

From: "Bevza Victoria" <Gloria@sdip.gov.ua>
To: <scit.mail@wipo.int>
Date: 2/10/05 4:51PM
Subject: C.SCIT 2604/03

Mr. Neil Wilson

Director and Chief Information Officer

IT Division

Dear Mr. Neil Wilson,

With reference to WIPO Circular C.SCIT 2604/03 dated December 14, 2005, please find attached the completed questionnaire concerning WIPO Standard ST. 50 on correction procedures of patent documents published in Ukraine.

Sincerely yours,

Deputy Chairman

V. Dmytryshyn

Questionnaire on Correction Procedures in Patent Offices

*approved by the SCIT Standards and Documentation Working Group
at its fifth session on November 11, 2004*

Task No. 35: Prepare a questionnaire and carry out a survey on the implementation of WIPO Standard ST.50 and on the status of the correction procedures in the industrial property offices. Prepare a proposal regarding this matter for consideration by the SDWG.

Please provide the following contact information in order for us to contact the person responsible for the Questionnaire in case of need:

<u>Contact details of the Reporting Office:</u>	
Name of the Reporting Office	<u>UA</u> (ST.3 two-letter country/organization code)
Person to contact	Name: <u>Victoria Bevza</u>
	Tel. number: <u>38 044 4940689</u>
	E-mail: <u>gloria@sdip.vov.ua</u>

QUESTIONNAIRE

The Guidelines given by WIPO Standard ST.50 aim at providing guidance to industrial property offices and other suppliers of patent information on how to issue corrections, alterations and supplements relating to patent information published in paper form or on machine-readable media.

COMPLIANCE WITH WIPO STANDARD ST.50

1. Does your Office use these guidelines?

(a) Guidelines for corrections (paragraphs 7 - 32)

ALL

PARTLY

NO

(i) If your answer was "PARTLY", which parts of WIPO Standard ST.50 are used?

- Kind-of-document codes according to WIPO Standard ST.16, e.g., A8, A9, etc.
- Data element "publication date" of the correction (INID code (48))
- Additional correction information, e.g., supplementary correction codes (example: codes on EP CD-ROMs like W, Z, etc.), together with INID code (15)
- Other – Please specify: *Paragraphs are used completely: 7; 13;14; 15;18; 20;21;*
paragraphs are used partly: 17(a;c;d); 22; 23(b); 24(b)
The information concerning corrections is presented in the Notifications chapter of the Official Bulletin "Promyslova Vlasnist" ("Industrial Property") and the corresponding data are entered to the Register.

(ii) If your answer was "NO", is your Office planning to introduce the guidelines according to WIPO Standard ST.50? If so, when?

YES NO

When?

Comments, if necessary:

b) Guidelines for alterations (paragraphs 33 – 36) ?

ALL PARTLY NO

(i) If your answer was "PARTLY", please specify the practice of your Office:

Paragraph is used completely: 34; paragraph is used partly:33(a;c;e);paragraph isn't used:36

The information concerning alterations is presented in the Notifications chapter of the Official Bulletin "Promyslova Vlasnist" ("Industrial Property") and the corresponding data are entered to the Register.;

(ii) If your answer was "NO", is your Office planning to introduce the guidelines according to WIPO Standard ST.50? If so, when?

YES NO

When?

Comments, if necessary:

c) Guidelines for supplements (paragraphs 37 – 44) ?

ALL PARTLY NO

(i) If your answer was "PARTLY" please specify the practice of your Office:

(ii) If your answer was "NO", is your Office planning to introduce the guidelines according to ST.50? If so, when?

YES NO

When?

Comments, if necessary:

2. On which media are the guidelines according to WIPO Standard ST.50 used? Please indicate the guidelines used in the different media below. Please provide the requested media information for both (1) patent documents, and (2) patent gazettes, for any media on which they are provided.

(a) Paper:

(i) Patent documents: *Yes*

(ii) Patent gazettes: *Yes*

(b) CD-ROMs/DVDs:

(i) Patent documents: *No*

(ii) Patent gazettes: *Yes (CD-ROMs)*

(c) Machine-readable carriers other than CD-ROMs/DVDs:

(i) Patent documents: *No*

(ii) Patent gazettes: *No*

3. Does your Office use other correction procedures than provided in WIPO Standard ST.50?

Paper Patent Documents: *No*

Patent Documents on CD-ROMs/DVDs: *No*

Patent Gazettes/Bulletins (please specify media used): *No*

Machine-readable carriers other than CD-ROMs/DVDs
(Please specify product, e.g., patent document, patent gazette, etc.): *No*

List the WIPO Standard ST.16 kind-of-document codes used for each kind of corrected patent document. Please indicate if your Office does not change the ST.16 kind-of-document code for corrected documents:

As the office doesn't change WIPO Standard St.16 kind-of-document codes used for corrected documents, the above named list of codes is not presented.

4. In the case that your Office publishes corrections on machine-readable media:

Please indicate if corrections to image data (e.g., WIPO Standard ST.33 data) are handled differently from corrections to full text versions of the same data (e.g., WIPO Standard ST.32 data).

Please indicate if corrections are handled differently on different media (e.g., differently on CD/DVD-ROM, magnetic tape, on-line, etc.):

5. If you use correction procedures that are not fully in accordance with WIPO Standard ST.50 and do not plan to be fully in line with this Standard in the future, please explain why. In particular, please indicate any concerns you have with WIPO Standard ST.50 that cause problems with its implementation.

Correction procedures according to the WIPO Standard ST.50 are carried out partially. The use of this Standard in its full scope requires certain organizational, technical and technological measures, which entail considerable financial expenditures. Due to above mentioned reasons, the use of the Standard in the near future is not planned.

6. Do you see a necessity to update or amend WIPO Standard ST.50? In which area(s)?

TYPE AND CAUSE OF ERRORS

7. Is the origin of errors leading to corrections mainly due to the applicant or to the internal processes of your Office?

- More from the applicant side
- More from the Patent Office side
- About equally from applicant and Patent Office

Comments, if necessary:

8. What is the number of corrections published by your Office every year, in absolute values and/or percentage of the overall publication volume?

In the year 2003 - approximately 3% (percentage of corrections in the total volume of publications).

In the year 2004 - approximately 1,7% (percentage of corrections in the total volume of publications).

9. Has a significant change occurred in the number of corrections issued in the past years?

- More corrections
 Stable
 Fewer corrections

Comments, if necessary: *The number of corrections slightly decreased in the year 2004 due to improvement of the technology of preparation of materials for publication.*

10. Who makes the final decision of publishing a correction?

- The examiner
 The formality officer
 The publication department
 All, in cooperation
 Other – Please specify:

Comments, if necessary:

11. Is a request for correction from an applicant usually granted?

YES NO

Comments, if necessary: *No, a request for correction from an applicant is not always granted. For example, it is not granted if the correction changes the scope of protection conferred. Since the scope of protection is determined by the claims of invention (utility model), interpretation of the claims is made within the description of invention (utility model) and corresponding drawings. Therefore a request from an applicant for correction of the invention (utility model) claims, description and corresponding drawings is always agreed with the examiner.*

12. How long, on average, does your Office take to publish a correction once an error becomes known?

Not more than two months.

Comments, if necessary:

[End of Annex and Questionnaire]