VC	Information not yet available						
VN	VND eq USD	150	VND	eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD	3,000	YUD	eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR	500	ZAR	7,490	80	530	AT AU EP US
ZM	Information not yet available						
ZW	ZWD	6,000	ZWD	eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 July 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>											
AT	EUR	159	CHF	247	KRW	235,000	SGD	310	USD	182	ZAR	1,320
AU	AUD	1,200	CHF*	1,157	EUR*	738	KRW	1,014,000	NZD	1,370	SGD	1,490
	USD	865	ZAR	5,800								
	* (from 1.9.04:		CHF	1,050	EUR	684)						
CN	CNY	1,500	CHF	245	EUR	158	USD	181				
EP <sup>15</sup>	EUR	1,550	CAD	2,520	CHF	2,432	CYP	905	DKK	11,520	GBP	1,078
	ISK	138,000	JPY*	213,700	MWK	194,000	NOK	13,450	NZD	2,884	SEK	13,870
	SGD	3,130	USD	1,920	ZAR	12,000						
	* (from 1.8.04:		JPY	200,100)								
ES <sup>15</sup>	EUR	1,550	CHF	2,432	USD	1,920						
JP	JPY	97,000	CHF*	1,168	EUR	752	KRW	1,066,000	USD	887		
	* (from 1.9.04:		CHF	1,097)								
KR	KRW	225,000	CHF	238	EUR	151	USD	194				
RU <sup>16</sup>	USD	300	CHF	406	EUR	262						
SE	SEK	13,870	CHF	2,432	DKK	11,520	EUR	1,550	ISK	138,000	NOK	13,450
	USD	1,920										
US	USD	1,000	300 <sup>17</sup>	CHF	1,318	395 <sup>17</sup>	EUR	787	254 <sup>17</sup>	NZD	1,570	470 <sup>17</sup>
	ZAR*	6,600	2,000 <sup>17</sup>									

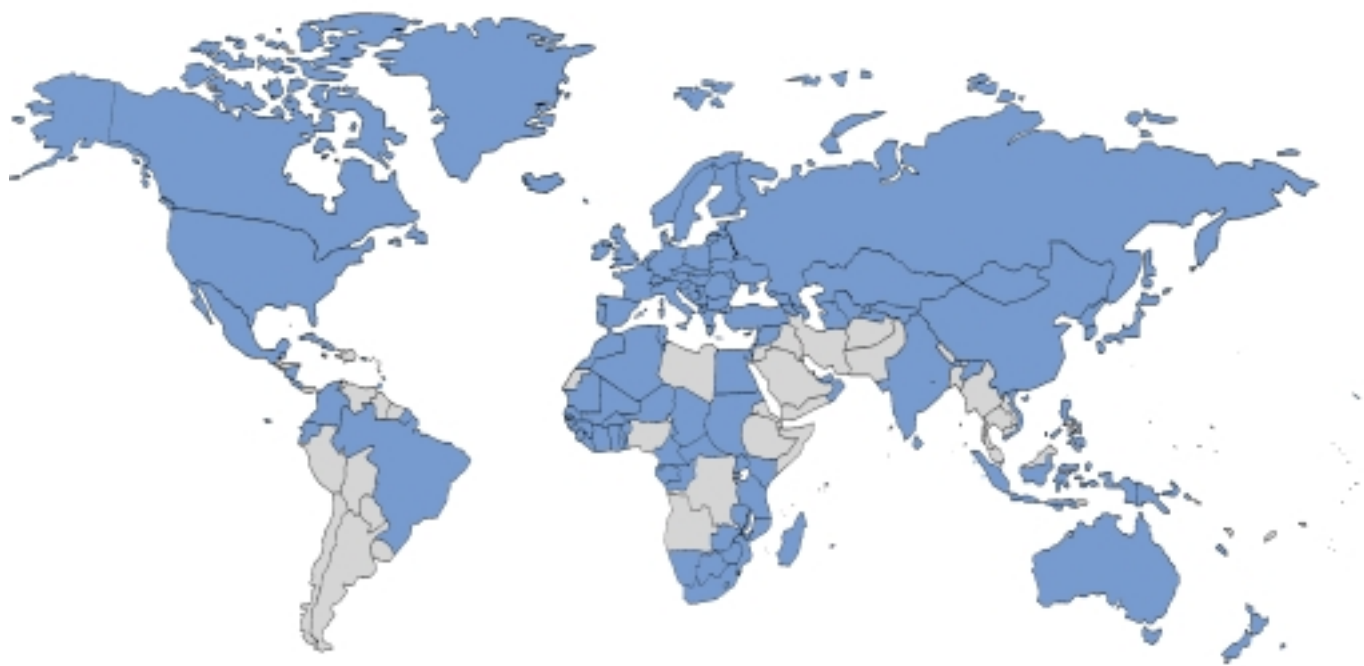
**Table II — Preliminary examination fees**  
(amounts on 1 July 2004, unless otherwise indicated)

<b>IPEA</b>	<b>Preliminary examination fee<sup>18</sup></b>		<b>Handling fee<sup>3,18</sup> (CHF 200)</b>	
<b>AT</b>	<b>EUR</b>	159	<b>EUR</b>	129
<b>AU</b>	<b>AUD</b>	550	1,000 <sup>19</sup>	<b>AUD</b> 218
<b>CN</b>	<b>CNY</b>	1,500		<b>CNY eq CHF</b> 200
<b>EP<sup>15</sup></b>	<b>EUR</b>	1,530		<b>EUR</b> 129
<b>ES</b>	<b>EUR</b>	502.97		<b>EUR</b> 129
<b>JP</b>	<b>JPY</b>	36,000		<b>JPY</b> 16,600 (from 1.9.04: 17,600)
<b>KR</b>	<b>KRW</b>	225,000		<b>KRW</b> 190,000
<b>RU<sup>16</sup></b>	<b>USD</b>	200 <sup>20</sup>	300 <sup>21</sup>	<b>USD</b> 162
<b>SE</b>	<b>SEK</b>	5,000		<b>SEK</b> 1,160
<b>US</b>	<b>USD</b>	600	750 <sup>22</sup>	<b>USD</b> 162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, IB and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200=EUR 129, KRW 190,000, USD 162; CHF 300=EUR 193, JPY 24,900** (from 1.9.04: *JPY 26,400*), KRW 285,000, USD 243.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 This fee is reduced by 80% where the applicant is a natural person.
- 9 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 10 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 11 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 12 The Japan Patent Office is competent only for international applications in Japanese.
- 13 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 14 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 15 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on page 27 of *PCT Newsletter* No. 12/2003 or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 16 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 17 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 18 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 19 Payable when the international search report was not issued by the Australian Patent Office.
- 20 Payable when the international search report was established by the Russian Patent Office.
- 21 In all cases where footnote 20 does not apply.
- 22 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

## PCT Contracting States and Two-letter Codes (123 on 1 July 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SY Syrian Arab Republic
AG Antigua and Barbuda	CY Cyprus (EP) <sup>2</sup>	IN India	MN Mongolia	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CZ Czech Republic (EP)	IS Iceland	MR Mauritania (OA) <sup>2</sup>	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DK Denmark (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DM Dominica	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DZ Algeria	KG Kyrgyzstan (EA)	NA Namibia (AP)	TN Tunisia
BA Bosnia and Herzegovina	EC Ecuador	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TR Turkey (EP)
BB Barbados	EE Estonia (EP)	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EG Egypt	KZ Kazakhstan (EA)	NL Netherlands (EP) <sup>2</sup>	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	ES Spain (EP)	LC Saint Lucia	NO Norway	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FR France (EP) <sup>2</sup>	LR Liberia	OM Oman	US United States of America
BR Brazil	GA Gabon (OA) <sup>2</sup>	LS Lesotho (AP)	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GB United Kingdom (EP)	LT Lithuania <sup>1</sup>	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GD Grenada	LU Luxembourg (EP)	PL Poland (EP)	ZA South Africa
BZ Belize	GE Georgia	LV Latvia <sup>1</sup>	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GH Ghana (AP)	MA Morocco	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) <sup>2</sup>	GM Gambia (AP)	MC Monaco (EP) <sup>2</sup>	RU Russian Federation (EA)	
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>	MG Madagascar	SD Sudan (AP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SE Sweden (EP)	
CM Cameroon (OA) <sup>2</sup>	GW Guinea-Bissau (OA) <sup>2</sup>		SG Singapore	
CN China	HR Croatia <sup>1</sup>		SI Slovenia (EP) <sup>2</sup>	
CO Colombia	HU Hungary (EP)		SK Slovakia (EP)	
	ID Indonesia		SL Sierra Leone (AP)	
	IE Ireland (EP) <sup>2</sup>		SN Senegal (OA) <sup>2</sup>	

1 Extension of European patent possible.

2 May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)



# PCT NEWSLETTER

PATENT  
COOPERATION  
TREATY

August 2004

No. 08/2004



WORLD  
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ORGANIZATION

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## Thirty-month Time Limit for Entry into the National Phase Now Possible in Respect of all PCT Contracting States

### PCT Article 22(1): Withdrawal of Notification of Incompatibility—Serbia and Montenegro

The Intellectual Property Office (Serbia and Montenegro), in its capacity as designated Office, has notified the International Bureau that it has withdrawn, with effect from 10 July 2004, its notification of the incompatibility of PCT Article 22(1), as modified with effect from 1 April 2002, with its national law.

As indicated in the notice of withdrawal, the current 30-month time limit under PCT Article 22(1) will apply, in so far as Serbia and Montenegro is concerned, to international applications filed on or after 1 January 2004.

Now that Serbia and Montenegro has withdrawn its notification of incompatibility, the only remaining designated Offices that have not withdrawn their notification of incompatibility are the Offices of the seven States indicated at the bottom of page 2. Note, however, that all of those remaining States are covered by a regional designation (AP or EP), with the result that applicants can always enter the **regional** phase in those States within the time limit under PCT Article 22(3) of 31 months.

### Electronic Filing and Processing of International Applications

#### United Kingdom Patent Office to begin receiving and processing international applications in electronic form

The United Kingdom Patent Office, in its capacity as receiving Office,

will begin receiving and processing international applications in electronic form on 9 August 2004. The Office notified this information to WIPO under PCT Rule 89*bis*.1(d) on 19 July 2004.

The notification containing the United Kingdom Patent Office's requirements and practices with regard to the filing of international applications in electronic form will be published in *PCT Gazette* No. 32/2004, Section IV, on 5 August 2004 and will be available on the PCT website at:

[www.wipo.int/pct/en/gazette/weekissu.htm](http://www.wipo.int/pct/en/gazette/weekissu.htm)

For information on the newly established equivalent amounts in GBP of the applicable fee reductions for electronic filing, see "PCT information update," on page 3.

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*PCT Gazette*

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[www.wipo.int/pct/en/newslett/index.htm](http://www.wipo.int/pct/en/newslett/index.htm)

### New Monthly Statistical Indicators Report on PCT Activities

A new statistical indicators report on activities in the PCT system is now available on the PCT website.

As the PCT system has matured, WIPO has received an increasing number of requests for more frequent and more detailed information about the functioning of the PCT system. The requests indicate that Offices and other users of patent information need indicators on a wide range of criteria in order to help them with their own workload planning and analysis.

The new PCT statistical indicators report contains statistics on the filing of international applications, receiving Offices, International Search and Preliminary Examining Authorities and the International Bureau. The different sections of the report enable readers to track trends in PCT filings by country of origin, filing method (paper or electronic), choice of search or examining authority, trends in publication and use of the Chapter II procedure of the PCT. As the data collection and analysis methods are improved, it is intended to add statistics on filings by technical field, applicants and on PCT national phase entries.

The report will initially be available in English only, but other languages are planned for the future.

The report is published on the PCT website at:

[www.wipo.int/pct/en/statistics/index.htm](http://www.wipo.int/pct/en/statistics/index.htm)

Monthly updates will be published and interested parties can subscribe to receive e-mail notifications of each update from the website

### Reminder

The national Offices of the following States do not yet apply the 30-month time limit for entering the national phase under Chapter I as fixed in PCT Article 22(1) (as modified with effect from 1 April 2002). Note, however, that in respect of the **regional** designation of all those States, the time limit under PCT Article 22(3) of 31 months applies.

CH Switzerland  
FI Finland  
LU Luxembourg  
SE Sweden  
TZ United Republic of Tanzania  
UG Uganda  
ZM Zambia

A list of time limits applicable for each designated/elected Office for entering the national phase under Chapters I and II of the PCT is available at:

[www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)

address above, or by sending an e-mail to:

ipstats.mail@wipo.int.

### **Modification of the Technical Standard for the Electronic Filing and Processing of International Applications**

It is recalled that Part 7 and Annex F of the Administrative Instructions under the PCT contain, respectively, the legal framework and the technical standard for electronic filing and processing of international applications, and serve as the basis for PCT-SAFE and other electronic filing systems for the filing of PCT applications. They both entered into force on 7 January 2002; Annex F and its Appendix I were subsequently the subject of modifications that entered into force on 12 December 2002, 19 June 2003, 1 January 2004 and 12 February 2004.

After consultation with the interested Offices and Authorities, Annex F of the Administrative Instructions and its Appendix I (“XML DTDs for the E-PCT Standard”) have been modified, with effect from 1 January 2005, as follows:

- (i) some minor additions to the recommended file naming convention (section 4.3.1 of Annex F);
- (ii) a number of corrections to certain DTDs (Appendix I of Annex F).

The texts of the modifications of Annex F and of its Appendix I have been published as documents PCT/AI/ANF/1 Rev.1 and PCT/AI/DTD/1 Rev.1, respectively, on the PCT website at:

[www.wipo.int/pct/en/texts/index.htm](http://www.wipo.int/pct/en/texts/index.htm)

Paper copies are available from the International Bureau upon request.

The present text of the Administrative Instructions is set out in the Special Issue of the *PCT Gazette*, No. S-04/2004, dated 1 July 2004, the present text of Annex F of the Administrative Instructions is set out in document PCT/AI/ANF/1, dated 17 June 2004, and the present text of Appendix I of Annex F of the Administrative Instructions is set out in document PCT/AI/DTD/1, dated 17 June 2004. These documents may also be downloaded from the PCT website at the above-mentioned address.

### **PCT Information Update**

#### **BE Belgium (institutions with which deposits of microorganisms and other biological material may be made)**

The names and addresses of the Belgian Coordinated Collections of Microorganisms

(BCCM™), international depositary authorities under the Budapest Treaty, have changed, as follows:

Headquarters:

Belgian Coordinated Collections of Microorganisms (BCCM™)  
Federal Public Planning Service Science Policy  
8, rue de la Science  
B-1000 Brussels, Belgium

Collections:

Institut scientifique de la Santé publique  
Section Mycologie (BCCM™/IHEM)  
14, rue J. Wytsman  
B-1050 Brussels, Belgium

Universiteit Gent  
Vakgroep Moleculaire Biologie -  
Plasmidecollectie (BCCM™/LMBP)  
Technologiepark 927  
B-9052 Zwijnaarde, Belgium

Universiteit Gent  
Laboratorium voor Microbiologie -  
Bacteriëncollectie (BCCM™/LMG)  
K.L. Ledeganckstraat, 35  
B-9000 Gent, Belgium

Université catholique de Louvain  
Mycothèque de l'Université catholique de Louvain (BCCM™/MUCL)  
Croix du Sud, 3 - bte 6  
B-1348 Louvain-La-Neuve, Belgium

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex L)

#### **CA Canada (competent International Searching and Preliminary Examining Authorities)**

The Canadian Patent Office has specified the Canadian Intellectual Property Office (CIPO), under the authority of the Canadian Commissioner of Patents, as the competent International Searching Authority (ISA) and International Preliminary Examining Authority (IPEA), for international applications filed on or after 26 July 2004 by nationals and residents of Canada with either the Canadian Patent Office or the International Bureau of WIPO as receiving Office. CIPO is now the only competent ISA and IPEA for such applications.

Where an ISA other than the Canadian Intellectual Property Office is specified in international applications filed on or after 26 July 2004 with CIPO or the International Bureau as receiving Office by nationals and residents of Canada, those receiving Offices will delete ex

*officio* that indication and replace it with ISA/CA.

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

**GB United Kingdom (fees; institutions with which deposits of microorganisms and other biological material may be made)**

Equivalent amounts in GBP have been established for the fee reductions given if an international application is validly filed in electronic form, when the text of the description, claims and abstract is not in character coded format and when it is in character coded format (see items 3(b) and 3(c) of the PCT Schedule of Fees annexed to the PCT Regulations). The amounts are GBP 90 and GBP 134, respectively, and are published in footnote 5 of the PCT fee tables, on page 19.

The address of the European Collection of Cell Cultures (ECACC), an international depository authority under the Budapest Treaty, has changed, as follows:

European Collection of Cell Cultures  
(ECACC)  
Health Protection Agency - Porton Down  
Salisbury, Wiltshire SP4 0JG  
United Kingdom

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (GB) and Annex L)

**IT Italy (telephone and fax numbers)**

The telephone and fax numbers of the Italian Patent and Trademark Office have changed. The numbers to be used are now as follows:

telephone: (39-06) 47 05 56 43  
fax: (39-06) 47 05 56 32  
(39-06) 47 05 56 35

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (IT))

**JP Japan (power of attorney waivers; languages accepted for international search)**

In connection with the waiver made by the Japan Patent Office, in its capacities as receiving Office, International Searching Authority and International Preliminary Examining Authority, of the requirement to submit either a separate power of attorney and/or a copy of a general power of attorney (see *PCT Newsletter* No. 01/2004, page 3), that Office has clarified the particular instances, which have applied since 1 January 2004, in which either a separate power of attorney or a general power of

attorney is required. The particular instances should now read as follows:

where an agent or a common representative who is not indicated in the Request Form at the time of filing performs any actions after filing; or in case of doubt as to the agent's entitlement to act.

The Japan Patent Office has notified a change in the conditions under which it will accept English as a language in which the Office will conduct international search. Footnote 3 to Annex D (JP) of the *PCT Applicant's Guide*, Vol. I/B, has therefore been deleted.

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annexes C (JP) and D (JP))

**LV Latvia (institutions with which deposits of microorganisms and other biological material may be made)**

The address of the Microbial Strain Collection of Latvia (MSCL), an international depository authority under the Budapest Treaty, has changed, as follows:

Microbial Strain Collection of Latvia (MSCL)  
Kronvalda Blvd. 4  
Riga LV-1586  
Latvia

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex L)

**MN Mongolia (competent International Searching and Preliminary Examining Authorities)**

The Mongolian Intellectual Property Office, in its capacity as receiving Office, has, for international applications filed with it in English, specified the Korean Intellectual Property Office, in addition to the European Patent Office and the Russian Patent Office, as a competent International Searching and Preliminary Examining Authority. (The European Patent Office is a competent International Preliminary Examining Authority only if the international search is being or has been performed by the European Patent Office.)

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

**PT Portugal (fees)**

The amounts of the following national fees, payable to the National Institute of Industrial Property (Portugal) as designated (or elected) Office, changed with effect from 1 July 2004:



for patent:		
filing fee:	EUR	113.63
examination fee:	EUR	206.60
fee for submission of any document:	EUR	5.17
for utility model:		
filing fee:	EUR	113.63
examination fee:	EUR	206.60
fee for submission of any document:	EUR	5.17

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

#### **UA Ukraine (location and mailing address)**

The location and mailing address of State Department of Intellectual Property (SDIP), Ministry of Education and Science of Ukraine, have changed. The addresses are as follows:

location and mailing address:

SDIP  
8, Lvivska ploscha  
04655, Kyiv-53  
DSP-655  
Ukraine

Ukrainsky Instytut Ppomyslovoi Vlasnosti  
Ukrainian Industrial Property Institute  
(Ukrpatent)  
1, Glazunova Street  
01601, Kyiv 42  
Ukraine

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (UA))

#### **Search fee and other fees relating to the international search (Canadian Patent Office)**

The amount of the fee payable in CAD for an international search carried out by the Canadian Patent Office, as well as other fees payable to that Office, have been established, as follows:

search fee:	CAD	1,600
additional fee:	CAD	1,600
fee for copies of documents cited in the international search report, per page:	CAD	1

Further information on fees payable to the Office as International Searching Authority, including conditions for and the extent of refunds of fees, will be published shortly in a provisional sheet for the *PCT Applicant's Guide*, Vol. I/B, Annex D (CA).

#### **Preliminary examination fee and fees relating to the international preliminary examination (Canadian Patent Office)**

The amount of the fee payable in CAD for an international preliminary examination carried out by the Canadian Patent Office, as well as other fees payable to that Office, have been established, as follows:

preliminary examination fee:	CAD	800
additional preliminary examination fee:	CAD	800
fee for copies of documents cited in the international preliminary examination report and for copies of documents contained in the file of the international application, per page:	CAD	1

Further information on fees payable to the Office as International Preliminary Examining Authority, including conditions for and the extent of refunds of fees, will be published shortly in a provisional sheet for the *PCT Applicant's Guide*, Vol. I/B, Annex E (CA).

#### **New/Updated PCT Materials on the Internet**

(PCT homepage: [www.wipo.int/pct/en/](http://www.wipo.int/pct/en/))

#### **Video presentation about amendments to PCT Regulations**

WIPO has produced a video presentation in Spanish outlining the amendments to the PCT Regulations which entered into force on 1 January 2004, which is now available on the PCT website. This is in addition to the video presentations in English, French, German and Japanese that were already available.

The video includes information on the enhanced international search and preliminary examination system, the new designation system and changes regarding access to the file. The Spanish video, featuring Diego Carrasco Pradas (Acting Director, PCT External Legal Relations Division), is available at:

[www.wipo.int/pct/es/video/index.html](http://www.wipo.int/pct/es/video/index.html)

#### **New Monthly Statistical Indicators Report on PCT Activities**

See page 2.



## **Modification of the Administrative Instructions Under the PCT**

See "Modification of the technical standard for the electronic filing and processing of international applications," on page 3.

## **Administrative Instructions Under the PCT (*Corrigendum*)**

The texts of Sections 110, 307 and 404, as set out in the consolidated version of the Administrative Instructions Under the PCT in document PCT/AI/2 and the Special Issue of the *PCT Gazette*, No. S-04/2004, dated 1 July 2004, should read as reproduced below. This corrigendum will shortly be available from:

[www.wipo.int/pct/en/texts/index.html](http://www.wipo.int/pct/en/texts/index.html)

### **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 and for the number of the month followed by the number of the year in four digits, in that order and with a period, slant or hyphen after the digit pairs of the day and of the month (for example, "20 March 2004 (20.03.2004)," "20 March 2004 (20/03/2004)," or "20 March 2004 (20-03-2004)").

### **Section 307**

#### **System of Numbering International Applications**

(a) Papers purporting to be an international application under Rule 20.1(a) shall be marked with the international application number, consisting of the letters "PCT," a slant, the two-letter code referred to in Section 115, indicating the receiving Office, a four-digit indication of the year in which such papers were first received, a slant and a six-digit number, allotted in sequential order corresponding to the order in which the international applications are received

(e.g., "PCT/SE2004/000001"). Where the International Bureau acts as receiving Office, the two-letter code "IB" shall be used.

(b) [No change]

### **Section 404**

#### **International Publication Number of International Application**

The International Bureau shall assign to each published international application an international publication number which shall be different from the international application number. The international publication number shall be used on the pamphlet and in the Gazette entry. It shall consist of the two-letter code "WO" followed by a four-digit indication of the year of publication, a slant, and a serial number consisting of six digits (e.g., "WO 2004/123456").

## **Types of Protection Available in PCT Contracting States**

Since the publication in *PCT Newsletter* No. 08/2003 of a table setting out, for each Contracting State, the types of protection which can be obtained via the PCT, several States have become bound by the PCT, and there have also been changes in the types of protection, other than patents, which are available in certain States. An update of that table appears on pages 9 to 12.

## **States Party to the PCT and the Paris Convention and Members of the World Trade Organization**

It is recalled that under PCT Rule 4.10(a), it is possible to claim in an international application the priority of one or more earlier applications filed in, or for, any country party to the Paris Convention for the Protection of Industrial Property or in, or for, any Member of the World Trade Organization (WTO) that is not party to that Convention. The table on pages 13 to 15, which lists the Contracting States of the PCT, together with the States party to the Paris Convention and Members of the WTO, updates the table which was published in *PCT Newsletter* No. 08/2003.

## **Change to the Publication Schedule**

Due to the fact that Thursday, 9 September 2004 will be a non-working day at WIPO, the *PCT Gazette* and the PCT pamphlets (published PCT applications) will be published on

Friday, 10 September instead of on Thursday, 9 September.

Note that, in this instance, the completion of technical preparations for publication will take place on the usual day of the week, that is, on Wednesday, 25 August 2004.

## Practical Advice

### ***Filing international applications using the PCT-SAFE software: the filing of “dummy” applications***

*Q: I am the agent for a corporation which has been filing the request part of international applications for a number of years using the PCT-EASY software. We plan to file our international applications in their entirety electronically, using the PCT-SAFE software, as soon as our usual receiving Office has announced that it will accept such filings. Is it possible to prepare some “dummy” applications first so that we can get used to the system well before we actually start using it for filing “real” applications?*

A: You can file “dummy” applications in the “demo” mode of the PCT-SAFE software, and indeed, it is strongly recommended to do so. By doing this, you will be able to try the software out and thus be familiar with it once your receiving Office announces that it has started accepting international applications filed electronically using PCT-SAFE. This will reduce the risk of making any mistakes when you start filing real PCT applications electronically.

WIPO has set up a PCT-SAFE “demo environment” so that PCT users can practice and familiarize themselves with the PCT-SAFE system, filing to the demo server of the International Bureau in its capacity as receiving Office (RO/IB). The PCT-SAFE software gives you the opportunity to select whether the filing is being done in “demo mode” or, if it is a real filing, in “production mode.” If the demo mode has been selected, the application will be filed to a “demo server” and a demo receipt will be issued by WIPO confirming that the demo filing has been successfully completed. Note that applications filed in the demo environment must not contain any confidential or sensitive data.

To submit an international application (demo or real) on-line, you will need a digital certificate which can be obtained, free-of-charge, from WIPO via a simple on-line enrollment procedure through the PCT-SAFE website ([www.wipo.int/pct-safe/en/certificates.htm](http://www.wipo.int/pct-safe/en/certificates.htm)). It is

used by the system in digitally signing the international application and in creating a secure connection with the receiving Office for the transmission of the international application package.

To familiarize yourself with the use of different filing formats, it is recommended that you practice filing demo applications in a non-character coded format, for example in PDF format, as well as in a character coded format, that is, XML format. This is important since some receiving Offices which accept international applications filed fully electronically will only accept applications in certain formats. For example, the Japan Patent Office will only accept the application in character coded format. The PCT-SAFE system includes the PCT-SAFE Editor software which allows users to create their applications in XML format; no prior knowledge of XML is required. This software is also free of charge.

For further information on the use of the PCT-SAFE software, see the PCT-SAFE website at:

[www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)

in particular the “support to PCT-SAFE users” at:

[www.wipo.int/pct-safe/en/support/index.htm](http://www.wipo.int/pct-safe/en/support/index.htm)

and “frequently asked questions” at:

[www.wipo.int/pct-safe/en/support/help/faq.htm](http://www.wipo.int/pct-safe/en/support/help/faq.htm)

You can also send your questions to the PCT-SAFE Help Desk at:

[PCTSafe.help@wipo.int](mailto:PCTSafe.help@wipo.int)

Another very useful source of information, which has been written by a PCT user, Carl Oppedahl, is entitled “How to e-file a “demo” PCT application with the RO/IB”. This article is available on the Internet at:

[www.patents.com/pct/efile1](http://www.patents.com/pct/efile1)

but can also be accessed from the PCT-SAFE website under “E-filing website and discussion group—by PCT users.”

Note that even though your usual receiving Office is not yet ready to accept international applications in electronic form, a national or resident of **any** PCT Contracting State can file an international application electronically with the RO/IB as receiving Office (see *PCT Newsletter* No. 02/2004, cover page). General information on the filing of international applications with the RO/IB is available at:

[www.wipo.int/pct/en/filing/filing.htm](http://www.wipo.int/pct/en/filing/filing.htm)

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>7–8 October 2004 Minneapolis (US)</b>	English	PCT update in the framework of the meeting of the Midwest Intellectual Property Institute WIPO speaker: Mr. Maassel Other speakers: Ms. Chasser (USPTO), Mr. Godici (USPTO), Ms. Peters (US Copyright Office)	Midwest Intellectual Property Institute Tel: (1–800) 759 88 40 Fax: (1–651) 227 62 62 (addressed to “Registrar”) E-mail: registrar@minncle.org
<b>12 October 2004 Frankfurt (DE)</b>	German	PCT update seminar WIPO speaker: Mr. H.G. Bartels	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>24–26 October 2004 Indian Wells, California (US)</b>	English	Advanced PCT seminar WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66
<b>28–30 October 2004 Indian Wells, California (US)</b>	English	Basic PCT seminar WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66
<b>4–5 November 2004 San Francisco (US)</b>	English	Advanced PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel	Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1–415) 289 74 71 Fax: (1–415) 331 60 68 E-mail: IPI@IPISeminars.com Internet: www.ipiseminars.com
<b>8–9 November 2004 Chicago (US)</b>	English	Advanced training course on the PCT, including PCT-SAFE training (which was previously indicated for 10 November 2004) WIPO speakers: Mr. Reischle and Mr. Maassel	The John Marshall Law School Department of Event Management Tel: (1–312) 987 14 20 Fax: (1–312) 427 71 28 E-mail: Events@jmls.edu
<b>17–18 November 2004 Paris (FR)</b>	French	Seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>17–18 November 2004 Dedham, Massachusetts (US)</b>	English	PCT seminar WIPO speaker: Mr. Maassel Other speakers: Ms. Bidwell (USPTO) and Mr. Reed (The Procter & Gamble Company (US))	Boston Patent Law Association Ms. Christine O’Day Tel: (1–617) 517 55 58 Fax: (1–617) 439 41 70 E-mail: coday@edwardsangell.com Internet: www.bpla.org
<b>19 November 2004 London (GB)</b>	English	PCT presentation at the Annual Senior Patent Administrators’ Conference WIPO speaker: Mr. Reischle	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>25–26 November 2004 Frankfurt (DE)</b>	German	Advanced PCT seminar WIPO speaker: to be announced	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>9–10 December 2004 London (GB)</b>	English	Advanced PCT formalities seminar WIPO speaker: to be announced	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk

Types of Protection Available via the PCT in PCT Contracting States (situation on 1 August 2004)								
State	National patent	ARIPO patent (AP)	Eurasian patent (EA)	European patent (EP)	OAPI patent (OA)	Utility model instead of national patent	Utility model in addition to national patent	Other
AE	X					X		Patent of addition
AG <sup>1</sup>	X							
AL	X					X		Extension of EP patent <sup>2</sup>
AM	X		X			X		Provisional patent
AT	X			X		X	X	Patent of addition
AU	X							Patent of addition
AZ	X		X			X		
BA	X							Patent of addition
BB	X							
BE				X				
BF					X	OAPI utility model		OAPI certificate of addition
BG	X			X		X		
BJ					X	OAPI utility model		OAPI certificate of addition
BR	X					X		Certificate of addition
BW <sup>1</sup>	X	X				ARIPO utility model	ARIPO utility model	
BY	X		X			X		
BZ	X					X		
CA	X							
CF					X	OAPI utility model		OAPI certificate of addition
CG					X	OAPI utility model		OAPI certificate of addition
CH + LI	X			X				
CI					X	OAPI utility model		OAPI certificate of addition
CM					X	OAPI utility model		OAPI certificate of addition
CN	X					X		
CO	X					X		
CR	X					X		
CU	X							Patent of addition, inventor's certificate, inventor's certificate of addition
CY				X				
CZ	X			X		X	X	
DE	X			X		X	X	Patent of addition
DK	X			X		X	X	
DM <sup>1</sup>	X							

[continued on next page]

Types of Protection Available via the PCT in PCT Contracting States <i>[continued]</i> (situation on 1 August 2004)								
State	National patent	ARIPO patent (AP)	Eurasian patent (EA)	European patent (EP)	OAPI patent (OA)	Utility model instead of patent	Utility model in addition to patent	Other
DZ	X							Certificate of addition
EC	X					X		
EE	X			X		X	X	
EG <sup>1</sup>	X							
ES	X			X		X		Patent of addition
FI	X			X		X	X	
FR				X				
GA					X	OAPI utility model		OAPI certificate of addition
GB	X			X				
GD <sup>1</sup>	X							
GE	X					X		
GH	X	X				ARIPO utility model	ARIPO utility model	Utility certificate
GM	X	X				ARIPO utility model	ARIPO utility model	
GN					X	OAPI utility model		OAPI certificate of addition
GQ					X	OAPI utility model		OAPI certificate of addition
GR				X				
GW					X	OAPI utility model		OAPI certificate of addition
HR	X							"Consensual patent," extension of EP patent <sup>2</sup>
HU	X			X		X		
ID	X							
IE				X				
IL	X							Patent of addition
IN	X							Patent of addition
IS	X							
IT				X				
JP	X					X		
KE	X	X				National or ARIPO utility model	ARIPO utility model	
KG	X		X			X		
KP	X					X		Inventor's certificate
KR	X					X		
KZ	X		X			X		Provisional patent
LC	X							
LI (see CH)								
LK	X							
LR	X							

*[continued on next page]*



Types of Protection Available via the PCT in PCT Contracting States <i>[continued]</i> (situation on 1 August 2004)								
State	National patent	ARIPO patent (AP)	Eurasian patent (EA)	European patent (EP)	OAPI patent (OA)	Utility model <b>instead of</b> patent	Utility model <b>in addition to</b> patent	Other
LS	X	X				National or ARIPO utility model	ARIPO utility model	
LT	X							Extension of EP patent <sup>2</sup>
LU	X			X				
LV	X							Extension of EP patent <sup>2</sup>
MA	X							Certificate of addition
MC				X				
MD	X		X			X		
MG	X							Certificate of addition
MK	X							Patent of addition, extension of EP patent <sup>2</sup>
ML					X	OAPI utility model		OAPI certificate of addition
MN	X							
MR					X	OAPI utility model		OAPI certificate of addition
MW	X	X				ARIPO utility model	ARIPO utility model	Patent of addition
MX	X					X		
MZ	X	X				National or ARIPO utility model	ARIPO utility model	
NA <sup>1</sup>	X	X				ARIPO utility model	ARIPO utility model	
NE					X	OAPI utility model		OAPI certificate of addition
NI	X					X		
NL				X				
NO	X							
NZ	X							Patent of addition
OM <sup>1</sup>	X							
PG <sup>1</sup>	X							
PH	X					X		
PL	X			X		X		Patent of addition
PT	X			X		X	X	
RO	X			X <sup>3</sup>				Extension of EP patent <sup>2,4</sup>
RU	X		X			X		
SC <sup>1</sup>	X							
SD	X	X				ARIPO utility model	ARIPO utility model	
SE	X			X				
SG	X							

*[continued on next page]*

Types of Protection Available via the PCT in PCT Contracting States [continued] (situation on 1 August 2004)								
State	National patent	ARIPO patent (AP)	Eurasian patent (EA)	European patent (EP)	OAPI patent (OA)	Utility model instead of patent	Utility model in addition to patent	Other
SI	X <sup>5</sup>			X <sup>6</sup>				Patent of addition <sup>5</sup> extension of EP patent <sup>2,5</sup>
SK	X			X		X	X	
SL	X	X				National or ARIPO utility model	ARIPO utility model	
SN					X	OAPI utility model		OAPI certificate of addition
SY <sup>1</sup>	X							
SZ		X				ARIPO utility model	ARIPO utility model	
TD					X	OAPI utility model		OAPI certificate of addition
TG					X	OAPI utility model		OAPI certificate of addition
TJ	X		X			X		
TM	X		X					Provisional patent
TN	X							
TR	X			X		X		Patent of addition
TT	X							Utility certificate
TZ	X	X				ARIPO utility model	ARIPO utility model	
UA	X					X		
UG	X	X				ARIPO utility model	ARIPO utility model	Utility certificate
US	X							
UZ	X					X		
VC	X							
VN	X							Patent for utility solution
YU	X							Patent of addition, petty patent
ZA	X							Patent of addition
ZM <sup>1</sup>	X	X				ARIPO utility model	ARIPO utility model	
ZW	X	X				ARIPO utility model	ARIPO utility model	Patent of addition

1 Information regarding any other type of national protection is not yet available.

2 A request for an extension may be made at the time of entry into the regional phase before the European Patent Office, provided that the designations of EP and/or of the State concerned have not been withdrawn, or, in the case of international applications filed before 1 January 2004, provided that the PCT application contained designations both for a European patent and of the State concerned. Such a request may not be made in the PCT request form itself. See the *PCT Applicant's Guide*, Vol. I/A, paragraphs 41 and 89, and Vol. II/A, National Chapter (EP) for further details as to the procedure to be followed.

3 Only for international applications filed on or after 1 March 2003.

4 Only for international applications filed before 1 March 2003.

5 Only for international applications filed before 1 December 2002.

6 Only for international applications filed on or after 1 December 2002.

**States Party to the PCT and the Paris Convention  
and Members of the World Trade Organization**  
(situation on 1 August 2004)

States/Members	PCT (123)	Paris (168)	WTO (147)	States/Members	PCT	Paris	WTO
Albania (AL)	X	X	X	Cameroon (CM)	X	X	X
Algeria (DZ)	X	X	–	Canada (CA)	X	X	X
Andorra (AD)	–	X	–	Central African Republic (CF)	X	X	X
Angola (AO)	–	–	X	Chad (TD)	X	X	X
Antigua and Barbuda (AG)	X	X	X	Chile (CL)	–	X	X
Argentina (AR)	–	X	X	China (CN)	X <sup>1</sup>	X <sup>1,2</sup>	X
Armenia (AM)	X	X	X	Colombia (CO)	X	X	X
Australia (AU)	X	X	X	Congo (CG)	X	X	X
Austria (AT)	X	X	X	Costa Rica (CR)	X	X	X
Azerbaijan (AZ)	X	X	–	Côte d'Ivoire (CI)	X	X	X
Bahamas (BS)	–	X	–	Croatia (HR)	X	X	X
Bahrain (BH)	–	X	X	Cuba (CU)	X	X	X
Bangladesh (BD)	–	X	X	Cyprus (CY)	X	X	X
Barbados (BB)	X	X	X	Czech Republic (CZ)	X	X	X
Belarus (BY)	X	X	–	Democratic People's Republic of Korea (KP)	X	X	–
Belgium (BE)	X	X	X	Democratic Republic of the Congo (CD)	–	X	X
Belize (BZ)	X	X	X	Denmark (DK)	X	X	X
Benin (BJ)	X	X	X	Djibouti (DJ)	–	X	X
Bhutan (BT)	–	X	–	Dominica (DM)	X	X	X
Bolivia (BO)	–	X	X	Dominican Republic (DO)	–	X	X
Bosnia and Herzegovina (BA)	X	X	–	Ecuador (EC)	X	X	X
Botswana (BW)	X	X	X	Egypt (EG)	X	X	X
Brazil (BR)	X	X	X	El Salvador (SV)	–	X	X
Brunei Darussalam (BN)	–	–	X	Equatorial Guinea (GQ)	X	X	–
Bulgaria (BG)	X	X	X	Estonia (EE)	X	X	X
Burkina Faso (BF)	X	X	X	European Communities	–	–	X
Burundi (BI)	–	X	X	Fiji (FJ)	–	–	X
Cambodia (KH)	–	X	–	Finland (FI)	X	X	X

[continued on next page]

**States Party to the PCT and the Paris Convention  
and Members of the World Trade Organization [continued]**  
(situation on 1 August 2004)

States/Members	PCT	Paris	WTO	States/Members	PCT	Paris	WTO
France (FR)	X	X	X	Kyrgyzstan (KG)	X	X	X
Gabon (GA)	X	X	X	Lao People's Democratic Republic (LA)	–	X	–
Gambia (GM)	X	X	X	Latvia (LV)	X	X	X
Georgia (GE)	X	X	X	Lebanon (LB)	–	X	–
Germany (DE)	X	X	X	Lesotho (LS)	X	X	X
Ghana (GH)	X	X	X	Liberia (LR)	X	X	–
Greece (GR)	X	X	X	Libyan Arab Jamahiriya (LY)	–	X	–
Grenada (GD)	X	X	X	Liechtenstein (LI)	X	X	X
Guatemala (GT)	–	X	X	Lithuania (LT)	X	X	X
Guinea (GN)	X	X	X	Luxembourg (LU)	X	X	X
Guinea-Bissau (GW)	X	X	X	Macao, China (MO)	–	– <sup>2</sup>	X
Guyana (GY)	–	X	X	Madagascar (MG)	X	X	X
Haiti (HT)	–	X	X	Malawi (MW)	X	X	X
Holy See (VA)	–	X	–	Malaysia (MY)	–	X	X
Honduras (HN)	–	X	X	Maldives (MV)	–	–	X
Hong Kong, China (HK)	– <sup>1</sup>	– <sup>1</sup>	X	Mali (ML)	X	X	X
Hungary (HU)	X	X	X	Malta (MT)	–	X	X
Iceland (IS)	X	X	X	Mauritania (MR)	X	X	X
India (IN)	X	X	X	Mauritius (MU)	–	X	X
Indonesia (ID)	X	X	X	Mexico (MX)	X	X	X
Iran (Islamic Republic of) (IR)	–	X	–	Monaco (MC)	X	X	–
Iraq (IQ)	–	X	–	Mongolia (MN)	X	X	X
Ireland (IE)	X	X	X	Morocco (MA)	X	X	X
Israel (IL)	X	X	X	Mozambique (MZ)	X	X	X
Italy (IT)	X	X	X	Myanmar (MM)	–	–	X
Jamaica (JM)	–	X	X	Namibia (NA)	X	X	X
Japan (JP)	X	X	X	Nepal (NP)	–	X	X
Jordan (JO)	–	X	X	Netherlands (NL)	X	X	X
Kazakhstan (KZ)	X	X	–	New Zealand (NZ)	X	X	X
Kenya (KE)	X	X	X	Nicaragua (NI)	X	X	X
Kuwait (KW)	–	–	X	Niger (NE)	X	X	X

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**States Party to the PCT and the Paris Convention  
and Members of the World Trade Organization [continued]**  
(situation on 1 August 2004)

States/Members	PCT	Paris	WTO	States/Members	PCT	Paris	WTO
Nigeria (NG)	–	X	X	South Africa (ZA)	X	X	X
Norway (NO)	X	X	X	Spain (ES)	X	X	X
Oman (OM)	X	X	X	Sri Lanka (LK)	X	X	X
Pakistan (PK)	–	X	X	Sudan (SD)	X	X	–
Panama (PA)	–	X	X	Suriname (SR)	–	X	X
Papua New Guinea (PG)	X	X	X	Swaziland (SZ)	X	X	X
Paraguay (PY)	–	X	X	Sweden (SE)	X	X	X
Peru (PE)	–	X	X	Switzerland (CH)	X	X	X
Philippines (PH)	X	X	X	Syrian Arab Republic (SY)	X	X	–
Poland (PL)	X	X	X	Taiwan, Province of China (TW) <sup>3</sup>	–	–	X
Portugal (PT)	X	X	X	Tajikistan (TJ)	X	X	–
Qatar (QA)	–	X	X	Thailand (TH)	–	–	X
Republic of Korea (KR)	X	X	X	The former Yugoslav Republic of Macedonia (MK)	X	X	X
Republic of Moldova (MD)	X	X	X	Togo (TG)	X	X	X
Romania (RO)	X	X	X	Tonga (TO)	–	X	–
Russian Federation (RU)	X	X	–	Trinidad and Tobago (TT)	X	X	X
Rwanda (RW)	–	X	X	Tunisia (TN)	X	X	X
Saint Kitts and Nevis (KN)	–	X	X	Turkey (TR)	X	X	X
Saint Lucia (LC)	X	X	X	Turkmenistan (TM)	X	X	–
Saint Vincent and the Grenadines (VC)	X	X	X	Uganda (UG)	X	X	X
San Marino (SM)	–	X	–	Ukraine (UA)	X	X	–
Sao Tome and Principe (ST)	–	X	–	United Arab Emirates (AE)	X	X	X
Saudi Arabia (SA)	–	X	–	United Kingdom (GB)	X	X	X
Senegal (SN)	X	X	X	United Republic of Tanzania (TZ)	X	X	X
Serbia and Montenegro (YU)	X	X	–	United States of America (US)	X	X	X
Seychelles (SC)	X	X	–	Uruguay (UY)	–	X	X
Sierra Leone (SL)	X	X	X	Uzbekistan (UZ)	X	X	–
Singapore (SG)	X	X	X	Venezuela (VE)	–	X	X
Slovakia (SK)	X	X	X	Viet Nam (VN)	X	X	–
Slovenia (SI)	X	X	X	Zambia (ZM)	X	X	X
Solomon Islands (SB)	–	–	X	Zimbabwe (ZW)	X	X	X

1. China has notified the Director General of WIPO that the PCT and the Paris Convention apply also to the Hong Kong Special Administrative Region.
2. China has notified the Director General of WIPO that the Paris Convention applies also to the Macao Special Administrative Region.
3. Also referred to as “Chinese Taipei” or, within the context of the WTO, as “Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu.”



## PCT Fee Tables

(amounts on 1 August 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 11. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

*Key to abbreviations used in fee tables:*

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	USD	US dollar
		CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
		CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	YUD	Yugoslavian dinar
		ALL	Albanian lek	KGS	Kyrgyz som	PLZ	Polish zloty	ZAR	South African rand
		AMD	Armenian dram	DZD	Algerian dinar	ROL	Romanian leu	ZWD	Zimbabwe dollar
		AUD	Australian dollar	EEK	Estonian kroon	KRW	KR won		
		AZM	Azerbaijani manat	EUR	Euro	KZT	Kazakh tenge		
						RUR	Russian rouble		
						SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 August 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP
CA	CAD 300	CAD 1,489	16	106	CA <sup>8</sup>
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,134	eq USD 12	eq USD 81	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) 200	USD (or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 August 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup> —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64	EP
ES <sup>5</sup>	EUR 63.99	EUR 902	10	64	EP ES
FI <sup>5</sup>	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB <sup>5</sup>	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>9</sup> 10	USD 1,134	12	81	EP RU
GH	GHC <sup>10</sup> 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>11</sup> 100 or EUR <sup>11</sup> 64 or USD <sup>11</sup> 81	CHF 1,400 or EUR 902 or USD 1,134	15 10 12	100 64 81	See footnote 12
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP <sup>5</sup>	JPY 13,000	JPY 116,000 (from 1.9.04: 123,200)	1,200 (1,300)	8,300 (8,800)	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR <sup>5</sup>	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>13</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,134	12	81	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>14</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 200	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>15</sup>	NZD 1,624 (from 1.9.04: 1,772)	17 (19)	116 (127)	AU EP US

[continued on next page]

**Table I(a) — Transmittal and international filing fees** [continued]  
(amounts on 1 August 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
OA	Information not yet available				
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30.99	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				
TJ	TJS <sup>7</sup> —	USD 1,134	12	n a	EP RU
TM	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
TN	TND <sup>7</sup> —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,134	12	81	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,134	12	n a	EP RU
US	USD 300	USD 1,134	12	81	EP US
UZ	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
VC	Information not yet available				
VN	VND eq USD 150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD 3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR 500	ZAR 7,490	80	530	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 August 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>										
AT	EUR 159	CHF 247	KRW 235,000	SGD 310	USD 182	ZAR 1,320					
AU	AUD 1,200	CHF* 1,157	EUR* 738	KRW 1,014,000	NZD 1,370	SGD 1,490					
	USD 865	ZAR 5,800									
	* (from 1.9.04: CHF 1,050 EUR 684)										
CA	CAD 1,600	(equivalent amounts in other currencies are not available yet)									
CN	CNY 1,500	CHF 245	EUR 158	USD 181							
EP <sup>16</sup>	EUR 1,550	CAD 2,520	CHF 2,432	CYP 905	DKK 11,520	GBP 1,078					
	ISK 138,000	JPY 200,100	MWK 194,000	NOK 13,450	NZD 2,884	SEK 13,870					
	SGD 3,130	USD 1,920	ZAR 12,000								
ES <sup>16</sup>	EUR 1,550	CHF 2,432	USD 1,920								
JP	JPY 97,000	CHF* 1,168	EUR 752	KRW 1,066,000	USD 887						
	* (from 1.9.04: CHF 1,097)										
KR	KRW 225,000	CHF 238	EUR 151	USD 194							
RU <sup>17</sup>	USD 300	CHF 406	EUR 262								
SE	SEK 13,870	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK 13,450					
	USD 1,920										
US	USD 1,000	300 <sup>18</sup>	CHF 1,318	395 <sup>18</sup>	EUR 787	254 <sup>18</sup>	NZD 1,570	470 <sup>18</sup>			
	ZAR* 6,600	2,000 <sup>18</sup>									

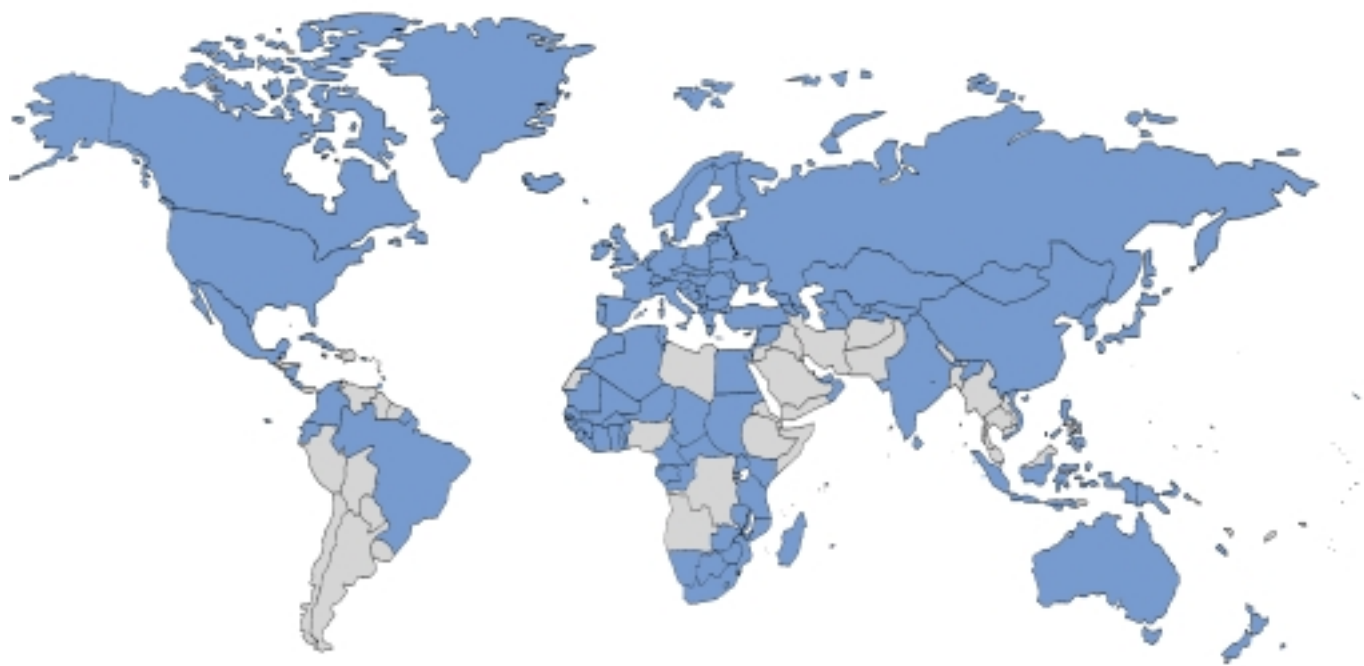
**Table II — Preliminary examination fees**  
(amounts on 1 August 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>19</sup>		Handling fee <sup>3,19</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>20</sup>	AUD	218
CA	CAD	800	CAD (amount to be confirmed)		
CN	CNY	1,500	CNY eq CHF	200	
EP <sup>16</sup>	EUR	1,530	EUR	129	
ES	EUR	502.97	EUR	129	
JP	JPY	36,000	JPY	16,600 (from 1.9.04: 17,600)	
KR	KRW	225,000	KRW	190,000	
RU <sup>17</sup>	USD	200 <sup>21</sup>	300 <sup>22</sup>	USD	162
SE	SEK	5,000	SEK	1,160	
US	USD	600	750 <sup>23</sup>	USD	162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter No. 12/2003*, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, GB, IB, JP and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200=EUR 129, from 9.8.04: GBP 90, KRW 190,000, USD 162; CHF 300=EUR 193, from 9.8.04: GBP 134, JPY 24,900 (from 1.9.04: JPY 26,400), KRW 285,000, USD 243.**
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 For international applications filed before 26 July 2004, the competent ISA is the European Patent Office. For international applications filed on or after 26 July 2004, the competent ISA is the Canadian Intellectual Property Office.
- 9 This fee is reduced by 80% where the applicant is a natural person.
- 10 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 11 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter No. 12/2003*, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 12 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. See also *PCT Applicant's Guide*, Vol. I/IB, Annex C (IB).
- 13 The Japan Patent Office is competent only for international applications in Japanese.
- 14 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 15 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 16 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter No. 11/2000*. The States concerned are those indicated in part 1 of the table on page 27 of *PCT Newsletter No. 12/2003* or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 17 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 18 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 19 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 20 Payable when the international search report was not issued by the Australian Patent Office.
- 21 Payable when the international search report was established by the Russian Patent Office.
- 22 In all cases where footnote 21 does not apply.
- 23 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/IB, Annex C (US)).

## PCT Contracting States and Two-letter Codes (123 on 1 August 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SY Syrian Arab Republic
AG Antigua and Barbuda	CY Cyprus (EP) <sup>2</sup>	IN India	MN Mongolia	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CZ Czech Republic (EP)	IS Iceland	MR Mauritania (OA) <sup>2</sup>	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DK Denmark (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DM Dominica	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DZ Algeria	KG Kyrgyzstan (EA)	NA Namibia (AP)	TN Tunisia
BA Bosnia and Herzegovina	EC Ecuador	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TR Turkey (EP)
BB Barbados	EE Estonia (EP)	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EG Egypt	KZ Kazakhstan (EA)	NL Netherlands (EP) <sup>2</sup>	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	ES Spain (EP)	LC Saint Lucia	NO Norway	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FR France (EP) <sup>2</sup>	LK Sri Lanka	OM Oman	US United States of America
BR Brazil	GA Gabon (OA) <sup>2</sup>	LR Liberia	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GB United Kingdom (EP)	LS Lesotho (AP)	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GD Grenada	LT Lithuania <sup>1</sup>	PL Poland (EP)	ZA South Africa
BZ Belize	GE Georgia	LU Luxembourg (EP)	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GH Ghana (AP)	LV Latvia <sup>1</sup>	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) <sup>2</sup>	GM Gambia (AP)	MA Morocco	RU Russian Federation (EA)	
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>	MC Monaco (EP) <sup>2</sup>	SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SD Sudan (AP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MG Madagascar	SE Sweden (EP)	
CM Cameroon (OA) <sup>2</sup>	HR Croatia <sup>1</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SG Singapore	
CN China	HU Hungary (EP)		SI Slovenia (EP) <sup>2</sup>	
CO Colombia	ID Indonesia		SK Slovakia (EP)	
	IE Ireland (EP) <sup>2</sup>		SL Sierra Leone (AP)	
			SN Senegal (OA) <sup>2</sup>	

<sup>1</sup> Extension of European patent possible.

<sup>2</sup> May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)



# PCT NEWSLETTER

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COOPERATION  
TREATY

September 2004

No. 09/2004



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INTELLECTUAL  
PROPERTY  
ORGANIZATION

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ISSN 1020-072X

## PCT Rule 49.6: Withdrawal of Notification of Incompatibility

### Serbia and Montenegro

Further to its notification of the incompatibility of PCT Rule 49.6, as in force since 1 January 2003, with its national law (see *PCT Newsletter* No. 02/2003, page 5), the Intellectual Property Office (Serbia and Montenegro), in its capacity as designated Office, has notified WIPO that it has withdrawn the said notification with effect from 10 July 2004. PCT Rule 49.6, concerning reinstatement of rights after failure to perform the acts referred to in PCT Article 22 (entry into the national or regional phase) therefore applies as from that date.

## Office of the PCT goes On-line with Videoconferences

New videoconferencing equipment has been installed in the Office of the PCT (OPCT) at WIPO. This development allows easy, face-to-face dialogue between the OPCT and users of the PCT system (patent attorneys, applicants, patent law associations and patent offices). OPCT asks any organization interested in arranging a videoconference to contact it with proposed discussion topics.

Requests for a videoconference should be addressed to:

Office of the PCT  
Ms. Rosemary Ribes  
Senior Administrative Officer  
WIPO  
1211 Geneva 20  
Switzerland

telephone: (41-22) 338 92 00

fax: (41-22) 338 82 50

e-mail: [rosemary.ribes@wipo.int](mailto:rosemary.ribes@wipo.int)

## Modification of the Technical Standard for the Electronic Filing and Processing of International Applications

Further to the modifications to Annex F of the Administrative Instructions under the PCT and its Appendix I that were announced in *PCT Newsletter* No. 08/2004, on page 3, and after consultation with the interested Offices and Authorities, some modifications concerning SSL authentication (section 5.1.2.1 of Annex F) have also been made, with effect from 1 January 2005.

The text of the modifications of Annex F has been published as document PCT/AI/ANF/1 Rev.2 on the PCT website at:

[www.wipo.int/pct/en/texts/index.htm](http://www.wipo.int/pct/en/texts/index.htm)

It is recalled that the present text of the Administrative Instructions is set out in the Special Issue of the *PCT Gazette*, No. S-04/2004,

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*Tear-out sheets:* provisional sheet for the *PCT Applicant's Guide*, Vol. I/B, Annex C(OA)



[www.wipo.int/pct/en](http://www.wipo.int/pct/en)

**Selection of  
PCT Materials on the Internet  
([www.wipo.int/pct/en/](http://www.wipo.int/pct/en/))**

Home page, with links to what's new on the site  
PCT Information Service

PCT filing

- *Basic Facts about the PCT*
- Forms
- Direct filing of PCT applications with the International Bureau as PCT receiving Office
- *PCT Applicant's Guide*
- Fees

PCT-SAFE

PCT legal texts and guidelines

- About the Treaty
- Texts of the Patent Cooperation Treaty, Regulations and Administrative Instructions
- PCT Receiving Office Guidelines
- PCT International Search and International Preliminary Examination Guidelines
- PCT Contracting States
- Reservations and incompatibilities
- Useful tables: time limits for entering national/regional phase; types of protection; power of attorney waivers
- PCT legal text index

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[www.wipo.int/pct/en/newslett/index.htm](http://www.wipo.int/pct/en/newslett/index.htm)

dated 1 July 2004, the present text of Annex F of the Administrative Instructions is set out in document PCT/AI/ANF/1, dated 17 June 2004, and the present text of Appendix I of Annex F of the Administrative Instructions is set out in document PCT/AI/DTD/1, dated 17 June 2004. The texts of the other modifications to Annex F and to its Appendix I that will enter into force on 1 January 2005 are set out in documents PCT/AI/ANF/1 Rev.1 and PCT/AI/DTD/1 Rev.1, respectively, both dated 2 August 2004. All these documents may also be downloaded from the PCT website at the above-mentioned address.

**Power of Attorney Waivers**

**Notifications under PCT Rules 90.4(d) and 90.5(c) by PCT Offices/Authorities**

For background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2.

The Intellectual Property Office (Serbia and Montenegro), in its capacity as receiving Office, has informed the International Bureau that it waives the requirement under PCT Rules 90.4(b) and 90.5(a)(ii) to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required are as follows:

where an agent or a common representative who is not indicated in the Request

**Reminder**

The national Offices of the following States do not yet apply the 30-month time limit for entering the national phase under Chapter I as fixed in PCT Article 22(1) (as modified with effect from 1 April 2002). Note, however, that in respect of the **regional** designation of all those States, the time limit under PCT Article 22(3) of 31 months applies.

CH Switzerland  
FI Finland  
LU Luxembourg  
SE Sweden  
TZ United Republic of Tanzania  
UG Uganda  
ZM Zambia

A list of time limits applicable for each designated/elected Office for entering the national phase under Chapters I and II of the PCT is available at:

[www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)

Form at the time of filing performs any action after filing; or where it is unclear that an agent or common representative has power to act on behalf of the applicant; or for changes under PCT Rule 92*bis*

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (YU) and of the table published in *PCT Newsletter* No. 07/2004)

## **PCT Information Update**

### **OA African Intellectual Property Organization (information on receiving Office)**

Information on the African Intellectual Property Organization as receiving Office is included in this issue on provisional sheets for the *PCT Applicant's Guide*, Vol. I/B, Annex C (OA).

### **SK Slovakia (translation requirements)**

The Industrial Property Office (Slovakia), in its capacity as designated (or elected) Office, has notified WIPO under PCT Rules 44*bis*.3(a) and 72.1, that where either an international preliminary report on patentability (Chapter I of the Patent Cooperation Treaty) or an international preliminary report on patentability (Chapter II of the Patent Cooperation Treaty) has been issued in a language other than one of its official languages, the Office will require a translation of the report into English. According to PCT Rule 44*bis*.3(b) and PCT Article 36(2)(b), either translation will be prepared by, or under the responsibility of, the International Bureau.

### **TR Turkey (location and mailing address; telephone and fax numbers)**

The location and mailing address, as well as the telephone and fax numbers, of the Turkish Patent Institute have changed, as follows:

location and mailing address:

Hipodrom Caddesi No. 115 06330  
Yenimahalle  
Ankara, Turkey

telephone: (90–312) 303 10 00

fax: (90–312) 303 10 63  
(90–312) 303 12 20  
(Patent Dept.)

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (TR))

### **ZA South Africa (fees)**

As from 1 October 2004, there will be a change in the equivalent amounts of the following fees payable in ZAR to the Companies and Intellectual Property Registration Office (South Africa) as receiving Office, as well as a change in the equivalent amount in ZAR of the reduction under item 3 of the Schedule of Fees where the PCT-SAFE software (operating in "PCT-EASY" mode") is used, as follows:

international filing fee, fee per sheet in excess of 30 and PCT-EASY fee reduction: see Table I(a) and footnotes

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

### **Search fee (Australian Patent Office, Canadian Intellectual Property Office)**

As from 1 October 2004, there will be a change in the equivalent amount payable in ZAR for an international search carried out by the Australian Patent Office, as indicated in Table I(b).

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

For the purposes of the payment of fees to the International Bureau as receiving Office, equivalent amounts in CHF, EUR and USD have been established for an international search carried out by the Canadian Intellectual Property Office, as indicated in Table I(b).

### **Handling fee (Canadian Intellectual Property Office)**

The equivalent amount of the handling fee, payable in CAD to the Canadian Intellectual Property Office as International Preliminary Examining Authority, has been established, as indicated in Table II.

### **Budapest Treaty**

#### **List of States party to the Budapest Treaty; list of intergovernmental industrial property organizations having filed a declaration of acceptance under Article 9(1)(a) of that Treaty**

It is recalled that the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent

Procedure, which was concluded in 1977, permits the disclosure of an invention involving a microorganism or the use of a microorganism by effecting a deposit of a sample of the microorganism with a specialized institution. It thus eliminates, before the national patent Offices of the Contracting States of the Budapest Treaty and the regional Offices that have filed a declaration of acceptance under Article 9(1)(a) of the Treaty, the need to deposit such a sample in each country in which protection is sought.

One State has become party to the Budapest Treaty since the publication, in *PCT Newsletter* No. 09/2003, of a table setting out the States party to that Treaty and the intergovernmental industrial property organizations which have filed a declaration of acceptance under Article 9(1)(a) of the Treaty. An update of the table appears below.

## New/Updated PCT Materials on the Internet

(PCT homepage: [www.wipo.int/pct/en/](http://www.wipo.int/pct/en/))

### *PCT Gazette*, Section IV, collection

It is recalled that Section IV of the *PCT Gazette* contains bilingual (English and French) notices and information of a general character relating to PCT Contracting States and PCT Offices and Authorities. It is now possible to search the whole year's collection of Section IV publications, as well as the archives for the years 1998 to 2003. The collection is available at:

[www.wipo.int/pct/en/gazette/section\\_iv/index.htm](http://www.wipo.int/pct/en/gazette/section_iv/index.htm)

We hope that this additional feature will be useful to PCT users.

### States party to the Budapest Treaty (situation on 1 September 2004)

AL Albania	HU Hungary	NO Norway
AT Austria	IE Ireland	PH Philippines
AU Australia	IL Israel	PL Poland
AZ Azerbaijan	IN India	PT Portugal
BE Belgium	IS Iceland	RO Romania
BG Bulgaria	IT Italy	RU Russian Federation
BY Belarus	JP Japan	SE Sweden
CA Canada	KG Kyrgyzstan	SG Singapore
CH Switzerland	KP Democratic People's Republic of Korea	SI Slovenia
CN China	KR Republic of Korea	SK Slovakia
CU Cuba	KZ Kazakhstan	TJ Tajikistan
CZ Czech Republic	LI Liechtenstein	TN Tunisia <sup>1</sup>
DE Germany	LT Lithuania	TR Turkey
DK Denmark	LV Latvia	TT Trinidad and Tobago
EE Estonia	MC Monaco	UA Ukraine
ES Spain	MD Republic of Moldova	US United States of America
FI Finland	MK The former Yugoslav Republic of Macedonia	UZ Uzbekistan
FR France	MX Mexico	YU Serbia and Montenegro
GB United Kingdom	NL Netherlands	ZA South Africa
GR Greece		(Total: 59 States)
HR Croatia		

### Intergovernmental industrial property organizations having filed a declaration of acceptance under Article 9(1)(a) of the Budapest Treaty

AP	African Regional Industrial Property Organization (ARIPO)
EA	Eurasian Patent Organization (EAPO)
EP	European Patent Organisation (EPO)

1. New since last publication of this list in *PCT Newsletter* No. 09/2003



## Table of reservations and incompatibilities

The table containing all reservations and incompatibilities was updated on 5 August 2004, in English, French, German and Spanish, and is available at, respectively:

[www.wipo.int/pct/en/texts/reservations/res\\_incomp.pdf](http://www.wipo.int/pct/en/texts/reservations/res_incomp.pdf)

[www.wipo.int/pct/fr/texts/reservations/res\\_incomp.pdf](http://www.wipo.int/pct/fr/texts/reservations/res_incomp.pdf)

[www.wipo.int/pct/de/texts/reservations/res\\_incomp.pdf](http://www.wipo.int/pct/de/texts/reservations/res_incomp.pdf)

[www.wipo.int/pct/es/texts/reservations/res\\_incomp.pdf](http://www.wipo.int/pct/es/texts/reservations/res_incomp.pdf)

## Practical Advice

### ***PCT Forms issued in connection with the transmittal of copies of the published PCT application (PCT pamphlet)***

*Q: I am the agent for a number of international applications which have recently been published. Usually, Form PCT/IB/308, which notifies us that the application has been forwarded to the various designated Offices, is attached to the PCT pamphlet. However, in the case of the PCT pamphlets concerned, a different form was attached to them which I have never seen before, namely, Form PCT/IB/311 "Notification concerning transmittal of copy of international application as published or republished." Could you explain why I have received this form, why I did not receive Form PCT/IB/308, and also confirm that the copies of the PCT pamphlets concerned were nevertheless forwarded to those designated Offices which should normally receive them.*

A: Form PCT/IB/308 is no longer issued together with the PCT pamphlet in respect of international applications filed on or after 1 January 2004. Instead, you have received the PCT pamphlet together with Form PCT/IB/311, a new and simple PCT form which acts merely as a cover sheet stating the nature of the attachment.

Nevertheless, you will continue to receive, separately, Form PCT/IB/308, which informs the applicant of the Offices to which the communication under PCT Article 20 (that is, a copy of the published international application, the international search report and, where

applicable, Article 19 amendments) has been effected, and the date of that communication. The use of this form is provided for under PCT Rule 47.1(c), as amended with effect from 1 January 2004. You will receive two different versions of the form in respect of international applications filed on or after 1 January 2004, as follows:

- a first notice, sent promptly after the expiration of **19 months** from the priority date, which informs applicants of the communication of the international application to designated Offices which **do not apply** the 30-month time limit under PCT Article 22(1);
- a second and supplementary notice, sent promptly after the expiration of **28 months** from the priority date, which informs applicants of the communication of the international application to designated Offices which **do apply** the 30-month time limit under PCT Article 22(1).

Note that, should the situation arise whereby, at the expiration of 19 months from the priority date, the designations of all States that do not apply the 30-month time limit have been withdrawn, Form PCT/IB/308 (first notice) will not be sent and applicants will receive only Form PCT/IB/308 (second and supplementary notice).

Note also that the first notice is currently being sent in accordance with a transitional arrangement (see Note 3 of the transitional arrangements annexed to the Regulations under the PCT) only until such time as all Offices apply the 30-month time limit. When this happens, Form PCT/IB/308 will only be sent once, promptly after the expiration of 28 months from the priority date.

Form PCT/IB/308, in accordance with new Rule 47.1(c-bis), will serve as conclusive evidence either that:

- the communication under PCT Article 20 has been effected (in the case of designated Offices which have requested that the communication provided for in PCT Article 20 be effected under PCT Rule 93bis.1 at the time the form is issued); or that
- the designated Offices do not require the furnishing by the applicant, under PCT Ar-



article 22, of a copy of the international application when entering the national phase (in the case of designated Offices which have not requested that the communication provided for in PCT Article 20 be effected under PCT Rule 93bis.1 at the time the form is issued).

In the latter case, once an applicant has entered the national phase before an Office, that Office should always ask the International Bureau (IB) (and not the applicant) for a copy of the international application, which will be sent to them in the form of the PCT pamphlet. In either case, once you have received Form PCT/IB/308, you can rest assured that you will not have to furnish a copy of the international application to the designated Offices.

If a designated Office does request the applicant to furnish a copy of an international application, the applicant should remind that Office that the copy should be requested from the IB. In case of any problems in this respect, you may contact the IB, which will take the matter up with the designated Office concerned.

The forms discussed above can be viewed on the PCT website at:

[www.wipo.int/pct/en/forms/ib/index.htm](http://www.wipo.int/pct/en/forms/ib/index.htm)

(If you encounter any problems viewing the forms, please contact the PCT Information Service (for contact details, see page 2)).

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>7–8 October 2004 Minneapolis (US)</b>	English	PCT update in the framework of the meeting of the Midwest Intellectual Property Institute WIPO speaker: Mr. Maassel Other speakers: Ms. Chasser (USPTO), Mr. Godici (USPTO), Ms. Peters (US Copyright Office)	Midwest Intellectual Property Institute Tel: (1–800) 759 88 40 Fax: (1–651) 227 62 62 (addressed to “Registrar”) E-mail: registrar@minncle.org
<b>12 October 2004 Frankfurt (DE)</b>	German	PCT update seminar WIPO speaker: Mr. H.G. Bartels	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>24–26 October 2004 Indian Wells, California (US)</b>	English	Advanced PCT seminar WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66
<b>28–30 October 2004 Indian Wells, California (US)</b>	English	Basic PCT seminar WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66
<b>4 November 2004 Nuremberg (DE)</b>	English	Presentation on recent developments in the PCT system at the VPP Autumn Conference WIPO speaker: Mr. Erstling	VPP (Association of Intellectual Property Experts) (Mr. Wolfgang Stern) Tel: (49–361) 551 17 00 Fax: (49–361) 551 17 09 e-mail: vpp.stern@vpp-patent.de

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<b>PCT Seminar Calendar [continued]</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>4–5 November 2004 San Francisco (US)</b>	English	Advanced PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel	Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1–415) 289 74 71 Fax: (1–415) 331 60 68 E-mail: IPI@IPISeminars.com Internet: www.ipiseminars.com
<b>8–9 November 2004 Chicago (US)</b>	English	Advanced training course on the PCT, including PCT-SAFE training (which was previously indicated for 10 November 2004) WIPO speakers: Mr. Reischle and Mr. Maassel	The John Marshall Law School Department of Event Management Tel: (1–312) 987 14 20 Fax: (1–312) 427 71 28 E-mail: Events@jmls.edu
<b>17–18 November 2004 Paris (FR)</b>	French	Seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>17–18 November 2004 Dedham, Massachusetts (US)</b>	English	PCT seminar WIPO speaker: Mr. Maassel Other speakers: Ms. Bidwell (USPTO) and Mr. Reed (The Procter & Gamble Company (US))	Boston Patent Law Association Ms. Christine O'Day Tel: (1–617) 517 55 58 Fax: (1–617) 439 41 70 E-mail: coday@edwardsangell.com Internet: www.bpla.org
<b>19 November 2004 London (GB)</b>	English	PCT presentation at the Annual Senior Patent Administrators' Conference WIPO speaker: Mr. Reischle	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>25–26 November 2004 Frankfurt (DE)</b>	German	Advanced PCT seminar WIPO speaker: to be announced	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>9–10 December 2004 London (GB)</b>	English	Advanced PCT formalities seminar WIPO speaker: to be announced	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>9–10 March 2005 Ecully (FR)</b>	French	PCT seminar for patent attorneys WIPO speaker: Ms. Boutillon	Centre Paul Roubier (Mrs. Audi) Tel: (33–4) 78 33 07 08 Fax: (33–4) 78 33 58 96

## PCT Fee Tables

(amounts on 1 September 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 11. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

Key to abbreviations used in fee tables:

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	USD	US dollar
AED	United Arab Emirates dirham	CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
ALL	Albanian lek	CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	XAF	CFA franc BEAC
AMD	Armenian dram	DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	YUD	Yugoslavian dinar
AUD	Australian dollar	DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZAR	South African rand
AZM	Azerbaijani manat	EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble	ZWD	Zimbabwe dollar
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 September 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP
CA	CAD 300	CAD 1,489	16	106	CA <sup>8</sup>
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,134	eq USD 12	eq USD 81	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) 200	USD (or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 September 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup> —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64	EP
ES <sup>5</sup>	EUR 63.99	EUR 902	10	64	EP ES
FI <sup>5</sup>	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB <sup>5</sup>	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>9</sup> 10	USD 1,134	12	81	EP RU
GH	GHC <sup>10</sup> 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>11</sup> 100 or EUR <sup>11</sup> 64 or USD <sup>11</sup> 81	CHF 1,400 or EUR 902 or USD 1,134	15 10 12	100 64 81	See footnote 12
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP <sup>5</sup>	JPY 13,000	JPY 123,200	1,300	8,800	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR <sup>5</sup>	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>13</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,134	12	81	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>14</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 200	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>15</sup>	NZD 1,772	19	127	AU EP US

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 September 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
OA	XAF —	XAF eq CHF 1,400	eq CHF 15	n a	AT EP RU SE
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30.99	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				
TJ	TJS <sup>7</sup> —	USD 1,134	12	n a	EP RU
TM	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
TN	TND <sup>7</sup> —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,134	12	81	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,134	12	n a	EP RU
US	USD 300	USD 1,134	12	81	EP US
UZ	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
VC	Information not yet available				
VN	VND eq USD 150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD 3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR 500	ZAR 7,490 (from 1.10.04: 6,760)	80 (72)	530 (480)	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 September 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>								
AT	EUR 159	CHF 247	KRW 235,000	SGD 310	USD 182	ZAR 1,320			
AU	AUD 1,200 USD 865 (from 1.10.04:	CHF 1,050 ZAR* 5,800 ZAR 5,300)	EUR 684	KRW 1,014,000	NZD 1,370	SGD 1,490			
CA	CAD 1,600	CHF 1,520	EUR 985	USD 1,195					
CN	CNY 1,500	CHF 245	EUR 158	USD 181					
EP <sup>16</sup>	EUR 1,550 ISK 138,000 SGD 3,130	CAD 2,520 JPY 200,100 USD 1,920	CHF 2,432 MWK 194,000 ZAR 12,000	CYP 905 NOK 13,450	DKK 11,520 NZD 2,884	GBP 1,078 SEK 13,870			
ES <sup>16</sup>	EUR 1,550	CHF 2,432	USD 1,920						
JP	JPY 97,000	CHF 1,097	EUR 752	KRW 1,066,000	USD 887				
KR	KRW 225,000	CHF 238	EUR 151	USD 194					
RU <sup>17</sup>	USD 300	CHF 406	EUR 262						
SE	SEK 13,870 USD 1,920	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK 13,450			
US	USD 1,000 ZAR* 6,600	CHF 1,318	395 <sup>18</sup>	EUR 787	254 <sup>18</sup>	NZD 1,570	470 <sup>18</sup>		



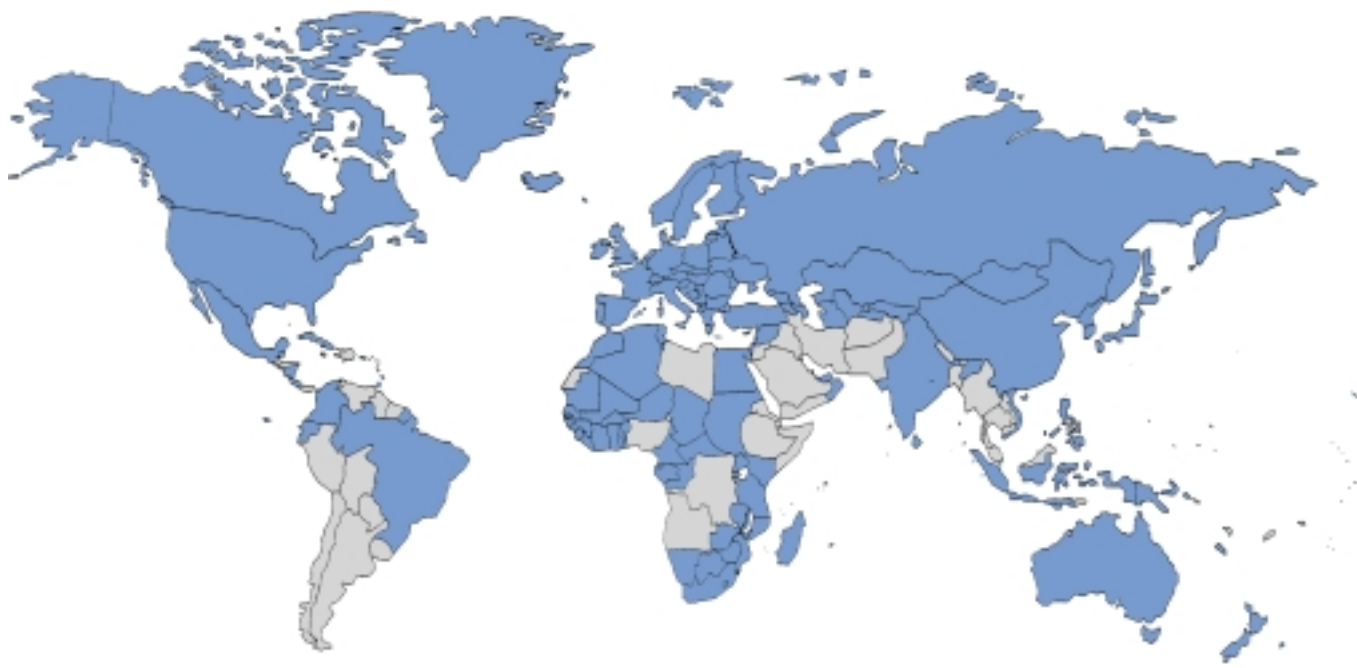
**Table II — Preliminary examination fees**  
(amounts on 1 September 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>19</sup>		Handling fee <sup>3,19</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>20</sup>	AUD	218
CA	CAD	800		CAD	213
CN	CNY	1,500		CNY eq CHF	200
EP <sup>16</sup>	EUR	1,530		EUR	129
ES	EUR	502.97		EUR	129
JP	JPY	36,000		JPY	17,600
KR	KRW	225,000		KRW	190,000
RU <sup>17</sup>	USD	200 <sup>21</sup>	300 <sup>22</sup>	USD	162
SE	SEK	5,000		SEK	1,160
US	USD	600	750 <sup>23</sup>	USD	162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, GB, IB, JP and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200**=EUR 129, GBP 90, KRW 190,000, USD 162; **CHF 300**=EUR 193, GBP 134, JPY 26,400, KRW 285,000, USD 243.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 For international applications filed before 26 July 2004, the competent ISA is the European Patent Office. For international applications filed on or after 26 July 2004, the competent ISA is the Canadian Intellectual Property Office.
- 9 This fee is reduced by 80% where the applicant is a natural person.
- 10 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 11 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 12 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. See also *PCT Applicant's Guide*, Vol. I/IB, Annex C (IB).
- 13 The Japan Patent Office is competent only for international applications in Japanese.
- 14 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 15 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 16 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on page 27 of *PCT Newsletter* No. 12/2003 or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 17 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 18 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 19 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 20 Payable when the international search report was not issued by the Australian Patent Office.
- 21 Payable when the international search report was established by the Russian Patent Office.
- 22 In all cases where footnote 21 does not apply.
- 23 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/IB, Annex C (US)).

## PCT Contracting States and Two-letter Codes (123 on 1 September 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SY Syrian Arab Republic
AG Antigua and Barbuda	CY Cyprus (EP) <sup>2</sup>	IN India	MN Mongolia	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CZ Czech Republic (EP)	IS Iceland	MR Mauritania (OA) <sup>2</sup>	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DK Denmark (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DM Dominica	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DZ Algeria	KG Kyrgyzstan (EA)	NA Namibia (AP)	TN Tunisia
BA Bosnia and Herzegovina	EC Ecuador	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TR Turkey (EP)
BB Barbados	EE Estonia (EP)	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EG Egypt	KZ Kazakhstan (EA)	NL Netherlands (EP) <sup>2</sup>	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	ES Spain (EP)	LC Saint Lucia	NO Norway	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FR France (EP) <sup>2</sup>	LK Sri Lanka	OM Oman	US United States of America
BR Brazil	GA Gabon (OA) <sup>2</sup>	LR Liberia	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GB United Kingdom (EP)	LS Lesotho (AP)	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GD Grenada	LT Lithuania <sup>1</sup>	PL Poland (EP)	ZA South Africa
BZ Belize	GE Georgia	LU Luxembourg (EP)	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GH Ghana (AP)	LV Latvia <sup>1</sup>	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) <sup>2</sup>	GM Gambia (AP)	MA Morocco	RU Russian Federation (EA)	
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>	MC Monaco (EP) <sup>2</sup>	SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SD Sudan (AP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MG Madagascar	SE Sweden (EP)	
CM Cameroon (OA) <sup>2</sup>	HR Croatia <sup>1</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SG Singapore	
CN China	HU Hungary (EP)		SI Slovenia (EP) <sup>2</sup>	
CO Colombia	ID Indonesia		SK Slovakia (EP)	
	IE Ireland (EP) <sup>2</sup>		SL Sierra Leone (AP)	
			SN Senegal (OA) <sup>2</sup>	

<sup>1</sup> Extension of European patent possible.

<sup>2</sup> May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct/en/index.htm](http://www.wipo.int/pct/en/index.htm)

**C** **C**  
**Receiving Offices**  
**OA** **OA**  
**AFRICAN INTELLECTUAL**  
**PROPERTY ORGANIZATION (OAPI)**

Competent receiving Office for nationals and residents of:	Benin, Burkina Faso, Cameroon, Central African Republic, Chad, Congo, Côte d'Ivoire, Equatorial Guinea, Gabon, Guinea, Guinea-Bissau, Mali, Mauritania, Niger, Senegal and Togo
Language in which international applications may be filed:	English or French
Langues in which the request may be filed:	English or French
Number of copies required by the receiving Office:	1
Does the receiving Office accept the filing of international applications with requests in PCT-EASY format? <sup>1</sup>	No
Competent International Searching Authority:	Austrian Patent Office, European Patent Office, Russian Patent Office or Swedish Patent Office
Competent International Preliminary Examining Authority:	Austrian Patent Office, European Patent Office, <sup>2</sup> Russian Patent Office or Swedish Patent Office
Fees payable to the receiving Office:	Currency: CFA franc BEAC (XAF)
Transmittal fee:	Information not yet available
International filing fee: <sup>3</sup>	Equivalent in XAF of Swiss francs 1,400
Supplement per sheet over 30: <sup>3</sup>	Equivalent in XAF of Swiss francs 15
Reductions (under Schedule of Fees, item 3)	None
Search fee:	Equivalent in XAF of the search fee payable to the International Searching Authority chosen by the applicant: see Annex D(AT), (EP), (RU) or (SE)
Fee for priority document (PCT Rule 17.1(b)):	XAF 60,000 plus XAF 15,000 per page in excess of 10 pages
Is an agent required by the receiving Office?	No, if the applicant resides in an OAPI Member State Yes, if the applicant does not reside in an OAPI Member State
Who can act as agent?	Any agent authorized to represent applicants before the OAPI

<sup>1</sup> Where the request is filed in PCT-EASY format together with a PCT-EASY diskette and the receiving Office accepts such filings (see *PCT Gazette* No. 51/1998, pages 17330 and 17332, and No. 44/2003, page 24736, Schedule of Fees, item 3(a)), the total amount of the international fee is reduced.

<sup>2</sup> The European Patent Office is competent only if the international search is or has been performed by that Office, the Austrian Patent Office or the Swedish Patent Office.

<sup>3</sup> This fee is reduced by 75% if certain conditions apply (see corresponding footnote to Annex C(IB)). For further details, see *PCT Gazette* No. 44/2003, page 24736, Schedule of Fees, item 4.

# PCT NEWSLETTER

PATENT  
COOPERATION  
TREATY

October 2004

No. 10/2004



WORLD  
INTELLECTUAL  
PROPERTY  
ORGANIZATION

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

## Tribute to Dr. Árpád Bogsch

The former Director General of WIPO, Dr. Árpád Bogsch, died on 19 September 2004. Dr. Bogsch, who retired from WIPO in 1997, played a leading role at WIPO (and its predecessor, BIRPI) for 34 years; the first 10 years as First Deputy Director and the remaining 24 years as Director General of WIPO. He was instrumental in the conception and implementation of the Patent Cooperation Treaty.

Dr. Kamil Idris, current Director General of WIPO, paid tribute to the former Director General on September 21, 2004, by saying:

“Dr. Bogsch was not only the founder of this Organization but also the crafter, the creator of the modern intellectual property system...Dr. Bogsch was a rare thinker, a statesman and a man of integrity...his contributions to humanity, to knowledge, to science and technology, are beyond the description of words.”

## Thirty-third Session of the PCT Assembly

The thirty-third session of the Assembly of the PCT Union was held in Geneva during the period from 27 September to 5 October 2004, as part of the meetings of the Assemblies of the Member States of WIPO. All documents referred to below, which were prepared for the PCT Assembly and give detailed background information relating to the discussions and to the decisions that were taken, are available on the PCT website, at:

[www.wipo.int/pct/en/meetings/meetings.htm](http://www.wipo.int/pct/en/meetings/meetings.htm)

The report of the session will also be available shortly at the above-

mentioned Internet address. Some of the matters that were discussed during the meeting are outlined below.

### 1. PCT fees

A proposal had been made by WIPO to increase the international filing fee by 12% with effect from 1 January 2005 (see document PCT/A/33/5). A consensus was not reached on this proposal. The PCT Assembly recommended that any future readjustment of PCT fees should be analyzed by the WIPO Program and Budget Committee, a session of which was to be organized as soon as possible.

### 2. Amendments to the PCT Regulations

The Assembly approved the proposed amendments to the PCT

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[www.wipo.int/pct/en](http://www.wipo.int/pct/en)

**Selection of  
PCT Materials on the Internet  
([www.wipo.int/pct/en/](http://www.wipo.int/pct/en/))**

Home page, with links to what's new on the site  
PCT Information Service

PCT filing

- *Basic Facts about the PCT*
- Forms
- Direct filing of PCT applications with the International Bureau as PCT receiving Office
- *PCT Applicant's Guide*
- Fees

PCT-SAFE

PCT legal texts and guidelines

- About the Treaty
- Texts of the Patent Cooperation Treaty, Regulations and Administrative Instructions
- PCT Receiving Office Guidelines
- PCT International Search and International Preliminary Examination Guidelines
- PCT Contracting States
- Reservations and incompatibilities
- Useful tables: time limits for entering national/regional phase; types of protection; power of attorney waivers
- PCT legal text index

*PCT Gazette*

PCT news (including the *PCT Newsletter*, PCT-related Press Releases and Updates and PCT statistics)

Seminar calendar and seminar materials

PCT meetings

- PCT Assembly and various committees

PCT Reform

The History of the PCT Regulations

**PCT Information Service**

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Internet: [www.wipo.int](http://www.wipo.int)

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Priority mail: CHF 81 or USD 60  
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[www.wipo.int/pct/en/newslett/index.htm](http://www.wipo.int/pct/en/newslett/index.htm)

Regulations that were published in document PCT/A/33/2. Those amendments relate to the following matters (the paragraph references below relate to the above-mentioned document).

a) simplification of the protest procedure before both the International Searching Authority and the International Preliminary Examining Authority in case of non-unity of invention; for a more detailed explanation, see Annex II, paragraphs 1 to 7;

(b) furnishing of sequence listings for the purposes of search and examination, and in particular, allowing a late furnishing fee to be charged by the International Searching Authority for the furnishing of a sequence listing under PCT Rule 13*ter*; for a more detailed explanation, see Annex II, paragraphs 8 to 16;

(c) corrigenda and consequential amendments further to the amendments adopted by the Assembly on October 1, 2002, with effect from January 1, 2004; for a more detailed explanation, see Annex II, paragraphs 17 to 24.

The amendments will enter into force on 1 April 2005 and will, in general, apply to all international applications whose international filing date is on or after 1 April 2005. However, certain amended Rules relating to the international preliminary examination procedure (that is, PCT Rules 13*ter*.2, 53.9, 68.2, 68.3 and 69.1) will apply in cases where a demand for international preliminary examination is made

**Reminder**

The national Offices of the following States do not yet apply the 30-month time limit for entering the national phase under Chapter I as fixed in PCT Article 22(1) (as modified with effect from 1 April 2002). Note, however, that in respect of the **regional** designation of all those States, the time limit under PCT Article 22(3) of 31 months applies.

CH Switzerland  
FI Finland  
LU Luxembourg  
SE Sweden  
TZ United Republic of Tanzania  
UG Uganda  
ZM Zambia

A list of time limits applicable for each designated/elected Office for entering the national phase under Chapters I and II of the PCT is available at:

[www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)



on or after 1 April 2005, whether the international application is filed before, on or after 1 April 2005.

A consolidated version of the Patent Cooperation Treaty and Regulations (WIPO publication no. 274), including all the amendments that will enter into force on 1 April 2005, is under preparation and will be available in paper form and on the PCT website early next year. An announcement will be made in the *PCT Newsletter* as soon as each of those versions becomes available.

### 3. PCT reform

The Assembly noted the summaries by the Chair of the fifth and sixth session of the Working Group on Reform of the PCT and approved the proposals concerning the future work program in connection with reform of the PCT (see document PCT/A/33/1).

### 4. Status Report on PCT Information Systems

The Assembly took note of the Status Report on PCT Information Systems (document PCT/A/33/3), which reports on:

- Developments affecting the electronic communication by the International Bureau of PCT documents to PCT Offices;
- Developments affecting electronic filing (including PCT-SAFE) at the International Bureau and at the receiving Office of the International Bureau (RO/IB);
- Developments affecting the electronic processing of international applications by the IB; and
- Anticipated future developments affecting PCT Information Systems.

### 5. Status Report on PCT and Patent Statistics Activities

The Assembly took note of the Status Report on PCT and Patent Statistics Activities (document PCT/A/33/4) which reports on recent activities undertaken by the IB to improve the quality and availability of PCT and patent statistics and covers the following topics:

- Worldwide patent statistics, including WIPO's proposal to host a database of worldwide patent data for statistical analysis;

- PCT statistical indicators—these provide information on the functioning of the PCT system. The newly available statistical indicators report contains statistics on the filing of international applications, receiving Offices, International Searching Authorities, the International Bureau and International Preliminary Examining Authorities (for further information, see *PCT Newsletter* No. 08/2004, page 2);

- International Bureau PCT performance indicators—the IB is studying ways of improving the methods it uses for monitoring the efficiency and quality of its work in the processing of international applications;

- Conferences and Workshops: further to two meetings on patent statistics that were held at WIPO in September 2003, WIPO is co-sponsoring the WIPO-OECD Workshop on the Use of Patent Statistics on 11 and 12 October 2004, to further discuss the collection and use of patent statistics.

### 6. Report on the Quality Management System for International Authorities under the PCT

The Assembly took note of the above-mentioned report (document PCT/A/33/6). See also "Meeting of International Authorities Under the PCT," on page 4.

For information about the WIPO Assemblies in general, see WIPO Press Release 397/2004 at:

[www.wipo.int/edocs/prdocs/en/2004/wipo\\_pr\\_2004\\_397.html](http://www.wipo.int/edocs/prdocs/en/2004/wipo_pr_2004_397.html)

## New PCT Contracting State

### San Marino (country code: SM)

On 14 September 2004, San Marino deposited its instrument of accession to the PCT, and on 14 December 2004, will become bound by the PCT. Consequently, any international application filed on or after 14 December 2004 will automatically include the designation of San Marino. Also, because San Marino will be bound by Chapter II of the PCT, it will automatically be elected in any demand filed in respect of an international application filed on or after 14 December 2004. Furthermore, nationals and residents of San Marino will be entitled, as from 14 December 2004, to file international applications under the PCT.

## European Patent Convention

### Accession by Iceland and Lithuania

Iceland and Lithuania deposited their instruments of accession to the European Patent Convention (EPC) on 31 August 2004 and 3 September 2004, respectively. Iceland will become bound by that Convention on 1 November 2004, and Lithuania will become bound on 1 December 2004. This brings the number of Contracting States of the EPC to 30.

Therefore, any international application filed on or after 1 November 2004 will include the designation of Iceland for a European patent, in addition to a national patent, and any international application filed on or after 1 December 2004 will include the designation of Lithuania for a European patent, in addition to a national patent.

Moreover, as from 1 November 2004, it will be possible for nationals and residents of Iceland to file international applications with the European Patent Office as receiving Office, in addition to the Icelandic Patent Office or the International Bureau of WIPO, and as from 1 December 2004, it will be possible for nationals and residents of Lithuania to file international applications with the European Patent Office as receiving Office, in addition to the Lithuanian Patent Office or the International Bureau of WIPO.

#### *Effect on the extension agreement between the EPO and Lithuania*

The extension agreement between Lithuania and the European Patent Organisation will terminate with the entry into force of the EPC in Lithuania on 1 December 2004. It will thereafter no longer be possible to extend European patent applications and patents to Lithuania. The extension system will, however, continue to apply to all European and international applications filed prior to 1 December 2004, as well as to all European patents granted in respect of such applications.

Further information will be published in the *Official Journal of the EPO*, 10/2004, on pages 479 and 481, at:

[www.european-patent-office.org/epo/pubs/oj004/index\\_e.htm](http://www.european-patent-office.org/epo/pubs/oj004/index_e.htm)

## Meeting of International Authorities Under the PCT

The tenth session of the Meeting of International Authorities under the PCT was held in Geneva, from 13 to 15 September 2004. Eleven of the twelve International Searching Authorities (ISAs) and International Preliminary Examining Authorities (IPEAs) were represented. Some of the main issues discussed are outlined below.

### Enhanced International Search and Preliminary Examination System

A number of areas had been identified in which clarification was needed. Notably, the International Authorities agreed that:

- the international search report (ISR) and written opinion forms should be modified to be more clear as to whether the ISA had based its views on the international application as filed or on a translation of the international application, as well as which version of sequence listings and tables had been used where more than one had been furnished;
- Box No. II ("Priority") of the written opinion of the ISA (Form PCT/ISA/237) should be modified to allow an indication that the validity of the priority has not been checked because the Authority "does not have in its possession a copy of the earlier application" rather than because a copy of the earlier application (priority document) has not yet been furnished, since there are several reasons for which a copy might have been furnished but is not yet available at the ISA at the time that the report is established;
- in the event that there was any limitation in the scope of the international search, examiners should present the full details, with reasons, in the ISR (or declaration under Article 17(2)(a)) rather than the written opinion, so that the information would be published with the international application and more easily available to third parties considering the ISR.

### Quality Framework

The Authorities discussed the Quality Framework set out in Chapter 21 of the PCT International Search and Preliminary Examination Guidelines and adopted a report to the PCT Assembly (available from the PCT website as document PCT/A/33/6) on progress in imple-

menting quality management systems. Consideration will continue in further sessions with the aim of allowing all the Authorities to benefit from identifying and adopting best practices. The International Bureau also reported on quality management in its own PCT operations.

### **Minimum Documentation**

The Meeting noted the previously agreed selection of five traditional knowledge-related periodicals for inclusion in the non-patent literature list under PCT Rule 34 and agreed on the inclusion of a further six. It was agreed that the concept of minimum documentation should be reviewed since it was becoming increasingly outdated in view of the use of electronic databases. As part of this review, the Authorities will consider how to access and make effective searches of prior art in traditional knowledge databases as well as non-patent literature more generally.

The report of the session (document PCT/MIA/10/11) is available from the PCT website at:

[www.wipo.int/pct/en/meetings/mia/index\\_10.htm](http://www.wipo.int/pct/en/meetings/mia/index_10.htm)

## **PCT Information Update**

### **CY Cyprus (e-mail and Internet addresses)**

The e-mail and Internet addresses of the Department of Registrar of Companies and Official Receiver of Cyprus has changed, as follows:

e-mail: [deptcomp@drcor.mcit.gov.cy](mailto:deptcomp@drcor.mcit.gov.cy)  
Internet: [www.mcit.gov.cy/drcor](http://www.mcit.gov.cy/drcor)

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (CY))

### **ID Indonesia (competent International Searching and Preliminary Examining Authorities)**

The Directorate General of Intellectual Property (Indonesia) has specified the Korean Intellectual Property Office as a competent International Searching Authority (ISA) and International Preliminary Examining Authority (IPEA), for international applications filed on or after 1 January 2004 in English, by nationals and residents of Indonesia with the Directorate General of Intellectual Property (Indonesia), or the International Bureau, as receiving Office.

This specification is in addition to that of the Australian Patent Office, the European Patent Office and the Russian Patent Office (the European Patent Office is a competent IPEA only if the international search is being or has been performed by the European Patent Office.)

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

### **LT Lithuania (location and mailing address)**

The location and mailing address of the Lithuanian Patent Office have changed, as follows:

location and mailing address:

Kalvarijų g. 3  
LT-09310 Vilnius  
Lithuania

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (LT))

### **LV Latvia (fees)**

The Latvian Patent Office has notified a change in the currency of payment of the international fee and of the PCT-EASY fee reduction (item 3(a) of the Schedule of Fees), as indicated in Table I(a).

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

### **MD Republic of Moldova (telephone and fax numbers)**

The telephone and fax numbers of the State Agency on Industrial Property Protection (Republic of Moldova) have changed. The numbers to be used are now as follows:

telephone: (37322) 44 32 53, 44 96 06,  
44 96 54

fax: (37322) 44 01 19, 44 32 53

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (MD))

### **PH Philippines (fees)**

The amounts of the national fees,\* payable to the Intellectual Property Office (Philippines) as designated (or elected) Office, have changed. The new amounts, applicable since 16 March 2004, are as follows:

for patent:

filing fee: PHP 3,600 (1,800)\*\*

for utility model:

filing fee: PHP 3,000 (1,500)\*\*

\* Must be paid at the time of entry into the national phase or within one month from the time of entry into the national phase. Where the national phase is entered after 30 months but not later than 31 months from the priority date, a surcharge will have to be paid.

\*\* The amount in parentheses is applicable in cases of filing by a "small entity". A small entity is any natural or legal person whose assets are worth 20 million PHP or less. At the time of payment, any natural or legal person is presumed to be a big entity unless a written statement to the contrary is submitted by such natural person or the duly authorized representative of such legal person.

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

### US United States of America (fax numbers; fees)

The United States Patent and Trademark Office (USPTO) has announced that its Office of PCT Legal Administration has moved. As a result, the following fax numbers have changed:

PCT Help Desk fax: (571) 273 04 19  
PCT Legal fax: (571) 273 04 59

The amounts of some of the national fees, payable to the United States Patent and Trademark Office as designated (or elected) Office, have changed with effect from 1 October 2004. The new amounts are set out on provisional sheets for the *PCT Applicant's Guide*, Vol. II/D, National Chapter, Summary (US).

### List of Contracting States

The provisional sheet for the *PCT Applicant's Guide*, Vol. I/A, Annex A (PCT Contracting States) includes San Marino and the date of entry into force of the PCT in respect of that State (see page 3 for details).

### PCT-SAFE Update

#### Release of new version of the PCT-SAFE Client software

A new version of the PCT-SAFE Client software (version 3.50 (build 0002.163)), dated 20 September 2004, is available to download from the PCT-SAFE website. The new version incorporates a number of changes, including:

- modifications to allow the selection of the Canadian Intellectual Property Office (CIPO) as International Searching Authority for filings by nationals and/or residents of Canada;
- modifications to enable the filing with the United Kingdom Patent Office as receiving Office of international applications on physical media using the PCT-SAFE software; and
- modifications to enable on-line filing with the Spanish Patent and Trademark Office as receiving Office using WIPO Customer Certification Authority issued certificates.

Further information, including details about the other changes which have been incorporated into the new version and information on how to install the software, is available on the PCT-SAFE website at:

[www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)

### New/Updated PCT Materials on the Internet

(PCT homepage: [www.wipo.int/pct/en/](http://www.wipo.int/pct/en/))

#### Applicability of 75% reduction in certain PCT fees

The list of States whose nationals and residents are entitled to a 75% reduction in certain PCT fees has been updated to include Timor-Leste (see 1(b) and 2(b): States which are not PCT Contracting States). See:

[www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)

### PCT Regulations in German: *Corrigendum*

A correction to the translation of PCT Rule 69.2 of the PCT Regulations in German may be downloaded from the PCT website at:

[www.wipo.int/pct/de/texts/pdf/korrigendum.pdf](http://www.wipo.int/pct/de/texts/pdf/korrigendum.pdf)

### Interruption in the US Postal Service

The USPTO has made the following announcement about an interruption in the US Postal Service:

"The United States Patent and Trademark Office (USPTO) has announced that it is designating the interruption in service of the United States Postal Service (USPS) in the



areas affected by a series of hurricanes that started with Hurricane Frances in Florida on September 3, 2004, as a postal service interruption and an emergency within the meaning of 35 U.S.C. § 21(a) and 37 CFR 1.10(i).

“Postal services in Florida, Alabama, Mississippi, Louisiana, Georgia, Puerto Rico, U.S. Virgin Islands, West Virginia, Ohio, Pennsylvania, Maryland, and Virginia have been suspended intermittently since Friday, September 3, 2004, due to a series of hurricanes (Frances, Ivan, and Jeanne) that have affected these areas. To determine whether a post office has been closed or postal services suspended in a particular area due to these hurricanes, contact the post office directly or visit the USPS’s Web site at: <http://www.usps.gov> ...”

For further information, see the announcement that was published on the USPTO website at:

[www.uspto.gov/web/offices/pac/dapp/opla/preognotice/uspsinter.pdf](http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/uspsinter.pdf)

The USPTO states that as soon as it receives further information from the USPS as to when postal services in the affected areas will be resumed, the USPTO will post updated information in this respect on its Web site ([www.uspto.gov](http://www.uspto.gov)) and in the *Official Gazette*.

## Practical Advice

### **Responses to the written opinion under Chapter I**

*Q: Now that a written opinion is issued in addition to the international search report by the International Searching Authority during the Chapter I procedure, we are filing fewer demands for international preliminary examination than we used to do. Under the Chapter II procedure it is possible to respond to the written opinion of the International Preliminary Examining Authority—is it possible to respond to the written opinion of the International Searching Authority? If so, where should that response be sent, and what is the time limit for submitting a response?*

**A:** All international applications filed on or after 1 January 2004 are subject to the new enhanced international search and preliminary examination system in which a written opinion is incorporated into the international search

procedure under Chapter I. The PCT does not provide for any form of dialogue between the applicant and the examiner at the International Searching Authority (ISA). Such dialogue is provided for only under the Chapter II procedure.

In accordance with a decision of the PCT Assembly (see paragraph 47 of document PCT/A/31/10, available on the PCT website at: [www.wipo.int/pct/en/meetings/meetings.htm](http://www.wipo.int/pct/en/meetings/meetings.htm)), it is possible, if the applicant wishes to do so, to submit written comments to the International Bureau (IB) on an informal basis. Those informal comments allow the applicant to address the issues raised in the written opinion of the ISA in the international phase if a demand is not filed. Although there are no express provisions in the PCT Regulations for the submission of such “informal comments,” the applicant should be aware of the following points:

- They should be submitted to the IB, and ***not to the ISA or the International Preliminary Examining Authority (IPEA)***.
- The informal comments should be clearly marked as “informal comments.” If they are not marked as such, the purpose of the document may be unclear to the IB.
- They may be submitted independently of, and in addition to, any amendments under PCT Article 19, and there is no requirement to refer in the amendments to the informal comments where both are filed. If the informal comments are filed at the same time as the amendments under PCT Article 19, they must be submitted on separate pages, noting that, although amendments under Article 19 will be published with the international application, informal comments will not be published.
- The IB will send an acknowledgment of receipt of the informal comments to the applicant.
- Although there is no time limit for submitting informal comments, the earliest time for submission is after the issuance of the written opinion of the ISA, and it is recommended that applicants send them no later than 28 months from the priority date so that the IB is in a position to communicate them to the designated Offices together with the international preliminary report on patentability (Chapter I of the Patent Cooperation Treaty) (IPRP Chapter I)(see paragraph below).



- If no demand has been filed, the IB will forward the informal comments to the designated Offices together with the IPRP Chapter I after the expiration of 30 months from the priority date (see PCT Rule 44*bis*.2) (note that the IB will not forward the informal comments to the ISA, and **where a demand is filed, it will not forward them to the IPEA**).
- The informal comments will be open to public inspection as part of the file of an international application at the IB but not before the expiration of 30 months from the priority date (PCT Rule 44*ter*.1 and 94.1). Depending on the applicable national law, the designated Offices may also make the informal comments available to the public.
- It is up to the designated Offices to decide whether and to what extent to take the informal comments into account in the national phase.
- The designated Offices are free to require a translation of the informal comments.

Note that if the applicant decides to file a demand and wishes the IPEA to take into

consideration the content of the informal comments, it is possible to simply use the previously filed informal comments rather than drafting new comments for the IPEA, **not forgetting to remove the title “informal comments,”** as such a title may lead to confusion to the IPEA. Applicants should rather indicate that it is a response for the purposes of the Chapter II procedure. The formal procedure for submitting responses to written opinions under Chapter II, whereby the applicant can submit one or more amendments or arguments to the IPEA, and also has the possibility to communicate orally with the IPEA, has not changed (see PCT Rules 66.2 to 66.4).

For further information on the international search and preliminary examination procedures applicable since 1 January 2004, see *PCT Newsletter* No. 12/2003, and for further information on the written opinion of the ISA, see *PCT Applicant’s Guide*, paragraphs 292A to F.

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>12 October 2004 Frankfurt (DE)</b>	German	PCT update seminar WIPO speaker: Mr. H.G. Bartels	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: Management@Forum-Institut.de
<b>24–26 October 2004 Indian Wells, California (US)</b>	English	Advanced PCT seminar WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1-434) 974 17 00 Fax: (1-434) 975 20 66
<b>26 October 2004 Tokyo (JP)</b>	Japanese	PCT seminar WIPO speaker: Mr. Nakamaki	Japan Patent Office (Regional Branch Administration Section, General Affairs Division) Tel: (81-3) 35 81 11 01 ext. 2107 E-mail: PA02CO@jpo.go.jp
<b>28–30 October 2004 Indian Wells, California (US)</b>	English	Basic PCT seminar WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1-434) 974 17 00 Fax: (1-434) 975 20 66
<b>29 October 2004 Nagoya (JP)</b>	Japanese	PCT seminar WIPO speaker: Mr. Nakamaki	Japan Patent Office (Regional Branch Administration Section, General Affairs Division) Tel: (81-3) 35 81 11 01 ext. 2107 E-mail: PA02CO@jpo.go.jp
<b>4 November 2004 Osaka (JP)</b>	Japanese	PCT seminar WIPO speaker: Mr. Nakamaki	Japan Patent Office (Regional Branch Administration Section, General Affairs Division) Tel: (81-3) 35 81 11 01 ext. 2107 E-mail: PA02CO@jpo.go.jp
<b>4 November 2004 Nuremberg (DE)</b>	English	Presentation on recent developments in the PCT system at the VPP Autumn Conference WIPO speaker: Mr. Erstling	VPP (Association of Intellectual Property Experts) (Mr. Wolfgang Stern) Tel: (49-361) 551 17 00 Fax: (49-361) 551 17 09 e-mail: vpp.stern@vpp-patent.de
<b>4–5 November 2004 San Francisco (US)</b>	English	Advanced PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel	Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1-415) 289 74 71 Fax: (1-415) 331 60 68 E-mail: IPI@IPISeminars.com Internet: www.ipiseminars.com
<b>8–9 November 2004 Chicago (US)</b>	English	Advanced training course on the PCT, including PCT-SAFE training (which was previously indicated for 10 November 2004) WIPO speakers: Mr. Reischle and Mr. Maassel	The John Marshall Law School Department of Event Management Tel: (1-312) 987 14 20 Fax: (1-312) 427 71 28 E-mail: Events@jmls.edu

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<b>PCT Seminar Calendar [continued]</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>17–18 November 2004 Paris (FR)</b>	French	Seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>17–18 November 2004 Dedham, Massachusetts (US)</b>	English	PCT seminar WIPO speaker: Mr. Maassel Other speakers: Ms. Bidwell (USPTO) and Mr. Reed (The Procter & Gamble Company (US))	Boston Patent Law Association Ms. Christine O'Day Tel: (1–617) 517 55 58 Fax: (1–617) 439 41 70 E-mail: coday@edwardsangell.com Internet: www.bpla.org
<b>19 November 2004 London (GB)</b>	English	PCT presentation at the Annual Senior Patent Administrators' Conference WIPO speaker: Mr. Reischle	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>25–26 November 2004 Frankfurt (DE)</b>	German	Advanced PCT seminar WIPO speaker: Mr. Reischle Other speaker: Mr. Attasio (EPO)	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>8 December 2004 London (GB)</b>	English	PCT-SAFE workshop WIPO speaker: Ms. Featherby	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>9–10 December 2004 London (GB)</b>	English	Advanced PCT formalities seminar WIPO speakers: Mr. H G Bartels and Ms. Aeri	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>18–20 January 2005 Zurich (CH)</b>	English	Presentation on the PCT within the framework of the Postgraduate Program in Intellectual Property WIPO speakers: Mr. Reischle and Mr. Jae-Hyon Kim	Swiss Federal Institute of Technology Zurich (ETH), NDS Intellectual Property (Ms. Lili Tsiamis) Tel: (41–1) 632 68 08 Fax: (41–1) 632 13 67 E-mail: tsiamis@recht.gess.ethz.ch Internet: www.ndsip.ethz.ch
<b>28 January 2004 Stuttgart (DE)</b>	German	PCT seminar WIPO speaker: Mr. Reischle	Deutsche Vereinigung für Gewerblichen Rechtsschutz und Urheberrecht (GRÜR) (Mr. G. Schuster) Tel: (49–711) 222 99 40 Fax: (49–711) 222 99 433 E-mail: marken@schusterpat.de
<b>9–10 March 2005 Ecully (FR)</b>	French	PCT seminar for patent attorneys WIPO speaker: Ms. Boutillon	Centre Paul Roubier (Mrs. Audi) Tel: (33–4) 78 33 07 08 Fax: (33–4) 78 33 58 96

## PCT Fee Tables

### (amounts on 1 October 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 11. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

#### Key to abbreviations used in fee tables:

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso		
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	UAH	Ukrainian hryvnia
		CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	USD	US dollar
AED	United Arab Emirates dirham	CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	VND	Vietnamese dong
ALL	Albanian lek	DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	XAF	CFA franc BEAC
AMD	Armenian dram	DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	YUD	Yugoslavian dinar
AUD	Australian dollar	EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble	ZAR	South African rand
AZM	Azerbaijani manat	EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound	ZWD	Zimbabwe dollar

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 October 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 October 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
CA	CAD 300	CAD 1,489	16	106	CA <sup>8</sup>
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,134	eq USD 12	eq USD 81	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) <sup>200</sup>	USD(or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup> —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64	EP
ES <sup>5</sup>	EUR 63.99	EUR 902	10	64	EP ES
FI <sup>5</sup>	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB <sup>5</sup>	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>9</sup> 10	USD 1,134	12	81	EP RU
GH	GHC <sup>10</sup> 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>11</sup> 100 or EUR <sup>11</sup> 64 or USD <sup>11</sup> 81	CHF 1,400 or EUR 902 or USD 1,134	15 10 12	100 64 81	See footnote 12
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP KR RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 October 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP <sup>5</sup>	JPY 13,000	JPY 123,200	1,300	8,800	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR <sup>5</sup>	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>13</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	EUR 902	10	64	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>14</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 200	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>15</sup>	NZD 1,772	19	127	AU EP US
OA	XAF —	XAF eq CHF 1,400	eq CHF 15	n a	AT EP RU SE
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30.99	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 October 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>		International filing fee <sup>1,2,3</sup> (CHF 1,400)		Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
TJ	TJS <sup>7</sup>	—	USD	1,134	12	n a	EP RU
TM	USD <sup>7</sup>	—	USD	1,134	12	81	EP RU
TN	TND <sup>7</sup>	—	CHF	1,400	15	n a	EP
TR	CHF	100	CHF	1,400	15	100	EP
TT	TTD	750	USD	1,134	12	81	AT EP SE US
UA	UAH	255	USD (or eq UAH)	1,134	12	n a	EP RU
US	USD	300	USD	1,134	12	81	EP US
UZ	USD <sup>7</sup>	—	USD	1,134	12	81	EP RU
VC	Information not yet available						
VN	VND eq USD	150	VND	eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD	3,000	YUD	eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR	500	ZAR	6,760	72	480	AT AU EP US
ZM	Information not yet available						
ZW	ZWD	6,000	ZWD	eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 October 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>											
AT	EUR	159	CHF	247	KRW	235,000	SGD	310	USD	182	ZAR	1,320
AU	AUD	1,200	CHF	1,050	EUR	684	KRW	1,014,000	NZD	1,370	SGD	1,490
	USD	865	ZAR	5,300								
CA	CAD	1,600	CHF	1,520	EUR	985	USD	1,195				
CN	CNY	1,500	CHF	245	EUR	158	USD	181				
EP <sup>16</sup>	EUR	1,550	CAD	2,520	CHF	2,432	CYP	905	DKK	11,520	GBP	1,078
	ISK	138,000	JPY	200,100	MWK	194,000	NOK	13,450	NZD	2,884	SEK	13,870
	SGD	3,130	USD	1,920	ZAR	12,000						
ES <sup>16</sup>	EUR	1,550	CHF	2,432	USD	1,920						
JP	JPY	97,000	CHF	1,097	EUR	752	KRW	1,066,000	USD	887		
KR	KRW	225,000	CHF	238	EUR	151	USD	194				
RU <sup>17</sup>	USD	300	CHF	406	EUR	262						
SE	SEK	13,870	CHF	2,432	DKK	11,520	EUR	1,550	ISK	138,000	NOK	13,450
	USD	1,920										
US	USD	1,000	300 <sup>18</sup>	CHF	1,318	395 <sup>18</sup>	EUR	787	254 <sup>18</sup>	NZD	1,570	470 <sup>18</sup>
	ZAR	6,600	2,000 <sup>18</sup>									

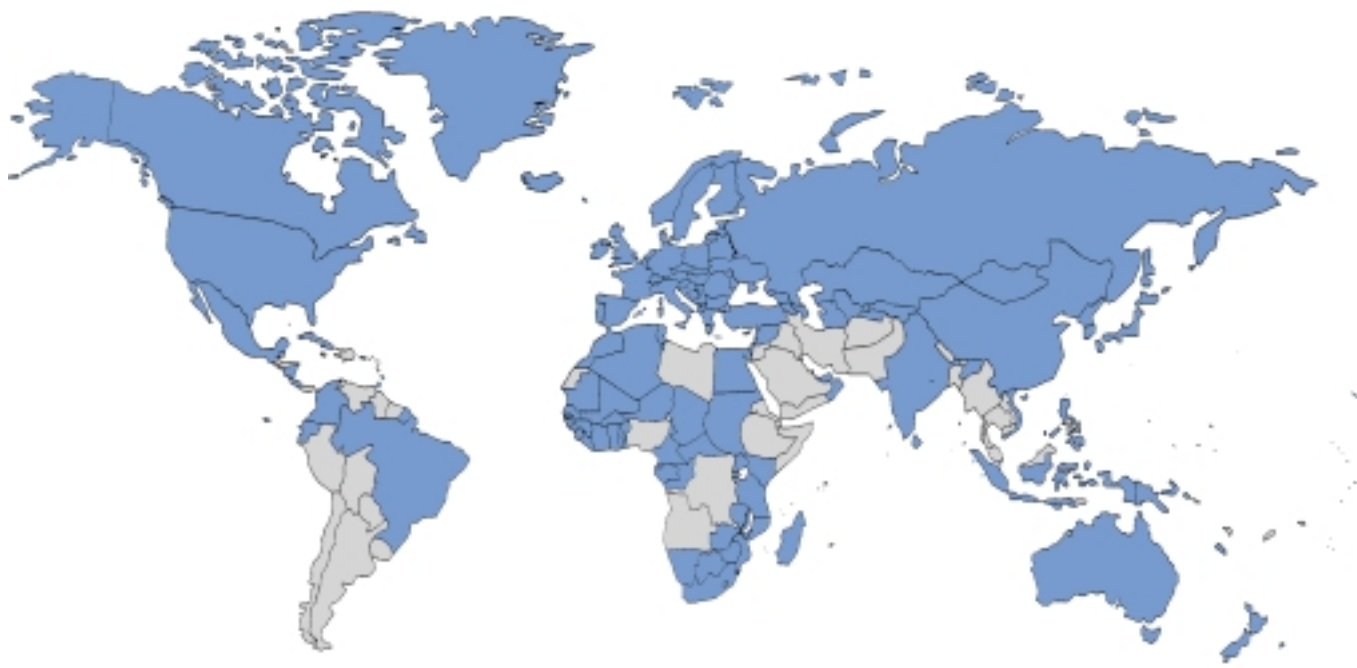
**Table II — Preliminary examination fees**  
(amounts on 1 October 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>19</sup>		Handling fee <sup>3,19</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>20</sup>	AUD	218
CA	CAD	800		CAD	213
CN	CNY	1,500		CNY eq CHF	200
EP <sup>16</sup>	EUR	1,530		EUR	129
ES	EUR	502.97		EUR	129
JP	JPY	36,000		JPY	17,600
KR	KRW	225,000		KRW	190,000
RU <sup>17</sup>	USD	200 <sup>21</sup>	300 <sup>22</sup>	USD	162
SE	SEK	5,000		SEK	1,160
US	USD	600	750 <sup>23</sup>	USD	162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, GB, IB, JP and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200**=EUR 129, GBP 90, KRW 190,000, USD 162; **CHF 300**=EUR 193, GBP 134, JPY 26,400, KRW 285,000, USD 243.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 For international applications filed before 26 July 2004, the competent ISA is the European Patent Office. For international applications filed on or after 26 July 2004, the competent ISA is the Canadian Intellectual Property Office.
- 9 This fee is reduced by 80% where the applicant is a natural person.
- 10 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 11 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 12 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 13 The Japan Patent Office is competent only for international applications in Japanese.
- 14 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 15 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 16 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on page 27 of *PCT Newsletter* No. 12/2003 or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 17 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 18 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 19 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 20 Payable when the international search report was not issued by the Australian Patent Office.
- 21 Payable when the international search report was established by the Russian Patent Office.
- 22 In all cases where footnote 21 does not apply.
- 23 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

**PCT Contracting States and Two-letter Codes (124 on 1 October 2004)**



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) <sup>2</sup>	SN Senegal (OA) <sup>2</sup>
AG Antigua and Barbuda	CU Cuba	IN India	MN Mongolia	SY Syrian Arab Republic
AL Albania <sup>1</sup>	CY Cyprus (EP) <sup>2</sup>	IS Iceland ( <i>EP from 1 November 2004</i> )	MR Mauritania (OA) <sup>2</sup>	SZ Swaziland (AP) <sup>2</sup>
AM Armenia (EA)	CZ Czech Republic (EP)	IT Italy (EP) <sup>2</sup>	MW Malawi (AP)	TD Chad (OA) <sup>2</sup>
AT Austria (EP)	DE Germany (EP)	JP Japan	MX Mexico	TG Togo (OA) <sup>2</sup>
AU Australia	DK Denmark (EP)	KE Kenya (AP)	MZ Mozambique (AP)	TJ Tajikistan (EA)
AZ Azerbaijan (EA)	DM Dominica	KG Kyrgyzstan (EA)	NA Namibia (AP)	TM Turkmenistan (EA)
BA Bosnia and Herzegovina	DZ Algeria	KP Democratic People's Republic of Korea	NE Niger (OA) <sup>2</sup>	TN Tunisia
BB Barbados	EC Ecuador	KR Republic of Korea	NI Nicaragua	TR Turkey (EP)
BE Belgium (EP) <sup>2</sup>	EE Estonia (EP)	KZ Kazakhstan (EA)	NL Netherlands (EP) <sup>2</sup>	TT Trinidad and Tobago
BF Burkina Faso (OA) <sup>2</sup>	EG Egypt	LC Saint Lucia	NO Norway	TZ United Republic of Tanzania (AP)
BG Bulgaria (EP)	ES Spain (EP)	LI Liechtenstein (EP)	NZ New Zealand	UA Ukraine
BJ Benin (OA) <sup>2</sup>	FI Finland (EP)	LK Sri Lanka	OM Oman	UG Uganda (AP)
BR Brazil	FR France (EP) <sup>2</sup>	LR Liberia	PG Papua New Guinea	US United States of America
BW Botswana (AP)	GA Gabon (OA) <sup>2</sup>	LS Lesotho (AP)	PH Philippines	UZ Uzbekistan
BY Belarus (EA)	GB United Kingdom (EP)	LT Lithuania <sup>1</sup> ( <i>EP from 1 December 2004</i> )	PL Poland (EP)	VC Saint Vincent and the Grenadines
BZ Belize	GD Grenada	LU Luxembourg (EP)	PT Portugal (EP)	VN Viet Nam
CA Canada	GE Georgia	LV Latvia <sup>1</sup>	RO Romania (EP)	YU Serbia and Montenegro
CF Central African Republic (OA) <sup>2</sup>	GH Ghana (AP)	MA Morocco	RU Russian Federation (EA)	ZA South Africa
CG Congo (OA) <sup>2</sup>	GM Gambia (AP)	MC Monaco (EP) <sup>2</sup>	SC Seychelles	ZM Zambia (AP)
CH Switzerland (EP)	GN Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SE Sweden (EP)	ZW Zimbabwe (AP)
CI Côte d'Ivoire (OA) <sup>2</sup>	GQ Equatorial Guinea (OA) <sup>2</sup>	MG Madagascar	SG Singapore	
CM Cameroon (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SI Slovenia (EP) <sup>2</sup>	
CN China	HR Croatia <sup>1</sup>		SK Slovakia (EP)	
CO Colombia	HU Hungary (EP)		SL Sierra Leone (AP)	
	ID Indonesia		<b>SM San Marino</b> ( <i>from 14 December 2004</i> )	
	IE Ireland (EP) <sup>2</sup>			

1 Extension of European patent possible. In the case of Lithuania, it will not be possible to extend European patents to that State in respect of international applications filed on or after 1 December 2004.

2 May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)

## A

## PCT Contracting States\*

## A

Name of State followed by the two-letter code	Date on which State became bound by the PCT <sup>*</sup>	Name of State followed by the two-letter code	Date on which State became bound by the PCT <sup>*</sup>
Albania AL	4 October 1995	Guinea GN	27 May 1991
Algeria DZ <sup>1</sup>	8 March 2000	Guinea-Bissau GW	12 December 1997
Antigua and Barbuda AG	17 March 2000	Hungary HU <sup>1</sup>	27 June 1980
Armenia AM <sup>1</sup>	25 December 1991	Iceland IS	23 March 1995
Australia AU	31 March 1980	India IN <sup>1</sup>	7 December 1998
Austria AT	23 April 1979	Indonesia ID <sup>1</sup>	5 September 1997
Azerbaijan AZ	25 December 1995	Ireland IE	1 August 1992
Barbados BB	12 March 1985	Israel IL	1 June 1996
Belarus BY <sup>1</sup>	25 December 1991	Italy IT	28 March 1985
Belgium BE	14 December 1981	Japan JP	1 October 1978
Belize BZ	17 June 2000	Kazakhstan KZ <sup>1</sup>	25 December 1991
Benin BJ	26 February 1987	Kenya KE	8 June 1994
Bosnia and Herzegovina BA	7 September 1996	Kyrgyzstan KG <sup>1</sup>	25 December 1991
Botswana BW	30 October 2003	Latvia LV	7 September 1993
Brazil BR	9 April 1978	Lesotho LS	21 October 1995
Bulgaria BG	21 May 1984	Liberia LR	27 August 1994
Burkina Faso BF	21 March 1989	Liechtenstein LI	19 March 1980
Cameroon CM	24 January 1978	Lithuania LT	5 July 1994
Canada CA	2 January 1990	Luxembourg LU	30 April 1978
Central African Republic CF	24 January 1978	Madagascar MG	24 January 1978
Chad TD	24 January 1978	Malawi MW	24 January 1978
China CN	1 January 1994	Mali ML	19 October 1984
Colombia CO	28 February 2001	Mauritania MR	13 April 1983
Congo CG	24 January 1978	Mexico MX	1 January 1995
Costa Rica CR	3 August 1999	Monaco MC	22 June 1979
Côte d'Ivoire CI	30 April 1991	Mongolia MN	27 May 1991
Croatia HR	1 July 1998	Morocco MA	8 October 1999
Cuba CU <sup>1</sup>	16 July 1996	Mozambique MZ <sup>1</sup>	18 May 2000
Cyprus CY	1 April 1998	Namibia NA	1 January 2004
Czech Republic CZ	1 January 1993	Netherlands NL <sup>4</sup>	10 July 1979
Democratic People's Republic of Korea KP	8 July 1980	New Zealand NZ	1 December 1992
Denmark DK	1 December 1978	Nicaragua NI	6 March 2003
Dominica DM	7 August 1999	Niger NE	21 March 1993
Ecuador EC	7 May 2001	Norway NO <sup>2</sup>	1 January 1980
Egypt EG	6 September 2003	Oman OM <sup>1</sup>	26 October 2001
Equatorial Guinea GQ	17 July 2001	Papua New Guinea PG	14 June 2003
Estonia EE	24 August 1994	Philippines PH	17 August 2001
Finland FI <sup>2</sup>	1 October 1980	Poland PL <sup>2</sup>	25 December 1990
France FR <sup>1,3</sup>	25 February 1978	Portugal PT	24 November 1992
Gabon GA	24 January 1978	Republic of Korea KR	10 August 1984
Gambia GM	9 December 1997	Republic of Moldova MD <sup>1</sup>	25 December 1991
Georgia GE <sup>1</sup>	25 December 1991	Romania RO <sup>1</sup>	23 July 1979
Germany DE	24 January 1978	Russian Federation RU <sup>1</sup>	29 March 1978
Ghana GH	26 February 1997	Saint Lucia LC <sup>1</sup>	30 August 1996
Greece GR	9 October 1990	Saint Vincent and the Grenadines VC <sup>1</sup>	6 August 2002
Grenada GD	22 September 1998	San Marino SM	(will become bound on 14 December 2004)

[Continued on next page]



**A****PCT Contracting States\*****A**

[Continued]

Name of State followed by the two-letter code	Date on which State became bound by the PCT*	Name of State followed by the two-letter code	Date on which State became bound by the PCT*
Senegal SN	24 January 1978	Togo TG	24 January 1978
Serbia and Montenegro YU	1 February 1997	Trinidad and Tobago TT	10 March 1994
Seychelles SC	7 November 2002	Tunisia TN <sup>1</sup>	10 December 2001
Sierra Leone SL	17 June 1997	Turkey TR	1 January 1996
Singapore SG	23 February 1995	Turkmenistan TM <sup>1</sup>	25 December 1991
Slovakia SK	1 January 1993	Uganda UG	9 February 1995
Slovenia SI	1 March 1994	Ukraine UA <sup>1</sup>	25 December 1991
South Africa ZA <sup>1</sup>	16 March 1999	United Arab Emirates AE	10 March 1999
Spain ES	16 November 1989	United Kingdom GB <sup>5</sup>	24 January 1978
Sri Lanka LK	26 February 1982	United Republic of Tanzania TZ	14 September 1999
Sudan SD	16 April 1984	United States of America US <sup>6,7</sup>	24 January 1978
Swaziland SZ	20 September 1994	Uzbekistan UZ <sup>1</sup>	25 December 1991
Sweden SE <sup>2</sup>	17 May 1978	Viet Nam VN	10 March 1993
Switzerland CH	24 January 1978	Zambia ZM	15 November 2001
Syrian Arab Republic SY	26 June 2003	Zimbabwe ZW	11 June 1997
Tajikistan TJ <sup>1</sup>	25 December 1991		
The former Yugoslav Republic of Macedonia MK	10 August 1995		

\* All PCT Contracting States are bound by Chapter II of the PCT relating to the international preliminary examination.

<sup>1</sup> With the declaration provided for in Article 64(5).

<sup>2</sup> With the declaration provided for in Article 64(2)(a)(ii).

<sup>3</sup> Including all Overseas Departments and Territories.

<sup>4</sup> Ratification for the Kingdom in Europe, the Netherlands Antilles and Aruba.

<sup>5</sup> Extends to the Isle of Man.

<sup>6</sup> With the declarations provided for in Articles 64(3)(a) and 64(4)(a).

<sup>7</sup> Extends to all areas for which the United States of America has international responsibility.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****US****UNITED STATES PATENT AND  
TRADEMARK OFFICE (USPTO)****US****Summary of requirements for entry into the national phase**

Time limits applicable for entry into the national phase:	Under PCT Article 22(1): 30 months from the priority date Under PCT Article 39(1)(a): 30 months from the priority date
Translation of international application required into: <sup>1</sup>	English
Required contents of the translation for entry into the national phase: <sup>1</sup>	Under PCT Article 22: Request, description, claims (if amended, both as originally filed and as amended, together with any statement under PCT Article 19), any text matter in the drawings, abstract <sup>2</sup> Under PCT Article 39(1): Request, description, claims, any text matter in the drawings, abstract (if any of those parts has been amended, both as originally filed and as amended by the annexes to the international preliminary examination report) <sup>2</sup>
Is a copy of the international application required? <sup>3</sup>	Applicant should only send a copy of the international application if he/she has not received Form PCT/IB/308 and the USPTO has not received a copy of the international application from the International Bureau under PCT Article 20. This may be the case where the applicant expressly requests an earlier start of the national phase under PCT Article 23(2). No copy is required if the international application was filed with the USPTO as receiving Office. A copy of amendments of the claims filed under PCT Article 19 with the International Bureau is required under the conditions indicated in the previous paragraph.

*[Continued on next page]*

<sup>1</sup> Must be furnished within the time limit applicable under PCT Article 22 or 39(1). The requirement may still be complied with in response to a notice sent to the applicant, provided that a processing fee is paid for furnishing the translation later.

<sup>2</sup> If the translation of the amendments is not furnished, the amendments are considered to be cancelled (37 CFR 1.495(d) and (e)).

<sup>3</sup> Must be furnished within the time limit applicable under PCT Article 22 or 39(1).

**SUMMARY****Designated  
(or elected) Office****SUMMARY****US****UNITED STATES PATENT AND  
TRADEMARK OFFICE (USPTO)****US**

[Continued]

National fee:<sup>4</sup>

Currency: US dollar (USD)

Basic national fee (37 CFR 1.492(a)(1)-(5)):<sup>5</sup>

— where a preliminary examination fee has been paid on the international application to the USPTO: USD 750 (375)<sup>6</sup> |

— where no preliminary examination fee has been paid to the USPTO, but a search fee has been paid on the international application to the USPTO as an International Searching Authority: USD 790 (395)<sup>6</sup> |

— where no preliminary examination fee has been paid and no search fee has been paid on the international application to the USPTO and no international search report has been prepared by the European Patent Office or the Japan Patent Office: USD 1,110 (555)<sup>6</sup> |

— where an international search report has been prepared by the European Patent Office or the Japan Patent Office: USD 950 (475)<sup>6</sup> |

— where the international preliminary examination report prepared by the USPTO states that the criteria of novelty, inventive step (non-obviousness) and industrial applicability, as defined in PCT Article 33(1) to (4), have been satisfied for all the claims presented in the international application entering the national phase: USD 100 (50)<sup>6</sup>

Additional fee for each claim in independent form in excess of three:<sup>7</sup> USD 88 (44)<sup>6</sup> |

Additional fee for each claim, independent or dependent, in excess of 20:<sup>7</sup> USD 18 (9)<sup>6</sup>

In addition, if the application contains one or more multiple dependent claims, per application:<sup>7</sup> USD 300 (150)<sup>6</sup> |

Surcharge for filing oath or declaration after the expiration of the time limit applicable under PCT Article 22 or 39(1): USD 130 (65)<sup>6</sup>

Processing fee for filing English-language translation after the expiration of the time limit applicable under PCT Article 22 or 39(1): USD 130<sup>8</sup>

[Continued on next page]

<sup>4</sup> The amounts of these fees change periodically. The United States Patent and Trademark Office or the *Official Gazette of the United States Patent and Trademark Office – Patents* available at: <http://www.uspto.gov/web/offices/com/sol/og/index.html> should be consulted for the applicable amounts.

<sup>5</sup> Must be paid within the time limit applicable under PCT Article 22 or 39(1).

<sup>6</sup> The amount in parentheses is applicable in case of filing by a “small entity.” “Small entity” status can be established by a simple written assertion of entitlement to “small entity” status, or by payment of the exact amount of one of the “small entity” basic national fees set forth in 37 CFR 1.492(a)(1) to (5) (see 37 CFR 1.27, and *PCT Applicant's Guide*, Volume II, Annex US.V).

<sup>7</sup> If not paid with the basic national fee, the USPTO will invite the applicant to pay the fee within a time limit fixed in the invitation.

<sup>8</sup> This fee is unaffected by “small entity” status.

# PCT NEWSLETTER

PATENT  
COOPERATION  
TREATY

November 2004

No. 11/2004



WORLD  
INTELLECTUAL  
PROPERTY  
ORGANIZATION

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

## **PCT Rule 51***bis***.1(e): Withdrawal of Notification of Incompatibility**

### **Denmark**

Further to its notification of incompatibility of PCT Rule 51 *bis*.1(e), as amended with effect from 1 March 2001, with the national law applied by it (see *PCT Newsletter* No. 02/2001, page 2), the Danish Patent and Trademark Office (in its capacity as designated Office) has notified the International Bureau that it has withdrawn the said notification with effect from 13 October 2004; amended PCT Rule 51 *bis*.1(e) will therefore apply as from that date.

This means that the Danish Patent and Trademark Office may, in accordance with PCT Article 27, require the applicant to furnish a translation of the priority document only where the validity of the priority claim is relevant to the determination of whether the invention concerned is patentable.

## **Extensions of European Patents to Serbia and Montenegro and Bosnia and Herzegovina**

The European Patent Office (EPO) has informed WIPO that, following the entry into force of agreements on cooperation in the field of patents between the European Patent Organisation and Serbia and Montenegro (on 1 November 2004) and between the European Patent Organisation and Bosnia and Herzegovina (on 1 December 2004), it is now possible, in respect of international applications filed on or after 1 November 2004, to extend the protection conferred by European patent applications and patents to Serbia and Montenegro (see: [www.european-patent.office.org/news/info/2004\\_10\\_28\\_e.htm](http://www.european-patent.office.org/news/info/2004_10_28_e.htm)),

and in respect of international applications filed on or after 1 December 2004, it will be possible to extend such protection to Bosnia and Herzegovina (notice to be published on the EPO website shortly).

Further information will be given in *PCT Newsletter* No. 12/2004.

## **World Trade Organization**

### **Cambodia becomes a Member**

On 13 October 2004, Cambodia (country code: KH), which is already a member State of the Paris Convention but is not a member State of the PCT, became a Member of the World Trade Organization (WTO), thus bringing the total number of Members to 148. This

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*Tear-out sheets:* provisional sheet for the *PCT Applicant's Guide*, Vol. I/A, Annex B1 (EG), Vol. I/B, Annex C (EG), and Vol. II/D, National Chapter, Summary (TZ)



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- Forms
- Direct filing of PCT applications with the International Bureau as PCT receiving Office
- *PCT Applicant's Guide*
- Fees

PCT-SAFE

PCT legal texts and guidelines

- About the Treaty
- Texts of the Patent Cooperation Treaty, Regulations and Administrative Instructions
- PCT Receiving Office Guidelines
- PCT International Search and International Preliminary Examination Guidelines
- PCT Contracting States
- Reservations and incompatibilities
- Useful tables: time limits for entering national/regional phase; types of protection; power of attorney waivers
- PCT legal text index

*PCT Gazette*

PCT news (including the *PCT Newsletter*, PCT-related Press Releases and Updates and PCT statistics)

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- PCT Assembly and various committees

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[www.wipo.int/pct/en/newslett/index.htm](http://www.wipo.int/pct/en/newslett/index.htm)

updates the list of Members of the WTO that was published in *PCT Newsletter* No. 08/2004 (together with the list of States party to the PCT and the Paris Convention).

**Note about the Request and Demand Forms**

It is recalled that, as a result of the new format of the Request Form (Form PCT/RO/101), effective 1 January 2004, that form and the Demand Form (Form PCT/IPEA/401) are no longer revised systematically twice a year, but only as and when necessary.

The Request and Demand forms will therefore not be revised in January 2005, but are expected to be revised in April 2005, to coincide with the entry into force of the amended PCT Regulations announced in the October 2004 issue of the *PCT Newsletter*.

**New/Updated PCT Materials on the Internet**

**Spanish translations of PCT Forms**

The Spanish Patent and Trademark Office has kindly prepared translations of many of the RO, ISA and IPEA forms. The forms are now available in PDF format (the RO forms are in editable PDF format) on the PCT website at, respectively:

[www.wipo.int/pct/es/forms/ro/index.htm](http://www.wipo.int/pct/es/forms/ro/index.htm)  
[www.wipo.int/pct/es/forms/isa/index.htm](http://www.wipo.int/pct/es/forms/isa/index.htm)  
[www.wipo.int/pct/es/forms/ipea/index.htm](http://www.wipo.int/pct/es/forms/ipea/index.htm)

**Reminder**

The national Offices of the following States do not yet apply the 30-month time limit for entering the national phase under Chapter I as fixed in PCT Article 22(1) (as modified with effect from 1 April 2002). Note, however, that in respect of the **regional** designation of all those States, the time limit under PCT Article 22(3) of 31 months applies.

CH Switzerland  
FI Finland  
LU Luxembourg  
SE Sweden  
TZ United Republic of Tanzania  
UG Uganda  
ZM Zambia

A list of time limits applicable for each designated/elected Office for entering the national phase under Chapters I and II of the PCT is available at:

[www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)



### **Spanish translation of International Search and Preliminary Examination Guidelines**

The Spanish translation of the International Search and Preliminary Examination Guidelines, as in force from 1 January 2004, is now available in PDF format on the PCT website at:

[www.wipo.int/pct/es/texts/pdf/ispe.pdf](http://www.wipo.int/pct/es/texts/pdf/ispe.pdf)

### **Yearly Review of the PCT: 2003**

The Yearly Review of the PCT: 2003 is now available on the PCT website in Chinese and Spanish (in addition to the English, French, Japanese and Russian versions) at, respectively:

[www.wipo.int/cn/pct/activity/pct\\_2003.pdf](http://www.wipo.int/cn/pct/activity/pct_2003.pdf)

[www.wipo.int/pct/es/activity/pct\\_2003.pdf](http://www.wipo.int/pct/es/activity/pct_2003.pdf)

### **PCT Publications**

#### **Spanish and Chinese editions of the Treaty and Regulations under the PCT (January 2004 edition)**

The International Bureau has published new editions of the Spanish and Chinese texts of the *Patent Cooperation Treaty (PCT) and Regulations Under the PCT*, as in force from 1 January 2004.

The price of the publication is 24 Swiss francs or 18 US dollars by regular mail, and 28 Swiss francs or 20 US dollars by priority mail. Orders, which should refer to WIPO Publication No. 274 and indicate that the language required is Spanish or Chinese, as the case may be, should be addressed to the Marketing and Distribution Section at WIPO:

fax: (41–22) 740 18 12

e-mail: [publications.mail@wipo.int](mailto:publications.mail@wipo.int)

electronic bookshop: [www.wipo.int/ebookshop](http://www.wipo.int/ebookshop)

mailing address: see address on page 2

The Treaty and Regulations in Spanish and in Chinese, as in force from 1 January 2004, is also available, in PDF format, on the PCT website at:

[www.wipo.int/pct/es/texts/pdf/pct\\_regs2004.pdf](http://www.wipo.int/pct/es/texts/pdf/pct_regs2004.pdf)

[www.wipo.int/cn/treaties/registration/pct/regulation/pdf/pct\\_regulations.pdf](http://www.wipo.int/cn/treaties/registration/pct/regulation/pdf/pct_regulations.pdf)

### **PCT Information Update**

#### **AZ Azerbaijan (telephone and fax numbers)**

The telephone and fax numbers of the State Agency for Standardization, Metrology and Patents (Azerbaijan) have changed. The numbers to be used are now as follows:

telephone: (99–412) 440 37 98, 440 35 53

fax: (99–412) 440 52 24

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (AZ))

#### **EG Egypt (general information)**

General information about Egypt as a Contracting State, as well as information on the Egyptian Patent Office as receiving Office, is included in this issue on provisional sheets for the *PCT Applicant's Guide*, Vol. I/A, Annex B1 (EG) and Vol. I/B, Annex C (EG).

#### **SK Slovakia (fees)**

The amount of the following fee, payable to the Industrial Property Office (Slovakia) Office as receiving Office, has changed:

transmittal fee: see Table I(a)

The amount of the following national fee, payable to the Office as designated (or elected) Office, has changed:

filing fee: SKK 2,000

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (SK), and Vol. II/D, National Chapter, Summary (SK))

#### **TZ United Republic of Tanzania (general information)**

A summary of requirements of the Business Registrations and Licensing Agency, Ministry of Industry and Trade (United Republic of Tanzania) as designated (or elected) Office, for entry into the national phase in the United Republic of Tanzania, is included in this issue on provisional sheets for the *PCT Applicant's Guide*, Vol. II/D, National Chapter, Summary (TZ).

#### **ZA South Africa (fees)**

As from 1 December 2004, there will be a change in the equivalent amounts of the

following fees payable in ZAR to the Companies and Intellectual Property Registration Office (South Africa) as receiving Office, as well as a change in the equivalent amount in ZAR of the reduction under item 3 of the Schedule of Fees where the PCT-SAFE software (operating in “PCT-EASY” mode”) is used, as follows:

international filing fee, fee per sheet in excess of 30 and PCT-EASY fee reduction: see Table I(a) and footnotes

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annex C (ZA))

### **Search fee (Australian Patent Office)**

As from 1 January 2005, there will be a change in the equivalent amount payable in NZD for an international search carried out by the Australian Patent Office, as indicated in Table I(b).

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annex D (AU))

### **Fees relating to international search and international preliminary examination (Swedish Patent Office)**

The Swedish Patent Office has notified the International Bureau of new amounts of the fee for copies of documents cited in the international search report, and the fee for copies of documents cited in the international preliminary examination report, applicable as from 1 January 2005, as follows:

fee for copies of documents cited in the international search report:

- the applicant receives, together with the international search report, a copy of each document containing non-patent literature cited in the report, free of charge
- other documents are available electronically on the website: [www.prv.se](http://www.prv.se)
- the cited documents may also be ordered in paper form at SEK 50 per document

fee for copies of documents cited in the international preliminary examination report:

- the applicant receives, together with the international preliminary examination report, a copy of each additional docu-

ment containing non-patent literature not cited in the international search report, free of charge

- other documents are available electronically on the website: [www.prv.se](http://www.prv.se)
- the cited documents may also be ordered in paper form at SEK 50 per document

The Office has also notified the International Bureau of the deletion of the fee for translation into English of the international application and its accompanying footnote.

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annexes D (SE) and E (SE))

### **Receiving Offices prepared to accept international applications containing sequence listing part filed on an electronic medium**

The European Patent Office, in its capacity as receiving Office, has notified the International Bureau that it is prepared to accept the filing of international applications containing a sequence listing part and/or tables related thereto, filed on an electronic medium under Section 801(a)(i) or (ii) of the Administrative Instructions. The EPO in its capacities as receiving Office and International Searching Authority has specified, pursuant to Sections 801(b) and 802(b-bis), respectively, the acceptable electronic media and formatting requirements for the presentation of sequence listings and/or tables related thereto, as follows:

- CD-ROM (type: ISO/IEC 10149:1995, 120mm CD-ROM; format: ISO 9660, 650 MB)
- CD-R (type: 120mm CD-Recordable Disk; format: ISO 9660, 650 MB)
- DVD (type: ISO/IEC 16448:1999, 120mm DVD - Read-Only Disk; format: 4.7 GB, conforming to either ISO 9660 or OSTA UDF (1.02 and higher))
- DVD-R (type: Standard ECMA-279, 120mm (3.95 GB per side) DVD-Recordable; format: 3.95 GB, conforming to either ISO 9660 or OSTA UDF (1.02 and higher))

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annexes C (EP) and D (EP))

## Publication Schedule and Non-Working Days at the IB During the Holiday Period

### Non-working days at the International Bureau (IB)

The non-working days at the IB during the end-of-year holiday period, in addition to the weekends, will be 24, 27, 30 and 31 December 2004. The IB will be open for business on 28 and 29 December 2004, and will then be open as usual as from 3 January 2005.

### Closing dates of the PCT Information Service

The PCT Information Service will not be in operation from Friday, 24 December to Friday, 31 December 2004, inclusive. It will commence operations again at 9.00 a.m., Geneva time, on Monday, 3 January 2005.

Note, however, that if you call the PCT Information Service (telephone: (41-22) 338 83 38) during the holiday period, there will be a facility for leaving messages and a telephone number will be given for use in case of matters requiring urgent attention.

It is recalled that the PCT Information Service answers general inquiries about the filing of international applications and the procedure to be followed during the international phase of the PCT.

### Publication schedule and technical preparations for publication

During the forthcoming holiday period, the *PCT Gazette* and the PCT pamphlets (published PCT applications) to be published in the last week of December will be published on Wednesday, 29 December 2004, instead of on the usual publication day, Thursday. Note also that that issue of the *PCT Gazette* will carry the number 53/2004.

As from the publication date of 9 December 2004, the completion of technical preparations for publication will take place earlier than the usual 15 days before publication; the schedule for the completion of technical preparations for publication will return to normal for international applications that will be published on 21 January 2005. For further details, see the table below, which gives the schedule for the publications that will be affected, and the

International publication: dates affected by forthcoming holiday period	
<i>Date of international publication</i>	<i>Last day on which applicants' communications must reach WIPO</i>
Thursday, 9 December 2004	Tuesday, 23 November 2004
Thursday, 16 December 2004	Monday, 29 November 2004
Thursday, 23 December 2004	Friday, 3 December 2004
Wednesday, 29 December 2004	Thursday, 9 December 2004
Thursday, 6 January 2005	Wednesday, 15 December 2004
Thursday, 13 January 2005	Tuesday, 21 December 2004

respective dates on which the technical preparations for publication will be completed.

Any applicant who, in respect of an international application to be published during the above-mentioned period, wishes to make any change which should be taken into account for the purposes of international publication, should be aware of the above-mentioned dates. For example, if the applicant wishes to withdraw the international application, a designation or a priority claim under PCT Rules 90*bis*.1(c), 90*bis*.2(e) or 90*bis*.3(e), in sufficient time to prevent international publication thereof, or if the applicant wishes to amend any of the claims under PCT Article 19 and the time limit under PCT Rule 46.1 will expire, or to change an indication concerning the applicant, agent, common representative or inventor under PCT Rule 92*bis*—any such notice must reach the International Bureau by the date indicated in the right hand column of the table if the changes are to be reflected in the international publication.

It is, as always, strongly recommended that applicants notify the International Bureau of any change as early as possible before completion of technical preparations, preferably by fax, bearing in mind that more time will be needed if the International Bureau has to take any action in connection with the matter in the last few days before the completion of technical preparations for publication.

## Practical Advice

### ***Finding out which States are designated in an international application; States which can be designated only for a regional patent***

*Q: Now that, under the new designation system that entered into force on 1 January 2004, the Request Form (Form PCT/RO/101) no longer contains a list of designated States, how can I find out in advance which designations are included in my international application.*

*Also, given that the automatic designation system includes the designations for both regional and national patents, is it still the case that a national patent cannot be granted for certain States covered by certain regional designations (for example, that France can only be designated for a European patent), and if so, how do I find out which States they are?*

A: It is recalled that the new Request Form includes, instead of a listing of the individual States that can be designated, the following statement in Box No. V: “The filing of this request constitutes under Rule 4.9(a), the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents.” To find out in advance which States will be designated automatically in your international application, there are several places where you can find an up-to-date list of Contracting States bound by the PCT:

- the back page of the latest issue of the *PCT Newsletter* ([www.wipo.int/pct/en/newslett/index.jsp](http://www.wipo.int/pct/en/newslett/index.jsp));
- Annex A of the Internet version of the *PCT Applicant’s Guide* ([www.wipo.int/pct/guide/en/gdvol1/annexes/annexa/ax\\_a.pdf](http://www.wipo.int/pct/guide/en/gdvol1/annexes/annexa/ax_a.pdf));
- a list on the WIPO website at: [www.wipo.int/treaties/en/documents/pdf/m-pct.pdf](http://www.wipo.int/treaties/en/documents/pdf/m-pct.pdf) or [www.wipo.int/treaties/en/documents/word/m-pct.doc](http://www.wipo.int/treaties/en/documents/word/m-pct.doc)

All three lists give the dates on which the States became, or will become, bound by the PCT; your application will include the designation of all States which became, or will become, bound by the PCT before or on the

international filing date. The list in the *PCT Newsletter* also gives information about States which can be designated for regional patents.

Once your international application has been transmitted to the International Bureau (IB), it will send you Form PCT/IB/301 (“Notification of Receipt of Record Copy”) which will include a list of the States which have been automatically designated in your application.

It is recalled that it is possible to obtain four different regional patents:

- an ARIPO patent (covering PCT Contracting States which are also party to the Harare Protocol)
- a Eurasian patent (covering PCT Contracting States which are also party to the Eurasian Patent Convention);
- a European patent (covering PCT Contracting States which are also party to the European Patent Convention); and
- an OAPI patent (covering PCT Contracting States which are also member States of OAPI (the African Intellectual Property Organization)).

The situation as regards those States which can be designated only for a regional patent remains the same as it was prior to 1 January 2004. It is only possible to obtain national **and** regional patents in a country if the national law of the country concerned permits this; in other words, if the country concerned has not closed its national route.

This issue contains a table showing the PCT Contracting States for which a regional patent can be obtained, broken down as follows:

- States for which only a regional patent can be obtained;
- States for which a regional patent can be obtained in addition to, or instead of, a national patent;
- States which are not included in the EP designation, but to which a European patent can be extended.

This table, which will hopefully be a convenient resource for applicants to find out which States are designated for a regional patent, will be published on the PCT website under “PCT legal texts” ([www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)) and updated when necessary.

<b>PCT Contracting States for which a Regional Patent can be Obtained via the PCT</b> (situation on 1 November 2004)			
	<b>States for which <i>only</i> a regional patent can be obtained (and not a national patent):</b>	<b>States for which a regional patent can be obtained <i>in addition to, or instead of, a national patent</i></b>	<b>States not included in EP designation but to which a European patent can be extended<sup>1</sup></b>
<b>AP ARIPO patent</b>	SZ Swaziland	BW Botswana GH Ghana GM Gambia KE Kenya LS Lesotho MW Malawi MZ Mozambique NA Namibia <sup>2</sup> SD Sudan SL Sierra Leone TZ United Republic of Tanzania UG Uganda ZM Zambia ZW Zimbabwe	Not applicable
<b>EA Eurasian patent</b>	Not applicable	AM Armenia AZ Azerbaijan BY Belarus KG Kyrgyzstan KZ Kazakhstan MD Republic of Moldova RU Russian Federation TJ Tajikistan TM Turkmenistan	Not applicable
<b>EP European patent</b>	BE Belgium CY Cyprus FR France GR Greece IE Ireland IT Italy MC Monaco NL Netherlands SI Slovenia	AT Austria BG Bulgaria CH Switzerland CZ Czech Republic DE Germany DK Denmark EE Estonia ES Spain FI Finland GB United Kingdom HU Hungary IS Iceland <sup>3</sup> LI Liechtenstein LT Lithuania <sup>4</sup> LU Luxembourg PL Poland <sup>5</sup> PT Portugal RO Romania SE Sweden SK Slovakia TR Turkey	AL Albania BA Bosnia and Herzegovina <sup>4</sup> HR Croatia <sup>6</sup> LT Lithuania <sup>7</sup> LV Latvia MK The former Yugoslav Republic of Macedonia YU Serbia and Montenegro <sup>3</sup>

[continued on next page]



**PCT Contracting States for which a Regional Patent can be Obtained via the PCT**  
(situation on 1 November 2004) [continued]

	<b>States for which <i>only</i> a regional patent can be obtained (and not a national patent):</b>	<b>States for which a regional patent can be obtained <i>in addition to, or instead of,</i> a national patent</b>	<b>States not included in EP designation but to which a European patent can be extended<sup>1</sup></b>
<b>OA OAPI patent</b>	BF Burkina Faso BJ Benin CF Central African Republic CG Congo CI Côte d'Ivoire CM Cameroon GA Gabon GN Guinea GQ Equatorial Guinea GW Guinea-Bissau ML Mali MR Mauritania NE Niger SN Senegal TD Chad TG Togo	Not applicable	Not applicable

- 
1. A request for the extension of a European patent to these States may be made at the time of entry into the regional phase before the European Patent Office, provided that the designations of EP and/or of the State concerned have not been withdrawn, or, in the case of international applications filed before 1 January 2004, provided that the PCT application contained designations both of a European patent and of the State concerned. Such a request may not be made in the PCT request form itself. See the *PCT Applicant's Guide*, Vol. I/A, paragraphs 41 and 89, and Vol. II/A, National Chapter (EP) for further details as to the procedure to be followed.
  2. For international applications filed on or after 1 January 2004.
  3. For international applications filed on or after 1 November 2004.
  4. For international applications filed on or after 1 December 2004.
  5. For international applications filed on or after 1 March 2004.
  6. For international applications filed on or after 1 April 2004.
  7. For international applications filed before 1 December 2004.

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>17–18 November 2004 Paris (FR)</b>	French	Seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
<b>17–18 November 2004 Dedham, Massachusetts (US)</b>	English	PCT seminar WIPO speaker: Mr. Maassel Other speakers: Ms. Bidwell (USPTO) and Mr. Reed (The Procter & Gamble Company (US))	Boston Patent Law Association Ms. Christine O'Day Tel: (1–617) 517 55 58 Fax: (1–617) 439 41 70 E-mail: <a href="mailto:coday@edwardsangell.com">coday@edwardsangell.com</a> Internet: <a href="http://www.bpla.org">www.bpla.org</a>
<b>19 November 2004 London (GB)</b>	English	PCT presentation at the Annual Senior Patent Administrators' Conference WIPO speaker: Mr. Reischle	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a>
<b>25–26 November 2004 Frankfurt (DE)</b>	German	Advanced PCT seminar WIPO speaker: Mr. Reischle Other speaker: Mr. Attasio (EPO)	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: <a href="mailto:Management@Forum-Institut.de">Management@Forum-Institut.de</a>
<b>8 December 2004 London (GB)</b>	English	PCT-SAFE workshop WIPO speaker: Ms. Featherby	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a>
<b>9–10 December 2004 London (GB)</b>	English	Advanced PCT formalities seminar WIPO speakers: Mr. H G Bartels and Ms. Aeri	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a>
<b>13–14 December 2004 Stockholm (SE)</b>	English	PCT seminar for patent attorneys WIPO speakers: Mr. Reischle and Ms. Bonvallet	Swedish Patent and Registration Office, PRV InterPat (Mr. David Holm) Tel: (46–8) 782 26 32 Fax: (46–8) 783 01 63 E-mail: <a href="mailto:david.holm@prv.se">david.holm@prv.se</a>
<b>18–20 January 2005 Zurich (CH)</b>	English	Presentation on the PCT within the framework of the Postgraduate Program in Intellectual Property WIPO speakers: Mr. Reischle and Mr. Kim	Swiss Federal Institute of Technology Zurich (ETH), NDS Intellectual Property (Ms. Lili Tsiamis) Tel: (41–1) 632 68 08 Fax: (41–1) 632 13 67 E-mail: <a href="mailto:tsiamis@recht.gess.ethz.ch">tsiamis@recht.gess.ethz.ch</a> Internet: <a href="http://www.ndsip.ethz.ch">www.ndsip.ethz.ch</a>
<b>19–20 January 2005 London (GB)</b>	English	Advanced PCT seminar WIPO speakers: Mr. H G Bartels and Ms. Schwarz	Intellectual Property Administrators Group (IPAG) (Ms. Jacqueline Jones) Tel: (44–207) 539 42 45 E-mail: <a href="mailto:jjones@kstrode.co.uk">jjones@kstrode.co.uk</a>
<b>24–25 January 2005 Munich (DE)</b>	German	Basic PCT seminar WIPO speakers: Mr. Reischle and Mr. H G Bartels	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: <a href="mailto:Management@Forum-Institut.de">Management@Forum-Institut.de</a>

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<b>PCT Seminar Calendar [continued]</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>28 January 2005 Stuttgart (DE)</b>	German	PCT seminar WIPO speaker: Mr. Reischle	Deutsche Vereinigung für Gewerblichen Rechtsschutz und Urheberrecht (GRÜR) (Mr. G. Schuster) Tel: (49-711) 222 99 40 Fax: (49-711) 222 99 433 E-mail: marken@schusterpat.de
<b>8-9 February 2005 Milan (IT)</b>	English	PCT seminar for patent attorneys and Patent Administrators WIPO speakers: Mr. H G Bartels and Mrs. Coeckelbergs	EPI-CEIPI (see below), Ordine Consulenti Proprietà Industriale and the Association of Patent Attorneys in Industry (AICIPI) Tel: (39-02) 55 18 51 44 Fax: (39-02) 54 12 20 66 E-mail: consiglio@ordine-brevetti.it
<b>18 February 2005 Munich (DE)</b>	German	PCT update seminar WIPO speaker: Mr. H G Bartels	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: Management@Forum-Institut.de
<b>9-10 March 2005 Ecully (FR)</b>	French	PCT seminar for patent attorneys WIPO speaker: Ms. Boutillon	Centre Paul Roubier (Mrs. Audi) Tel: (33-4) 78 33 07 08 Fax: (33-4) 78 33 58 96
<b>17-18 March 2005 Munich (DE)</b>	German	Advanced PCT seminar WIPO speaker: Mr. Reischle	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: Management@Forum-Institut.de
<b>4 April 2005 Paris (FR)</b>	French	PCT update WIPO speaker: Ms. Boutillon	Fondation Nationale pour le Droit de l'Entreprise (FNDE) (Mrs. Heuzé) Tel: (33-1) 42 66 18 19 Fax: (33-1) 42 66 17 37 E-mail: pheuze@fnde.asso.fr
<b>20-21 April 2005 London (GB)</b>	English	Basic formalities seminar on the PCT WIPO speaker: to be announced	Management Forum Ltd Tel: (44-1483) 57 00 99 Fax: (44-1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>26 April 2005 Brussels (BE)</b> <i>[Note that only a limited number of places are available]</i>	French	PCT presentation within the framework of the "Cours de formation de base en droit européen des brevets 2004-2005" WIPO speaker: Mr. Genin	Centre d'études internationales de la propriété industrielle (CEIPI) and l'Institut des mandataires agréés près l'Office européen des brevets (EPI) (Mr. Thierry Debled) Tel: (32-65) 40 08 21 Fax: (32-65) 31 14 74 E-mail: Thierry.Debled@BE.vesuvius.com
<b>29-30 April 2005 Concord (US)</b>	English	Basic PCT seminar WIPO speaker: Mr. Maassel	Franklin Pierce Law Center (Ms. Carol Ruh) Tel: (1-603) 228 15 41, ext. 1108 Fax: (1-603) 224 33 42 E-mail: cruh@piercelaw.edu Internet: www.piercelaw.edu/TreatySem/Treatsem.htm

## PCT Fee Tables

(amounts on 1 November 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 11. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

**Key to abbreviations used in fee tables:**

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso		
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	UAH	Ukrainian hryvnia
		CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	USD	US dollar
		CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	VND	Vietnamese dong
		DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	XAF	CFA franc BEAC
		DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	YUD	Yugoslavian dinar
		EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble	ZAR	South African rand
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound	ZWD	Zimbabwe dollar

**Table I(a) — Transmittal and international filing fees**

(amounts on 1 November 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 November 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
CA	CAD 300	CAD 1,489	16	106	CA <sup>8</sup>
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,134	eq USD 12	eq USD 81	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) <sup>200</sup>	USD(or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup> —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	USD 100	USD 1,134	12	81	AT EP
EP <sup>5</sup>	EUR 100	EUR 902	10	64	EP
ES <sup>5</sup>	EUR 63.99	EUR 902	10	64	EP ES
FI <sup>5</sup>	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB <sup>5</sup>	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>9</sup> 10	USD 1,134	12	81	EP RU
GH	GHC <sup>10</sup> 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>11</sup> 100 or EUR <sup>11</sup> 64 or USD <sup>11</sup> 81	CHF 1,400 or EUR 902 or USD 1,134	15 10 12	100 64 81	See footnote 12
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP KR RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US

[continued on next page]



**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 November 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP <sup>5</sup>	JPY 13,000	JPY 123,200	1,300	8,800	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR <sup>5</sup>	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>13</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	EUR 902	10	64	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>14</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 200	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>15</sup>	NZD 1,772	19	127	AU EP US
OA	XAF —	XAF eq CHF 1,400	eq CHF 15	n a	AT EP RU SE
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30.99	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 2,000	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				

[continued on next page]



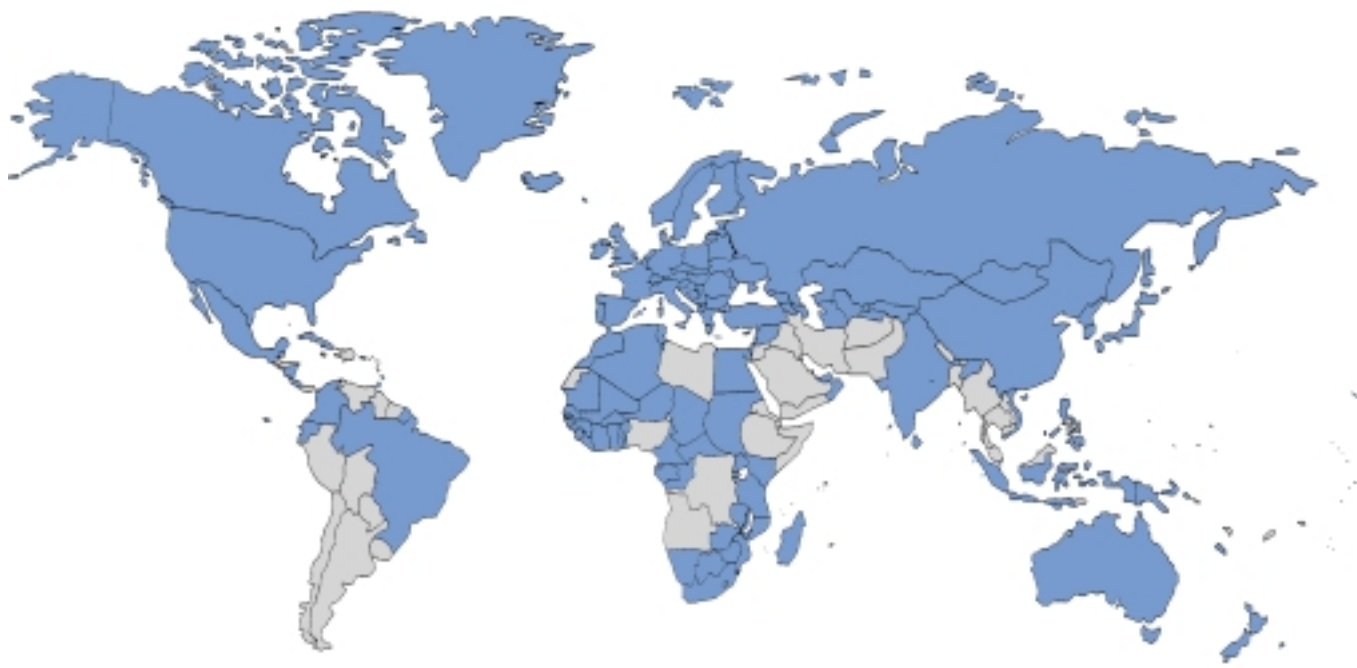
**Table II — Preliminary examination fees**  
(amounts on 1 November 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>19</sup>		Handling fee <sup>3,19</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>20</sup>	AUD	218
CA	CAD	800		CAD	213
CN	CNY	1,500		CNY eq CHF	200
EP <sup>16</sup>	EUR	1,530		EUR	129
ES	EUR	502.97		EUR	129
JP	JPY	36,000		JPY	17,600
KR	KRW	225,000		KRW	190,000
RU <sup>17</sup>	USD	200 <sup>21</sup>	300 <sup>22</sup>	USD	162
SE	SEK	5,000		SEK	1,160
US	USD	600	750 <sup>23</sup>	USD	162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, GB, IB, JP and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: CHF 200=EUR 129, GBP 90, KRW 190,000, USD 162; CHF 300=EUR 193, GBP 134, JPY 26,400, KRW 285,000, USD 243.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 For international applications filed before 26 July 2004, the competent ISA is the European Patent Office. For international applications filed on or after 26 July 2004, the competent ISA is the Canadian Intellectual Property Office.
- 9 This fee is reduced by 80% where the applicant is a natural person.
- 10 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 11 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 12 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 13 The Japan Patent Office is competent only for international applications in Japanese.
- 14 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 15 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 16 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, (from 1.12.04: Lithuania), Poland, Romania, Slovakia and Turkey.
- 17 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 18 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 19 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 20 Payable when the international search report was not issued by the Australian Patent Office.
- 21 Payable when the international search report was established by the Russian Patent Office.
- 22 In all cases where footnote 21 does not apply.
- 23 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

## PCT Contracting States and Two-letter Codes (124 on 1 November 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	MN Mongolia	SY Syrian Arab Republic
AG Antigua and Barbuda	CU Cuba	IN India	MR Mauritania (OA) <sup>2</sup>	SZ Swaziland (AP) <sup>2</sup>
AL Albania <sup>1</sup>	CY Cyprus (EP) <sup>2</sup>	IS Iceland (EP)	MW Malawi (AP)	TD Chad (OA) <sup>2</sup>
AM Armenia (EA)	CZ Czech Republic (EP)	IT Italy (EP) <sup>2</sup>	MX Mexico	TG Togo (OA) <sup>2</sup>
AT Austria (EP)	DE Germany (EP)	JP Japan	MZ Mozambique (AP)	TJ Tajikistan (EA)
AU Australia	DK Denmark (EP)	KE Kenya (AP)	NA Namibia (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DM Dominica	KG Kyrgyzstan (EA)	NE Niger (OA) <sup>2</sup>	TN Tunisia
BA Bosnia and Herzegovina <sup>1</sup>	DZ Algeria	KP Democratic People's Republic of Korea	NI Nicaragua	TR Turkey (EP)
BB Barbados	EC Ecuador	KR Republic of Korea	NL Netherlands (EP) <sup>2</sup>	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EE Estonia (EP)	KZ Kazakhstan (EA)	NO Norway	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	EG Egypt	LC Saint Lucia	NZ New Zealand	UA Ukraine
BG Bulgaria (EP)	ES Spain (EP)	LI Liechtenstein (EP)	OM Oman	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FI Finland (EP)	LK Sri Lanka	PG Papua New Guinea	US United States of America
BR Brazil	FR France (EP) <sup>2</sup>	LR Liberia	PH Philippines	UZ Uzbekistan
BW Botswana (AP)	GA Gabon (OA) <sup>2</sup>	LS Lesotho (AP)	PL Poland (EP)	VC Saint Vincent and the Grenadines
BY Belarus (EA)	GB United Kingdom (EP)	LT Lithuania <sup>1</sup> (EP from 1 December 2004)	PT Portugal (EP)	VN Viet Nam
BZ Belize	GD Grenada	LU Luxembourg (EP)	RO Romania (EP)	YU Serbia and Montenegro <sup>1</sup>
CA Canada	GE Georgia	LV Latvia <sup>1</sup>	RU Russian Federation (EA)	ZA South Africa
CF Central African Republic (OA) <sup>2</sup>	GH Ghana (AP)	MA Morocco	SC Seychelles	ZM Zambia (AP)
CG Congo (OA) <sup>2</sup>	GM Gambia (AP)	MC Monaco (EP) <sup>2</sup>	SD Sudan (AP)	ZW Zimbabwe (AP)
CH Switzerland (EP)	GN Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SE Sweden (EP)	
CI Côte d'Ivoire (OA) <sup>2</sup>	GQ Equatorial Guinea (OA) <sup>2</sup>	MG Madagascar	SG Singapore	
CM Cameroon (OA) <sup>2</sup>	GR Greece (EP) <sup>2</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SI Slovenia (EP) <sup>2</sup>	
CN China	GW Guinea-Bissau (OA) <sup>2</sup>		SK Slovakia (EP)	
CO Colombia	HR Croatia <sup>1</sup>		SL Sierra Leone (AP)	
	HU Hungary (EP)		<b>SM San Marino</b> (from 14 December 2004)	
	ID Indonesia		SN Senegal (OA) <sup>2</sup>	
	IE Ireland (EP) <sup>2</sup>			

<sup>1</sup> Extension of European patent possible. In the case of Bosnia and Herzegovina, it will only be possible to extend European patents to that State in respect of international applications filed on or after 1 December 2004. In the case of Lithuania, it will only be possible to extend European patents to that State in respect of international applications filed before 1 December 2004.

<sup>2</sup> May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)

**B1****Information on Contracting States****B1****EG****EGYPT****EG****General information**

Name of Office:	Egyptian Patent Office
Location:	101 Kasr Al Ainy St., Cairo, Egypt
Mailing address:	P.O. Box 11516, Cairo, Egypt
Telephone:	(202) 792 22 03, 792 12 72, 792 12 92, 792 12 74
Facsimile machine:	(202) 792 12 73
Teleprinter:	–
E-mail:	patinfo@egypo.gov.eg
Internet:	www.egypo.gov.eg
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
Competent receiving Office for nationals and residents of Egypt:	Egyptian Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Egypt is designated (or elected):	Egyptian Patent Office (see Volume II)
May Egypt be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available via the PCT:	Patents, utility models
Provisions of the law of Egypt concerning international-type search:	None
Provisional protection after international publication:	None

**Information of interest if Egypt is designated (or elected)**

Time when the name and address of the inventor must be given if Egypt is designated (or elected):	Must be in the request. 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 of three months from the date of the invitation.
Are there special provisions concerning the deposit of microorganisms and other biological material?	Yes (see Annex L)



<b>C</b>	<b>Receiving Offices</b>	<b>C</b>
<b>EG</b>	<b>EGYPTIAN PATENT OFFICE</b>	<b>EG</b>

Competent receiving Office for nationals and residents of:	Egypt
Language in which international applications may be filed:	Arabic or English <sup>1</sup>
Language in which the request may be filed:	English
Number of copies required by the receiving Office:	3
Does the receiving Office accept the filing of international applications with requests in PCT-EASY format? <sup>2</sup>	Yes
Competent International Searching Authority:	Austrian Patent Office or European Patent Office
Competent International Preliminary Examining Authority:	Austrian Patent Office or European Patent Office
Fees payable to the receiving Office:	Currency: US dollar (USD)
Transmittal fee:	USD 100
International filing fee: <sup>3</sup>	USD 1,134
Fee per sheet in excess of 30: <sup>3</sup>	USD 12
Reductions (under Schedule of Fees, item 3):	
PCT-EASY: <sup>2</sup>	USD 81
Search fee:	See Annex D(AT) or (EP)
Fee for priority document (PCT Rule 17.1(b)):	USD 30
Is an agent required by the receiving Office?	No, if the applicant resides in Egypt Yes, if he is a non-resident
Who can act as agent?	Any patent attorney or patent agent registered before the Office

<sup>1</sup> If the language in which the international application is filed is not accepted by the International Searching Authority (see Annex D), the applicant will have to furnish a translation (PCT Rule 12.3).

<sup>2</sup> Where the request is filed in PCT-EASY format together with a PCT-EASY diskette and the receiving Office accepts such filings (see *PCT Gazette* No. 51/1998, pages 17330 and 17332, and No. 44/2003, page 24736, Schedule of Fees, item 3(a)), the total amount of the international filing fee is reduced.

<sup>3</sup> This fee is reduced by 75% if certain conditions apply (see corresponding footnote to Annex C(IB)). For further details, see *PCT Gazette* No. 44/2003, page 24736, Schedule of Fees, item 4. It is to be noted that, if both the PCT-EASY reduction and the 75% reduction of the international filing fee are applicable, the 75% reduction is calculated after the PCT-EASY reduction.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****TZ****BUSINESS REGISTRATIONS AND  
LICENSING AGENCY,  
MINISTRY OF INDUSTRY AND TRADE  
(UNITED REPUBLIC OF TANZANIA)****TZ****Summary of requirements for entry into the national phase**

Time limits applicable for entry into the national phase:	Under PCT Article 22(3): 21 months from the priority date Under PCT Article 39(1)(b): 31 months from the priority date
Translation of international application required into:	English
Required contents of the translation for entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, as amended only, 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 has been amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: Tanzanian shilling (TZS) Filing fee: <sup>1</sup> TZS <sup>2</sup> ...
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51bis): <sup>3</sup>	Name and address of the inventor if they have not been furnished in the "Request" part of the international application <sup>4</sup> Document evidencing a change of name of the applicant if the change occurred after the international filing date and has not been reflected in a notification from the International Bureau (Form PCT/IB/306) <sup>4</sup> Appointment of an agent if the applicant is not resident in the United Republic of Tanzania
Who can act as agent?	Any patent attorney or patent agent registered to practice before the Office

<sup>1</sup> Must be furnished or paid within the time limit applicable under PCT Article 22 or 39(1).

<sup>2</sup> The amount of this fee is not yet known. It will be fixed in the near future. The Office or agent should be consulted for the latest applicable amount of the fee.

<sup>3</sup> 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.

<sup>4</sup> This requirement may be satisfied if the corresponding declaration has been made in accordance with Rule 4.17.

# PCT NEWSLETTER

PATENT  
COOPERATION  
TREATY

December 2004

No. 12/2004



WORLD  
INTELLECTUAL  
PROPERTY  
ORGANIZATION

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

## Power of Attorney Waivers

### Notifications under PCT Rules 90.4(d) and/or 90.5(c) by PCT Offices/Authorities

For background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2.

### International Bureau

The International Bureau (IB) has, with effect from 1 January 2005, waived the requirement under PCT Rule 90.4(b) that a separate power of attorney be submitted to it. Particular instances in which a separate power of attorney will be required are as follows:

upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing.

It is recalled that the IB in its capacity as receiving Office (RO) has already waived the requirement that a separate power of attorney and/or a copy of a general power of attorney be submitted to it (see *PCT Newsletter* No. 01/2004, page 3).

For further information on the consequences of the IB waiver, see "Practical Advice" on page 10.

### Other waivers

The following Offices have recently informed the International Bureau that they waive the requirement under PCT Rules 90.4(b) and/or 90.5(a)(ii) to submit a separate power of attorney and/or a copy of a general power of attorney (any particular instances in which a separate power of attorney or a copy of the general power of attorney, as the case may be, is required are given where applicable):

**CH** Swiss Federal Intellectual Property Institute, in its capacity as RO, has waived the requirement to submit a separate power of attorney and/or a copy of a general power of attorney with immediate effect.

**SE** Swedish Patent Office, in its capacity as RO, International Searching Authority and International Preliminary Examining Authority waives the require-

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ment to submit a separate power of attorney and/or a copy of a general power of attorney with effect from 1 January 2005. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form or in the Demand Form at the time of their filing.

**SG** Intellectual Property Office of Singapore, in its capacity as receiving Office (RO), waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney with respect to international applications filed with it on or after 1 December 2004. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

where an agent or a common representative who is not indicated in the Request Form at the time of filing performs any action after filing; or where it is unclear that an agent or common representative has power to act on behalf of the applicant.

The table showing the PCT Office/Authorities which have notified WIPO that they have waived the requirement to submit a power of attorney under PCT Rule 90.4(b) and/or Rule 90.5(a)(ii) (which was last published in *PCT Newsletter* No. 07/2004) has been updated and appears on pages 13 and 14 of this issue, and is also available on the PCT website

**Reminder**

The national Offices of the following States do not yet apply the 30-month time limit for entering the national phase under Chapter I as fixed in PCT Article 22(1) (as modified with effect from 1 April 2002). Note, however, that in respect of the **regional** designation of all those States, the time limit under PCT Article 22(3) of 31 months applies.

CH Switzerland  
FI Finland (only until 31 December 2004)  
LU Luxembourg  
SE Sweden  
TZ United Republic of Tanzania  
UG Uganda  
ZM Zambia

A list of time limits applicable for each designated/elected Office for entering the national phase under Chapters I and II of the PCT is available at:

[www.wipo.int/pct/en/access/legal\\_text.htm](http://www.wipo.int/pct/en/access/legal_text.htm)

(see: [www.wipo.int/pct/en/texts/pdf/p\\_a\\_waivers.pdf](http://www.wipo.int/pct/en/texts/pdf/p_a_waivers.pdf)).

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annexes B2 (IB) and C (CH, SE and SG), Vol. I/B, Annexes D (SE) and E (SE))

### **PCT Article 22(1): Withdrawal of Notification of Incompatibility**

#### **Finland**

Further to its notification of the incompatibility of PCT Article 22(1), as modified with effect from 1 April 2002, with its national law (see *PCT Newsletter* No. 02/2002), the National Board of Patents and Registration (Finland), in its capacity as designated Office, has notified the International Bureau that it has withdrawn its notification with effect from 1 January 2005.

Furthermore, pursuant to PCT Articles 22(3) and 39(1)(b), the Office has notified the International Bureau that the time limit applicable for entry into the national phase before it as a designated or elected Office is, with effect from 1 January 2005, 31 months from the priority date. (Updating of the table of time limits for the entering national/regional phase under PCT Chapters I and II (see *PCT Newsletter* No. 05/2004)).

### **PCT Rule 51bis.1(e): Withdrawal of Notification of Incompatibility**

#### **United Kingdom**

Further to its notification of incompatibility of PCT Rule 51bis.1(e), as amended with effect from 1 March 2001, with the national law applied by it (see *PCT Newsletter* No. 02/2001, page 2), the United Kingdom Patent Office (in its capacity as designated Office) has notified the International Bureau that it has withdrawn the said notification with effect from 1 January 2005; amended PCT Rule 51bis.1(e) will therefore apply as from that date.

This means that the United Kingdom Patent Office will, in accordance with PCT Article 27, be able to require the applicant to furnish a translation of the priority document only where the validity of the priority claim is relevant to the determination of whether the invention concerned is patentable.

### **PCT Newsletter Subscriptions for 2005**

The subscription price (in Swiss francs) for the paper version of the *PCT Newsletter* for the

year 2005 remains the same as for 2004, that is, 70 Swiss francs by regular mail and 81 Swiss francs by priority mail. Similarly, the price in Swiss francs of the *PCT Newsletter* binder will remain the same, that is, 18 Swiss francs by regular mail and 21 Swiss francs by priority mail.

A list of the prices of the *Newsletter* and all other PCT publications, which is now available only in Swiss francs due to the fluctuations in the exchange rate between the US dollar and the Swiss franc, are included as tear-out sheets in this issue.

Also included in this issue, as a tear-out sheet, is a *PCT Newsletter* subscription form for 2005. **If you are already a subscriber, it is not necessary to return the form** since, unless notification to the contrary is received from you by WIPO, **subscription renewal is automatic**; subscribers will shortly receive an invoice for 2005 subscriptions. Note that subscribers who normally receive their invoice in US dollars will receive their invoice in Swiss francs.

You may, however, wish to use the subscription form to subscribe to additional copies—for subscriptions to more than one copy, you are entitled to 25% off the basic price for each copy subscribed to (including the first). You may also use the subscription form to order binders for the *PCT Newsletter*.

You are reminded that the contents of the *PCT Newsletter* can also be viewed on the Internet by clicking on “PCT News” on the PCT home page:

[www.wipo.int/pct/en/index.html](http://www.wipo.int/pct/en/index.html)

### **PCT Publications**

#### **PCT Applicant's Guide: updating of paper version**

Note that the paper version of the *PCT Applicant's Guide* will not be updated in January 2005, but is expected to be revised in April 2005, to coincide with the entry into force of the amended PCT Regulations announced in the October 2004 issue of the *PCT Newsletter*.

#### **General information on Contracting States, national and regional Offices and International Authorities**

This general information is usually published in a special issue of the *PCT Gazette* in January and July of each year. However, it will not be



published in January 2005, but is expected to be published in April 2005, to coincide with the entry into force of the amended PCT Regulations announced in the October 2004 issue of the *PCT Newsletter* and the issuance of the next *PCT Applicant's Guide* updating sheets.

## Changes in Patent Fees at the USPTO

The United States Patent and Trademark Office (USPTO) has announced that the fees associated with national phase entry have changed effective 8 December 2004 as the result of enactment of the Consolidated Appropriations Act.

For international applications entering the national phase under 35 U.S.C. 371 for which the basic national fee was not paid before 8 December 2004, the 5-tiered basic national fee structure has been replaced by a single basic national fee of \$300. In addition, such national phase applications would require payment of a new examination fee of \$200 and a new search fee of \$500.

An application size fee also applies if the specification and drawings exceed 100 sheets of paper. That fee is \$250 for each additional 50 sheets of paper or fraction thereof. A small entity reduction of 50% applies to all of the aforementioned fees. The fee for each independent claim in excess of 3, the fee for each claim in excess of 20 and the fee for an application containing a multiple dependent claim have been increased. Other national fees, including the fees for a petition to revive an application, have also increased.

The new amounts have just been published in the online version of the *PCT Applicant's Guide*, Vol. II/D, National Chapter (US) ([www.wipo.int/pct/guide/en/gdvol2/annexes/us.pdf](http://www.wipo.int/pct/guide/en/gdvol2/annexes/us.pdf)).

## PCT Information Update

### AT Austria (e-mail address)

The Austrian Patent Office has introduced an additional e-mail address. The e-mail addresses to be used are now as follows:

e-mail: [ingrid.weidinger@patent.bmvit.gv.at](mailto:ingrid.weidinger@patent.bmvit.gv.at)  
[ingrid.weidinger@patentamt.at](mailto:ingrid.weidinger@patentamt.at)

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (AT))

### AU Australia (provisional protection after international publication; special provisions concerning the deposit of microorganisms and other biological material)

There has been a change in the provisions concerning provisional protection in Australia after international publication, as follows:

The applicant enjoys the rights defined in Section 57 of the Patents Act 1990 from the date on which the international application is published under PCT Article 21 (the rights are generally the same as he would have had if the patent had been sealed on the date of receipt of the application in the Australian Patent Office except that he cannot institute proceedings for infringement until the patent has been sealed).

The Australian Patent Office has notified changes in its requirements concerning the deposit of microorganisms and other biological material with regard to the time at which an application is made available under Section 90 of the Australian Patents Act—this now occurs “at” the international publication date and not “shortly after” the international publication date.

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (AU) and Vol. I/B, Annex L)

### GB United Kingdom (who can act as agent; competent receiving Office for nationals and residents of the United Kingdom; time when name and address of inventor must be given; institutions with which deposits of microorganisms and other biological material may be made; fees; special requirements)

*Who can act as agent*

The United Kingdom Patent Office has added the following fax number to the footnote relating to the address from which a list of registered patent agents may be obtained:

fax: (44–20) 74 30 04 71

*Competent receiving Office for nationals and residents of the United Kingdom*

The Office has notified changes to the conditions of its national law under which a United Kingdom resident may file directly at the European Patent Office or at the International Bureau of WIPO. The changes affect only the footnote relating to the competent receiving

Office for nationals and residents of the United Kingdom, which should now read as follows:

At the time of writing, a United Kingdom resident may only file direct at the European Patent Office or at the International Bureau of WIPO: (i) after having obtained written authorization from the United Kingdom Patent Office; or (ii) after an application for a patent for the same invention has been filed at the United Kingdom Patent Office and not less than six weeks have elapsed without the Comptroller of the United Kingdom Patent Office giving a direction prohibiting publication or communication of the invention. However, under forthcoming changes to UK patent law, these restrictions will only apply to an application containing information which relates to military technology or which might be prejudicial to UK national security or the safety of the public. Where an application does not contain any such information, the above restrictions will no longer apply. Details of when these changes take effect can be obtained from the UK Patent Office: Security Section, Concept House, Cardiff Road, Newport, South Wales, NP10 8QQ. Tel: (44-1633) 81 35 58. Neither the current nor the new restrictions apply to an application for a patent for an invention for which an application for a patent has first been filed in a country outside the United Kingdom by a person resident outside the United Kingdom.

*Time when name and address of inventor must be given*

The Office has also informed the International Bureau of a modification as to the time when the name and address of the inventor must be given if the United Kingdom is a designated or elected Office—this changes from 32 months to 33 months.

Both of the above-mentioned changes are applicable as from 1 January 2005.

*Institutions with which deposits of microorganisms and other biological material may be made*

The address of the National Collection of Yeast Cultures (NCYC) and the name and address of the National Collections of Industrial, Food and Marine Bacteria (NCIMB), both international depository authorities under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, have changed, as follows:

National Collection of Yeast Cultures (NCYC)  
Institute of Food Research  
Norwich Laboratory  
Norwich Research Park  
Colney  
Norwich NR4 7UA  
United Kingdom

NCIMB Ltd.  
Ferguson Building  
Craibstone Estate  
Bucksburn  
Aberdeen AB21 9YA  
United Kingdom

*Fees*

As from 1 January 2005, there will be a change in the amounts of the following national fees, payable to the Office as designated (or elected) Office, and there will be changes in the time limits (indicated in the relevant footnotes) within which certain of those fees are due, as follows:

national (filing) fee:*	GBP	30
preliminary examination and search fee:**		
where a search has already been made by an International Searching Authority in accordance with the PCT:	GBP	80
in other cases:	GBP	100

substantive examination fee:\*\*\* [no change]

exemptions, reductions or refunds of the national fee:

search fee: reduced fee payable where an international search report has been established (see above). Refund of whole fee where the application does not proceed to substantive examination and no search has been made in the United Kingdom Patent Office.

\* [No change to footnote]

\*\* Due within 33 months from the priority date. Where the applicant expressly requests early entry into the national phase, the fee is due within 12 months from the priority date, or two months from the date on which the conditions for early entry are satisfied, whichever is the later.

\*\*\* Due within 33 months from the priority date.

*Special requirements*

The Office has notified changes in its special requirements as a designated (or elected) Office, and has modified the time limit for

compliance with two of the special requirements and the conditions under which a translation of the priority document or a declaration regarding such translation will be required (both modifications relate only to the relevant footnotes). The consolidated list of special requirements is now as follows:

- translation of international application\*
- name and address of the inventor if they have not been furnished in the "Request" part of the international application\*\*
- translation of priority document into English, or declaration that the international application is a complete translation of the priority document into English\*\*\*
- address for service in the United Kingdom (but no representation by an agent is required)\*\*\*\*

\* Must be furnished within 33 months from the priority date. Where the applicant expressly requests early entry into the national phase, the name and address of the inventor must be furnished within 16 months from the priority date, or two months from the date on which the conditions for early entry are satisfied, whichever is the later (unless already furnished in the "Request").

\*\* This requirement may be satisfied if the corresponding declaration has been made in accordance with Rule 4.17.

\*\*\* A translation or declaration will only be required where the validity of the priority claim is relevant to the determination of whether the invention concerned is patentable. A period within which a translation or declaration must be filed will be specified by the Office.

\*\*\*\* 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.

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex B1 (GB), Vol. I/B, Annex C (GB) and Annex L, and Vol. II/B, National Chapter, Summary (GB))

#### **HU Hungary (telephone and fax numbers; e-mail address)**

The telephone and fax numbers and the e-mail address of the Hungarian Patent Office have changed, as follows:

telephone: (36–1) 474 55 61  
 fax: (36–1) 474 55 34  
 e-mail: mszh@hpo.hu

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (HU))

#### **IS Iceland (special requirements)**

There has also been a change in the special requirement under PCT Rule 51*bis* of the Icelandic Patent Office as designated (or elected) Office relating to what must be done if the applicant is not the inventor, as follows:

if the applicant is someone other than the inventor, the application must state how the applicant acquired title to the invention\*

\* This requirement may be satisfied if the corresponding declaration has been made in accordance with PCT Rule 4.17.

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

#### **JP Japan (special provisions concerning earlier national applications from which priority is claimed)**

The Japan Patent Office has made modifications to the wording of the "special provisions concerning earlier national applications from which priority is claimed," and the effects of such provisions, by removing references to "the priority date," and replacing them with references to "the filing date of that earlier application."

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex B1 (JP))

#### **NZ New Zealand (fees)**

As from 1 January 2005, there will be a change in the equivalent amounts of the following fees payable in NZD to the Intellectual Property Office of New Zealand as receiving Office, as well as a change in the equivalent amount in NZD of the reduction under item 3 of the Schedule of Fees where the PCT-SAFE software (operating in "PCT-EASY" mode") is used, as follows:

international filing fee, fee per sheet in excess of 30 and PCT-EASY fee reduction: see Table I(a) and footnotes

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

#### **SG Singapore (Internet address; provisional protection after international publication; special requirements)**

The Intellectual Property Office of Singapore has notified an additional Internet address, as follows:

Internet: [www.ipos.gov.sg](http://www.ipos.gov.sg)  
[www.epatents.gov.sg](http://www.epatents.gov.sg)

The Office has also notified a change to a reference in the last sentence of the provisions concerning “provisional protection after international publication,” which should now read: “See Part XVII of the Patents Act” (instead of Part XVI).

There has also been a change in the special requirement under PCT Rule 51*bis* of the Intellectual Property Office of Singapore as designated (or elected) Office relating to the “verified translation of the priority document into English”—the word “verified” has been deleted. (The footnotes relating to this requirement have not changed.)

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annex B1 (SG), and Vol. II/D, National Chapter, Summary (SG))

### SI Slovenia (fees)

The amount of the following fee, payable to the Slovenian Intellectual Property Office as receiving Office, has changed:

fee for priority document:	SIT	255
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(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annex C (SI))

### YU Serbia and Montenegro (time limit for entry into the national phase)

The Intellectual Property Office (Serbia and Montenegro) has informed the International Bureau that there has been a change in the length of time by which the time limit for entry into the national phase can be extended beyond 30 months from the priority date if an additional fee for late entry into the national phase is paid. It has changed from one month to 30 days.

(Updating of *PCT Applicant’s Guide*, Vol. II/D, National Chapter, Summary (YU))

### Search fee (Canadian Intellectual Property Office, China Intellectual Property Office, Russian Patent Office and United States Patent and Trademark Office)

As from 15 January 2005, there will be a change in the equivalent amount payable in USD for an international search carried out by the Canadian Intellectual Property Office, as indicated in Table I(b).

As from 15 January 2005, there will be a change in the equivalent amount of the higher fee payable in CHF and, as from 1 February

2005, there will be a change in the equivalent amount of the higher fee payable in NZD, for an international search carried out by the United States Patent and Trademark Office (the equivalent amounts of the lower search fee remain the same), as indicated in Table I(b).

As from 1 February 2005, there will be changes in the equivalent amounts payable in CHF and EUR for international searches carried out by the China Intellectual Property Office and the Russian Patent Office, as indicated in Table I(b).

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annex D (CN, RU, US))

### Fees relating to international search and international preliminary examination (Austrian Patent Office)

The Austrian Patent Office has notified the International Bureau of new amounts of the fees for copies of: documents cited in the international search report (PCT Rule 44.3), the international preliminary examination report (PCT Rule 71.2), and documents contained in the file of the international application (PCT Rule 94), applicable as from 1 December 2004, as follows:

fee for copies of documents cited in the international search report, per page:	EUR	0.60
fee for copies of documents cited in the international preliminary examination report, per page:	EUR	0.60
fee for copies of documents contained in the file of the international application, per page:	EUR	0.60

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annexes D (AT) and E (AT))

### Extension of European Patents

#### Croatia (*corrigendum*)

The text concerning the extension of European Patents to Croatia, which was published in *PCT Newsletter* No. 05/2004, on page 3, should be corrected, as follows: the seventh paragraph, second sentence, should refer to a translation of the “specification” instead of a translation of the “claims.”



## **Serbia and Montenegro and Bosnia and Herzegovina**

The following text gives further details on the new possibility to extend European patents to Serbia and Montenegro and/or to Bosnia and Herzegovina, which was announced in *PCT Newsletter* No. 11/2004.

It is recalled that Agreements between the European Patent Organisation and Serbia and Montenegro (YU) and between the European Patent Organisation and Bosnia and Herzegovina (BA) on the extension of the effects of European patent applications and patents entered into force on 1 November 2004 and 1 December 2004, respectively. Under that agreement, it is possible to obtain patent protection in YU and/or BA by requesting the extension of a European patent to those States. The extension procedure is also available, if the necessary requirements are met, via the PCT. The agreement with YU and BA is similar to those in force in respect of Latvia, Albania, the former Yugoslav Republic of Macedonia, and Croatia (see *PCT Newsletter* Nos. 05/1995, 12/1995, 02/1996, 11/1997 and 05/2004).

Note that YU and BA are not party to the European Patent Convention (EPC) and cannot be designated for a European patent (EP).

The extension of a European patent to YU via the PCT route is available in respect of international applications filed on or after 1 November 2004, and in the case of BA, is available in respect of international applications filed on or after 1 December 2004. A request for the extension of a European patent to YU and/or BA may be made if:

- (i) the designations of YU and/or BA are not withdrawn; and
- (ii) the international filing fee is paid.

No special entry concerning the extension should be made on the PCT Request Form. Within 31 months (Chapter I or Chapter II) from the priority date, the applicant must enter the regional phase before the European Patent Office (EPO)—a request for extension of the European patent is automatically deemed to have been made—and pay to the EPO the respective extension fee(s) (currently EUR 102) for the extension of the European patent to YU and/or to BA. If the 31-month time limit has been missed, the extension

fee(s) may also be validly paid, with a surcharge of 50%, within the grace period provided for in the EPC for payment of the designation fees.

The request for extension will be considered withdrawn if, upon entry into the regional phase before the EPO, the extension fee(s) is/are not paid within the applicable time limit. Note, however, that no notification of non-observance of the basic time limit or expiry of the period of grace will be issued, and that re-establishment of rights is not possible in respect of payment of the extension fee(s).

A European patent application for which extension to YU and BA has been requested is equivalent to a duly filed national application in those countries and, after publication, confers provisional protection as from the date on which a translation of the claims of the published European patent application—in the case of YU, into the national language of YU (Serbian) and in the case of BA, into an official language of BA (that is, into Bosnian, Croatian or Serbian)—has been communicated by the applicant to the person using the invention in that or those countries.

Upon completion of the European procedure, the EPO will inform the Intellectual Property Office (Serbia and Montenegro) and/or the Institute for Standards, Metrology and Intellectual Property of Bosnia and Herzegovina of the grant of the European patent. That patent will have the effect of a national patent granted by the relevant latter Office, provided that, within three months from publication of the mention of the grant of a European patent in the *European Patent Bulletin*, a translation of the specification of the European patent into Serbian is filed with, and the prescribed publication fee is paid to, the Intellectual Property Office (Serbia and Montenegro), and/or a translation of the specification of the European patent into Bosnian, Croatian or Serbian is filed with, and the prescribed publication fee is paid to, the Institute for Standards, Metrology and Intellectual Property of Bosnia and Herzegovina. Renewal fees for the patent will have to be paid to the Intellectual Property Office (Serbia and Montenegro) and/or the Institute for Standards, Metrology and Intellectual Property of Bosnia and Herzegovina for the years following that in which the mention of the grant of the European patent was published by the EPO.

The option of entering the national phase directly before the Intellectual Property Office



(Serbia and Montenegro) within 30 months from the priority date, instead of proceeding with a request for the extension of a European patent to YU, remains available for any international application provided that the designation of Serbia and Montenegro has not been withdrawn. The above-mentioned time limit of 30 months shall be extended by 30 days if the applicant pays an additional fee for late entry into the national phase.

The option of entering the national phase directly before the Institute for Standards, Metrology and Intellectual Property of Bosnia and Herzegovina within 34 months from the priority date, instead of proceeding with a request for the extension of a European patent to BA, remains available for any international application provided that the designation of BA has not been withdrawn.

Further details have been and will be published in the November and December issues of the *Official Journal of the EPO* (OJ EPO 2004, Issues 11 and 12), which are/will be available on the EPO website at:

[www.european-patent-office.org/epo/pubs/oj\\_index\\_e.htm](http://www.european-patent-office.org/epo/pubs/oj_index_e.htm)

### **Non-working Days at the IB**

For the purposes of computing time limits under PCT Rule 80.5, the days on which the International Bureau (IB) will not be open for business are, for the period from 1 January to 31 December 2005, the following:

All Saturdays and Sundays, and  
21 January 2005  
25 and 28 March 2005  
5 and 16 May 2005  
8 September 2005  
26, 27 and 30 December 2005

Note that the days indicated above concern only the IB and not the national Offices and other international organizations.

### **Transmittal of Priority Documents in Electronic Form**

The International Bureau (IB) has developed a system for the full electronic processing of priority documents (the E-Pdoc application), (see the Status Report on PCT Information Systems—document PCT/A/33/3—presented to the PCT Assembly in October 2004). Following the successful completion of user testing, the E-Pdoc application recently entered into

production. Consequently, the IB is now in a position to receive (whether furnished to it by the receiving Office or by the applicant direct), process and communicate priority documents submitted to it in a completely paperless manner.

Experience with electronic priority documents received at the IB has demonstrated that the E-Pdoc application enables the IB to handle priority documents in a much more efficient manner than was previously possible. That being the case, receiving Offices transmitting priority documents to the IB under PCT Rule 17.1(b) are now being encouraged to do so electronically rather than on paper.

Priority documents in electronic form can be submitted to the IB on CD/DVD or through PCT Electronic Data Interchange (PCT-EDI), another mechanism developed by the IB which offers an efficient and secure means to exchange data and documents between patent Offices and the IB through the Internet (for further information, see [www.wipo.int/pct/edi/en/index.html](http://www.wipo.int/pct/edi/en/index.html)).

As was also noted in document PCT/A/33/3, the IB will extend the use of the E-Pdoc application for the electronic processing of priority documents sent in paper form but which are scanned upon receipt.

### **Technical Standard for the Electronic Filing and Processing of International Applications**

It is recalled that Part 7 and Annex F of the Administrative Instructions under the PCT contain, respectively, the legal framework and the technical standard for electronic filing and processing of international applications, and serve as the basis for PCT-SAFE and other electronic filing systems for the filing of PCT applications. They both entered into force on 7 January 2002; Annex F and its Appendix I were subsequently the subject of modifications that entered into force on 12 December 2002, 19 June 2003, 1 January 2004 and 12 February 2004.

The present text of Appendix I of Annex F of the Administrative Instructions is set out in document PCT/AI/DTD/1, dated 17 June 2004, and is available on the PCT website at the address indicated below. A new consolidated text of Appendix I of Annex F, as in force from 1 January 2005, containing previously an-

nounced modifications as well as recent modifications (for details, see *PCT Gazette* No. 51/2004, Section IV) has been prepared by the IB and will be published in document PCT/AI/DTD/2, dated 16 December 2004, which will be available shortly on the PCT website at:

[www.wipo.int/pct/en/texts/index.htm](http://www.wipo.int/pct/en/texts/index.htm)

## **PCT-SAFE Update**

### **Release of new version of the PCT-SAFE Client software**

A new version of the PCT-SAFE Client software (version 3.50 (build 0002.166)), dated 6 December 2004, is available to download from the PCT-SAFE website at:

[www.wipo.int/pct-safe/en/support/download.htm](http://www.wipo.int/pct-safe/en/support/download.htm).

This version enables the filing of PCT-SAFE applications on-line with the National Board of Patents and Registration (Finland) and the United Kingdom Patent Office as receiving Offices, signed and transmitted with the WIPO Customer CA digital certificates. (Only users filing with one of these Offices will need to install this version.)

### **Change in the Color of PCT Forms Issued by RO/DE**

The German Patent and Trade Mark Office, in its capacity as receiving Office (RO/DE), has informed WIPO of the future change in the color (from green to white) of all PCT/RO forms issued by the RO/DE. The change to the single color white, which is a result of technical reorganization, will take place during the year 2005.

## **Practical Advice**

### ***Consequences of the power of attorney waiver made by the International Bureau***

*Q: Now that the International Bureau has, with effect from 1 January 2005, waived the requirement under PCT Rule 90.4(b) that a separate power of attorney be submitted to it, which applications will be affected by the waiver and what are the consequences of the waiver?*

*A: The waiver by the International Bureau (IB) of the above-mentioned requirement to submit a separate power of attorney, which was*

announced in Section IV of *PCT Gazette* No. 48/2004 and is also announced on the cover page of this issue, will hopefully simplify procedures for applicants and agents.

The waiver by the IB will apply to any document or request submitted to the IB on or after 1 January 2005, provided that the international filing date of the underlying application is on or after 1 January 2004. The reason for this limitation is that amended PCT Rule 90.4 which enacts the waiver possibility only applies to international applications filed on or after 1 January 2004. The waiver will apply only in respect of an agent or common representative who has been indicated in Box No. IV of the Request Form.

The agent is now permitted to file various papers with the International Bureau throughout the international phase without the need to submit a power of attorney signed by the applicant(s). For example, the agent can now submit the following papers to the IB without the need to submit a power of attorney:

- PCT Article 19 amendments;
- corrections of priority claims;
- informal comments on the written opinion;
- requests for recording of changes in certain indications in the request or the demand (PCT Rule 92*bis*) for all changes except for a change of agent where the request for change is signed by the new agent (see below).

Note, however, that a power of attorney will still have to be furnished in the following situations:

- any notice of withdrawal under PCT Rule 90*bis*—the notice must be signed by all applicants or by the agent or common representative and be accompanied by powers of attorney signed by all applicants (if the Request Form was not signed by all applicants), even if the Office with which the notice is filed has waived the power of attorney requirement. This is the case whichever PCT Office or Authority the notice of withdrawal has been submitted to;
- upon appointment of, or for any paper submitted by, an agent or common representative who was not indicated in the Request Form—the IB has announced under Section 433 of the Administrative Instructions that it will require a separate power of attorney upon appointment of, or for any paper submit-

ted by, an agent or a common representative who was not indicated in the Request Form at the time of filing. For example, if a request for the recording of a change of agent and/or applicant under PCT Rule 92*bis* is signed by the new agent and is submitted to the IB, a power of attorney signed by the applicant would continue to be required. Similarly, if a new agent is appointed by way of a corresponding indication in the Demand Form, the IB would continue to require a power of attorney before it could record the new agent under PCT Rule 92*bis*. Note, however, that in respect of any action requested via the International Preliminary Examining Authority (IPEA), whether a power of attorney is required would depend also on whether the IPEA has waived the requirement that a power of attorney be submitted;

- where the receiving Office has not made a waiver and the document or request is filed directly with that Office, for example, where a request for recording a change under PCT Rule 92*bis* or a request for correction of a priority claim is filed directly with the receiving Office.

Even though the requirement to submit a separate power of attorney may have been waived by the International Bureau, agents or

common representatives should carefully consider whether they should in any case obtain the signatures of all applicants, either by way of signing a power of attorney or by way of signing the request. By obtaining those signatures, any withdrawal, which requires the signatures of all of the applicants or a power of attorney signed by all of the applicants, could be dealt with immediately, and delays caused by the need to obtain missing signatures would be avoided. Even if those signatures are not actually submitted by the agent/common representative to the International Bureau, but are merely kept in the file of the agent/common representative, at least they would be available if they were needed later.

For further information on the applicability of power of attorney waivers, see the "Practical Advice" in *PCT Newsletter* No. 06/2004, on page 5. The table showing the Offices (or Authorities) which have notified WIPO of waivers of the power of attorney requirement has been updated to take into account the recent waivers made by the International Bureau, Serbia and Montenegro, Singapore, Sweden and Switzerland. It is reproduced on pages 12 and 13 of this issue, and is also available on the PCT website at:

[www.wipo.int/pct/en/texts/pdf/p\\_a\\_waivers.pdf](http://www.wipo.int/pct/en/texts/pdf/p_a_waivers.pdf)

<b>PCT Seminar Calendar</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>13–14 December 2004 Stockholm (SE)</b>	English	PCT seminar for patent attorneys WIPO speakers: Mr. Reischle and Ms. Bonvallet	Swedish Patent and Registration Office, PRV InterPat (Mr. David Holm) Tel: (46–8) 782 26 32 Fax: (46–8) 783 01 63 E-mail: david.holm@prv.se
<b>18–20 January 2005 Zurich (CH)</b>	English	Presentation on the PCT within the framework of the Postgraduate Program in Intellectual Property WIPO speakers: Mr. Reischle and Mr. Kim	Swiss Federal Institute of Technology Zurich (ETH), NDS Intellectual Property (Ms. Lili Tsiamis) Tel: (41–1) 632 68 08 Fax: (41–1) 632 13 67 E-mail: tsiamis@recht.gess.ethz.ch Internet: www.ndsip.ethz.ch
<b>19–20 January 2005 London (GB)</b>	English	Advanced PCT seminar WIPO speakers: Mr. H G Bartels and Ms. Schwarz	Intellectual Property Administrators Group (IPAG) (Ms. Jacqueline Jones) Tel: (44–207) 539 42 45 E-mail: jjones@kstrode.co.uk

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<b>PCT Seminar Calendar [continued]</b>			
<b>Dates and location</b>	<b>Language of seminar</b>	<b>Nature of seminar; WIPO speakers (and others where known)</b>	<b>Organizer and contact numbers</b>
<b>24–25 January 2005 Munich (DE)</b>	German	Basic PCT seminar WIPO speakers: Mr. Reischle and Mr. H G Bartels	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>28 January 2005 Stuttgart (DE)</b>	German	PCT seminar WIPO speaker: Mr. Reischle	Deutsche Vereinigung für Gewerblichen Rechtsschutz und Urheberrecht (GRÜR) (Mr. G. Schuster) Tel: (49–711) 222 99 40 Fax: (49–711) 222 99 433 E-mail: marken@schusterpat.de
<b>8–9 February 2005 Milan (IT)</b>	English	PCT seminar for patent attorneys and Patent Administrators WIPO speakers: Mr. H G Bartels and Mrs. Coeckelbergs	EPI-CEIPI (see below), Ordine Consulenti Proprietà Industriale and the Association of Patent Attorneys in Industry (AICIPI) Tel: (39–02) 55 18 51 44 Fax: (39–02) 54 12 20 66 E-mail: consiglio@ordine-brevetti.it
<b>10–11 February 2005 Houston (US)</b>	English	PCT seminar for patent attorneys and patent administrators WIPO speaker: Mr. Maassel Other speakers: Ms. Bidwell (USPTO) and Mr. Reed (The Procter & Gamble Company, US)	Institute for Intellectual Property and Information Law, University of Houston Law Center, and Haynes and Boone, LLP (Ms. Suzanne Kiefer) Tel: (1–214) 651 53 90 Fax: (1–214) 200 07 35 E-mail: suzanne.keifer@haynesboone.com
<b>18 February 2005 Munich (DE)</b>	German	PCT update seminar WIPO speaker: Mr. H G Bartels	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>9–10 March 2005 Ecully (FR)</b>	French	PCT seminar for patent attorneys WIPO speaker: Ms. Boutillon	Centre Paul Roubier (Mrs. Audi) Tel: (33–4) 78 33 07 08 Fax: (33–4) 78 33 58 96
<b>17–18 March 2005 Munich (DE)</b>	German	Advanced PCT seminar WIPO speaker: Mr. Reischle	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
<b>4 April 2005 Paris (FR)</b>	French	PCT update WIPO speaker: Ms. Boutillon	Fondation Nationale pour le Droit de l'Entreprise (FNDE) (Mrs. Heuzé) Tel: (33–1) 42 66 18 19 Fax: (33–1) 42 66 17 37 E-mail: pheuze@fnde.asso.fr
<b>20–21 April 2005 London (GB)</b>	English	Basic formalities seminar on the PCT WIPO speaker: to be announced	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>26 April 2005 Brussels (BE)</b> <i>[Note that only a limited number of places are available]</i>	French	PCT presentation within the framework of the "Cours de formation de base en droit européen des brevets 2004–2005" WIPO speaker: Mr. Genin	Centre d'études internationales de la propriété industrielle (CEIPI) and l'Institut des mandataires agréés près l'Office européen des brevets (EPI) (Mr. Thierry Debled) Tel: (32–65) 40 08 21 Fax: (32–65) 31 14 74 E-mail: Thierry.Debled@BE.vesuvius.com
<b>29–30 April 2005 Concord, New Hampshire (US)</b>	English	Basic PCT seminar WIPO speaker: Mr. Maassel	Franklin Pierce Law Center (Ms. Carol Ruh) Tel: (1–603) 228 15 41, ext. 1108 Fax: (1–603) 224 33 42 E-mail: cruh@piercelaw.edu Internet: www.piercelaw.edu/TreatySem/Treatsem.htm

**Offices (or Authorities) which have Notified WIPO of  
Waiver(s) of the Power of Attorney Requirement  
under PCT Rule 90.4(b) and/or 90.5(a)(ii)  
(status on 3 December 2004)**

Abbreviations used in table: P/A = power of attorney; RO = receiving Office; ISA = International Searching Authority; IPEA = International Preliminary Examining Authority; for two-letter codes, see last page of *PCT Newsletter*

Two-letter code of Office	Capacity of Office in which waiver was made	Waiver of separate P/A (PCT Rule 90.4(d))?	Waiver of copy of general P/A (PCT Rule 90.5(c))?	Particular instances in which a separate P/A and/or a copy of a general P/A is required <sup>1</sup>
AT	RO, ISA, IPEA	Yes	Yes	None
AU	RO, ISA, IPEA	Yes	Yes	Where there is an unresolved dispute about who is the agent representing the applicant(s)
BY	RO	Yes	Yes	Where there is a change in representation, that is, where any action before the Office is performed by an agent or a common representative who was not indicated in the Request Form at the time of filing
CH	RO	Yes	Yes	None
DK	RO	Yes	Yes	Upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing
EP	RO, ISA, IPEA	Yes	Yes	Where procedural acts are performed by a purported agent who is not the agent of record, unless the purported agent belongs to the same office as the agent of record, or if both the purported agent and the agent of record are employees of the applicant or, if there is more than one applicant, of the common representative; or in case of doubt as to the agent's entitlement to act
GB	RO	Yes	Yes	Where an agent or common representative, who is not indicated on the Request Form at the time of filing, performs any action after filing; or where it is unclear that an agent or common representative has power to act on behalf of the applicant
IB	IB	Yes (from 1.1.05)	n.a.	Upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing
	RO	Yes	Yes	Upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing
IL	RO	Yes	Yes	Where an agent or a common representative who is not indicated in the Request Form at the time of filing performs any actions after filing
JP	RO, ISA, IPEA	Yes	Yes	Where an agent or a common representative who is not indicated in the Request Form at the time of filing performs any actions after filing
KG	RO	No	Yes	None
LT	RO	No	Yes	None

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**Offices (or Authorities) which have Notified WIPO of  
Waiver(s) of the Power of Attorney Requirement  
under PCT Rule 90.4(b) and/or 90.5(a)(ii)  
(status on 3 December 2004) [continued]**

Two-letter code of Office	Capacity of Office in which waiver was made	Waiver of separate P/A (PCT Rule 90.4(d))?	Waiver of copy of general P/A (PCT Rule 90.5(c))?	Particular instances in which a separate P/A and/or a copy of a general P/A is required <sup>1</sup>
MD	RO	Yes	Yes	Upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing
NL	RO	Yes	Yes	None
NZ	RO	Yes	Yes	Where there is a change in representation, that is, where an applicant is represented by a new agent or representative
PH	RO	Yes	Yes	Where the Office receives a notice or communication from a sub-agent appointed by the agent or common representative; or the Office receives notices or communications from an agent or common representative who is appointed by the applicant in replacement of, or in addition to the agent or common representative previously appointed by the applicant; or the Office receives a notice or communication from an agent or a common representative submitting the names of additional applicants not named in the Request Form
PT	RO	Yes	Yes	If the applicant is not represented by an official industrial property agent
SE	RO, ISA, IPEA	Yes (from 1.1.05)	Yes (from 1.1.05)	Upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form or in the Demand Form at the time of their filing
SG	RO	Yes <sup>2</sup>	Yes <sup>2</sup>	Where an agent or a common representative who is not indicated in the Request Form at the time of filing performs any action after filing; or where it is unclear that an agent or common representative has power to act on behalf of the applicant
TR	RO	Yes	Yes	Where there is an unresolved dispute about who is the agent representing the applicant(s); or upon appointment of, or for any paper submitted by, an agent or a common representative who was not indicated in the Request Form at the time of filing
US	RO, ISA, IPEA	Yes	Yes	Where it is unclear whether a purported agent has the power to act on behalf of the applicant, and for certain changes under PCT Rule 92bis
YU	RO	Yes	Yes	Where an agent or a common representative who is not indicated in the Request Form at the time of filing performs any action after filing; or where it is unclear that an agent or common representative has power to act on behalf of the applicant; or for changes under PCT Rule 92bis

1. Other than where the agent or the common representative submits any notice of withdrawal referred to in PCT Rules 90bis.1 to 90bis.4.

2. For international applications filed on or after 1 December 2004.

## PCT Fee Tables

(amounts on 1 December 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of 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 (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 11. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

Key to abbreviations used in fee tables:

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	USD	US dollar
AED	United Arab Emirates dirham	CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
ALL	Albanian lek	CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	XAF	CFA franc BEAC
AMD	Armenian dram	DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	YUD	Yugoslavian dinar
AUD	Australian dollar	DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZAR	South African rand
AZM	Azerbaijani manat	EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble	ZWD	Zimbabwe dollar
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 December 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 December 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>		International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
CA	CAD	300	CAD 1,489	16	106	CA <sup>8</sup>
CH	CHF	100	CHF 1,400	15	100	EP
CN	CNY	500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup>	—	COP eq USD 1,134	eq USD 12	eq USD 81	AT, EP, ES, RU
CR	USD	175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) <sup>200</sup>	200	USD(or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP	75	CYP 526	6	n a	EP
CZ	CZK	1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR	90	EUR 902	10	64	EP
DK	DKK	1,500	DKK 6,700	70	480	EP SE
DM	Information not yet available					
DZ	DZD	None	CHF 1,400	15	100	AT EP
EA	RUR eq USD	50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup>	—	USD 1,134	12	81	EP ES
EE	EEK	1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	USD	100	USD 1,134	12	81	AT EP
EP <sup>5</sup>	EUR	100	EUR 902	10	64	EP
ES <sup>5</sup>	EUR	63.99	EUR 902	10	64	EP ES
FI <sup>5</sup>	EUR	135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR	60	EUR 902	10	64	EP
GB <sup>5</sup>	GBP	55	GBP 628	7	45	EP
GD	Information not yet available					
GE	GEL <sup>9</sup>	10	USD 1,134	12	81	EP RU
GH	GHC <sup>10</sup>	2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR	115	EUR 902	10	64	EP
HR	HRK	200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF	10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>11</sup> or EUR <sup>11</sup> or USD <sup>11</sup>	100 64 81	CHF 1,400 or EUR 902 or USD 1,134	15 10 12	100 64 81	See footnote 12
ID	IDR	500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP KR RU
IE	EUR	76.00	EUR 902	10	64	EP
IL	ILS	476	USD 1,134	12	81	EP US
IN	INR	5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US

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**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 December 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP <sup>5</sup>	JPY 13,000	JPY 123,200	1,300	8,800	EP JP
KE	USD (or KES equiv) <sup>250</sup> plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR <sup>5</sup>	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>13</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	EUR 902	10	64	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>14</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 200	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>15</sup>	NZD 1,772 (from 1.1.05: 1,653)	19 (18)	127 (118)	AU EP US
OA	XAF —	XAF eq CHF 1,400	eq CHF 15	n a	AT EP RU SE
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30.99	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 2,000	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				

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**Table I(a) — Transmittal and international filing fees** [continued]  
(amounts on 1 December 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
TJ	TJS <sup>7</sup> —	USD 1,134	12	n a	EP RU
TM	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
TN	TND <sup>7</sup> —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,134	12	81	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,134	12	n a	EP RU
US	USD 300	USD 1,134	12	81	EP US
UZ	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
VC	Information not yet available				
VN	VND eq USD 150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD 3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR 500	ZAR 7,270	80	520	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 December 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>									
AT	EUR 159	CHF 247	KRW 235,000	SGD 310	USD 182	ZAR 1,320				
AU	AUD 1,200	CHF 1,050	EUR 684	KRW 1,014,000	NZD* 1,370	SGD 1,490				
	USD 865	ZAR 5,300								
	* (from 1.1.05: NZD 1,282)									
CA	CAD 1,600	CHF 1,520	EUR 985	USD* 1,195						
	*(from 15.1.05: USD 1,336)									
CN	CNY 1,500	CHF* 245	EUR* 158	USD 181						
	* (from 1.2.05: CHF 207 EUR 137)									
EP <sup>16</sup>	EUR 1,550	CAD 2,520	CHF 2,432	CYP 905	DKK 11,520	GBP 1,078	ISK 138,000	JPY 200,100	MWK 194,000	NOK 13,450
	SGD 3,130	USD 1,920	ZAR 12,000	NZD 2,884	SEK 13,870					
ES <sup>16</sup>	EUR 1,550	CHF 2,432	USD 1,920							
JP	JPY 97,000	CHF 1,097	EUR 752	KRW 1,066,000	USD 887					
KR	KRW 225,000	CHF 238	EUR 151	USD 194						
RU <sup>17</sup>	USD 300	CHF* 406	EUR* 262							
	* (from 1.2.05: CHF 344 EUR 227)									
SE	SEK 13,870	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK 13,450				
	USD 1,920									
US	USD 1,000	300 <sup>18</sup>	CHF* 1,318	395 <sup>18</sup>	EUR 787	254 <sup>18</sup>	NZD** 1,570	470 <sup>18</sup>		
	ZAR 6,600	2,000 <sup>18</sup>								
	* (from 15.1.05: CHF 1,171 395 <sup>18</sup> )									
	** (from 1.2.05: NZD 1,460 470 <sup>18</sup> )									



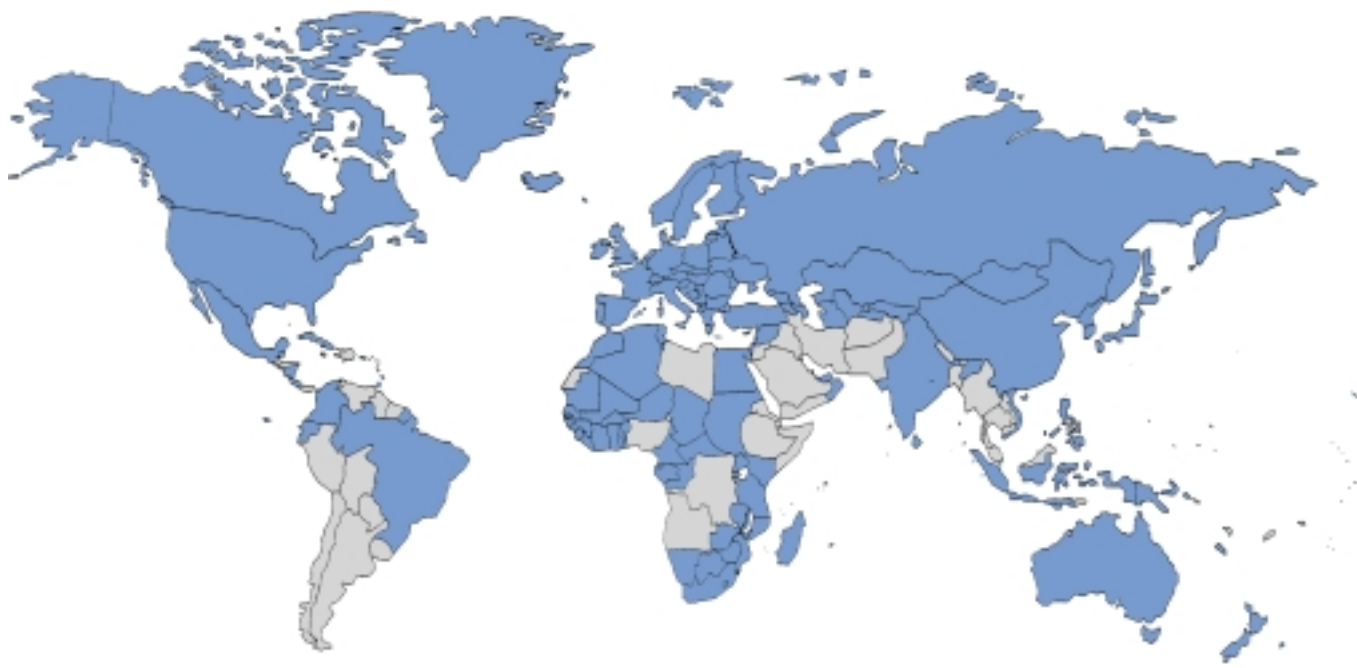
**Table II — Preliminary examination fees**  
(amounts on 1 December 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>19</sup>		Handling fee <sup>3,19</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>20</sup>	AUD	218
CA	CAD	800		CAD	213
CN	CNY	1,500		CNY eq CHF	200
EP <sup>16</sup>	EUR	1,530		EUR	129
ES	EUR	502.97		EUR	129
JP	JPY	36,000		JPY	17,600
KR	KRW	225,000		KRW	190,000
RU <sup>17</sup>	USD	200 <sup>21</sup>	300 <sup>22</sup>	USD	162
SE	SEK	5,000		SEK	1,160
US	USD	600	750 <sup>23</sup>	USD	162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, GB, IB, JP and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200=EUR 129**, GBP 90, KRW 190,000, USD 162; **CHF 300=EUR 193**, GBP 134, JPY 26,400, KRW 285,000, USD 243.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 For international applications filed before 26 July 2004, the competent ISA is the European Patent Office. For international applications filed on or after 26 July 2004, the competent ISA is the Canadian Intellectual Property Office.
- 9 This fee is reduced by 80% where the applicant is a natural person.
- 10 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 11 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 12 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. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 13 The Japan Patent Office is competent only for international applications in Japanese.
- 14 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 15 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 16 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Lithuania, Poland, Romania, Slovakia and Turkey.
- 17 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 18 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 19 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 20 Payable when the international search report was not issued by the Australian Patent Office.
- 21 Payable when the international search report was established by the Russian Patent Office.
- 22 In all cases where footnote 21 does not apply.
- 23 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

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AM Armenia (EA)	CZ Czech Republic (EP)	IT Italy (EP) <sup>2</sup>	MZ Mozambique (AP)	TG Togo (OA) <sup>2</sup>
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BB Barbados	EE Estonia (EP)	KR Republic of Korea	NO Norway	TT Trinidad and Tobago
BE Belgium (EP) <sup>2</sup>	EG Egypt	KZ Kazakhstan (EA)	NZ New Zealand	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) <sup>2</sup>	ES Spain (EP)	LC Saint Lucia	OM Oman	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	PG Papua New Guinea	UG Uganda (AP)
BJ Benin (OA) <sup>2</sup>	FR France (EP) <sup>2</sup>	LK Sri Lanka	PH Philippines	US United States of America
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BZ Belize	GE Georgia	LU Luxembourg (EP)	RU Russian Federation (EA)	YU Serbia and Montenegro <sup>1</sup>
CA Canada	GH Ghana (AP)	LV Latvia <sup>1</sup>	SC Seychelles	ZA South Africa
CF Central African Republic (OA) <sup>2</sup>	GM Gambia (AP)	MA Morocco	SD Sudan (AP)	ZM Zambia (AP)
CG Congo (OA) <sup>2</sup>	GN Guinea (OA) <sup>2</sup>	MC Monaco (EP) <sup>2</sup>	SE Sweden (EP)	ZW Zimbabwe (AP)
CH Switzerland (EP)	GQ Equatorial Guinea (OA) <sup>2</sup>	MD Republic of Moldova (EA)	SG Singapore	
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CM Cameroon (OA) <sup>2</sup>	GW Guinea-Bissau (OA) <sup>2</sup>	MK The former Yugoslav Republic of Macedonia <sup>1</sup>	SK Slovakia (EP)	
CN China	HR Croatia <sup>1</sup>	ML Mali (OA) <sup>2</sup>	SL Sierra Leone (AP)	
CO Colombia	HU Hungary (EP)	MN Mongolia	<b>SM San Marino</b> (from 14 December 2004)	
	ID Indonesia		SN Senegal (OA) <sup>2</sup>	
	IE Ireland (EP) <sup>2</sup>			

1 Extension of European patent possible.

2 May only be designated for a regional patent (the "national route" via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

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