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PCT Article 22(1): Withdrawals of Notifications of Incompatibility

Zambia

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 Patents and Companies Registration Office (Zambia), in its capacity as designated Office, has notified the International Bureau that it has withdrawn its notification with effect from 22 September 2005.

The 30-month time limit under PCT Article 22(1) therefore applies as from 22 September 2005 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.

Clarification about Finland's withdrawal of their notification of incompatibility

Further to the notification by the National Board of Patents and Registration of Finland of the withdrawal of its notification of incompatibility of PCT Article 22(1) with effect from 1 January 2005 (see *PCT Newsletter* No. 12/2004, page 3), the Office has informed WIPO that the 31-month time limit under PCT Articles 22(3) and 39(1)(b) applies only in the case where national protection by means of a **patent** is being sought in Finland. In the case where national protection by means of a **utility model** is being sought, the time limit under PCT Article 22(1) and 39(1)(a), that is, 30 months from the priority date, has applied since 1 January 2005 and will

continue to apply until further notice.

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

Electronic Filing and Processing of International Applications

The Industrial Property Office (Slovakia) begins receiving and processing international applications in electronic form

On 21 October 2005, the Industrial Property Office (Slovakia), in its

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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 meetings

- PCT Assembly and various committees

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www.wipo.int/pct/en/newslett/

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capacity as receiving Office, notified WIPO under PCT Rule 89*bis*.1(d) that it is prepared to receive and process international applications in electronic form with effect from 1 January 2006. The notification containing the Industrial Property Office's requirements and practices with regard to the filing of international applications in electronic form will be published in *PCT Gazette* No. 46/2005, Section IV, on 17 November 2005, which will be available on the WIPO website at:

www.wipo.int/pct/en/gazette/weekissu.htm

Power of Attorney Waiver

Notification under PCT Rules 90.4(d) and 90.5(c) (National Board of Patents and Registration of Finland)

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

The National Board of Patents and Registration of Finland, in its capacities as receiving Office, International Searching Authority and International Preliminary Examining Authority, has informed the International Bureau that it waives the requirements 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:

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

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
LU Luxembourg
SE Sweden
TZ United Republic of Tanzania
UG Uganda

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

request form or in the demand form at the time of their filing

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annexes C (FI), D (FI) and E (FI), and of the table published in *PCT Newsletter* No. 12/2004)

Modification of the Administrative Instructions Under the PCT

Modifications have been made, with effect from 1 November 2005, to Annex F, Appendix I, section 3.4 (declarations (PCT Rules 4.17 and 51*bis*.1(a)) and section 5.7 (IB publication) of the Administrative Instructions under the PCT. The text of the modifications of this Appendix has been published as document PCT/AI/DTD/2 Rev.1 and the new consolidated text of the Appendix has been published as document PCT/AI/DTD/3, both dated 18 October 2005, on the PCT website at:

www.wipo.int/pct/en/texts/

See "PCT Publications", below, for information on the new consolidated version of the Administrative Instructions under the PCT.

PCT Publications

Administrative Instructions under the PCT

The consolidated text of the Administrative Instructions under the PCT, as in force from 1 October 2005, has been published in a special issue of the *PCT Gazette* dated 20 October 2005 (No. S-02/2005 (E) (English) and (F) (French)), which is available on the PCT website at:

www.wipo.int/pct/en/gazette/index.jsp?sub_col=pct-s

This replaces the previous special issue published on 1 July 2004 (No. S-04/2004 (E) and (F)), and takes into account all modifications that have been made since 12 February 2004, the date of entry into force of the previous consolidated text, but does not include the texts of Annexes A (the PCT Forms) and F (Standard for Electronic Filing and Processing) of the Administrative Instructions. Annex F and its Appendix I are set out in separate documents at:

www.wipo.int/pct/en/texts/index.htm

Subscribers to the *PCT Gazette* automatically receive special issues. If you are not a sub-

scriber to the *PCT Gazette* but would like to obtain a paper copy of the above-mentioned publication, you may order it from the Design, Marketing and Distribution Section at WIPO:

fax: (41–22) 740 18 12
e-mail: publications.mail@wipo.int
electronic
bookshop: www.wipo.int/ebookshop
mailing
address: see page 2

The price per special issue is 24 Swiss francs by regular mail, and 28 Swiss francs by priority mail.

Note that the text of the new consolidated version of the Administrative Instructions is also available as a WIPO document (PCT/AI/3) from the PCT website at:

www.wipo.int/pct/en/texts/pdf/ai_3.pdf

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 26, 27 and 30 December 2005, and 2 January 2006. The IB will be open for business on 28 and 29 December 2005, and will then be open as usual as from 3 January 2006.

Closing dates of the PCT Information Service

The PCT Information Service will not be in operation from Monday, 26 December 2005 to Monday, 2 January 2006, inclusive. It will commence operations again on Tuesday, 3 January 2006, at 9.00 a.m., Geneva time.

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 published PCT applications will be published on the usual publication day, Thursday.

However, as from the publication date of 15 December 2005, 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 will return to normal for international applications that will be published on 19 January 2006. For further details, see the table below, which gives the schedule for the publications that will be affected, and the respective dates by which any changes should be received by the IB.

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, 15 December 2005	Monday 28 November 2005
Thursday, 22 December 2005	Friday, 2 December 2005
Thursday, 29 December 2005	Thursday, 8 December 2005
Thursday, 5 January 2006	Wednesday, 14 December 2005
Thursday, 12 January 2006	Tuesday, 20 December 2005
Thursday, 19 January 2006	Tuesday, 3 January 2006

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 submit amendments to the claims under PCT Article 19 and the time limit under PCT Rule 46.1 will expire soon, or wishes to change an indication concerning the applicant, agent, common representative or inventor under PCT Rule 92*bis* – any such notice must reach the IB 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 IB of any change as early as possible before completion of technical preparations for publication, preferably by fax, bearing in mind that more time will be needed if the IB has to take any action in connection with the matter in the last few days before the completion of technical preparations for publication.

Note About an Error in the List of States Designated in Certain Published PCT Applications

San Marino, which has been automatically designated in all international applications filed since 14 December 2004, was erroneously omitted in the list of designated States on the front pages of some 17,000 published PCT applications. The International Bureau (IB) has, however, taken the following measures to minimize the inconvenience caused by this situation:

- each applicant (or agent) concerned will be notified by the IB of the international applications which, when published, did not indicate that San Marino was designated;
- the Patent and Trademark Office (San Marino) as designated/elected Office has been notified about the error and will receive a list of the international applications for which the designation of San Marino is missing;
- although the IB will not be republishing every international application concerned to correct this particular defect, if an applicant is planning to enter the national phase in San Marino, the IB will republish it on the specific request of the applicant;
- a special table will be published in Section II of the *PCT Gazette*, setting out the interna-

tional application numbers of all applications affected.

Note that if you do not receive a notification about this error in respect of any of your international applications, or if you do not intend to enter the national phase in San Marino, you do not need to take any action regarding this matter. Even if you do receive such a notification and you do intend to enter the national phase in San Marino, the Patent and Trademark Office will be aware that your application included the designation of San Marino.

PCT Information Update

International fee, search fee and handling fee (various Offices)

As from 1 January 2006, there will be a change in the equivalent amounts, in certain currencies, of the international filing fee, the supplement per sheet over 30, the PCT-EASY and electronic filing reductions (where applicable), the search fee and the handling fee, as indicated in the PCT fee tables on pages 14 to 19.

(Updating of *PCT Applicant's Guide*, Vol. I/A:

- Annex C (AM, AP, AT, AU, AZ, BA, BE, BY, BZ, CA, CO, CR, CU, CY, DE, DK, EA, EC, EG, EP, ES, FI, FR, GB, GE, GH, GR, IB, IE, IL, IN, IS, IT, JP, KE, KG, KR, KZ, LR, LT, LU, LV, MC, MD, MW, NI, NL, NO, NZ, PG, PH, PT, RU, SE, SG, SM, SY, TJ, TM, TT, UA, US, UZ, ZA, ZW)
- Annex D (AT, AU, CA, CN, EP, ES, FI, JP, KR, RU, SE, US) and
- Annex E (AU, CA, JP, KR, RU, SE, US))

AP African Regional Intellectual Property Organization (furnishing of copies of international applications)

The African Regional Intellectual Property Organization (ARIPO) has changed its requirement as to whether a copy of the international application is to be furnished to it as designated (or elected) Office, as indicated below:

is a copy of the international application required?	yes
--	-----

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

AT Austria (e-mail and Internet addresses)

The Austrian Patent Office has deleted an e-mail address and an Internet address. Its e-mail and Internet addresses are now as follows:

e-mail: ingrid.wedinger@patentamt.at

Internet: www.patentamt.at

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

CH Switzerland (means of telecommunication: time limit for furnishing original document)

The Swiss Federal Intellectual Property Institute has informed WIPO that there has been a change in the time limit for the furnishing of the original of a document filed by fax – the original must now be furnished within one month from the date of the transmission.

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

ES Spain (institutions with which deposits of microorganisms and other biological material may be made)

On 28 October 2005, the following depository institution acquired the status of international depository authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, with which deposits of microorganisms and other biological material may be made:

Banco Nacional de Algas (BNA)

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

FI Finland (time limit for entering the national phase)

See cover page.

HR Croatia (e-mail address; provisional protection after international publication; fees; deposits of microorganisms and other biological material: requirements of designated and elected Offices)

The e-mail addresses of the Croatian Intellectual Property Office have changed, as follows:

e-mail: ipo.croatia@patent.htnet.hr
ipo.croatia@dziv.hr

There have also been changes in the provisions concerning provisional protection in Croatia after international publication, as follows:

where the designation is made for the purposes of a national patent:

the applicant must submit to the Office a translation of the international application into Croatian. The provisional protection (see Article 60 of the Patent Law) applies as from the date of the publication of the translation of the international application in the Official Gazette of the Croatian Intellectual Property Office (see Article 35 of the Patent Law).

where the designation is made for the purposes of an extended European patent:

a published European patent application shall provisionally confer the protection as conferred by a published national patent application under Article 60 of the Patent Law as from the date on which a translation of the published European patent application into the Croatian language has been communicated by the applicant to the person using the invention in Croatia.

The Office has notified new requirements concerning the deposit of microorganisms and other biological material, as follows:

time (if any) earlier than 16 months from priority date by which applicant must furnish:

the indications prescribed in PCT Rule 13*bis*.3(a)(i) to (iii):

– where applicant requests publication earlier than 18 months from the priority date, not later than that request

any additional matter specified below:

– at the time of filing (as part of the application)

additional indications which must be given besides those prescribed in PCT Rule 13*bis*.3(a)(i) to (iii) pursuant to notifications from the Offices concerned:

to the extent available to the applicant, relevant information on the characteristics of the microorganism

Deposits may also be made for the purposes of patent procedure before the Croatian Intellectual Property Office with any depositary institution having acquired the status of international depositary authority under the Budapest Treaty.

Samples shall be, upon request, made available between the publication of the application and the granting of the patent to anyone requesting them, or, if the applicant so requests, only to an independent expert, or to, after the patent has been granted, and notwithstanding cancellation or revocation of the patent, anyone requesting them;

Samples shall be made available only if the person requesting them undertakes, for the term during which the patent is in force:

1. not to make them or any material derived from them available to third parties;
2. not to use them or any material derived from it except for experimental or research purposes, unless the applicant for or owner of the patent, as applicable, expressly waives such undertaking.

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

for patent:	
filing fee:	HRK 1,300
for consensual patent:	
filing fee:	HRK 1,300

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

IB International Bureau (filing of PCT-EASY requests together with PCT-EASY physical media; means of transmittal of international applications in electronic form)

The International Bureau as receiving Office (RO/IB) is prepared to receive, with effect from 1 November 2005, any international application filed under Section 102*bis*(a) with a PCT-EASY request and one of the following PCT-EASY physical media:

- 3.5 inch diskette
- CD-R
- DVD-R

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

In accordance with Section 710(b) of the Administrative Instructions under the PCT, the RO/IB has announced the following changes to the practice of the Office with regard to the means of transmittal of international applications in electronic form, with effect from 1 November 2005:

as to means of transmittal (Section 710(a)(i)):

- on-line filing (see Annex F, section 5.1 and Appendix III, section 2(d))
- filing by means of one of the following physical media: CD-R and DVD-R (see Annex F, section 5.2.1, Appendix III, section 2(e), and Appendix IV, sections 4.3 and 4.5, respectively)

KG Kyrgyzstan (name of Office)

The Kyrgyz name of the Kyrgyz Intellectual Property Office has changed, as follows:

name of Office:

Kyrgyz Respublikasynyn Okmotunun
aldyndagy Intellekтуалдык Menchik bojuncha
Mamlekettik Agentstvosu

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

KZ Kazakhstan (fees)

The amounts of the following fees, payable to the Ministry of Justice of the Republic of Kazakhstan, Committee of Intellectual Property Rights, National Institute of Intellectual Property (NIIP Republic of Kazakhstan) as receiving Office, as well as the footnote relating thereto, have changed with effect from 1 October 2005:

transmittal fee*: see Table I(a)

fee for priority document*: KZT 1,840

The Office has introduced new amounts of the national fee in Kazakh tenge (KZT), payable with effect from 1 October 2005 to it as designated and elected Office, as well as changes to the footnotes related thereto, as follows:

national fee*: **

for patent:

filing fee: KZT 14,260

examination fee: KZT 56,120

annual fees for the first
three years, per year: KZT 14,260

for utility model:

filing fee: KZT 12,880

annual fees for the first
three years, per year: KZT 10,120

* This fee is subject to value added tax (VAT). Applicants may consult the receiving Office or a registered patent attorney for the latest applicable VAT rate.

** Applicants who reside in a State in which per capita national income is below USD 3,000 pay the following reduced amounts: in the case of a legal entity, 10% of the fee amount; in the case of a natural person, 5% of the fee amount.

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

LT Lithuania (e-mail and Internet addresses; provisional protection after international publication)

The e-mail and Internet addresses of the Lithuanian Patent Office have changed, as follows:

e-mail: spb@vpb.gov.lt

Internet: www.vpb.gov.lt/engl

There has been a change in the provisions concerning provisional protection in Lithuania after international publication, as follows (there has been no change where the designation is made for the purposes of a national patent):

where the designation is made for the purposes of a European patent:

provisional protection shall be effective in Lithuania as from the date on which the Lithuanian Patent Office publishes the translation of the claims into Lithuanian (see Article 59 of the Lithuanian Patent Law).

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

MK The former Yugoslav Republic of Macedonia (location and mailing address; telephone and fax numbers; provisional protection after international publication)

The location and mailing address, as well as the telephone and fax numbers, of the State Office of Industrial Property (the former Yugoslav Republic of Macedonia) have changed, as follows:

location and mailing address:

Veljko Vlahovic No. 11
1000 Skopje
The former Yugoslav Republic of
Macedonia

telephone: (389-2) 311 63 79

fax: (389-2) 313 71 49

There has been a change in the provisions concerning provisional protection in the former Yugoslav Republic of Macedonia after international publication, as follows:

after international publication, the furnishing of a translation of the international application into Macedonian gives the applicant provisional protection in the sense that he, upon grant of the patent, is entitled to damages (see Articles 11(3), 11(4), 201 and 202 of the Law on Industrial Property).

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

NG/IB Nigeria/International Bureau (competent receiving Office)

The Registry of Trademarks, Patents and Designs, Ministry of Commerce and Tourism of Nigeria has notified WIPO that it delegates its functions as receiving Office to the International Bureau under PCT Rule 19.1(b) until further notice.

The International Bureau, acting for the Registry of Trademarks, Patents and Designs, Ministry of Commerce and Tourism of Nigeria, has specified the Australian Patent Office, the Canadian Intellectual Property Office and the European Patent Office (EPO) as competent International Searching and Preliminary Examining Authorities for international applications filed by nationals and residents of Nigeria with the International Bureau as receiving Office.

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

NO Norway (e-mail and Internet addresses)

The Norwegian Patent Office has notified its e-mail and Internet addresses, as follows:

e-mail: mail@patentstyret.no

Internet: www.patentstyret.no

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (NO))

SI Slovenia (means of telecommunication: furnishing of original document; evidence of mailing a document; provisional protection after international publication; requirements concerning agent)

The Slovenian Intellectual Property Office has informed WIPO that there has been a change regarding the furnishing of the original of a document filed by fax – the original must now only be furnished upon invitation.

There has been a change in the requirements as to whether the Office would accept evidence of mailing of a document, in case of loss or delay, where a delivery service other than the postal authorities is used – it will no longer accept such evidence.

There has also been a change, as a result of the accession by Slovenia to the European Patent Convention on 1 December 2002 and the simultaneous closing of the national route, in the provisions concerning provisional protection in Slovenia after international publication, as follows:

designation for the purposes of a European patent:

a published European patent application provisionally confers the protection conferred by Articles 26(2), 121 and 122 of the Industrial Property Act (rights to recover damages for infringement and prohibit infringing acts) as from the date on which a translation of the claims of the published European patent application into Slovene has been communicated by the applicant to the person using the invention in Slovenia.

There has also been a change in the requirement of the Office as to whether an agent is required by it as receiving Office, as follows:

is an agent required by the receiving Office?

no

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (SI) and Vol. I/B, Annex C(SI))

ZM Zambia (time limit for entering the national phase)

See cover page.

Search fee (various Offices)

For information on changes in the equivalent amounts payable in certain currencies for international searches carried out by various Offices, see first paragraph of “PCT information update”, on page 5.

Handling fee (various Offices)

For information on changes in the equivalent amounts of the handling fee in certain currencies payable to various Offices, see first paragraph of “PCT information update”, on page 5.

New/Updated PCT Resources on the Internet

(www.wipo.int/pct/en/applicants.html)

Administrative Instructions under the PCT

See “PCT Publications, on page 3.

PCT Status Report

A presentation on the PCT: “PCT Status Report 2005” was given during the Assemblies of the Member States of WIPO when they met in September 2005, by Francis Gurry, Deputy Director General, Sector of the PCT and Patents, Arbitration and Mediation Center, and Global Intellectual Property Issues, WIPO. The text of the presentation, which includes information on PCT statistics, electronic filing and processing of PCT applications and other PCT-related documents, PCT services and PCT Reform, is available on the PCT website at:

www.wipo.int/pct/en/presentations/pct_presentations.html

Collection of PCT Strategies

The following articles have been added to the collection of PCT Strategies (www.wipo.int/pct/en/pct_strategies/index.html):

- “WIPO Comes to UCLA: Patent Portfolio Management: Strategies, Considerations, and Best Practices” by John H. Hornickel (Intellectual Property Counsel, PolyOne Corporation)
- “The International Patent System: WIPO Comes to UCLA” by Lorelei de Larena (University of California, Los Angeles, Assistant Director, Prosecution and Copyright)

- “International Search and Examination: Strategies for Controlling Costs and Taking Informed Business Decisions” by Alan J. Kasper (Partner, Director of International Department, Sughrue Mion, PLLC)

Regional patents via the PCT

The table of PCT Contracting States for which a regional patent can be obtained via the PCT was updated on 1 October 2005, and is available at:

www.wipo.int/pct/en/texts/pdf/reg_des.pdf

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 0002.175)), dated 1 October 2005, is available to download from the PCT-SAFE website at:

www.wipo.int/pct-safe/en/support/download_client.htm.

This version takes into account modifications to the Administrative Instructions under the PCT, effective 1 October 2005, enables PCT-SAFE electronic filing with the Danish Patent and Trademark Office (RO/DK) from 1 September 2005 and contains new PCT Contracting States Libyan Arab Jamahiriya (LY) (from 15 September 2005) and Saint Kitts and Nevis (KN) (from 27 October 2005), as well as other PCT updates.

Further information on the software is available on the PCT-SAFE website at:

www.wipo.int/pct-safe/en/index.htm

Change Regarding the International Filing Date for PCT Applications Filed with RO/CH

The Swiss Federal Institute of Intellectual Property in its capacity as Receiving Office (RO/CH) has informed WIPO of the following change, effective 1 January 2006:

“Up until now, the Institute has considered the date of the actual receipt of the documents for an international patent application as the international filing date. As of January 1, 2006, the new international filing date will be the Swiss post office cancellation

mark on the envelope containing the documents for the Institute, as long as it is clearly legible. If the postmark of the receiving post office is missing or illegible, the date of receipt by the Institute shall be regarded as the date of submission. The sender shall be allowed to prove an earlier date of submission.

"For documents sent by mail from abroad, the date to be taken into consideration shall be that of the first cancellation mark affixed by a Swiss post office; if that cancellation mark is missing or illegible, the date of receipt by the Institute shall be regarded as the date of submission. The sender shall be allowed to prove an earlier date of receipt by a Swiss post office."

Note to PCT Offices About Address for Ordering PCT Documents

Please note that the e-mail address that PCT Offices should use for ordering PCT documents has changed to:

pct.cor@wipo.int

This address can be used **by PCT Offices only** to order various documents related to international applications, such as:

- published and republished international applications, including international search reports;
- priority documents;
- declarations under PCT Rule 4.17;
- written opinions of the International Searching Authority (WOSA) and, where applicable, English translation thereof;
- informal comments by the applicant on the written opinion by the International Searching Authority;
- international preliminary reports on patentability (Chapter I) and, where applicable, English translation thereof;
- international application status forms (IASF) (Form PCT/IB/399);

and where applicable:

- international preliminary examination reports (IPER) and, where applicable, English translation thereof;

- international preliminary reports on patentability (Chapter II) and, where applicable, English translation thereof.

Note that the former e-mail address pct.impact@wipo.int is no longer valid.

Practical Advice

Determining the wording of the PCT Regulations on a particular date in the past

Q: I am the agent for an international application which is the subject of litigation. I need to be familiar with the PCT Regulations that were in force at the time of filing the application, that is, in February 2002. However, the PCT Regulations that are on the PCT website are those which entered into force on 1 April 2005.

Since we now work principally with electronic publications, we do not have the paper version of the Patent Cooperation Treaty and Regulations from that period. How can I find the wording of the PCT Regulations that was in force at that time?

A: Since the application was filed in February 2002, various amendments to the PCT Regulations have been made which entered into force on:

- 1 April 2002
- 1 January 2003
- 1 January 2004
- 1 April 2005

(Note that these dates do not take into account amendments which have been made to the PCT Schedule of Fees which is annexed to the PCT Regulations.)

The easiest way to find out if particular PCT Regulations have changed since February 2002, and the manner in which they have changed, is to consult the *History of the PCT Regulations*, available in PDF format from the PCT website at:

www.wipo.int/pct/en/texts/pdf/pct_regulations_history.pdf

The *History of the PCT Regulations* shows the evolution of the Regulations. It contains, in chronological order (the dates in the margin indicate the period during which the respective provisions were in force), the Regulations as

they were when they were first adopted, the current Regulations, as in force since 1 April 2005, and any intervening provisions that have been superseded. For example, page 10 reproduces the text of PCT Rule 4.9 (concerning the designation of States, kinds of protection and national and regional patents) as in force from 19 June 1970 until 30 June 1992, from 1 July 1992 to 31 December 2003, and since 1 January 2004.

The publication is fully bookmarked enabling direct navigation to a specific Rule. Alternatively, if you want to search a particular topic, for example “priority claim”, you could perform

a word search in PDF using the “find” button in the tool bar.

The History of the PCT Regulations was originally published in *The First Twenty-Five Years of the Patent Cooperation Treaty (PCT) 1970 - 1995*. It was then updated and made available on the PCT website in June 2004, and was recently updated to include all amendments up to April 2005, that is, those which are currently in force. It will continue to be updated to incorporate further amendments to the PCT Regulations; it is recalled that the first set are due to enter into force on 1 April 2006.

PCT Seminar Calendar			
Dates and location	Language of seminar	Nature of seminar; WIPO speakers (and others where known)	Organizer and contact numbers
7–8 November 2005 Chicago, Illinois (US)	English	Advanced PCT training session WIPO speakers: Mr. Reischle Other speaker: Ms. Bidwell (United States Patent and Trademark Office)	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
10 November 2005 Osaka (JP)	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
11 November 2005 Nagoya (JP)	Japanese	PCT seminar WIPO speaker: Mr. Nakamaki	(See Osaka, above)
15 November 2005 Tokyo (JP)	Japanese	PCT seminar WIPO speaker: Mr. Nakamaki	(See Osaka, above)
28–29 November 2005 17–18 November 2005 (reinstated dates) London (GB)	English	PCT presentation at the 4 th Annual Conference for Senior Patent Administrators WIPO speakers: 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
22–23 November 2005 Munich (DE)	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
28–29 November 2005 London (GB)	English	Advanced PCT seminar WIPO speakers: Mr. Genin and Mrs. Coeckelbergs	Intellectual Property Administrators Group (IPAG) (Ms. Jacqueline Jones) Tel: (44–207) 822 88 88 Fax: (44–207) 822 88 99 E-mail: member@jsjones.fsnet.co.uk
28–29 November 2005 Stockholm (SE)	English	PCT seminar WIPO speakers: Mr. Reischle and Ms. Bonvallet	Swedish Patent and Registration Office (Ms. Inger Halvarsson, PRV InterPat - external training) Tel: (46–8) 782 28 84 Fax: (46–8) 783 01 63 E-mail: inger.halvarsson@prv.se
8–9 December 2005 London (GB)	English	Advanced PCT formalities seminar WIPO speakers: Mr. H.G. Bartels and Mrs. Coeckelbergs	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
13–14 December 2005 Paris (FR)	French	PCT seminar 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) 53 04 52 52

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PCT Seminar Calendar [continued]			
Dates and location	Language of seminar	Nature of seminar; WIPO speakers (and others where known)	Organizer and contact numbers
11 February 2006 St. Paul, MN (US)	English	“William Mitchell’s Intellectual Property Symposium: The Patent Cooperation Treaty and the International Patent System” WIPO speakers: Mr. Erstling and Ms. Boutillon	William Mitchell College of Law and Fredrickson & Byron (Mrs. Meg Daniel) Tel: (1-651) 290 64 25 Internet: www.wmitchell.edu/lectures/pct+symposium
8–9 March 2006 Ecully (FR)	French	PCT presentation 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
27 March 2006 Paris (FR)	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
21–22 April 2006 Concord, New Hampshire (US)	English	Comprehensive PCT seminar WIPO speaker: to be announced	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 2005, 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	GEL	Georgian lari	LTL	Lithuanian litas	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GHC	Ghanaian cedi	LVL	Latvian lat	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	HRK	Croatian kuna	MAD	Moroccan dirham	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HUF	Hungarian forint	MDL	Moldovan leu	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	IDR	Indonesian rupiah	MKD	Macedonian denar	TJS	Tajik somoni
		CHF	Swiss franc	ILS	New Israel shekel	MWK	Malawian kwacha	TND	Tunisian dinar
		CNY	Yuan renminbi	INR	Indian rupee	MXP	Mexican peso	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	ISK	Icelandic krona	NOK	Norwegian krone	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	JPY	Japanese yen	NZD	New Zealand dollar	USD	US dollar
AED	United Arab Emirates dirham	CYP	Cyprus pound	KES	Kenyan shilling	PGK	Kina	VND	Vietnamese dong
ALL	Albanian lek	CZK	Czech koruna	KGS	Kyrgyz som	PHP	Philippine peso	XAF	CFA franc BEAC
AMD	Armenian dram	DKK	Danish krone	KPW	KP won	PLZ	Polish zloty	YUD	Yugoslavian dinar
AUD	Australian dollar	DZD	Algerian dinar	KRW	KR won	ROL	Romanian leu	ZAR	South African rand
AZM	Azerbaijani manat	EEK	Estonian kroon	KZT	Kazakh tenge	RUR	Russian rouble	ZWD	Zimbabwe dollar
BAM	Convertible mark	EUR	Euro	LSM	Lesotho loti	SDP	Sudanese pound		
		GBP	Pound sterling						

Table I(a) — Transmittal and international filing fees

(amounts on 1 November 2005, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1, 2, 3} (CHF 1,400)	Fee per sheet over 30 ^{1, 2, 3, 4} (CHF 15)	PCT-EASY reduction ^{2, 5} (CHF 100)	Competent ISA(s) ⁶
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP RU
AP	USD 50 (or eq in local currency)	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	AT EP SE
AT	EUR 50	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP
AU	AUD 100	AUD 1,525 (from 1.1.06: 1,435)	16 (15)	109 (103)	AU
AZ	AZM 55,000	USD 1,102 (from 1.1.06: 1,086)	12 (12)	n a	EP RU
BA	BAM 50	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP
BE	EUR 40	EUR 902 (from 1.1.06: 900)	10 (10)	64 (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				

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Table I(a) — Transmittal and international filing fees [continued]
(amounts on 1 November 2005, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1, 2, 3} (CHF 1,400)	Fee per sheet over 30 ^{1, 2, 3, 4} (CHF 15)	PCT-EASY reduction ^{2, 5} (CHF 100)	Competent ISA(s) ⁶
BY	BYR eq USD 70	USD 1,102 (from 1.1.06: 1,086)	12 (12)	n a	EP RU
BZ	BZD 220	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP
CA	CAD 300	CAD 1,340 (from 1.1.06: 1,273)	14 (14)	96 (91)	CA
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 ⁷ —	COP eq USD 1,102 (from 1.1.06: 1,086)	eq USD 12 (12)	eq USD 79 (78)	AT, EP, ES, RU
CR	USD 250	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP ES
CU	USD (or eq CUP) 200	USD (or eq CUP) 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	AT EP ES RU
CY	CYP 75	CYP 526 (from 1.1.06: 516)	6 (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 (from 1.1.06: 900)	10 (10)	64 (64)	EP
DK	DKK 1,500	DKK 6,700 (from 1.1.06: 6,710)	70 (70)	480 (480)	EP SE
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP RU
EC	USD ⁷ —	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	USD 100	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	AT EP US
EP ⁵	EUR 100	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP
ES ⁵	EUR 65.27	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP ES
FI ⁵	EUR 135	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP FI SE
FR ⁵	EUR 60	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP
GB ⁵	GBP 55	GBP 628 (from 1.1.06: 611)	7 (7)	45 (44)	EP
GD	Information not yet available				

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Table I(a) — Transmittal and international filing fees [continued]
(amounts on 1 November 2005, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1, 2, 3} (CHF 1,400)	Fee per sheet over 30 ^{1, 2, 3, 4} (CHF 15)	PCT-EASY reduction ^{2, 5} (CHF 100)	Competent ISA(s) ⁶
GE	GEL ⁸ 10	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP RU
GH	GHC ⁹ 2,500 or 5,000	USD 1,102 (from 1.1.06: 1,086)	12 (12)	n a	AT AU CN EP SE
GR	EUR 115	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,700	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB ⁵	CHF ¹⁰ 100 or EUR ¹⁰ 64 or USD ¹⁰ 79	CHF 1,400 or EUR 902 or USD 1,102 (from 1.1.06: EUR 900 or USD 1,086)	15 10 12 (EUR 10 USD 12)	100 64 79 (EUR 64 USD 78)	See footnote 11
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP KR RU
IE	EUR 76	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP
IL	ILS 476	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP US
IN	INR 8,000 (filing by indiv: 2,000)	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	AT AU CN EP SE US
IS	ISK 6,500	ISK 74,000 (from 1.1.06: 68,000)	800 (700)	5,300 (4,900)	EP SE
IT	EUR 30.99	EUR 902 (from 1.1.06: 900)	10 (10)	n a	EP
JP ⁵	JPY 13,000	JPY 123,200 (from 1.1.06: 121,800)	1,300 (1,300)	8,800 (8,700)	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP RU
KM	Information not yet available				
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR ⁵	KRW 45,000	KRW 1,126,000 (from 1.1.06: 1,123,000)	12,000 (12,000)	80,000 (80,000)	AT AU JP ¹² KR
KZ	KZT 7,360	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP RU
LR	USD 45	USD 1,102 (from 1.1.06: 1,086)	12 (12)	n a	AT AU CN EP SE
LS	LSM ⁷ —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP RU
LU	EUR 19	EUR 902 (from 1.1.06: 900)	10 (10)	n a	EP
LV	LVL 47.20	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 ¹³	EUR 902 (from 1.1.06: 900)	10 (10)	n a	EP

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Table I(a) — Transmittal and international filing fees [continued]
(amounts on 1 November 2005, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1, 2, 3} (CHF 1,400)	Fee per sheet over 30 ^{1, 2, 3, 4} (CHF 15)	PCT-EASY reduction ^{2, 5} (CHF 100)	Competent ISA(s) ⁶
MD	MDL 180	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP RU
MK	MKD 2,700	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 (from 1.1.06: 134,700)	1,200 (1,400)	7,900 (9,600)	EP
MX	MXP ³ eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NI	USD 200	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP ES
NL ⁵	EUR 50	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP
NO	NOK 550	NOK 7,370 (from 1.1.06: 7,030)	80 (80)	530 (500)	EP SE
NZ	NZD 180 ¹⁴	NZD 1,653 (from 1.1.06: 1,584)	18 (17)	118 (113)	AU EP KR US
OA	XAF ⁷ —	XAF eq CHF 1,400	eq CHF 15	n a	AT EP RU SE
OM	Information not yet available				
PG	PGK 250	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	AU
PH	PHP 3,500	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 31.73	EUR 902 (from 1.1.06: 900)	10 (10)	64 (64)	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	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 (from 1.1.06: 8,450)	90 (90)	580 (600)	EP SE
SG	SGD 150	SGD 1,926 (from 1.1.06: 1,834)	21 (20)	138 (131)	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
SM	EUR 50	EUR 902 (from 1.1.06: 900)	10 (10)	n a	EP
SY	USD ⁷ —	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	AT EP RU
TJ	TJS ⁷ —	USD 1,102 (from 1.1.06: 1,086)	12 (12)	n a	EP RU
TM	USD ⁷ —	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP RU
TN	TND ⁷ —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,102 (from 1.1.06: 1,086)	12 (12)	n a	EP RU

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Table I(a) — Transmittal and international filing fees [continued]
(amounts on 1 November 2005, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1, 2, 3} (CHF 1,400)	Fee per sheet over 30 ^{1, 2, 3, 4} (CHF 15)	PCT-EASY reduction ^{2, 5} (CHF 100)	Competent ISA(s) ⁶
US	USD 300	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	EP US
UZ	USD ⁷ —	USD 1,102 (from 1.1.06: 1,086)	12 (12)	79 (78)	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 (from 1.1.06: 6,910)	80 (70)	520 (490)	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,102 (from 1.1.06: 1,086)	eq USD 12 (12)	eq USD 79 (78)	AT AU CN EP RU

Table I(b) — Search fees
(amounts on 1 November 2005, unless otherwise indicated)

ISA	Search fee ¹						
AT	EUR 200 * (from 1.1.06:)	CHF 311 KRW 250,000	KRW* 264,000 SGD 410	SGD* 430 USD 241	USD* 262 ZAR 1,540)	ZAR* 1,620	
AU	AUD 1,200 USD* 942 * (from 1.1.06:)	CHF* 1,126 ZAR* 5,800 CHF 1,171 SGD 1,530	EUR* 769 EUR 752 USD 908	KRW* 948,000 KRW 939,000 ZAR 5,780)	NZD* 1,282 NZD 1,324	SGD* 1,490	
CA	CAD 1,600 * (from 1.1.06:)	CHF* 1,681 CHF 1,759	EUR* 1,078 EUR 1,131	USD* 1,336 USD 1,365)			
CN	CNY 1,500 * (from 1.1.06:)	CHF* 240 CHF 239	EUR* 137 EUR 154	USD* 181 USD 185)			
EP ¹⁵	EUR 1,550 JPY* 217,300 USD* 1,877 * (from 1.1.06:) JPY 209,800 USD 1,871	CHF* 2,432 MWK* 194,000 ZAR* 12,000 CHF 2,412 MWK 232,000 ZAR 11,910)	CYP* 905 NOK* 12,650 CYP 888 NOK 12,110	DKK* 11,520 NZD* 2,622 DKK 11,560 NZD 2,728	GBP* 1,078 SEK* 13,870 GBP 1,052 SEK 14,560	ISK* 121,000 SGD* 3,150 ISK 117,000 SGD 3,160	
ES ¹⁵	EUR 1,550 * (from 1.1.06:)	CHF* 2,432 CHF 2,412	USD* 1,877 USD 1,871)				
FI	EUR 1,550 * (from 1.1.06:)	CHF* 2,432 CHF 2,412	USD* 1,877 USD 1,871)				
JP	JPY 97,000 * (from 1.1.06:)	CHF* 1,097 CHF 1,115	EUR* 692 EUR 717	KRW* 920,000 KRW 895,000	USD* 887 USD 865)		
KR	KRW 225,000 * (from 1.1.06:)	CHF* 272 CHF 280	EUR* 168 EUR 180	NZD* 315 NZD 317)	USD 218		
RU ¹⁶	USD 300 * (from 1.1.06:)	CHF* 389 CHF 387	EUR* 227 EUR 248)				
SE	SEK* 13,870 USD* 1,877 * (from 1.1.06:) USD 1,871	CHF* 2,432 SEK 14,560	DKK* 11,520 CHF 2,412	EUR 1,550 DKK 11,560	ISK* 121,000 ISK 117,000	NOK* 12,650 NOK 12,110	
US	USD 1,000 300 ¹⁷ ZAR* 6,800 2,100 ¹⁷ * (from 1.1.06:) ZAR 6,360 1,910 ¹⁷)	CHF* 1,269 CHF 1,289	390 ¹⁷ 387 ¹⁷	EUR* 787 224 ¹⁷ EUR 828 248 ¹⁷	NZD* 1,460 420 ¹⁷ NZD 1,460 440 ¹⁷		

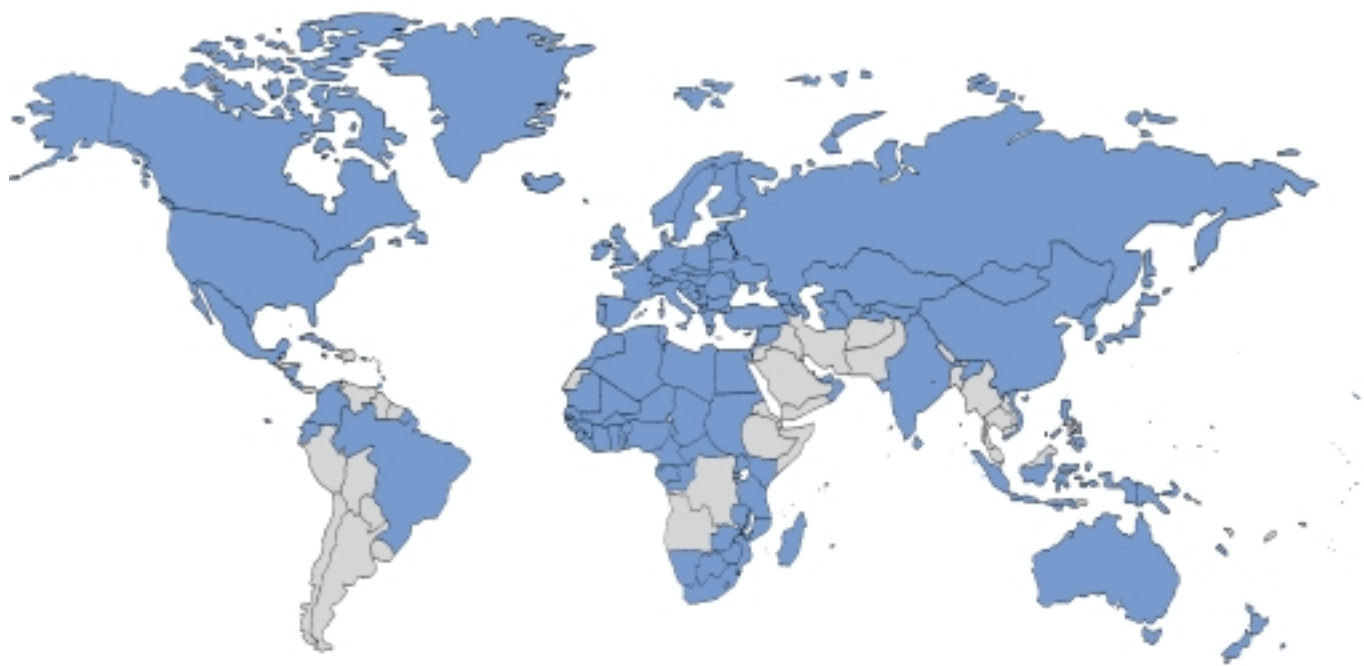
Table II — Preliminary examination fees
(amounts on 1 November 2005, unless otherwise indicated)

IPEA	Preliminary examination fee ¹⁸		Handling fee ^{3, 18} (CHF 200)	
AT	EUR	200	EUR	129
AU	AUD	550 1,000 ¹⁹	AUD	218 (from 1.1.06: 205)
CA	CAD	800	CAD	192 (from 1.1.06: 182)
CN	CNY	1,500	CNY eq CHF	200
EP ¹⁵	EUR	1,530	EUR	129
ES	EUR	513.03	EUR	129
FI	EUR	550	EUR	129
JP	JPY	36,000	JPY	17,600 (from 1.1.06: 17,400)
KR	KRW	225,000	KRW	161,000 (from 1.1.06: 160,000)
RU ¹⁶	USD	200 ²⁰ 300 ²¹	USD	157 (from 1.1.06: 155)
SE	SEK	5,000	SEK	1,160 (from 1.1.06: 1,210)
US	USD	600 750 ²²	USD	157 (from 1.1.06: 155)

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
- 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, DK, ES, FI, FR, GB, IB, JP, KR and NL. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200=DKK 960**, EUR 129, GBP 90 (from 1.1.06: GBP 87), KRW 161,000; USD 157 (from 1.1.06: USD 155), **CHF 300=DKK 1,440**, EUR 193, GBP 134 (from 1.1.06: GBP 131), JPY 26,400 (from 1.1.06: JPY 26,100), KRW 241,000, USD 236 (from 1.1.06: USD 233).
- 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 the PCT website at: 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 the PCT website at: 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.
- 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), ((i) prior to 8 December 2004, the basic filing fee under 37 CFR 1.16(a) has been paid, or (ii) on or after 8 December 2004, the basic filing fee under 37 CFR 1.16(a), the search fee under 37 CFR 1.16(k) and the examination fee under 37 CFR 1.16(o) have 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 (128 on 1 November 2005)



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

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 October 2005 and April 2005, respectively) 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). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide*, and can be printed from the PCT website, in editable PDF format, at: www.wipo.int/pct/en/forms/, or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities.