



World Intellectual Property Organization

**OFFICIAL NOTICES
(PCT GAZETTE)**

22 January 2009

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Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.

FEES PAYABLE UNDER THE PCT

AU Australia

A new equivalent amount in **Australian dollars (AUD)** has been established for the handling fee, pursuant to PCT Rule 57.2(e). This amount, applicable from 1 March 2009, is AUD 247.

[Updating of Annex E(AU) of the *PCT Applicant's Guide*]

CN China

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **Swiss francs (CHF)**, payable for an international search carried out by the **State Intellectual Property Office of the People's Republic of China** for the purposes of certain receiving Offices which have specified the Swiss franc (CHF) as a currency of payment or use the Swiss franc (CHF) as a basis for calculating the equivalent amount in the national currency. This amount, applicable from 1 April 2009, is CHF 366.

[Updating of Annex D(CN) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **Swedish kronor (SEK)** and **US dollars (USD)** have been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. These amounts, applicable from 1 March 2009, are SEK 17,000 and USD 2,164, respectively.

Furthermore, also pursuant to PCT Rule 16.1(d), new equivalent amounts in **Icelandic kronur (ISK)** and **Singapore dollars (SGD)** have been established for the search fee for an international search carried out by the Office. These amounts, applicable from 1 April 2009, are ISK 318,000 and SGD 3,270, respectively.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

ES Spain

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **US dollars (USD)**, payable for an international search carried out by the **Spanish Patent and Trademark Office** for the purposes of certain receiving Offices which have specified the US dollar (USD) as a currency of payment or use the US dollar (USD) as a basis for calculating the equivalent amount in the national currency. This amount, applicable from 1 March 2009, is USD 2,164.

[Updating of Annex D(ES) of the *PCT Applicant's Guide*]

FI Finland

IB International Bureau

For the purposes of the payment of fees to the **International Bureau** as receiving Office, a new equivalent amount in **US dollars (USD)** has been established for the search fee (PCT Rule 16) for an international search carried out by the **National Board of Patents and Registration of Finland**. This amount, applicable from 1 March 2009, is USD 2,164.

[Updating of Annex D(FI) of the *PCT Applicant's Guide*]

GB United Kingdom

New equivalent amounts in **pounds sterling (GBP)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 April 2009, are as follows:

International filing fee:	GBP 745
Fee per sheet in excess of 30:	GBP 8
Reductions (under PCT Schedule of Fees, item 4):	
PCT-EASY:	GBP 56
Electronic filing (the request in character coded format):	GBP 112
Electronic filing (the request, description, claims and abstract in character coded format):	GBP 168

[Updating of Annex C(GB) of the *PCT Applicant's Guide*]

IS Iceland

New equivalent amounts in **Icelandic kronur (ISK)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for one of the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 April 2009, are as follows:

International filing fee:	ISK 152,800
Fee per sheet in excess of 30:	ISK 1,700
Reduction (under PCT Schedule of Fees, item 4):	
PCT-EASY:	ISK 11,500

[Updating of Annex C(IS) of the *PCT Applicant's Guide*]

JP Japan

A new equivalent amount in **Japanese yen (JPY)** has been established for the handling fee, pursuant to PCT Rule 57.2(e). This amount, applicable from 1 April 2009, is JPY 16,000.

[Updating of Annex E(JP) of the *PCT Applicant's Guide*]

SE Sweden

New equivalent amounts in **Swedish kronor (SEK)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 March 2009, are as follows:

International filing fee:	SEK	8,800
Fee per sheet in excess of 30:	SEK	100
Reductions (under PCT Schedule of Fees, item 4):		
PCT-EASY:	SEK	660
Electronic filing (the request in character coded format):	SEK	1,320
Electronic filing (the request, description, claims and abstract in character coded format):	SEK	1,980

[Updating of Annex C(SE) of the *PCT Applicant's Guide*]

In addition, further to the publication in Official Notices (PCT Gazette) of 11 December 2008, page 159, of amendments to the Agreement between the Swedish Patent and Registration Office and the International Bureau of WIPO, the Office has notified the International Bureau of new amounts of the search fee (PCT Rule 16) and of the additional search fee (PCT Rule 40.2) in **Swedish kronor (SEK)**, payable for an international search carried out by the Office. These amounts, applicable from 1 March 2009, are SEK 17,000 for each of the fees.

Furthermore, the Office has notified the International Bureau of new equivalent amounts of the search fee and of the additional search fee in **Icelandic kronur (ISK)** and **US dollars (USD)**, payable for an international search carried out by the Office, as follows: ISK 318,000 for each of the fees, applicable from 1 April 2009, and USD 2,164 for each of the fees, applicable from 1 March 2009.

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]

US United States of America

New equivalent amounts in **US dollars (USD)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 April 2009, are as follows:

International filing fee:	USD 1,102
Fee per sheet in excess of 30:	USD 12
Reductions (under PCT Schedule of Fees, item 4):	
PCT-EASY:	USD 83
Electronic filing (the request not in character coded format):	USD 83
Electronic filing (the request in character coded format):	USD 166
Electronic filing (the request, description, claims and abstract in character coded format):	USD 248

[Updating of Annexes C(AM), C(AP), C(AZ), C(BH), C(BW), C(BY), C(BZ), C(CO), C(CR), C(CU), C(DO), C(EA), C(EC), C(EG), C(GE), C(GH), C(IB), C(IL), C(IN), C(KE), C(KG), C(KZ), C(LR), C(MD), C(NI), C(PG), C(PH), C(RU), C(SC), C(SV), C(SY), C(TJ), C(TM), C(TT), C(UA), C(US), C(UZ), C(ZM) and C(ZW) of the *PCT Applicant's Guide*]

XN Nordic Patent Institute

The **Nordic Patent Institute** has notified new equivalent amounts of the search fee (PCT Rule 16) and of the additional search fee (PCT Rule 40.2), in **Icelandic kronur (ISK)**, payable to it as International Searching Authority. These amounts, applicable from 1 April 2009, are ISK 318,000 for each of the fees.

Furthermore, pursuant to PCT Rule 16.1(d), a new equivalent amount in **US dollars (USD)** has been established for the search fee for an international search carried out by the Institute. This amount, applicable from 1 March 2009, is USD 2,164.

[Updating of Annex D(XN) of the *PCT Applicant's Guide*]

ZA South Africa

New equivalent amounts in **South African rand (ZAR)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for one of the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 March 2009, are as follows:

International filing fee:	ZAR 11,230
Fee per sheet in excess of 30:	ZAR 130
Reduction (under PCT Schedule of Fees, item 4):	
PCT-EASY:	ZAR 840

[Updating of Annex C(ZA) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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29 January 2009

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FEES PAYABLE UNDER THE PCT

AT Austria

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Korean won (KRW)** has been established for the search fee for an international search carried out by the **Austrian Patent Office**. This amount, applicable from 1 April 2009, is KRW 366,000.

[Updating of Annex D(AT) of the *PCT Applicant's Guide*]

AU Australia

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **Swiss francs (CHF)**, payable for an international search carried out by the **Australian Patent Office** for the purposes of certain receiving Offices which have specified the Swiss franc (CHF) as a currency of payment or use the Swiss franc (CHF) as a basis for calculating the equivalent amount in the national currency. This amount, applicable from 1 April 2009, is CHF 1,294.

[Updating of Annex D(AU) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **New Zealand dollars (NZD)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 1 April 2009, is NZD 4,178.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

JP Japan

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Korean won (KRW)** has been established for the search fee for an international search carried out by the **Japan Patent Office**. This amount, applicable from 1 April 2009, is KRW 1,459,000.

In addition, the Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **US dollars (USD)**, payable for an international search carried out by the Office for the purposes of certain receiving Offices which have specified the US dollar (USD) as a currency of payment or use the US dollar (USD) as a basis for calculating the equivalent amount in the national currency. This amount, applicable from 1 April 2009, is USD 1,084.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]

LV Latvia

The **Latvian Patent Office** has notified changes to the amounts of the transmittal fee (PCT Rule 14) and of the fee for the priority document (PCT Rule 17.1(b)), in **Latvian lats (LVL)**, payable to it as receiving Office. The amounts applicable since 1 January 2009 are LVL 48.40 and LVL 12.10, respectively.

[Updating of Annex C(LV) of the *PCT Applicant's Guide*]

INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

AU Australia

Agreement between the Government of Australia and the International Bureau of the World Intellectual Property Organization¹

Following the publication in Official Notices (PCT Gazette) of 13 December 2007, pages 187 and 188, of the text of an interim Agreement concluded between the Government of Australia and the International Bureau, extending the appointment of the Australian Patent Office as International Searching and Preliminary Examining Authority under the PCT until 31 December 2008, the Government of Australia and the International Bureau have concluded a new Agreement which came into force on 1 January 2009. The new Agreement is effective until 31 December 2017 and is set out on pages 14 to 19.

ES Spain

Agreement between the Spanish Patent and Trademark Office and the International Bureau of the World Intellectual Property Organization² – Amendment to Annex C

The **Spanish Patent and Trademark Office** has notified the International Bureau, in accordance with Article 11(3)(ii) of the above-mentioned Agreement, of an amendment to Part I of Annex C thereof. The amendment consists of a revision of footnote 1 of the Agreement and will enter into force on 1 February 2009.

The revised footnote 1 will read as follows:

“This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person or a legal entity and is a national of and resides in a State not party to the European Patent Convention and which is classified by the World Bank in the group of countries of ‘low income’, ‘lower middle income’ or ‘upper middle income’.”

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_au.pdf.

² Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_es.pdf.

The effect of the amendment is that the 75% reduction of the search fee (PCT Rule 16.1(a)) and the additional fee (PCT Rule 40.2(a)) is now available to nationals and residents of certain States depending on criteria revised periodically by the World Bank. The Spanish Patent and Trademark Office will maintain an updated list of States which meet such criteria.

RESTORATION OF RIGHT OF PRIORITY UNDER PCT RULES 26bis.3 AND 49ter.2

PT Portugal

Under PCT Rules 26bis.3(i) and 49ter.2(g), the **National Institute of Industrial Property**, both in its capacities as receiving Office and as designated (or elected) Office, has informed the International Bureau that it applies the “due care” criterion to requests for restoration of the right of priority.

Furthermore, the Office has notified fees for requesting restoration of the right of priority under PCT Rules 26bis.3(d) and 49ter.2(d), in **euro (EUR)**, payable to it as receiving Office and as designated (or elected) Office, respectively. The amount of each of the fees is EUR 150, if the request is made using the online services provided by the Office, and EUR 300, if the request is made using paper.

[Updating of Annex C(PT) and of the National Chapter, Summary (PT) of the *PCT Applicant's Guide*]

**DEPOSITS OF MICROORGANISMS AND OTHER BIOLOGICAL MATERIAL:
REQUIREMENTS OF DESIGNATED AND ELECTED OFFICES**

GT Guatemala

The **Registry of Intellectual Property** has notified its 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:		Additional indications (if any) which must be given besides those prescribed in Rule 13bis.3(a)(i) to (iii) pursuant to notifications from the Offices concerned
the indications prescribed in Rule 13bis.3(a)(i) to (iii)	any additional matter specified in the adjacent right-hand column	
None	None	To the extent available to the applicant, a description of the characteristics of the microorganism and/or other biological material

Deposits may be made for the purposes of patent procedure before the Registry of Intellectual Property with any depositary institution having acquired the status of international depositary authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure (these institutions are indicated further in this Annex and notifications related thereto may be consulted under www.wipo.int/treaties/en/registration/budapest/).

[Updating of Annex L of the *PCT Applicant's Guide*]

**INFORMATION ON CONTRACTING STATES
RECEIVING OFFICES
INTERNATIONAL SEARCHING AUTHORITIES (SUPPLEMENTARY SEARCH)**

GT Guatemala

General information on **Guatemala** as a Contracting State, as well as information on the requirements of the **Registry of Intellectual Property** as receiving Office, is given in Annexes B1(GT) and C(GT), which are published on pages 20 to 22.

SE Sweden

Information on the requirements of the **Swedish Patent and Registration Office** as International Searching Authority (Supplementary Search) is given in Annex SISA(SE), which is published on pages 23 and 24.

XN Nordic Patent Institute

Information on the requirements of the **Nordic Patent Institute** as International Searching Authority (Supplementary Search) is given in Annex SISA(XN), which is published on pages 25 and 26.

AGREEMENT
BETWEEN THE GOVERNMENT OF AUSTRALIA
AND THE INTERNATIONAL BUREAU
OF THE WORLD INTELLECTUAL PROPERTY ORGANIZATION

in relation to the functioning of the Australian Patent Office
as an International Searching Authority
and International Preliminary Examining Authority
under the Patent Cooperation Treaty

Preamble

The Government of Australia and the International Bureau of the World Intellectual Property Organization,

Considering that the PCT Assembly, having heard the advice of the PCT Committee for Technical Cooperation, has appointed the Australian Patent Office as an International Searching and Preliminary Examining Authority under the Patent Cooperation Treaty and approved this Agreement in accordance with Articles 16(3) and 32(3),

Hereby agree as follows:

Article 1
Terms and Expressions

- (1) For the purposes of this Agreement:
 - (a) “Treaty” means the Patent Cooperation Treaty;
 - (b) “Regulations” means the Regulations under the Treaty;
 - (c) “Administrative Instructions” means the Administrative Instructions under the Treaty;
 - (d) “Article” (except where a specific reference is made to an Article of this Agreement) means an Article of the Treaty;
 - (e) “Rule” means a Rule of the Regulations;
 - (f) “Contracting State” means a State party to the Treaty;
 - (g) “the Authority” means the Australian Patent Office;
 - (h) “the International Bureau” means the International Bureau of the World Intellectual Property Organization.

- (2) All other terms and expressions used in this Agreement which are also used in the Treaty, the Regulations or the Administrative Instructions have, for the purposes of this Agreement, the same meaning as in the Treaty, the Regulations and the Administrative Instructions.

Article 2 **Basic Obligations**

(1) The Authority shall carry out international search and international preliminary examination in accordance with, and perform such other functions of an International Searching Authority and International Preliminary Examining Authority as are provided under, the Treaty, the Regulations, the Administrative Instructions and this Agreement.

(2) In carrying out international search and international preliminary examination, the Authority shall apply and observe all the common rules of international search and of international preliminary examination and, in particular, shall be guided by the PCT International Search and Preliminary Examination Guidelines.

(3) The Authority shall maintain a quality management system in compliance with the requirements set out in the PCT International Search and Preliminary Examination Guidelines.

(4) The Authority and the International Bureau shall, having regard to their respective functions under the Treaty, the Regulations, the Administrative Instructions and this Agreement, render, to the extent considered to be appropriate by both the Authority and the International Bureau, mutual assistance in the performance of their functions thereunder.

Article 3 **Competence of Authority**

(1) The Authority shall act as International Searching Authority for any international application filed with the receiving Office of, or acting for, any Contracting State specified in Annex A to this Agreement, provided that the receiving Office specifies the Authority for that purpose, that such application, or a translation thereof furnished for the purposes of international search, is in the language or one of the languages specified in Annex A to this Agreement and, where applicable, that the Authority has been chosen by the applicant.

(2) The Authority shall act as International Preliminary Examining Authority for any international application filed with the receiving Office of, or acting for, any Contracting State specified in Annex A to this Agreement, provided that the receiving Office specifies the Authority for that purpose, that such application, or a translation thereof furnished for the purposes of international preliminary examination, is in the language or one of the languages specified in Annex A to this Agreement and, where applicable, that the Authority has been chosen by the applicant.

(3) Where an international application is filed with the International Bureau as receiving Office under Rule 19.1(a)(iii), paragraphs (1) and (2) apply as if that application had been filed with a receiving Office which would have been competent under Rule 19.1(a)(i) or (ii), (b) or (c) or Rule 19.2(i).

Article 4
Subject Matter Not Required to Be Searched or Examined

The Authority shall not be obliged to search, by virtue of Article 17(2)(a)(i), or examine, by virtue of Article 34(4)(a)(i), any international application to the extent that it considers that such application relates to subject matter set forth in Rule 39.1 or 67.1, as the case may be, with the exception of the subject matter specified in Annex B to this Agreement.

Article 5
Fees and Charges

(1) A schedule of all fees of the Authority, and all other charges which the Authority is entitled to make, in relation to its functions as an International Searching Authority and International Preliminary Examining Authority, is set out in Annex C to this Agreement.

(2) The Authority shall, under the conditions and to the extent set out in Annex C to this Agreement:

- (i) refund the whole or part of the search fee paid, or waive or reduce the search fee, where the international search report can be wholly or partly based on the results of an earlier search (Rules 16.3 and 41.1);
- (ii) refund the search fee where the international application is withdrawn or considered withdrawn before the start of the international search.

(3) The Authority shall, under the conditions and to the extent set out in Annex C to this Agreement, refund the whole or part of the preliminary examination fee paid where the demand is considered as if it had not been submitted (Rule 58.3) or where the demand or the international application is withdrawn by the applicant before the start of the international preliminary examination.

Article 6
Classification

For the purposes of Rules 43.3(a) and 70.5(b), the Authority shall indicate solely the International Patent Classification.

Article 7
Languages of Correspondence Used by the Authority

For the purposes of correspondence, including forms, other than with the International Bureau, the Authority shall use the language or one of the languages indicated, having regard to the language or languages indicated in Annex A and to the language or languages whose use is authorized by the Authority under Rule 92.2(b), in Annex D.

Article 8
International-Type Search

The Authority shall carry out international-type searches to the extent decided by it.

Article 9
Entry into Force

This Agreement shall enter into force on January 1, 2009.

Article 10
Duration and Renewability

This Agreement shall remain in force until December 31, 2017. The parties to this Agreement shall, no later than July 2016, start negotiations for its renewal.

Article 11
Amendment

(1) Without prejudice to paragraphs (2) and (3), amendments may, subject to approval by the Assembly of the International Patent Cooperation Union, be made to this Agreement by agreement between the parties hereto; they shall take effect on the date agreed upon by them.

(2) Without prejudice to paragraph (3), amendments may be made to the Annexes to this Agreement by agreement between the Director General of the World Intellectual Property Organization and the Authority; they shall take effect on the date agreed upon by them.

(3) The Authority may, by a notification to the Director General of the World Intellectual Property Organization:

- (i) add to the indications of States and languages contained in Annex A to this Agreement;
- (ii) amend the schedule of fees and charges contained in Annex C to this Agreement;
- (iii) amend the indications of languages of correspondence contained in Annex D to this Agreement.

(4) Any amendment notified under paragraph (3) shall take effect on the date specified in the notification, provided that, for any increase of fees or charges contained in Annex C, that date is at least one month later than the date on which the notification is received by the International Bureau.

**Article 12
Termination**

- (1) This Agreement shall terminate before December 31, 2017:
- (i) if the Government of Australia gives the Director General of the World Intellectual Property Organization written notice to terminate this Agreement;
or
 - (ii) if the Director General of the World Intellectual Property Organization gives the Government of Australia written notice to terminate this Agreement.

(2) The termination of this Agreement under paragraph (1) shall take effect one year after receipt of the notice by the other party, unless a longer period is specified in such notice or unless both parties agree on a shorter period.

In witness whereof the parties hereto have executed this Agreement.

Done at Geneva, this sixteenth day of December two thousand and eight, in two originals in the English language.

For the Government of Australia by:

For the International Bureau by:

[signature]

[signature]

**Annex A
States and Languages**

Under Article 3 of the Agreement, the Authority specifies:

- (i) the following States for which it will act:
Australia, New Zealand and
by arrangement, the States regarded as developing countries in conformity with the established practice of the General Assembly of the United Nations; and
any State that the Authority will specify;
- (ii) the following language which it will accept:
English.

**Annex B
Subject Matter Not Excluded from Search or Examination**

The subject matter set forth in Rule 39.1 or 67.1 which, under Article 4 of the Agreement, is not excluded from search or examination, is the following:

subject matter which is searched or examined under Australian national grant procedure.

Annex C
Fees and Charges

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (Australian dollars)
Search fee (Rule 16.1(a))	1,600
Additional fee (Rule 40.2(a))	1,600
Preliminary examination fee (Rule 58.1(b)):	
– where the international search report was issued by the Authority	550
– in other cases	780
Additional fee (Rule 68.3(a))	550
Cost of copies (Rules 44.3(b) and 71.2(b)), per document	50
Cost of copies (Rule 94), per document	50

Part II. Conditions for and Extent of Refunds or Reductions of Fees

(1) Any amount paid by mistake, without cause, or in excess of the amount due, for fees indicated in Part I shall be refunded.

(2) Where the international application is withdrawn or considered withdrawn, under Article 14(1), (3) or (4), before the start of the international search, the amount of the search fee paid shall be fully refunded.

(3) Where the Authority benefits from an earlier search, 25% or 50% of the search fee shall be refunded, depending on the extent to which the Authority benefits from that earlier search.

(4) In the cases provided for under Rule 58.3, the amount of the preliminary examination fee paid shall be fully refunded.

(5) Where the international application or the demand is withdrawn before the start of the international preliminary examination, the amount of the preliminary examination fee paid shall be fully refunded.

Annex D
Languages of Correspondence

Under Article 7 of the Agreement, the Authority specifies the following language:
English.

B1

Information on Contracting States

B1

GT

GUATEMALA

GT

General information

Name of Office:	Registro de la Propiedad Intelectual Registry of Intellectual Property
Location and mailing address:	7a. Avenida 7-61 zona 4, primer nivel, Guatemala Ciudad, 01004, Guatemala
Telephone:	(502) 233 201 11 to 14
Facsimile machine:	(502) 233 277 07
E-mail:	rpi@rpi.gob.gt
Internet:	www.rpi.gob.gt
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)?	No
Competent receiving Office for nationals and residents of Guatemala:	Registry of Intellectual Property or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Guatemala is designated (or elected):	Registry of Intellectual Property
May Guatemala 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 Guatemala concerning international-type search:	None
Provisional protection after international publication:	None

Information of interest if Guatemala is designated (or elected)

Time when the name and address of the inventor must be given if Guatemala 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)

C **Receiving Offices** **C**
GT **REGISTRY OF INTELLECTUAL PROPERTY** **GT**

Competent receiving Office for nationals and residents of:	Guatemala
Language in which international applications may be filed:	Spanish ¹
Language in which the request may be filed:	Spanish
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? ²	Yes
Does the receiving Office accept requests for restoration of the right of priority (PCT Rule 26bis.3)?	Yes, the Office applies the “due care” criterion to such requests
Competent International Searching Authority:	Austrian Patent Office, European Patent Office, Spanish Patent and Trademark Office or United States Patent and Trademark Office
Competent International Preliminary Examining Authority:	Austrian Patent Office, European Patent Office, ³ Spanish Patent and Trademark Office or United States Patent and Trademark Office ⁴
Fees payable to the receiving Office:	Currency: Quetzal (GTQ) and US dollar (USD)
Transmittal fee:	Equivalent in GTQ of USD 250
International filing fee: ⁵	USD 1,210 (1,102) ⁶
Fee per sheet in excess of 30: ⁵	USD 14 (12) ⁶
Reductions (under Schedule of Fees, item 4):	
PCT-EASY: ²	USD 91 (83) ⁶
Search fee:	See Annex D(AT), (EP), (ES) or (US)
Fee for priority document (PCT Rule 17.1(b)):	GTQ 50 plus GTQ 1 per page
Fee for requesting restoration of the right of priority (PCT Rule 26bis.3(d)):	None
Is an agent required by the receiving Office?	No, if the applicant resides in Guatemala Yes, if he is a non-resident
Who can act as agent?	Any attorney registered in Guatemala

[Continued on next page]

¹ Depending on the applicant’s choice of competent International Searching Authority, a translation into a corresponding language (see Annex D) may have to be furnished by the applicant (PCT Rule 12.3).

² Where the request is filed in PCT-EASY format together with a PCT-EASY diskette and the receiving Office accepts such filings, the total amount of the international filing fee is reduced (see *PCT Gazette* No. 51/1998, pages 17330 and 17332, and No. 41/2006, page 19092, Schedule of Fees, item 3(a)).

³ This Office is competent only if the international search is or has been performed by that Office, by the Austrian Patent Office or by the Spanish Patent and Trademark Office.

⁴ This Office is competent only if the international search is or has been performed by that Office.

⁵ This fee is reduced by 90% if certain conditions apply (see corresponding footnote to Annex C(IB)). For further details, see *Official Notices (PCT Gazette)* dated 29 May 2008, page 69, Schedule of Fees, item 4.

⁶ The amount in parentheses is applicable as from 1 April 2009.

C **Receiving Offices** **C**
GT **REGISTRY OF INTELLECTUAL PROPERTY** **GT**

[Continued]

Waiver of power of attorney:

Has the Office waived the requirement
that a separate power of attorney be
submitted? No

Has the Office waived the requirement
that a copy of a general power of
attorney be submitted? No

SISA International Searching Authorities SISA
(Supplementary Search)¹
SE SWEDISH PATENT SE
AND REGISTRATION OFFICE

Fees payable to the International Bureau: ²	Currency: Swiss franc (CHF)
Supplementary search fee (PCT Rule 45bis.3): ³	CHF 2,726 (2,525) ⁴
Supplementary search handling fee (PCT Rule 45bis.2):	CHF 200
Late payment fee (PCT Rule 45bis.4(c)):	CHF 100
Fees payable to the Authority:	Currency: Swedish krona (SEK)
Fee for copies of documents cited in the supplementary international search report (PCT Rule 44.3):	The applicant receives, together with the supplementary 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 . The cited documents may also be ordered in paper form at SEK 50 per document.
Conditions for refund and amount of refund of the supplementary search fee:	Money paid by mistake, without cause, or in excess, will be refunded. The International Bureau shall refund this fee where the supplementary search request has not yet been transmitted to the Authority and the international application is withdrawn or considered withdrawn, or the supplementary search request is withdrawn or considered not to have been submitted (see PCT Rule 45bis.3(d)): refund of 100% The Authority shall refund this fee where work has not yet started and the supplementary search request is considered not to have been submitted (see PCT Rule 45bis.3(e)): refund of 100%
Languages accepted for supplementary international search:	Danish, English, Norwegian and Swedish
Subject matter that will not be searched:	The subject matter specified in items (i) to (vi) of PCT Rule 39.1
Scope of documentation included in the supplementary international search:	In addition to PCT minimum documentation, the Authority shall include at least the documents in its search collection in: Danish, Finnish, Norwegian and Swedish
Limitations on supplementary international search:	The Authority shall notify the International Bureau if demand for supplementary international search exceeds available resources

[Continued on next page]

¹ Supplementary international search is available only for international applications for which the 19-month time limit expires on or after 1 January 2009.

² For further details on the payment of fees to the International Bureau, see the WIPO web site at www.wipo.int/pct/en/fees/special.html.

³ This fee is linked to the search fee charged by the European Patent Office and will be revised from time to time to reflect currency fluctuations between the Swedish krona and the Swiss franc.

⁴ The amount in parentheses is applicable as from 1 March 2009.

SISA **International Searching Authorities** **SISA**
(Supplementary Search)⁵
SE **SWEDISH PATENT** **SE**
AND REGISTRATION OFFICE

[Continued]

Does the Authority require that nucleotide and/or amino acid sequence listings be furnished in electronic form (PCT Rule 13ter.1)?

Yes

Which types of electronic medium does the Authority require?

Diskette formatted 1.44 Mo, CD-ROM, CD-R

Waiver of power of attorney:

Has the Authority waived the requirement that a separate power of attorney be submitted?

Yes

Particular instances in which a separate 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

Has the Authority waived the requirement that a copy of a general power of attorney be submitted?

Yes

Particular instances in which 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

⁵ See footnote 1.

SISA International Searching Authorities SISA
(Supplementary Search)¹
XN NORDIC PATENT INSTITUTE XN

Fees payable to the International Bureau: ²	Currency: Swiss franc (CHF)
Supplementary search fee (PCT Rule 45 <i>bis</i> .3): ³	CHF 2,726 (2,525) ⁴
Supplementary search handling fee (PCT Rule 45 <i>bis</i> .2):	CHF 200
Late payment fee (PCT Rule 45 <i>bis</i> .4(c)):	CHF 100
Fees payable to the Authority:	Currency: Danish krona (DKK)
Review fee (PCT Rule 45 <i>bis</i> .6(c)):	DKK 8,000
Fee for copies of documents cited in the supplementary international search report (PCT Rule 44.3):	DKK 50
Conditions for refund and amount of refund of the supplementary search fee:	<p>Money paid by mistake, without cause, or in excess, will be refunded.</p> <p>The International Bureau shall refund this fee where the supplementary search request has not yet been transmitted to the Authority and the international application is withdrawn or considered withdrawn, or the supplementary search request is withdrawn or considered not to have been submitted (see PCT Rule 45<i>bis</i>.3(d)): refund of 100%</p> <p>The Authority shall refund this fee where work has not yet started and the supplementary search request is considered not to have been submitted (see PCT Rule 45<i>bis</i>.3(e)): refund of 100%</p>
Languages accepted for supplementary international search:	Danish, English, Icelandic, Norwegian and Swedish
Subject matter that will not be searched:	The subject matter specified in items (i) to (vi) of PCT Rule 39.1 with the exception of all subject matter which is searched in the national patent grant procedure under the provisions of the Danish, Icelandic and Norwegian Patent Laws
Scope of documentation included in the supplementary international search:	In addition to PCT minimum documentation, the Authority shall include at least the documents held in its search collection in: Danish, Icelandic, Norwegian and Swedish
Limitations on supplementary international search:	The Authority shall conduct a maximum of 500 supplementary international searches per year

[Continued on next page]

¹ Supplementary international search is available only for international applications for which the 19-month time limit expires on or after 1 January 2009.

² For further details on the payment of fees to the International Bureau, see the WIPO web site at www.wipo.int/pct/en/fees/special.html.

³ This fee is fixed by the Authority in Danish kroner and will be revised from time to time to reflect currency fluctuations between the Danish krona and the Swiss franc.

⁴ The amount in parentheses is applicable as from 1 March 2009.

SISA

**International Searching Authorities
(Supplementary Search)⁵**

SISA

XN

NORDIC PATENT INSTITUTE

XN

[Continued]

Does the Authority require that nucleotide and/or amino acid sequence listings be furnished in electronic form (PCT Rule 13ter.1)?

Yes

Which types of electronic medium does the Authority require?

3.5 inch diskette, CD-ROM, CD-R, DVD-ROM or DVD-R

Waiver of power of attorney:

Has the Authority waived the requirement that a separate power of attorney be submitted?

Yes

Particular instances in which a separate 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

Has the Authority waived the requirement that a copy of a general power of attorney be submitted?

Yes

Particular instances in which 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

⁵ See footnote 1.



World Intellectual Property Organization

**OFFICIAL NOTICES
(PCT GAZETTE)**

12 February 2009

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Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.

FEES PAYABLE UNDER THE PCT

ES Spain

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **Swiss francs (CHF)**, payable for an international search carried out by the **Spanish Patent and Trademark Office** for the purposes of certain receiving Offices which have specified the Swiss franc (CHF) as a currency of payment or use the Swiss franc (CHF) as a basis for calculating the equivalent amount in the national currency. This amount, applicable from 1 March 2009, is CHF 2,525.

[Updating of Annex D(ES) of the *PCT Applicant's Guide*]

IB International Bureau

For the purposes of the **International Bureau** as receiving Office, new equivalent amounts of fees in **US dollars (USD)** have been established. These amounts, applicable from 1 April 2009, are as follows:

Transmittal fee:	USD	83
Fee for priority document (PCT Rules 17.1(b) and 21.2):	USD	41
	Supplement for airmail:	
	USD	8

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]

KR Republic of Korea

Further to the announcement published in Official Notices (PCT Gazette) of 11 December 2008, page 156, notifying new amounts of the search fee for a search carried out by the **Korean Intellectual Property Office**, and pursuant to PCT Rule 16.1(b), new equivalent amounts of the search fee have been established in **Australian dollars (AUD)**. These amounts, applicable from 1 March 2009, are as follows:

Search fee (PCT Rule 16.1(a)) (in English language):	AUD	976
Search fee (PCT Rule 16.1(a)) (in Korean language):	AUD	488

[Updating of Annex D(KR) of the *PCT Applicant's Guide*]

NZ New Zealand

New equivalent amounts in **New Zealand dollars (NZD)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for one of the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 April 2009, are as follows:

International filing fee:	NZD 2,082
Fee per sheet in excess of 30:	NZD 23
Reduction (under PCT Schedule of Fees, item 4):	
PCT-EASY:	NZD 157

[Updating of Annex C(NZ) of the *PCT Applicant's Guide*]

US United States of America

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **Swiss francs (CHF)**, payable for an international search carried out by the **United States Patent and Trademark Office (USPTO)** for the purposes of certain receiving Offices which have specified the Swiss franc (CHF) as a currency of payment but in respect of which the Swiss franc (CHF) is not the official currency. The new amount, applicable from 15 April 2009, is CHF 2,323.

[Updating of Annex D(US) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

AU Australia

The **Australian Patent Office** has specified the Korean Intellectual Property Office, in addition to the Australian Patent Office itself, as competent International Searching and International Preliminary Examining Authority as from 1 March 2009 for international applications filed by nationals and residents of Australia with the Australian Patent Office.

[Updating of Annex C(AU) of the *PCT Applicant's Guide*]

KR Republic of Korea

The **Korean Intellectual Property Office** has specified the Australian Patent Office, in addition to the Austrian Patent Office, the Japan Patent Office and the Korean Intellectual Property Office itself, as competent International Preliminary Examining Authority as from 1 March 2009 for international applications filed by nationals and residents of the Republic of Korea with the Korean Intellectual Property Office.

Furthermore, the Office, in its capacity as receiving Office, has notified the International Bureau that, pursuant to PCT Rule 12.1(c), it would, in addition to English and Japanese, accept Korean as a language in which a request (Form PCT/RO/101) may be filed.

[Updating of Annex C(KR) of the *PCT Applicant's Guide*]

INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

RU Russian Federation

Agreement between the Federal Service for Intellectual Property, Patents and Trademarks and the International Bureau of the World Intellectual Property Organization¹ – Amendment

The **Federal Service for Intellectual Property, Patents and Trademarks (Rospatent)** has stated its preparedness to carry out supplementary international searches. The amended Agreement between the Federal Service for Intellectual Property, Patents and Trademarks and the International Bureau of WIPO containing provisions concerning supplementary international search (see Article 3(4) and Annex E) entered into force on 1 January 2009 and is set out on pages 31 to 38.

REQUEST IN PCT-EASY FORMAT: RECEIVING OFFICES PREPARED TO ACCEPT FILINGS

GB United Kingdom

The **United Kingdom Intellectual Property Office** (an operating name of the Patent Office) has notified the International Bureau that, with effect from 1 April 2009, PCT-EASY applications (filed on paper and accompanied by the request form data and abstract on a physical medium) filed with the Office will no longer be accepted. Furthermore, from 1 April 2009, no international application filed with the Office as receiving Office will benefit from the fee reduction applicable to PCT-EASY applications.

[Updating of Annex C(GB) of the *PCT Applicant's Guide*]

INTERNATIONAL SEARCHING AUTHORITIES (SUPPLEMENTARY SEARCH)

RU Russian Federation

Information on the requirements of the **Federal Service for Intellectual Property, Patents and Trademarks (Rospatent)** as International Searching Authority (Supplementary International Search) is given in Annex SISA(RU) on pages 39 and 40.

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_ru.pdf.

AGREEMENT
BETWEEN THE RUSSIAN FEDERAL SERVICE
FOR INTELLECTUAL PROPERTY, PATENTS AND TRADEMARKS
AND THE INTERNATIONAL BUREAU OF THE WORLD INTELLECTUAL
PROPERTY ORGANIZATION

in relation to the functioning of the Russian Federal Service
for Intellectual Property, Patents and Trademarks
as an International Searching Authority
and International Preliminary Examining Authority
under the Patent Cooperation Treaty

Preamble

The Russian Federal Service for Intellectual Property, Patents and Trademarks and the International Bureau of the World Intellectual Property Organization,

Considering that the PCT Assembly, having heard the advice of the PCT Committee for Technical Cooperation, has appointed the Russian Federal Service for Intellectual Property, Patents and Trademarks as an International Searching and Preliminary Examining Authority under the Patent Cooperation Treaty and approved this Agreement in accordance with Articles 16(3) and 32(3),

Hereby agree as follows:

Article 1
Terms and Expressions

- (1) For the purposes of this Agreement:
- (a) “Treaty” means the Patent Cooperation Treaty;
 - (b) “Regulations” means the Regulations under the Treaty;
 - (c) “Administrative Instructions” means the Administrative Instructions under the Treaty;
 - (d) “Article” (except where a specific reference is made to an Article of this Agreement) means an Article of the Treaty;
 - (e) “Rule” means a Rule of the Regulations;
 - (f) “Contracting State” means a State party to the Treaty;
 - (g) “the Authority” means the Russian Federal Service for Intellectual Property, Patents and Trademarks;
 - (h) “the International Bureau” means the International Bureau of the World Intellectual Property Organization.

(2) All other terms and expressions used in this Agreement which are also used in the Treaty, the Regulations or the Administrative Instructions have, for the purposes of this Agreement, the same meaning as in the Treaty, the Regulations and the Administrative Instructions.

Article 2 **Basic Obligations**

(1) The Authority shall carry out international search and international preliminary examination in accordance with, and perform such other functions of an International Searching Authority and International Preliminary Examining Authority as are provided under, the Treaty, the Regulations, the Administrative Instructions and this Agreement.

(2) In carrying out international search and international preliminary examination, the Authority shall apply and observe all the common rules of international search and of international preliminary examination and, in particular, shall be guided by the PCT International Search and Preliminary Examination Guidelines.

(3) The Authority shall maintain a quality management system in compliance with the requirements set out in the PCT International Search and Preliminary Examination Guidelines.

(4) The Authority and the International Bureau shall, having regard to their respective functions under the Treaty, the Regulations, the Administrative Instructions and this Agreement, render, to the extent considered to be appropriate by both the Authority and the International Bureau, mutual assistance in the performance of their functions thereunder.

Article 3 **Competence of Authority**

(1) The Authority shall act as International Searching Authority for any international application filed with the receiving Office of, or acting for, any Contracting State, provided that the receiving Office specifies the Authority for that purpose, that such application, or a translation thereof furnished for the purposes of international search, is in the language or one of the languages specified in Annex A to this Agreement and, where applicable, that the Authority has been chosen by the applicant.

(2) The Authority shall act as International Preliminary Examining Authority for any international application filed with the receiving Office of, or acting for, any Contracting State, provided that the receiving Office specifies the Authority for that purpose, that such application, or a translation thereof furnished for the purposes of international preliminary examination, is in the language or one of the languages specified in Annex A to this Agreement and, where applicable, that the Authority has been chosen by the applicant.

(3) Where an international application is filed with the International Bureau as receiving Office under Rule 19.1(a)(iii), paragraphs (1) and (2) apply as if that application had been filed with a receiving Office which would have been competent under Rule 19.1(a)(i) or (ii), (b) or (c) or Rule 19.2(i).

(4) The Authority shall conduct supplementary international searches in accordance with Rule 45*bis*, covering at least the documentation referred to in Annex E to this Agreement, subject to any limitations and conditions set out in that Annex.

Article 4
Subject Matter Not Required to Be Searched or Examined

The Authority shall not be obliged to search, by virtue of Article 17(2)(a)(i), or examine, by virtue of Article 34(4)(a)(i), any international application to the extent that it considers that such application relates to subject matter set forth in Rule 39.1 or 67.1, as the case may be, with the exception of the subject matter specified in Annex B to this Agreement.

Article 5
Fees and Charges

(1) A schedule of all fees of the Authority, and all other charges which the Authority is entitled to make, in relation to its functions as an International Searching Authority and International Preliminary Examining Authority, is set out in Annex C to this Agreement.

(2) The Authority shall, under the conditions and to the extent set out in Annex C to this Agreement:

- (i) refund the whole or part of the search fee paid, or waive or reduce the search fee, where the international search report can be wholly or partly based on the results of an earlier search (Rules 16.3 and 41.1);
- (ii) refund the search fee where the international application is withdrawn or considered withdrawn before the start of the international search.

(3) The Authority shall, under the conditions and to the extent set out in Annex C to this Agreement, refund the whole or part of the preliminary examination fee paid where the demand is considered as if it had not been submitted (Rule 58.3) or where the demand or the international application is withdrawn by the applicant before the start of the international preliminary examination.

Article 6
Classification

For the purposes of Rules 43.3(a) and 70.5(b), the Authority shall indicate solely the International Patent Classification.

Article 7
Languages of Correspondence Used by the Authority

For the purposes of correspondence, including forms, other than with the International Bureau, the Authority shall use the language or one of the languages indicated, having regard to the language or languages indicated in Annex A and to the language or languages whose use is authorized by the Authority under Rule 92.2(b), in Annex D.

Article 8
International-Type Search

The Authority shall carry out international-type searches to the extent decided by it.

Article 9
Entry into Force

This Agreement shall enter into force on January 1, 2008.

Article 10
Duration and Renewability

This Agreement shall remain in force until December 31, 2017. The parties to this Agreement shall, no later than July 2016, start negotiations for its renewal.

Article 11
Amendment

(1) Without prejudice to paragraphs (2) and (3), amendments may, subject to approval by the Assembly of the International Patent Cooperation Union, be made to this Agreement by agreement between the parties hereto; they shall take effect on the date agreed upon by them.

(2) Without prejudice to paragraph (3), amendments may be made to the Annexes to this Agreement by agreement between the Director General of the World Intellectual Property Organization and the Authority; they shall take effect on the date agreed upon by them.

(3) The Authority may, by a notification to the Director General of the World Intellectual Property Organization:

- (i) add to the indications of languages contained in Annex A to this Agreement;
- (ii) amend the schedule of fees and charges contained in Annex C to this Agreement;
- (iii) amend the indications of languages of correspondence contained in Annex D to this Agreement.
- (iv) amend the indications and information concerning supplementary international searches contained in Annex E to this Agreement.

(4) Any amendment notified under paragraph (3) shall take effect on the date specified in the notification, provided that, for any increase of fees or charges contained in Annex C, that date is at least one month later than the date on which the notification is received by the International Bureau.

**Article 12
Termination**

- (1) This Agreement shall terminate before December 31, 2017:
- (i) if the Russian Federal Service for Intellectual Property, Patents and Trademarks gives the Director General of the World Intellectual Property Organization written notice to terminate this Agreement; or
 - (ii) if the Director General of the World Intellectual Property Organization gives the Russian Federal Service for Intellectual Property, Patents and Trademarks written notice to terminate this Agreement.
- (2) The termination of this Agreement under paragraph (1) shall take effect one year after receipt of the notice by the other party, unless a longer period is specified in such notice or unless both parties agree on a shorter period.

**Annex A
Languages**

Under Article 3 of the Agreement, the Authority specifies the following languages:
Russian, English.

**Annex B
Subject Matter Not Excluded from Search or Examination**

The subject matter set forth in Rule 39.1 or 67.1 which, under Article 4 of the Agreement, is not excluded from search or examination, is the following:

all subject matter searched or examined under national patent law administered by the Russian Federal Service for Intellectual Property, Patents and Trademarks.

Annex C
Fees and Charges

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (US dollars)
Search fee (Rule 16.1(a)) ¹	500
Additional fee (Rule 40.2(a)) ²	500
Supplementary search fee (Rule 45bis.3(a))	350
Supplementary search fee for a search in accordance with paragraph (3) of Annex E, where a declaration referred to in Article 17(2)(a) has been made because of subject matter referred to in Rule 39.1(iv)	500
Review fee (Rule 45bis.6(c))	150
Preliminary examination fee (Rule 58.1(b)): ²	
– if the international search report has been prepared by the Authority	200
– if the international search report has been prepared by another International Searching Authority	300
Additional fee (Rule 68.3(a)): ²	
– if the international search report has been prepared by the Authority	200
– if the international search report has been prepared by another International Searching Authority	300
Late furnishing fee (Rule 13ter.1(c)) ²	150
Cost of copies of cited documents (except for documents transmitted to the applicant along with the international search report or preliminary examination report) (Rules 44.3(b) and 71.2(b)): ²	
– patent document, per page	0.30
– non-patent document, per page	1.20
Cost of copies of document contained in the file of the international application (Rule 94.2), per page ²	3.00

¹ If payment is made to a receiving Office which accepts payments in Russian roubles, the applicant may, instead of paying the US dollar amount, pay the equivalent amount in Russian roubles at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation.

² The applicant may, instead of paying the US dollar amount, pay the equivalent amount in Russian roubles at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation.

Part II. Conditions for and Extent of Refunds or Reductions of Fees

(1) Any amount paid by mistake, without cause, or in excess of the amount due, for fees indicated in Part I shall be refunded.

(2) Where the international application is withdrawn or considered withdrawn, under Article 14(1), (3) or (4), or Rules 90*bis*.1(a) or 90*bis*.2(c) before the start of the international search, the amount of the search fee paid shall be fully refunded.

(3) Where the Authority benefits from an earlier search, carried out in respect of an earlier application by the Authority itself or by another International Searching Authority, 25 % – 75 % of the search fee shall be refunded, depending on the degree to which the Authority benefits from this earlier search.

(4) In the cases provided for under Rule 58.3, the amount of the preliminary examination fee paid shall be fully refunded.

(5) Where the international application or the demand is withdrawn before the start of the international preliminary examination, the amount of the preliminary examination fee paid shall be fully refunded.

Annex D Languages of Correspondence

Under Article 7 of the Agreement, the Authority specifies the following languages:

Russian or English, depending on the language in which the international application is filed or translated, or at the applicant's choice.

Annex E Supplementary International Search: Documentation Covered; Limitations and Conditions

(1) The Authority will accept requests for supplementary international search based on international applications filed or translations furnished in English or Russian.

(2) The supplementary international search shall cover at least the Russian language documents held by the Authority in its search collection, including the following patent documentation:

- (i) SU – authors certificates and patents of the former USSR (from 1924 to 1991)
- (ii) RU – applications, patents, and utility models of the Russian Federation (from 1992 to present)
- (iii) EA – Eurasian applications and patents (from 1996 to present)

- (iv) AM – patent documents of Armenia (from 1995 to present)³
- (v) BY – patent documents of Belarus (from 1994 to present)³
- (vi) KZ – patent documents of Kazakhstan (from 1993 to present)³
- (vii) KG – patent documents of Kyrgyzstan (from 1995 to present)³
- (viii) TJ – patent documents of Tajikistan (from 2005 to present)³
- (ix) TM – patent documents of Turkmenistan (from 1993 to present)³
- (x) UZ – patent documents of Uzbekistan (from 1994 to present)³
- (xi) AZ – patent documents of Azerbaijan (from 1996 to present)⁴
- (xii) UA – patent documents of Ukraine (from 1993 to present)⁴

(3) If the International Searching Authority competent for the main international search has issued a declaration referred to in Article 17(2)(a) because of subject matter referred to in Rule 39.1(iv), and the appropriate fee referred to in Annex C is paid, the supplementary international search shall cover at least the PCT minimum documentation under Rule 34 in addition to the documentation referred to in paragraph (2).

³ The year of beginning of publication by the corresponding Office of national patent documents in national language and in Russian as well is indicated in brackets.

⁴ With respect to the documents published by the Office in Russian.

SISA International Searching Authorities SISA
(Supplementary Search)¹
RU FEDERAL SERVICE FOR INTELLECTUAL RU
PROPERTY, PATENTS AND
TRADEMARKS (ROSPATENT)

Fees payable to the International Bureau: ²	Currency: Swiss franc (CHF)
Supplementary search fee (PCT Rule 45bis.3): ³	CHF 355 (507) ⁴
Supplementary search handling fee (PCT Rule 45bis.2):	CHF 200
Late payment fee (PCT Rule 45bis.4(c)):	CHF 100
Fees payable to the Authority:	Currency: US dollar (USD)
Review fee (PCT Rule 45bis.6(c)):	USD 150
Fee for copies of documents cited in the supplementary international search report (PCT Rule 44.3):	The applicant receives together with the supplementary international search report a copy of each document cited therein, free of charge; in other cases: USD 0.3 per page for a patent document USD 1.2 per page for a non-patent document
Conditions for refund and amount of refund of the supplementary search fee:	Money paid by mistake, without cause, or in excess, will be refunded. The International Bureau shall refund this fee where the supplementary search request has not yet been transmitted to the Authority and the international application is withdrawn or considered withdrawn, or the supplementary search request is withdrawn or considered not to have been submitted (see PCT Rule 45bis.3(d)): refund of 100% The Authority shall refund this fee where work has not yet started and the supplementary search request is considered not to have been submitted (see PCT Rule 45bis.3(e)): refund of 100%
Languages accepted for supplementary international search:	English, Russian
Subject matter that will not be searched:	The subject matter specified in items (i) to (iii), (v) and (vi) of PCT Rule 39.1

[Continued on next page]

¹ Supplementary international search is available only for international applications for which the 19-month time limit expires on or after 1 January 2009.

² For further details on the payment of fees to the International Bureau, see the WIPO web site at www.wipo.int/pct/en/fees/special.html.

³ This fee is fixed by the Authority in US dollars and may be revised from time to time to reflect currency fluctuations between the US dollar and the Swiss franc.

⁴ This fee applies where a declaration referred to in PCT Article 17(2)(a) has been made by the International Searching Authority because of subject matter referred to in PCT Rule 39.1(iv) (methods of treatment).



World Intellectual Property Organization

**OFFICIAL NOTICES
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19 February 2009

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Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.

FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **pounds sterling (GBP)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 15 April 2009, is GBP 1,619.

Furthermore, also pursuant to PCT Rule 16.1(d), a new equivalent amount in **Icelandic kronur (ISK)** has been established for the search fee for an international search carried out by the Office. This amount, applicable from 1 May 2009, is ISK 284,000.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

SE Sweden

A new equivalent amount in **Swedish kronor (SEK)** has been established for the handling fee, pursuant to PCT Rule 57.2(e). This amount, applicable from April 15, 2009, is SEK 1,490.

[Updating of Annex E(SE) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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26 February 2009

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**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

EP European Patent Organisation

Agreement between the European Patent Organisation and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex A

The **European Patent Organisation** has notified the International Bureau, in accordance with Article 11(2) of the above-mentioned Agreement, of amendments to Annex A thereof. The amendments will enter into force on 1 March 2009. The amended Annex A will read as follows:

**“Annex A
Languages and Kinds of Application**

Under Article 3 of the Agreement, the Authority specifies:

- (i) [no change]
- (ii) the following kinds of application for which it will not act:
 - (a) as an International Searching Authority and an International Preliminary Examining Authority, international applications filed by a national or 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 the field of business methods, as defined by the following International Patent Classification units:
 - G06Q:
Data processing systems or methods, specially adapted for administrative, commercial, financial, managerial, supervisory or forecasting purposes; Systems or methods specially adapted for administrative, commercial, financial, managerial, supervisory or forecasting purposes, not otherwise provided for
 - G06Q 10/00:
Administration, e.g. office automation or reservations; Management, e.g. resource or project management
 - G06Q 30/00:
Commerce, e.g. marketing, shopping, billing, auctions or e-commerce
 - G06Q 40/00:
Finance, e.g. banking, investment or tax processing; Insurance, e.g. risk analysis or pensions
 - G06Q 50/00:
Systems or methods specially adapted for a specific business sector, e.g. health care, utilities, tourism or legal services
 - G06Q 90/00:
Systems or methods specially adapted for administrative, commercial, financial, managerial, supervisory or forecasting purposes, not involving significant data processing

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_ep.pdf.

G06Q 99/00:

Subject matter not provided for in other groups of this subclass

- (b) as an International Preliminary Examining Authority, international applications where the international search is to be, or has been, performed by an International Searching Authority other than the European Patent Office or the industrial property Office of a State party to the European Patent Convention.”

KR Republic of Korea

Agreement between the Korean Intellectual Property Office and the International Bureau of the World Intellectual Property Organization² – Amendment to Annex A

The **Korean Intellectual Property Office** has notified the International Bureau, in accordance with Article 11(3)(i) of the above-mentioned Agreement, of an amendment to Annex A thereof. This amendment entered into force on 1 January 2009. The amended Annex A reads as follows:

“Annex A States and Languages

Under Article 3 of the Agreement, the Authority specifies:

- (i) the following States for which it will act:
Republic of Korea;
Indonesia, Malaysia, Mongolia, New Zealand, Philippines, Singapore, Sri Lanka, United States of America, Viet Nam; and
any country that the Authority will specify;
- (ii) [no change]”

FEES PAYABLE UNDER THE PCT

CA Canada

New equivalent amounts in **Canadian dollars (CAD)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 May 2009, are as follows:

² Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_kr.pdf.

International filing fee:	CAD 1,494
Fee per sheet in excess of 30:	CAD 17
Reductions (under PCT Schedule of Fees, item 4):	
PCT-EASY:	CAD 112
Electronic filing (the request in character coded format):	CAD 225
Electronic filing (the request, description, claims and abstract in character coded format):	CAD 337

[Updating of Annex C(CA) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **Norwegian kroner (NOK)** and **Swedish kronor (SEK)** have been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. These amounts, applicable from 1 May 2009, are NOK 15,910 and SEK 18,280, respectively.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

GB United Kingdom

New equivalent amounts in **pounds sterling (GBP)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 May 2009, are as follows:

International filing fee:	GBP 808
Fee per sheet in excess of 30:	GBP 9
Reductions (under PCT Schedule of Fees, item 4):	
PCT-EASY:	GBP 61
Electronic filing (the request in character coded format):	GBP 122
Electronic filing (the request, description, claims and abstract in character coded format):	GBP 182

[Updating of Annex C(GB) of the *PCT Applicant's Guide*]

NO Norway

New equivalent amounts in **Norwegian kroner (NOK)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for one of the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 May 2009, are as follows:

International filing fee:	NOK 8,200
Fee per sheet in excess of 30:	NOK 90
Reduction (under PCT Schedule of Fees, item 4):	
PCT-EASY:	NOK 620

[Updating of Annex C(NO) of the *PCT Applicant's Guide*]

RU Russian Federation

The **Federal Service for Intellectual Property, Patents and Trademarks (Rospatent)** has notified changes to the conditions for refund and amounts of refund of the search fee payable for an international search carried out by the Office, applicable since 1 January 2009. The consolidated list of these conditions and amounts now reads as follows:

“Money paid by mistake, without cause, or in excess, will be refunded.

Where the international application is withdrawn or is considered withdrawn, under PCT Article 14(1), (3) or (4), before the start of the international search: refund of 100%

Where the Authority benefits from an earlier search, carried out in respect of an earlier application by the Authority itself or by another International Searching Authority, 25 % to 75 % of the search fee shall be refunded, depending on the degree to which the Authority benefits from this earlier search.”

[Updating of Annex D(RU) of the *PCT Applicant's Guide*]

SE Sweden

The **Swedish Patent and Registration Office** has notified the International Bureau of new amounts of the search fee (PCT Rule 16) and of the additional search fee (PCT Rule 40.2) in **Swedish kronor (SEK)**, payable for an international search carried out by the Office. These amounts, applicable from 1 May 2009, are SEK 18,280 for each of the fees.

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]

US United States of America

New equivalent amounts in **US dollars (USD)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 May 2009, are as follows:

International filing fee:	USD 1,184
Fee per sheet in excess of 30:	USD 13
Reductions (under PCT Schedule of Fees, item 4):	
PCT-EASY:	USD 89
Electronic filing (the request not in character coded format):	USD 89
Electronic filing (the request in character coded format):	USD 178
Electronic filing (the request, description, claims and abstract in character coded format):	USD 267

[Updating of Annexes C(AM), C(AP), C(AZ), C(BH), C(BW), C(BY), C(BZ), C(CO), C(CR), C(CU), C(DO), C(EA), C(EC), C(EG), C(GE), C(GH), C(IB), C(IL), C(IN), C(KE), C(KG), C(KZ), C(LR), C(MD), C(NI), C(PG), C(PH), C(RU), C(SC), C(SV), C(SY), C(TJ), C(TM), C(TT), C(UA), C(US), C(UZ), C(ZM) and C(ZW) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

LK Sri Lanka

IB International Bureau

The International Bureau acting for the **National Intellectual Property Office of Sri Lanka** has specified the Korean Intellectual Property Office as competent International Searching and International Preliminary Examining Authority for international applications filed by nationals and residents of Sri Lanka with the International Bureau as receiving Office, with effect since 1 January 2009.

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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FEES PAYABLE UNDER THE PCT

JP Japan

IB International Bureau

For the purposes of the payment of fees to the **International Bureau** as receiving Office, a new equivalent amount in **euro (EUR)** has been established for the search fee (PCT Rule 16) for an international search carried out by the **Japan Patent Office**. This amount, applicable from 1 May 2009, is EUR 812.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]

SE Sweden

The **Swedish Patent and Registration Office** has notified new equivalent amounts of the search fee (PCT Rule 16) and of the additional search fee (PCT Rule 40.2), in **Icelandic kronur (ISK)** and **Norwegian kroner (NOK)**, payable to it as International Searching Authority. These amounts, applicable from 1 May 2009, are ISK 284,000 and NOK 15,910, respectively, for each of the fees.

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]

XN Nordic Patent Institute

The **Nordic Patent Institute** has notified new equivalent amounts of the search fee (PCT Rule 16) and of the additional search fee (PCT Rule 40.2), in **Icelandic kronur (ISK)**, payable to it as International Searching Authority. These amounts, applicable from 1 May 2009, are ISK 284,000 for each of the fees.

[Updating of Annex D(XN) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

ST Sao Tome and Principe

IB International Bureau

The **International Bureau** acting for the **National Service of Industrial Property (SENAPI)** has specified the European Patent Office (EPO) as competent International Searching and International Preliminary Examining Authority for international applications filed by nationals and residents of Sao Tome and Principe with the International Bureau as receiving Office.

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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FEES PAYABLE UNDER THE PCT

IB International Bureau

For the purposes of the **International Bureau** as receiving Office, new equivalent amounts of fees in **US dollars (USD)** have been established. These amounts, applicable from 1 May 2009, are as follows:

Transmittal fee:	USD	89
Fee for priority document (PCT Rules 17.1(b) and 21.2):	USD	45
	Supplement for airmail:	
	USD	9

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]

JP Japan

IB International Bureau

For the purposes of the payment of fees to the **International Bureau** as receiving Office, a new equivalent amount in **Swiss francs (CHF)** has been established for the search fee (PCT Rule 16) for an international search carried out by the **Japan Patent Office**. This amount, applicable from 1 May 2009, is CHF 1,241.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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CONTRACTING STATES

States Party to the Patent Cooperation Treaty (PCT)

CL Chile

On 2 March 2009, **Chile** deposited its instrument of accession to the PCT and on 2 June 2009, will become bound by the PCT.

Consequently, any international application filed on or after 2 June 2009 will automatically include the designation of Chile (country code: CL).

Chile will be bound by Chapter II of the PCT and will automatically be elected in any demand for international preliminary examination filed in respect of an international application filed on or after 2 June 2009. Furthermore, nationals and residents of Chile will be entitled, as from 2 June 2009, to file international applications under the PCT.

The instrument of accession to the PCT deposited by Chile contained a declaration under PCT Article 64(5).

[Updating of Annex A of the *PCT Applicant's Guide*]

PE Peru

On 6 March 2009, **Peru** deposited its instrument of accession to the PCT and on 6 June 2009, will become bound by the PCT.

Consequently, any international application filed on or after 6 June 2009 will automatically include the designation of Peru (country code: PE).

Peru will be bound by Chapter II of the PCT and will automatically be elected in any demand for international preliminary examination filed in respect of an international application filed on or after 6 June 2009. Furthermore, nationals and residents of Peru will be entitled, as from 6 June 2009, to file international applications under the PCT.

[Updating of Annex A of the *PCT Applicant's Guide*]

**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

SE Sweden

Agreement between the Swedish Patent and Registration Office and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex C

The Director General of the **World Intellectual Property Organization** and the **Swedish Patent and Registration Office**, in accordance with Article 11(2) of the above-mentioned Agreement, have agreed to amendments of Part II of Annex C thereof. These amendments entered into force on 1 July 2008. The amended Annex C reads as follows:

**“Annex C
Fees and Charges**

Part I. [No change]

Part II. Conditions for and Extent of Refunds or Reductions of Fees

(1) [No change]

(2) [No change]

(3) Where the Authority benefits from an earlier international or international-type search carried out by the Authority, 50% or 100% of the search fee paid according to Part I shall be refunded, depending upon the extent to which the Authority benefits from that earlier search.

(4) Where an applicant submits a corresponding search and examination report, issued on an application originating from the Authority, a Nordic Patent Office, or the European Patent Office, the amount of SEK 2,800 shall be refunded in respect of the search fee paid according to Part I. The same refund will be applied if priority is claimed from an international application and the applicant submits a PCT international search report from the National Board of Patents and Registration of Finland, the Nordic Patent Institute or the European Patent Office, or if the applicant submits a corresponding international-type search report from the National Board of Patents and Registration of Finland or the Nordic Patent Institute.

(5) to (7) [No change]”

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_se.pdf.

FEES PAYABLE UNDER THE PCT

SE Sweden

The **Swedish Patent and Registration Office** has notified changes to the conditions for refund and amounts of refund of the search fee payable for an international search carried out by the Office, applicable since 1 July 2008. The consolidated list of these conditions and amounts now reads as follows:

Money paid by mistake, without cause, or in excess, will be refunded.

Where the international application is withdrawn or is considered withdrawn, under PCT Article 14(1), (3) or (4), before the start of the international search: refund of 100%

Where an earlier international or international-type search has already been made by the Authority on an application whose priority is claimed: refund of 50% or 100%, depending upon the extent to which the Authority benefits from that earlier search

Where a search and examination report issued on an application filed with the Authority, the Danish Patent Office, the European Patent Office, the Icelandic Patent Office, the National Board of Patents and Registration of Finland or the Norwegian Industrial Property Office, is furnished together with the international application: refund of SEK 2,800

Where an earlier international application, the priority of which is claimed, is furnished together with an international search report issued by the European Patent Office, the National Board of Patents and Registration of Finland or the Nordic Patent Institute: refund of SEK 2,800

Where an earlier international application, the priority of which is claimed, is furnished together with an international-type search report issued by the National Board of Patents and Registration of Finland or the Nordic Patent Institute: refund of SEK 2,800

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]

SK Slovakia

The **Industrial Property Office** has notified a change in the currency of payment of the fees from **Slovak koruna (SKK)** to **euro (EUR)**. The amounts of the fees payable to the Office as receiving Office and as designated (or elected) Office, applicable since 1 March 2009, are as follows:

Transmittal fee:	EUR	66
International filing fee:	EUR	848
Fee per sheet in excess of 30:	EUR	10

Reductions (under PCT Schedule of Fees, item 4):		
PCT-EASY:	EUR	64
Electronic filing (the request in character coded format):	EUR	128
Electronic filing (the request, description, claims and abstract in character coded format):	EUR	191
Search fee:		See Annex D(EP)
Fee for priority document (PCT Rule 17.1(b)):	EUR	16.50
Fee for requesting restoration of the right of priority (PCT Rule 26bis.3(d)):	EUR	66
National fee:		
Filing fee:	EUR	53

[Updating of Annex C(SK) and of the National Chapter, Summary (SK) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

CR Costa Rica

The **Registry of Industrial Property** has specified the Spanish Patent and Trademark Office, in addition to the European Patent Office, as competent International Preliminary Examining Authority for international applications filed by nationals and residents of Costa Rica with the Registry of Industrial Property, with effect since 3 March 2009.

[Updating of Annex C(CR) of the *PCT Applicant's Guide*]

INFORMATION ON CONTRACTING STATES

ST Sao Tome and Principe

General information on **Sao Tome and Principe** as a Contracting State is given in Annex B1(ST), which is published on the following pages.

B1
ST

Information on Contracting States
SAO TOME AND PRINCIPE

B1
ST

General information

Name of Office:	Serviço Nacional da Propriedade Industrial (SENAPI) Industrial Property National Service (SENAPI)
Location and mailing address:	Rua Viriato da Cruz, C.P. 198, São Tomé, Sao Tome and Principe
Telephone:	(239) 22 28 03, 22 68 10
Facsimile machine:	(239) 22 18 43, 22 24 27, 22 41 79
E-mail:	Domingosilvat@yahoo.com.br Aderitobonfim@yahoo.fr Aderitobr@hotmail.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 Sao Tome and Principe:	International Bureau of WIPO (see Annex C)
Competent designated (or elected) Office if Sao Tome and Principe is designated (or elected):	Industrial Property National Service (SENAPI)
May Sao Tome and Principe be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available via the PCT:	Patents
Provisions of the law of Sao Tome and Principe concerning international-type search:	None
Provisional protection after international publication:	None

[Continued on next page]

B1

Information on Contracting States

B1

ST

SAO TOME AND PRINCIPE

ST

[Continued]

Information of interest if Sao Tome and Principe is designated (or elected)

For national protection

Time when the name and address of the inventor must be given if Sao Tome and Principe 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 two months from the date of the invitation.

Are there special provisions concerning the deposit of microorganisms and other biological material?

No



World Intellectual Property Organization

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INFORMATION ON CONTRACTING STATES AND INTERGOVERNMENTAL ORGANIZATIONS

MK The former Yugoslav Republic of Macedonia EP European Patent Organisation

The former Yugoslav Republic of Macedonia deposited, on 28 October 2008, its instrument of accession to the **European Patent Convention (EPC)** and became bound by that Convention on 1 January 2009. Thus, since 1 January 2009, it is possible for applicants to designate the former Yugoslav Republic of Macedonia in their international applications also for the purposes of obtaining a European patent, and not only for the purposes of obtaining a national patent, as at present.

Moreover, since 1 January 2009, nationals and residents of the former Yugoslav Republic of Macedonia are able to file international applications with the European Patent Office (EPO) as receiving Office, in addition to the State Office of Industrial Property or the International Bureau of WIPO.

[Updating of Annexes B1(MK), B2(EP), C(EP) and the National Chapter, Summary (EP) of the *PCT Applicant's Guide*]

INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

US United States of America

Agreement between the United States Patent and Trademark Office and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex A

The **United States Patent and Trademark Office (USPTO)** has notified the International Bureau, in accordance with Article 11(3)(i) of the above-mentioned Agreement, of amendments to Annex A thereof. These amendments enter into force on 26 March 2009. The amended Annex A reads as follows:

“Annex A States and Languages

Under Article 3 of the Agreement, the Authority specifies:

- (i) the following States for which it will act, so far as Article 3(1) is concerned:

United States of America, Barbados, Bahrain, Brazil, Dominican Republic, Egypt, Guatemala, India, Israel, Mexico, New Zealand, Philippines, Saint Lucia, South Africa, Trinidad and Tobago;

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_us.pdf.

(ii) the following States for which it will act, so far as Article 3(2) is concerned:

United States of America and,
where the Authority has prepared the international search report, Bahrain, Barbados,
Brazil, Dominican Republic, Egypt, Guatemala, India, Israel, Mexico,
New Zealand, Philippines, Saint Lucia, South Africa, Trinidad and Tobago;

(iii) [no change]”

FEES PAYABLE UNDER THE PCT

AU Australia

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **New Zealand dollars (NZD)** has been established for the search fee for an international search carried out by the **Australian Patent Office**. This amount, applicable from 1 May 2009, is NZD 2,002.

[Updating of Annex D(AU) of the *PCT Applicant's Guide*]

EP European Patent Organisation

The **European Patent Office (EPO)** has notified new conditions for refund and amounts of refund of the search fee payable to it as International Searching Authority, applicable from 1 April 2009, as follows:

Where the international search report drawn up by the Authority is based on an earlier search report prepared by the Authority on an application whose priority is claimed for the international application, the international search fee paid for the pending international application shall be refunded as follows:

For a search with written opinion, including a European search (EPC Art. 92), an international search (PCT Art. 15(1)), or a search made on behalf of a national Office on a national application (BE², CY, FR, GR, IT, LU, MT, NL², TR):

- full level of benefit for current search: refund of 100%
- partial level of benefit for current search: refund of 25%

For a search without written opinion, including an international-type search (PCT Art. 15(5)), a standard search, or a search made on behalf of a national Office on a national application (BE, CY³, FR, GR³, LU, NL, TR):

- full level of benefit for current search: refund of 70%
- partial level of benefit for current search: refund of 17.5%

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

² Includes international-type searches covered by a specific working agreement.

³ Applies only to search requests in respect of national applications transmitted to the EPO after 1 January 2009.

Furthermore, the Office has notified changes relating to several components of the national fee, in **euro (EUR)**, payable to it as designated (or elected) Office, as well as an additional condition for exemption, reduction or refund of the search fee component of the national fee (other conditions have not changed), applicable from 1 April 2009, as follows:

National fee:

Filing fee:

- where the form for entry into the European phase (EPO Form 1200) is filed online: EUR 100
- where the form for entry into the European phase (EPO Form 1200) is not filed online: EUR 180
- Additional fee for pages in excess of 35 for the 36th and each subsequent page: EUR 12

Designation fee for one or more EPO Contacting States designated:⁴ EUR 500

Extension fee for each extension State (extension of the European patent to Albania, Bosnia and Herzegovina or Serbia):⁴ EUR 102

Claims fee:

- for the 16th and each subsequent claim up to the limit of 50: EUR 200
- for the 51st and each subsequent claim: EUR 500

Exemptions, reductions or refunds of fees:

The search fee is refunded fully or in part where the supplementary European search report is based on an earlier search report prepared by the Office.

[Updating of the National Chapter, Summary (EP) of the *PCT Applicant's Guide*]

JP Japan

New equivalent amounts in **Japanese yen (JPY)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 June 2009, are as follows:

International filing fee:	JPY 103,900
Fee per sheet in excess of 30:	JPY 1,200

⁴ The designation and extension fees are payable within 31 months from the priority date. Extension fees are also to be paid if the European patent is to be extended to Latvia and the international filing date is prior to 1 July 2005, to Croatia and the international filing date is prior to 1 January 2008, or to the former Yugoslav Republic of Macedonia and the international filing date is prior to 1 January 2009.

Reductions (under PCT Schedule of Fees, item 4):

PCT-EASY:	JPY	7,800
Electronic filing (the request, description, claims and abstract in character coded format):	JPY	23,400

[Updating of Annex C(JP) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

BH Bahrain

The **National Patent Office** has specified the United States Patent and Trademark Office (USPTO), in addition to the Austrian Patent Office and the European Patent Office (EPO), as competent International Searching and International Preliminary Examining Authority as from 26 March 2009 for international applications filed by nationals and residents of Bahrain with the National Patent Office.

[Updating of Annex C(BH) of the *PCT Applicant's Guide*]

ST Sao Tome and Principe

IB International Bureau

The **International Bureau** acting for the **National Service of Industrial Property (SENAPI)** has specified the Austrian Patent Office, in addition to the European Patent Office (EPO), as competent International Searching and International Preliminary Examining Authority for international applications filed by nationals and residents of Sao Tome and Principe with the International Bureau as receiving Office.

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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INFORMATION ON CONTRACTING STATES

UA Ukraine

The **State Department of Intellectual Property (SDIP), Ministry of Education and Science of Ukraine**, has notified changes in its mailing address and facsimile numbers, which now read as follows:

Mailing address:	Ukrainsky Instytut Promyslovoi Vlasnosti Ukrainian Institute of Industrial Property 1, Hlazunova Street, Kyiv 42 01601, Ukraine
Facsimile machine:	(380-44) 494 05 06 (general matters) (380-44) 494 05 35 (application processing)

[Updating of Annex B1(UA) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

CA Canada

IB International Bureau

For the purposes of the payment of fees to the **International Bureau** as receiving Office, and pursuant to PCT Rule 16.1(d), a new equivalent amount in **Swiss francs (CHF)** has been established for the search fee for an international search carried out by the **Canadian Intellectual Property Office**. This amount, applicable from 15 June 2009, is CHF 1,475.

[Updating of Annex D(CA) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Icelandic kronur (ISK)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 15 June 2009, is ISK 244,000.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

IS Iceland

New equivalent amounts in **Icelandic kronur (ISK)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for one of the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 15 June 2009, are as follows:

International filing fee:	ISK 129,200
Fee per sheet in excess of 30:	ISK 1,500
Reduction (under PCT Schedule of Fees, item 4):	
PCT-EASY:	ISK 9,700

[Updating of Annex C(IS) of the *PCT Applicant's Guide*]

UA Ukraine

The **State Department of Intellectual Property (SDIP), Ministry of Education and Science of Ukraine**, has notified changes to the amounts of fees in **Ukrainian hryvnias (UAH)**, **euro (EUR)** and **US dollars (USD)**, payable to it as receiving Office and designated (or elected) Office and applicable since 16 May 2008. These amounts are as follows:

Transmittal fee:	UAH 1,300 or equivalent in EUR or in USD
International filing fee:	USD 1,102 or equivalent in UAH or in EUR
Fee per sheet in excess of 30:	USD 12 or equivalent in UAH or in EUR
Reductions (under PCT Schedule of Fees, item 4):	None
Search fee:	See Annex D(EP) or D(RU)
Fee for priority document (PCT Rule 17.1(b)):	UAH 400 plus UAH 5 for each sheet in excess of 30 or equivalent in EUR or in USD
Fee for requesting restoration of the right of priority (PCT Rule 26bis.3(d)):	UAH 100 or equivalent in EUR or in USD

Furthermore, the Office has notified a reduction of 95% of the transmittal fee and of the fee for the priority document where all applicants are also inventors, and of 90% where all applicants are also non-profitable institutions and/or organizations. When the fees are payable with relation to an application made by both types of applicant, and all applicants are either also inventors, or non-profitable institutions and/or organizations, the fees are reduced by 90%.

[Updating of Annex C(UA) of the *PCT Applicant's Guide*]

National fee:

For patent:

Filing fee:	UAH 800
Additional fee for each claim, dependent or independent, in excess of three:	UAH 80

Examination fee:	UAH 3,000
Additional fee for each independent claim in excess of one:	UAH 3,000
For utility model:	
Filing fee:	UAH 800
Additional fee for each claim, dependent or independent, in excess of three:	UAH 80
Exemptions, reductions or refunds of the national fee:	All fees are reduced by 95% where all applicants are also inventors and by 90% where all applicants are also non-profitable institutions and/or organizations. When the fees are payable with relation to an application made by both types of applicant, and all applicants are either also inventors, or non-profitable institutions and/or organizations, the fees are reduced by 90%.

[Updating of the National Chapter, Summary (UA) of the *PCT Applicant's Guide*]

WAIVERS UNDER PCT RULES 90.4(d) AND 90.5(c)

ES Spain

Under PCT Rules 90.4(d) and 90.5(c), the **Spanish Patent and Trademark Office**, 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 either a separate power of attorney or a copy of a general power of attorney.

The Office, acting in all of the capacities outlined above, has also indicated the particular instances in which a separate power of attorney or a copy of a general power of attorney is required, as follows:

- (a) in case of reasonable doubt regarding the agent's entitlement to act, and
- (b) 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 their filing.

[Updating of Annexes C, D and E(ES) of the *PCT Applicant's Guide*]

DIGITAL LIBRARIES

IB International Bureau

WIPO's Patentscope® Priority Document Access Service began practical operations on 1 April 2009 in accordance with the Framework Provisions for the Digital Access Service for Priority Documents, established on 31 March 2009 and posted on the WIPO website at <http://www.wipo.int/patentscope/en/pdocforum/>.

On 31 March 2009, the International Bureau notified, in accordance with paragraph 10 of the Framework Provisions, that documents comprising international applications filed at the receiving Office of the International Bureau would be made available from the International Bureau's digital library through the Service, with effect from 1 April 2009.

The effect of this is that any applicant who has filed an international application at the receiving Office of the International Bureau may request the International Bureau to make that application available through the Service for use as a priority document in any other Offices which have notified the International Bureau in accordance with paragraph 12 of the Framework Provisions that they will act as an accessing Office under the System (presently, the Japan Patent Office, and as of April 20, 2009, the United States Patent and Trademark Office (USPTO)). This is permitted for international applications filed before 1 April 2009 as well as international applications filed after that date. For the present, the applicant should make such a request in the form of a letter to the International Bureau, which may be submitted together with an international application filed with the receiving Office of the International Bureau or at a later stage.

It should be noted that, at present, the PCT does not recognize priority documents from other Offices which are made available through the Service. It is expected that this will be permitted in the near future, following appropriate modifications to the PCT Administrative Instructions, which will be advertised in this Gazette.



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FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **pounds sterling (GBP)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 15 June 2009, is GBP 1,530.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

BR Brazil

The **National Institute of Industrial Property**, in its capacity as receiving Office, has notified the International Bureau that, pursuant to PCT Rule 12.1(a), it accepts Portuguese, in addition to English, as a language in which international applications may be filed, with effect since 1 January 2009.

[Updating of Annex C(BR) of the *PCT Applicant's Guide*]



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FEES PAYABLE UNDER THE PCT

JP **Japan**

IB **International Bureau**

For the purposes of the payment of fees to the **International Bureau** as receiving Office, a new equivalent amount in **Swiss francs (CHF)** has been established for the search fee (PCT Rule 16) for an international search carried out by the **Japan Patent Office**. This amount, applicable from 1 July 2009, is CHF 1,110.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]



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FEES PAYABLE UNDER THE PCT

CN China

Under PCT Rule 26bis.3(d), the **State Intellectual Property Office of the People's Republic of China** has notified a fee for requesting restoration of the right of priority in **yuan renminbi (CNY)**, payable to it as receiving Office. The amount of this fee, applicable since 15 July 2008, is CNY 1,000.

[Updating of Annex C(CN) of the *PCT Applicant's Guide*]

SE Sweden

New equivalent amounts in **Swedish kronor (SEK)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 July 2009, are as follows:

International filing fee:	SEK	9,780
Fee per sheet in excess of 30:	SEK	110
Reductions (under PCT Schedule of Fees, item 4):		
PCT-EASY:	SEK	740
Electronic filing (the request in character coded format):	SEK	1,470
Electronic filing (the request, description, claims and abstract in character coded format):	SEK	2,210

[Updating of Annex C(SE) of the *PCT Applicant's Guide*]

XN Nordic Patent Institute

The **Nordic Patent Institute** has notified a new equivalent amount of the search fee (PCT Rule 16), in **Norwegian kroner (NOK)**, payable to it as International Searching Authority. This amount, applicable from 1 May 2009, is NOK 15,910.

[Updating of Annex D(XN) of the *PCT Applicant's Guide*]



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FEES PAYABLE UNDER THE PCT

JP Japan

New equivalent amounts in **Japanese yen (JPY)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 July 2009, are as follows:

International filing fee:	JPY 116,300
Fee per sheet in excess of 30:	JPY 1,300
Reductions (under PCT Schedule of Fees, item 4):	
PCT-EASY:	JPY 8,700
Electronic filing (the request, description, claims and abstract in character coded format):	JPY 26,200

[Updating of Annex C(JP) of the *PCT Applicant's Guide*]

SE Sweden

The **Swedish Patent and Registration Office** has notified a new equivalent amount of the search fee (PCT Rule 16), in **Icelandic kronur (ISK)**, payable to it as International Searching Authority. This amount, applicable from 15 June 2009, is ISK 244,000.

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]

XN Nordic Patent Institute

The **Nordic Patent Institute** has notified a new equivalent amount of the search fee (PCT Rule 16), in **Icelandic kronur (ISK)**, payable to it as International Searching Authority. This amount, applicable from 15 June 2009, is ISK 244,000.

[Updating of Annex D(XN) of the *PCT Applicant's Guide*]



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MODIFICATIONS OF THE ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT

NOTE PREPARED BY THE INTERNATIONAL BUREAU

Following consultation with interested Offices and Authorities pursuant to PCT Rule 89.2(b), modifications to Sections 101, 207, 208, 513, 610, 702, 707 and 713, Annex C and Annex F (including its Appendices III and IV) and the deletion of Part 8 and Annex C-*bis* of the Administrative Instructions under the PCT, as set out below, are promulgated with effect from 1 July 2009.

These modifications relate to the filing and processing of sequence listings and involve notably:

(i) modifying the calculation of the international filing fee and fee reduction in relation with sequence listings (Sections 207 and 707);

(ii) making available copies of sequence listings in the ST.25 text format submitted for the purposes of international search (Section 513);

(iii) clarifying the relationship between Annex C of the Administrative Instructions and WIPO Standard ST.25 (Sections 101, 208, 513 and 610, Annex C and Annex F);

(iv) deleting the option of mixed mode sequence listing applications (Sections 702 and 713, and deletion of Part 8 and Annex C-*bis*);

(v) defining the requirements for the submission of sequence listings in electronic form using physical media (Annex F).

All modifications will apply to international applications filed on or after 1 July 2009.

The consolidated texts of the Administrative Instructions (PCT/AI/9) and of Annex F thereto (PCT/AI/ANF/4) as in force from July 1, 2009, are available on the WIPO website at: www.wipo.int/pct/en/texts/ai_july2009.html.

TEXT OF THE MODIFICATIONS OF THE ADMINISTRATIVE INSTRUCTIONS

(to enter into force on 1 July 2009)

Section 101

Abbreviated Expressions and Interpretation

(a) In these Administrative Instructions:

(i) to (x) [No change]

(ix) “electronic” technology includes that having electrical, digital, magnetic, optical or electromagnetic capabilities;

(xii) the expressions “sequence listing”, “sequence listing forming part of the international application” and “sequence listing not forming part of the international application” have the same meaning as in Annex C.

(b) [No change]

Section 207

Arrangement of Elements and Numbering of Sheets of the International Application

(a) In effecting the sequential numbering of the sheets of the international application in accordance with Rule 11.7, the elements of the international application shall be placed in the following order:

- (i) the request;
- (ii) the description (if applicable, including the sequence listing free text referred to in Rule 5.2(b) but excluding the sequence listing part of the description referred to in item (vi) of this paragraph);
- (iii) the claims;
- (iv) the abstract;
- (v) if applicable, the drawings;
- (vi) if applicable, the sequence listing part of the description.

(b) The sequential numbering of the sheets shall be effected by using the following separate series of numbering:

- (i) the first series applying to the request only and commencing with the first sheet of the request;
- (ii) the second series commencing with the first sheet of the description (as referred to in paragraph (a)(ii)) and continuing through the claims until the last sheet of the abstract;
- (iii) if applicable, a further series applying to the sheets of the drawings only and commencing with the first sheet of the drawings; the number of each sheet of the drawings shall consist of two Arabic numerals separated by a slant, the first being the sheet number and the second being the total number of sheets of drawings (for example, 1/3, 2/3, 3/3);
- (iv) if applicable, a further series applying to the sequence listing part of the description, commencing with the first sheet of that part.

Section 208

Sequence Listings

Any sequence listing, whether on paper or in electronic form, whether forming part of the international application or not forming part of the international application, shall comply with Annex C.

Section 513

Sequence Listings

(a) [No change]

(b) Where the international search report and the written opinion of the International Searching Authority are based on a sequence listing not forming part of the international application but furnished for the purposes of the international search, the international search report and the written opinion of the International Searching Authority shall so indicate.

(c) [No change]

(d) The International Searching Authority shall indelibly mark, on the first sheet of any sequence listing on paper which does not form part of the international application but was furnished for the purposes of the international search, the words “SEQUENCE LISTING NOT FORMING PART OF THE INTERNATIONAL APPLICATION” or their equivalent in the language of publication of the international application. Where such sequence listing is furnished in electronic form on a physical medium, that Authority shall physically label that medium accordingly.

(e) The International Searching Authority shall:

(i) keep in its files one copy of any sequence listing, whether on paper or in electronic form, which does not form part of the international application but was furnished for the purposes of the international search; and

(ii) where the sequence listing which does not form part of the international application but was furnished for the purposes of the international search is in electronic form, transmit one copy thereof to the International Bureau together with the copy of the international search report. If that listing in electronic form is filed on a physical medium in less than the number of copies required by the International Searching Authority, that Authority shall be responsible for the preparation of the additional copy and shall have the right to fix a fee for performing that task and to collect such fee from the applicant.

(f) Any International Searching Authority which requires, for the purposes of the international search, the furnishing of a sequence listing in electronic form shall notify the International Bureau accordingly. In that notification, the Authority shall specify the means of transmittal of the sequence listing in electronic form accepted by it in accordance with Annex F. The International Bureau shall promptly publish details of the notification in the Gazette.

Section 610 **Sequence Listings**

(a) Where the written opinion of the International Preliminary Examining Authority or the international preliminary examination report is based on a sequence listing not forming part of the international application but furnished for the purposes of the international preliminary examination, the written opinion and the international preliminary examination report of the International Preliminary Examining Authority shall so indicate.

(b) Where a meaningful written opinion of the International Preliminary Examining Authority cannot be established, or a meaningful international preliminary examination cannot be carried out, as to whether the claimed invention appears to be novel, to involve an inventive step (to be non-obvious) and to be industrially applicable, because a sequence listing is not available to the International Preliminary Examining Authority in the required form, that Authority shall so state in the written opinion and in the international preliminary examination report.

(c) The International Preliminary Examining Authority shall indelibly mark, on the first sheet of any sequence listing on paper which does not form part of the international application but was furnished for the purposes of the international preliminary examination, the words “SEQUENCE LISTING NOT FORMING PART OF THE INTERNATIONAL APPLICATION” or their equivalent in the language of publication of the international application. Where such sequence listing is furnished in electronic form on a physical medium, that Authority shall physically label that medium accordingly.

(d) The International Preliminary Examining Authority shall keep in its files one copy of any sequence listing, whether on paper or in electronic form, which does not form part of the international application but was furnished for the purposes of the international preliminary examination.

(e) Any International Preliminary Examining Authority which requires, for the purposes of the international preliminary examination, the furnishing of a sequence listing in electronic form shall notify the International Bureau accordingly. In that notification, the Authority shall specify the means of transmittal of the sequence listing in electronic form accepted by it in accordance with Annex F. The International Bureau shall promptly publish details of the notification in the Gazette.

(f) Where the national Office or intergovernmental organization that acted as the International Searching Authority also acts as the International Preliminary Examining Authority, any sequence listing not forming part of the international application but furnished to that Office or organization for the purposes of the international search shall be considered to have been furnished to it also for the purposes of the international preliminary examination.

Section 702

Filing, Processing and Communication in Electronic Form of International Applications

(a) and (b) [No change]

(c) [*Deleted*]

Section 707

Calculation of International Filing Fee and Fee Reduction

(a) [No change]

(a-*bis*) Where a sequence listing is contained in an international application filed in electronic form, the calculation of the international filing fee shall not take into account any sheet of the sequence listing if that listing is presented as a separate part of the description in accordance with Rule 5.2(a) and is in the electronic document format specified in paragraph 40 of Annex C.

(b) [No change]

Section 713

Application of Provisions to International Authorities and the International Bureau, and to Notifications, Communications, Correspondence and Other Documents

(a) [No change]

(b) The provisions of this Part, other than Sections 703(c), 704(c) to (f), 705, 705bis(b) to (e), 706, 707, 708(b)(iii) to (v) and 710(a)(iv), shall, if they are capable of applying but do not expressly apply to notifications, communications, correspondence or other documents relating to international applications that are filed, processed or communicated in electronic form, apply *mutatis mutandis* to such notifications, communications, correspondence or other documents relating to international applications.

PART 8
[Deleted]

ANNEX C
STANDARD FOR THE PRESENTATION
OF NUCLEOTIDE AND AMINO ACID SEQUENCE LISTINGS
IN INTERNATIONAL PATENT APPLICATIONS UNDER THE PCT

INTRODUCTION

1. [No change]

DEFINITIONS

2. For the purposes of this Standard:

(i) the expression “sequence listing” means a nucleotide and/or amino acid sequence listing which gives a detailed disclosure of the nucleotide and/or amino acid sequences and other available information;

(i-bis) the expression “sequence listing forming part of the international application” means a sequence listing contained in the international application as filed (as referred to in paragraph 3) or a sequence listing included in the international application by way of a correction under Rule 26, a rectification under Rule 91 or an amendment under Article 34(2)(b) of the description in relation to sequences contained in the international application as filed (as referred to in paragraph 3bis);

(i-ter) the expression “sequence listing not forming part of the international application” means a sequence listing which does not form part of the international application but is furnished for the purposes of the international search or international preliminary examination (as referred to in paragraphs 4 and 4bis);

(ii) to (vii) [No change]

(viii) “competent Authority” is the International Searching Authority that is to carry out the international search and to establish the written opinion of the International Searching Authority on the international application, or the International Preliminary Examining Authority that is to carry out the international preliminary examination on the international application.

SEQUENCE LISTINGS

Sequence Listing Forming Part of the International Application

3. A sequence listing which is contained in the international application as filed:

(i) shall be presented as a separate part of the description, be placed at the end of the application, preferably be entitled “Sequence Listing”, begin on a new page and have independent page numbering¹; preferably, the sequence listing shall not be reproduced in any other part of the application; subject to paragraph 36, it is unnecessary to describe the sequences elsewhere in the description;

(ii) shall present the sequences represented in the sequence listing and other available information in the sequence listing in accordance with paragraphs 5 to 35;

(iii) if contained in an international application filed in electronic form, shall be in an electronic document format and filed by a means of transmittal in accordance with paragraph 37.

3bis. Any correction under Rule 26, rectification under Rule 91 or amendment under Article 34(2)(b) of the description submitted in relation to sequences contained in an international application filed in electronic form shall be submitted in the form of a sequence listing in electronic form comprising the entire listing with the relevant correction, rectification or amendment. Any such sequence listing:

(i) shall preferably be entitled “Sequence Listing – Correction”, “Sequence Listing – Rectification” or “Sequence Listing – Amendment”, as the case may be, and have independent page numbering¹;

(ii) shall present the sequences represented in the sequence listing and other available information in the sequence listing in accordance with paragraphs 5 to 35; where applicable, the original numbering of the sequences in the international application as filed (as referred to in paragraph 5) shall be maintained; otherwise, the sequences shall be numbered in accordance with paragraph 5;

(iii) shall be in an electronic document format and filed by a means of transmittal in accordance with paragraph 38.

Sequence Listing Not Forming Part of the International Application

4. A sequence listing furnished under Rule 13*ter* for the purposes of the international search or international preliminary examination:

(i) shall preferably be entitled “Sequence Listing – Rule 13*ter*”;

(ii) shall present the sequences represented in the sequence listing and other available information in the sequence listing in accordance with paragraphs 5 to 35; where applicable, the original numbering of the sequences in the international application as filed (as referred to in paragraph 5) shall be maintained; otherwise, the sequences shall be numbered in accordance with paragraph 5;

(iii) if furnished on paper in accordance with Rule 13*ter*.1(b), shall have independent page numbering;

(iv) if furnished in electronic form, shall be in an electronic document format and filed by a means of transmittal in accordance with paragraph 39;

¹ *Editor’s Note:* No independent page numbering is required where the sequence listing is contained in an international application filed in electronic form and is in the electronic document format referred to in paragraph 40.

(v) if furnished in electronic form together with the international application, shall be identical to the sequence listing as contained in the application and be accompanied by a statement that “the information recorded in electronic form furnished under Rule 13*ter* is identical to the sequence listing as contained in the international application”;

(vi) if furnished subsequently to the filing of the international application, shall not go beyond the disclosure in the international application as filed and be accompanied by a statement to that effect; any such sequence listing shall contain only those sequences that were disclosed in the international application as filed.

4bis. Any correction under Rule 26, rectification under Rule 91 or amendment under Article 34(2)(b) of the description submitted in relation to sequences contained in the international application as filed shall be accompanied, for the purposes of the international search or international preliminary examination, by a sequence listing in electronic form in an electronic document format in accordance with paragraph 39, comprising the entire listing including any such correction, rectification or amendment, whenever this is required by the competent authority, unless such listing in electronic form is already available to that authority in a form and manner acceptable to it. Any such sequence listing in electronic form:

- (i) shall preferably be entitled “Sequence Listing – Correction – Rule 13*ter*”, “Sequence Listing – Rectification – Rule 13*ter*” or “Sequence Listing – Amendment – Rule 13*ter*”, as the case may be;
- (ii) shall present the sequences represented in the sequence listing and other available information in the sequence listing in accordance with paragraphs 5 to 35; where applicable, the original numbering of the sequences in the international application as filed (as referred to in paragraph 5) shall be maintained; otherwise, the sequences shall be numbered in accordance with paragraph 5;
- (iii) shall be filed by a means of transmittal in accordance with paragraph 39;
- (iv) shall be identical to the sequence listing submitted under paragraph 3*bis* as a correction under Rule 26, rectification under Rule 91 or amendment under Article 34(2)(b) of the description and be accompanied by a statement that “the information recorded in electronic form furnished under Rule 13*ter* is identical to the sequence listing furnished as a correction under Rule 26 (or a rectification under Rule 91 or an amendment under Article 34(2)(b), as the case may be) of the description in relation to sequences contained in the international application as filed”.

Where such sequence listing in electronic form and, where applicable, such statement is not available to the competent authority, any such correction, rectification or amendment need only be taken into account by that authority for the purposes of the international search or preliminary examination to the extent that a meaningful search or preliminary examination can be carried out without such sequence listing in electronic form.

PRESENTATION OF SEQUENCES

5 to 7. [No change]

Nucleotide Sequences

8 to 15. [No change]

Amino Acid Sequences

16 to 22. [No change]

OTHER AVAILABLE INFORMATION IN THE SEQUENCE LISTING

23 to 25. [No change]

26. In addition to the data elements identified in paragraph 25, above, when a sequence listing is furnished at any time prior to the assignment of an application number, the following data element shall be included in the sequence listing:

<130>	File reference
-------	----------------

27. In addition to the data elements identified in paragraph 25, above, when a sequence listing is furnished at any time following the assignment of an application number, the following data elements shall be included in the sequence listing:

<140>	Current patent application
<141>	Current filing date

28 to 35. [No change]

REPETITION OF FREE TEXT IN MAIN PART OF DESCRIPTION

36. Where the sequence listing forming part of the international application contains free text, any such free text shall be repeated in the main part of the description in the language thereof. It is recommended that the free text in the language of the main part of the description be put in a specific section of the description called “Sequence Listing Free Text”.

SEQUENCE LISTINGS IN ELECTRONIC FORM

37. Any sequence listing referred to in paragraph 3 contained in an international application filed in electronic form shall be in an electronic document format and be filed by a means of transmittal that has been specified by the receiving Office for the purposes of filing of international applications in electronic form, provided that any such sequence listing shall preferably be in the electronic document format specified in paragraph 40 and be filed, if possible, by a means of transmittal which has been specified by both the receiving Office and the competent authority.^{2,3}

² *Editor’s Note:* Where a sequence listing in electronic form complying with this Standard is not available to the competent authority in a form and manner acceptable to it (that is, in particular, where it is not available to it in the electronic document format specified in paragraph 40), the competent authority may invite the applicant to furnish to it such a sequence listing in electronic form (see Rule 13*ter*).

³ *Editor’s Note:* Irrespective of the electronic document format of the sequence listing, the spatial relationship (e.g., columns and rows) of the data elements included in the sequence listing and the format of the actual nucleotide and/or amino acid sequences, as specified in this Annex, shall be maintained.

38. Any sequence listing in electronic form referred to in paragraph 3*bis* shall be in an electronic document format that has been specified by the receiving Office (in the case of a correction) or by the competent authority (in the case of a rectification or an amendment) for the purposes of filing of international applications in electronic form, provided that any such listing shall preferably be in the electronic document format specified in paragraph 40. Any such listing shall be filed by a means of transmittal which has been specified by the receiving Office or the competent authority, as applicable, for the purposes of this paragraph; if possible, it shall preferably be filed by a means of transmittal which has been specified by both the receiving Office and the competent authority.⁴

39. Any sequence listing in electronic form referred to in paragraphs 4 and 4*bis* furnished for the purposes of the international search or international preliminary examination shall be in the electronic document format specified in paragraph 40 and be filed by a means of transmittal which has been specified by the competent authority for the purposes of this paragraph.

40. For the purposes of the international search and international preliminary examination, any sequence listing in electronic form shall be contained within one electronic file encoded as a text file using IBM⁵ Code Page 437, IBM Code Page 932⁶ or a compatible code page to represent the sequence listing as set out in paragraphs 5 to 36 with no other codes included. A compatible code page, as would be required for, for example, Japanese, Chinese, Cyrillic, Arabic, Greek or Hebrew characters, is one that assigns the Roman alphabet and numerals to the same hexadecimal positions as do the specified code pages.

41. Any sequence listing in the electronic document format specified in paragraph 40 shall preferably be created by dedicated software such as PatentIn.

PROCEDURE BEFORE DESIGNATED AND ELECTED OFFICES

42. For the purposes of the procedure before a designated or elected Office before which the processing of an international application which contains the disclosure of one or more nucleotide and/or amino acid sequences has started (see Rule 13*ter.3*):

(i) any reference to the receiving Office or the competent authority shall be construed as a reference to the designated or elected Office concerned;

⁴ *Editor's Note:* Where a replacement sequence listing in electronic form including any correction, rectification or amendment is not available to the competent authority in a form and manner acceptable to it (that is, in particular, where it is not available to it in the electronic document format specified in paragraph 40), any such correction, rectification or amendment need only be taken into account by that authority for the purposes of the international search or preliminary examination to the extent that a meaningful search or preliminary examination can be carried out without the replacement sequence listing (see paragraph 4*bis*, above). See also Editor's Note 3, which equally applies to any replacement sequence listing in electronic form referred to in paragraph 3*bis*.

⁵ [No change] *Editor's Note:* IBM is a registered trademark of International Business Machine Corporation, United States of America.

⁶ [No change] *Editor's Note:* The specified code pages are *de facto* standards for personal computers.

(ii) any reference to a sequence listing which is included in the international application by way of a correction under Rule 26, a rectification under Rule 91 or an amendment under Article 34(2)(b) of the description in relation to sequences contained in the application as filed shall be construed to also include any sequence listing included in the application, under the national law applied by the designated or elected Office concerned, by way of a correction (of a formality defect), rectification (of an obvious mistake) or amendment of the description in relation to sequences contained in the application as filed;

(iii) any reference to a sequence listing furnished for the purposes of international search or international preliminary examination shall be construed to also include any such listing furnished to the designated or elected Office concerned for the purposes of national search or examination by that Office;

(iv) the designated or elected Office concerned may invite the applicant to furnish to it, within a time limit which shall be reasonable under the circumstances, for the purposes of national search and/or examination, a sequence listing in electronic form complying with this Standard, unless such listing in electronic form is already available to that Office in a form and manner acceptable to it.

43 to 46. *[Deleted]*

Annex C, Appendices 1, 2 and 3 [No change]

ANNEX C-*bis*
[Deleted]

ANNEX F
STANDARD FOR THE FILING AND PROCESSING IN ELECTRONIC FORM
OF INTERNATIONAL APPLICATIONS

1 and 2. [No change]

3. E-PCT SUBMISSION STRUCTURE AND FORMAT

[No change to the introductory text]

3.1 *Allowable electronic document formats*

[No change to the first four paragraphs of the introductory text]

Applicants may present a nucleotide and amino acid sequence listing in any of the electronic document formats listed in sections 3.1.1 to 3.1.3 which are allowed under section 3.4 in the Applicant-Office communication sector. However, where the sequence listing is not presented in the electronic document format specified in paragraph 40 of the Standard for the Presentation of Nucleotide and Amino Acid Sequence Listings in International Patent Applications under the PCT (see Annex C of the Administrative Instructions and WIPO Standard ST.25, and section 3.1.1.2, below; hereinafter referred to as “Annex C/ST.25 text file”), the competent International Searching Authority and the International Preliminary Examining Authority may, for the purposes of the international search and of the international preliminary examination, respectively, invite the applicant to furnish to them a sequence listing in that

electronic document format (see Rule 13^{ter}) (see also paragraph 42(iv) of Annex C of the Administrative Instructions with regard to the right of designated or elected Offices to invite the applicant to furnish a sequence listing in that electronic document format).

[No change to the sixth paragraph of the introductory text]

3.1.1 *Character coded formats*

3.1.1.1 *XML*

[No change to the five introductory paragraphs]

3.1.1.1.1 [No change]

3.1.1.2 *Annex C/ST.25 text file*

Any sequence listing presented as an Annex C/ST.25 text file (see paragraph 40 of the Standard for the Presentation of Nucleotide and Amino Acid Sequence Listings in International Patent Applications under the PCT (Annex C of the Administrative Instructions and WIPO Standard ST.25)) must be included as a referenced document.

For the Applicant-Office (international phase) communication sector, receiving Offices must accept this electronic document format in accordance with the basic common standard. For the Office-Office communication sector, Offices must be able to transmit and receive this format.

3.1.1.3 [No change]

3.1.2 *PDF*

Any file in this format, if present, must be included as a referenced document.

All documents in PDF format must meet the following requirements:

(a) to (e) [No change]

For the Applicant-Office (international phase) communication sector, receiving Offices shall notify the International Bureau whether they will accept documents in this format, including, where applicable, details as to the version(s) that are acceptable. In order to accommodate Offices that do not accept documents in PDF format, any Office that chooses to accept documents in this format must also convert the documents (that is, text and drawings) to TIFF images and transmit the documents in both formats to the International Bureau.

For the Office-Office communication sector, Offices shall notify the International Bureau whether they will transmit or accept documents in this format, including details as to the version(s) in use. For documents originally submitted in PDF format, Offices may request transmission of the original documents in PDF format in addition to the converted documents in TIFF format.

3.1.3 and 3.1.4 [No change]

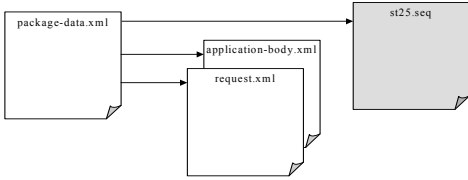
3.2 and 3.3 [No change]

3.4 Allowable document formats, by PCT communication sector

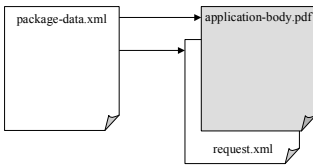
[No change to the introductory paragraphs]

<i>Applicant-Office (international phase) sector</i>		
<i>Format</i>	<i>Options allowable</i>	<i>Example package contents</i>

[No change to the first row]

<p><i>Annex C/ST.25 text file</i></p> <p>See section 3.1.1.2</p>	<p>A receiving Office must accept this format per the basic common standard.</p>	 <p>The diagram illustrates the structure of a package for the Annex C/ST.25 text file format. It shows a 'package-data.xml' file on the left. Three arrows point from it to three stacked files: 'application-body.xml' (top), 'request.xml' (middle), and 'st25.seq' (bottom, shaded). The 'st25.seq' file is a separate document on the right.</p>
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[No change to the third row]

<p><i>PDF</i></p> <p>See section 3.1.2</p>	<p>A receiving Office shall notify the IB whether it will accept documents in this format. In order to accommodate Offices that do not accept PDF documents, any Office that chooses to accept documents in this format must also convert the document text and drawings to TIFF images and transmit those documents in both formats to the IB.</p>	 <p>The diagram illustrates the structure of a package for the PDF format. It shows a 'package-data.xml' file on the left. Two arrows point from it to two stacked files: 'application-body.pdf' (top, shaded) and 'request.xml' (bottom). The 'request.xml' file is a separate document on the right.</p>
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[No change to the fifth and sixth rows]

<i>Office-Office sector</i>		
<i>Format</i>	<i>Options allowable</i>	<i>Example package contents</i>

[No change to the first three rows]

<p><i>PDF</i></p> <p>See section 3.1.2</p>	<p>Offices shall notify the IB whether they will transmit or accept documents in this format. For documents originally submitted in PDF format, Offices may request transmission of the original PDF documents in addition to the document converted in TIFF format.</p>	
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[No change to the last rows]

4. IA DOCUMENTS PACKAGING

[No change to the introductory text]

4.1 and 4.2 [No change]

4.3 File naming convention

[No change to the introductory text]

4.3.1 Tables

Tables 1 to 5 [No change]

Table 6

<i>Document and package types currently accepted for initial ePCT filing</i>	
<i>Document type</i>	<i>Code</i>
record copy (package)	reco
home copy (package)	hoco
package header	pkgh
package data	pkda
request	requ
receiving office information	rrri
declarations	decl
application body	appb
fee sheet	fees
original separate power of attorney	poat
original general power of attorney	gpoa
copy of general power of attorney	cgpa
statement explaining the lack of signature	lacs

priority documents	pdoc
translation of application	tapp
document in pre-conversion format	dpcf
biological deposit	biod
sequence listing	seql
sequence listing not forming part of the application	seqn
sequence listing table	seqt
table external	tabx
transmission receipt	xmre
application receipt list	aprl
dispatch list	dspl
amendment request	amnd
change of bibliographic material	bibc
ex-officio correction	exoc
correspondence	crsp
notification	noti
demand	dmnd
IPEA demand receiving information	idri
fee-sheet-chapter2	fee2
international search report (ISR)	isre
international preliminary examination report (IPER)	iper
international search opinion (ISO)	isop
translation of international search report	isrt
translation of international preliminary examination report	ipet
translation of international search opinion	isot
published application	papp
office specific document types	[2-position country code]AA
table exceeding fifty printed pages	mtbl

Tables 7 and 8 [No change]

4.3.2 and 4.3.3 [No change]

5 to 9. [No change]

APPENDICES I and II
[No change]

APPENDIX III
BASIC COMMON STANDARD FOR ELECTRONIC FILING

1. [No change]

2. BASIC COMMON STANDARD REQUIREMENTS

An international application complies with the basic common standard

– as to electronic document format, if it meets the following requirements:

(a) [No change]

(b) any sequence listing is presented in the electronic document format specified in paragraph 40 of the Standard for the Presentation of Nucleotide and Amino Acid Sequence Listings in International Patent Applications under the PCT (“Annex C/ST.25 text file”; see paragraph 40 of Annex C of the Administrative Instructions and WIPO Standard ST.25; see also Annex F, section 3.1.1.2);

[No change to the remainder of paragraph 2]

APPENDIX IV USE OF PHYSICAL MEDIA FOR THE E-PCT STANDARD

1. INTRODUCTION

(a) [No change]

(a-*bis*) This Appendix also defines the requirements for applicants for the submission of sequence listings in electronic form using physical media where the International Searching Authority or the International Preliminary Examining Authority (“Authority”) has notified the International Bureau under AIs Section 513(f) and 610(e), respectively, that it is requiring the furnishing of such listings, for the purposes of international search and preliminary examination, respectively, in electronic form on physical media.

(b) A receiving Office which has notified the International Bureau under AIs Section 710(a) that it is prepared to accept the filing of documents in electronic form on physical media and an Authority which has notified the International Bureau under AIs Section 513(f) or 610(e) that it is requiring the furnishing of sequence listings in electronic form on physical media shall, in addition to the indications required under those Sections, indicate the physical media types and the number of copies of the physical media that are required.

(c) The acceptable physical media types and formats shall be limited to those described in section 4 of this Appendix, below, provided that any receiving Office referred to in paragraph (a) shall, where the International Searching Authority or, if applicable, at least one of the International Searching Authorities competent for the international searching of international applications filed with that receiving Office has notified the International Bureau under Section 513(f) that it requires the furnishing of sequence listings in electronic form on physical media for the purposes of the international search, accept at least one physical media type that is accepted by that Authority, or, if applicable, by at least one of those Authorities.

(d) Electronic document formats are limited to those described in the main body of this Annex.

2. REQUIREMENTS FOR ELECTRONIC FILING USING PHYSICAL MEDIA

(a) [No change]

(b) The contents of each physical medium shall:

(i) subject to paragraph (b-*bis*), be packaged in accordance with section 4.1 or 4.2 of the main body of this Annex; and

(ii) subject to paragraph (c), be contained in a single file and be located in the root directory of the physical medium.

(b-*bis*) Where the physical medium contains a sequence listing furnished under Rule 13*ter*, the contents of the physical medium need not be packaged, unless the file containing such listing is compressed in accordance with paragraph (c-*bis*).

(c) A receiving Office or an Authority may limit the size of the files written on the physical medium. If, to comply with this requirement, a single document needs to be split into multiple files written on a single physical medium, or if a single document needs to be split into multiple files to be written on multiple physical media, such splitting shall be done such that the files can be rejoined to form one single contiguous file without any repeated or missing contents in accordance with either the ZIP file splitting standard or the Unix/Linux “split” command. In either case, the file names shall be in accordance with the defaults in those standards for splitting and recreating a file with a particular original name, for example, for “sequence-list.txt” in the case of ZIP split files: “sequence-list.z01”, “sequence-list.z02”, “sequence-list.zip”; or, in the case of Unix split files: “sequence-listaa.txt”, “sequence-listab.txt”, etc.

(c-*bis*) File compression is acceptable if done, in accordance with section 4.1.1 of the main body of this Annex, according to the ZIP standard (that standard allows the compression software to select from among a number of compression algorithms; the compression method must be “deflation” with the normal compression option).

(d) Each physical medium shall be enclosed in a hard case within an unsealed padded and protective mailing envelope and accompanied by a transmittal letter on paper. The transmittal letter shall state the contents of the physical medium (for example: “international application filed under Section 703” or “[*name of other kind of document*] filed under Section 703”). The transmittal letter shall also list for each physical medium the machine format (e.g., IBM-PC), the operating system compatibility (e.g., MS-DOS, MS-Windows, Unix), a list of the files contained on the physical medium including their names, sizes in bytes, and dates of creation, plus any other special information that is necessary to identify, maintain and interpret the information on the physical medium. Physical media submitted to the Office will not be returned to the applicant.

(e) Where the receiving Office requires under Rule 11.1(b) that an international application filed in electronic form on a physical medium be submitted in two or three copies, or where an Authority so requires in respect of the furnishing of a sequence listing for the purposes of the international search or international preliminary examination, the transmittal letter that accompanies the physical media must include a statement that the copies of the physical media are identical. In the event that the copies of the physical media are not identical, the Office or Authority will use the physical medium labeled “COPY 1” (see paragraph (f)(vi), below) for further processing.

(f) A physical medium must also be physically labeled with the following information:

(i) to (v) [No change]

(vi) where more than one copy of the physical medium is required by the receiving Office or by the Authority, the numbering of each copy submitted, as follows (example: three copies of the physical media are submitted): “COPY 1”, “COPY 2”, “COPY 3” (see also paragraph (e), above); and

(vii) an indication of the content of the physical medium (for example: “INTERNATIONAL APPLICATION – SECTION 703”; “ARTICLE 19 AMENDMENTS”; “ARTICLE 34 AMENDMENTS”; “SEQUENCE LISTING – RULE 13^{ter}”; “SEQUENCE LISTING – CORRECTION – Rule 13^{ter}”; “SEQUENCE LISTING – RECTIFICATION – Rule 13^{ter}”; “SEQUENCE LISTING – AMENDEMENT – Rule 13^{ter}”.

3 and 4. [No change]

INFORMATION ON CONTRACTING STATES

BA Bosnia and Herzegovina

The **Institute for Intellectual Property of Bosnia and Herzegovina** has notified changes in its location and mailing address, its telephone and facsimile numbers and its e-mail address, which now read as follows:

Location and mailing address:	Head Office:	Kralja Petra Kresimira IV/8 88000 Mostar Bosnia and Herzegovina
	Branch Offices:	Banja Luka: Bana Lazarevia and Vase Pelagica 78000 Banja Luka Bosnia and Herzegovina Sarajevo: Hamdije Ćemerlića 2/7 71000 Sarajevo Bosnia and Herzegovina
Telephone:	Head Office:	(387-36) 33 43 81
	Branch Offices:	(387-51) 21 85 32 (Banja Luka) (387-33) 65 27 65 (Sarajevo)
Facsimile machine:	Head Office:	(387-36) 31 84 20
	Branch Offices:	(387-51) 21 83 12 (Banja Luka) (387-33) 65 27 57 (Sarajevo)
E-mail:		info@ipr.gov.ba

[Updating of Annex B1(BA) of the *PCT Applicant's Guide*]

CA Canada

The **Canadian Intellectual Property Office** has notified changes in its telephone and facsimile numbers, which now read as follows:

Telephone: (1-866) 997 19 36 (toll-free Canada and US)
(1-819) 934 05 44 (local and international)

Facsimile machine: (1-819) 953 24 76, (1-819) 953 67 42

[Updating of Annex B1(CA) of the *PCT Applicant's Guide*]

IL Israel

The **Israel Patent Office** has notified a change in its location address, which now reads as follows:

The Technology Park, Bldg. 5, Malcha, Jerusalem 96951, Israel

[Updating of Annex B1(IL) of the *PCT Applicant's Guide*]

LC Saint Lucia

The **Registry of Companies and Intellectual Property** has notified a change in its e-mail address, which now reads as follows:

info@rocip.gov.lc

[Updating of Annex B1(LC) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

JP Japan

IB International Bureau

For the purposes of the payment of fees to the **International Bureau** as receiving Office, a new equivalent amount in **euro (EUR)** has been established for the search fee (PCT Rule 16) for an international search carried out by the **Japan Patent Office**. This amount, applicable from 15 July 2009, is EUR 737.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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FEES PAYABLE UNDER THE PCT

JP Japan

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16), in **US dollars (USD)**, payable for an international search carried out by the Office for the purposes of certain receiving Offices which have specified the US dollar (USD) as a currency of payment or use the US dollar (USD) as a basis for calculating the equivalent amount in the national currency. This amount, applicable from 15 July 2009, is USD 987.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]

MD Republic of Moldova

The **State Agency on Intellectual Property** has notified a change in the currency of payment of the transmittal fee (PCT Rule 14) and of the fee for the priority document (PCT Rule 17.1(b)), payable to it as receiving Office, from **US dollar (USD)** to **euro (EUR)**. The amounts applicable since 25 July 2008 are EUR 100 and EUR 20, respectively.

[Updating of Annex C(MD) of the *PCT Applicant's Guide*]

RS Serbia

The **Intellectual Property Office** has notified a change to the amount of the transmittal fee (PCT Rule 14), in **Serbian dinars (RSD)**, payable to it as receiving Office. The amount applicable since 30 January 2009 is RSD 5,000.

[Updating of Annex C(RS) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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INFORMATION ON CONTRACTING STATES AND INTERGOVERNMENTAL ORGANIZATIONS

IL Israel

The **Israel Patent Office** has notified that its mailing address is now the same as its location address, which reads as follows:

The Technology Park, Bldg. 5, Malcha, Jerusalem 96951, Israel

[Updating of Annex B1(IL) of the *PCT Applicant's Guide*]

SM San Marino

EP European Patent Organisation

San Marino deposited, on 21 April 2009, its instrument of accession to the **European Patent Convention (EPC)** and becomes bound by that Convention on 1 July 2009. Thus, from 1 July 2009, it will be possible for applicants to designate San Marino in their international applications also for the purposes of obtaining a European patent, and not only for the purposes of obtaining a national patent, as at present.

Moreover, from 1 July 2009, nationals and residents of San Marino will be able to file international applications with the European Patent Office (EPO) as receiving Office, in addition to the Patent and Trademark Office or the International Bureau of WIPO.

[Updating of Annexes B1(SM), B2(EP) and C(EP) of the *PCT Applicant's Guide*]

WITHDRAWAL OF NOTIFICATIONS BY RECEIVING OFFICES OF INCOMPATIBILITY WITH NATIONAL LAWS UNDER PCT RULE 26bis.3(j)

FR France

Further to its notification of incompatibility with its national law under PCT Rule 26bis.3(j) (see PCT Gazette No. 18/2006, page 12958), the **National Institute of Industrial Property**, in its capacity as receiving Office, has notified the International Bureau that it withdraws the said notification with effect from 1 June 2009. PCT Rule 26bis.3(a) to (i) will therefore apply from that date.

Furthermore, under PCT Rule 26bis.3(i), the Office has informed the International Bureau that it will apply the “due care” criterion to requests for restoration of the right of priority.

Moreover, the Office has notified a fee for requesting restoration of the right of priority under PCT Rule 26bis.3(d), in **euro (EUR)**, payable to it as receiving Office. The amount of this fee is EUR 150.

[Updating of Annex C(FR) of the *PCT Applicant's Guide*]

**DEPOSITS OF MICROORGANISMS AND OTHER BIOLOGICAL MATERIAL:
INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE**

IT Italy

Pursuant to PCT Rule 13*bis*.7(b), the **Italian Patent and Trademark Office** has notified the International Bureau of a change in the address of the Collection of Industrial Yeasts (DBVPG), an international depositary 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, as follows:

Collection of Industrial Yeasts (DBVPG)
Department of Applied Biology
Borgo XX Giugno, 74
06121 Perugia
Italy

[Updating of Annex L of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Icelandic kronur (ISK)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 1 August 2009, is ISK 285,000.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

SE Sweden

The **Swedish Patent and Registration Office** has notified a new equivalent amount of the search fee (PCT Rule 16), in **Icelandic kronur (ISK)**, payable to it as International Searching Authority. This amount, applicable from 1 August 2009, is ISK 285,000.

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]



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FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Norwegian kroner (NOK)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 15 August 2009, is NOK 14,760.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

IS Iceland

New equivalent amounts in **Icelandic kronur (ISK)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for one of the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 15 August 2009, are as follows:

International filing fee:	ISK 150,600
Fee per sheet in excess of 30:	ISK 1,700
Reduction (under PCT Schedule of Fees, item 4):	
PCT-EASY:	ISK 11,300

[Updating of Annex C(IS) of the *PCT Applicant's Guide*]

JP Japan

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Korean won (KRW)** has been established for the search fee for an international search carried out by the **Japan Patent Office**. This amount, applicable from 15 August 2009, is KRW 1,255,000.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]

XN Nordic Patent Institute

The **Nordic Patent Institute** has notified a new equivalent amount of the search fee (PCT Rule 16), in **Icelandic kronur (ISK)**, payable to it as International Searching Authority. This amount, applicable from 1 August 2009, is ISK 285,000.

[Updating of Annex D(XN) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

CL Chile

The **National Institute of Industrial Property** has specified the European Patent Office (EPO) and the Spanish Patent and Trademark Office as competent International Searching and International Preliminary Examining Authorities for international applications filed by nationals and residents of Chile with the National Institute of Industrial Property as receiving Office, with effect from 2 June 2009.



World Intellectual Property Organization

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FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **New Zealand dollars (NZD)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 15 August 2009, is NZD 3,960.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

ES Spain

The **Spanish Patent and Trademark Office** has notified changes to the amounts of the transmittal fee (PCT Rule 14) and of the fee for the priority document (PCT Rule 17.1(b)), in **euro (EUR)**, payable to it as receiving Office. The amounts applicable are EUR 70.64 and EUR 28.25, respectively.

[Updating of Annex C(ES) of the *PCT Applicant's Guide*]

SE Sweden

The **Swedish Patent and Registration Office** has notified a new equivalent amount of the search fee (PCT Rule 16), in **Norwegian kroner (NOK)**, payable to it as International Searching Authority. This amount, applicable from 15 August 2009, is NOK 14,760.

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]

US United States of America

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **South African rand (ZAR)** has been established for the search fee for an international search carried out by the **United States Patent and Trademark Office (USPTO)**. This amount, applicable from 15 August 2009, is ZAR 17,400.

[Updating of Annex D(US) of the *PCT Applicant's Guide*]

XN Nordic Patent Institute

The **Nordic Patent Institute** has notified a new equivalent amount of the search fee (PCT Rule 16), in **Norwegian kroner (NOK)**, payable to it as International Searching Authority. This amount, applicable from 15 August 2009, is NOK 14,760.

[Updating of Annex D(XN) of the *PCT Applicant's Guide*]

ZA South Africa

New equivalent amounts in **South African rand (ZAR)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for one of the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 15 August 2009, are as follows:

International filing fee:	ZAR	9,830
Fee per sheet in excess of 30:	ZAR	110
Reduction (under PCT Schedule of Fees, item 4):		
PCT-EASY:	ZAR	740

[Updating of Annex C(ZA) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

PE Peru

IB International Bureau

Pursuant to PCT Rule 19.1(b), the **National Institute of Defense of Competition and of Protection of Intellectual Property** has notified the International Bureau that it delegates, until further notice, its functions as receiving Office to the **International Bureau**, with effect since 6 June 2009.

The International Bureau acting for the National Institute of Defense of Competition and of Protection of Intellectual Property has specified the European Patent Office (EPO) and the Spanish Patent and Trademark Office as competent International Searching and International Preliminary Examining Authorities for international applications filed by nationals and residents of Peru with the International Bureau as receiving Office, with effect since 6 June 2009.

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]



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INFORMATION ON CONTRACTING STATES

GB United Kingdom

The **United Kingdom Intellectual Property Office (an operating name of the Patent Office)** has notified a change in its addresses, which now read as follows:

Concept House, Cardiff Road, Newport, South Wales NP10 8QQ, United Kingdom

Filings by hand may additionally be made at:

21 Bloomsbury Street, London WC1B 3SS, United Kingdom

[Updating of Annex B1(GB) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

AU Australia

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Korean won (KRW)** has been established for the search fee for an international search carried out by the **Australian Patent Office**. This amount, applicable from 1 September 2009, is KRW 1,525,000.

[Updating of Annex D(AU) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **South African rand (ZAR)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 1 September 2009, is ZAR 19,190.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]



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MODIFICATIONS OF THE ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT

NOTE PREPARED BY THE INTERNATIONAL BUREAU

In addition to the modifications of the Administrative Instructions under the PCT published in Official Notices (PCT Gazette) of 14 May 2009, pages 79 *et seq.*, entering into force on July 1, 2009, and following consultation with interested Offices and Authorities pursuant to PCT Rule 89.2(b), modifications to Sections 102, 102*bis*, 204, 205, 312, 417 *et* 707 of the Administrative Instructions, as set out below, are promulgated, also with effect from 1 July 2009.

These modifications involve:

(i) taking into account amendments of the PCT Regulations adopted by the Assembly of the International Patent Cooperation Union (PCT Union) at its thirty-eighth (22nd extraordinary) session, held in Geneva from 22 to 30 September 2008, entering into force on July 1, 2009 (see Official Notices (PCT Gazette) of 11 December 2008, pages 166 and 167) (Sections 102, 205 and 417);

(ii) providing clarifications and corrections (Sections 102, 102*bis*, 204, 312 and 707).

All modifications will apply to international applications filed on or after 1 July 2009.

The consolidated text of the Administrative Instructions (PCT/AI/9 Add.) as in force from July 1, 2009, is available on the WIPO website at: www.wipo.int/pct/en/texts/ai_july2009.html.

TEXT OF THE MODIFICATIONS OF THE ADMINISTRATIVE INSTRUCTIONS *(as in force from 1 July 2009)*

Section 102 **Use of the Forms**

(a) Subject to paragraphs (b) to (i) and Section 103, the International Authorities shall use, or require the use of, the mandatory Forms specified below:

(i) Forms for use by the applicant:

PCT/RO/101 (request Form)
PCT/IPEA/401 (demand Form)

(ii) Forms for use by the receiving Offices:

PCT/RO/103	PCT/RO/112	PCT/RO/133	PCT/RO/154
PCT/RO/104	PCT/RO/113	PCT/RO/136	PCT/RO/155
PCT/RO/105	PCT/RO/114	PCT/RO/143	PCT/RO/156
PCT/RO/106	PCT/RO/115	PCT/RO/147	PCT/RO/157
PCT/RO/107	PCT/RO/117	PCT/RO/150	PCT/RO/158
PCT/RO/109	PCT/RO/118	PCT/RO/151	PCT/RO/159
PCT/RO/110	PCT/RO/123	PCT/RO/152	
PCT/RO/111	PCT/RO/126	PCT/RO/153	

(iii) Forms for use by the International Searching Authorities:

PCT/ISA/201	PCT/ISA/209	PCT/ISA/219	PCT/ISA/235
PCT/ISA/202	PCT/ISA/210	PCT/ISA/220	PCT/ISA/236
PCT/ISA/203	PCT/ISA/212	PCT/ISA/225	PCT/ISA/237
PCT/ISA/205	PCT/ISA/217	PCT/ISA/233	
PCT/ISA/206	PCT/ISA/218	PCT/ISA/234	
PCT/SISA/501	PCT/SISA/504	PCT/SISA/507	
PCT/SISA/502	PCT/SISA/505	PCT/SISA/510	
PCT/SISA/503	PCT/SISA/506		

(iv) Forms for use by the International Bureau:

PCT/IB/301	PCT/IB/319	PCT/IB/345	PCT/IB/369
PCT/IB/304	PCT/IB/320	PCT/IB/346	PCT/IB/370
PCT/IB/305	PCT/IB/321	PCT/IB/349	PCT/IB/371
PCT/IB/306	PCT/IB/323	PCT/IB/350	PCT/IB/373
PCT/IB/307	PCT/IB/325	PCT/IB/351	PCT/IB/374
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PCT/IB/313	PCT/IB/335	PCT/IB/357	PCT/IB/379
PCT/IB/314	PCT/IB/336	PCT/IB/358	PCT/IB/399
PCT/IB/315	PCT/IB/337	PCT/IB/360	
PCT/IB/316	PCT/IB/338	PCT/IB/366	
PCT/IB/317	PCT/IB/339	PCT/IB/367	
PCT/IB/318	PCT/IB/344	PCT/IB/368	

(v) Forms for use by the International Preliminary Examining Authorities:

PCT/IPEA/402	PCT/IPEA/409	PCT/IPEA/420	PCT/IPEA/441
PCT/IPEA/404	PCT/IPEA/412	PCT/IPEA/425	PCT/IPEA/442
PCT/IPEA/405	PCT/IPEA/414	PCT/IPEA/431	PCT/IPEA/443
PCT/IPEA/407	PCT/IPEA/415	PCT/IPEA/436	PCT/IPEA/444
PCT/IPEA/408	PCT/IPEA/416	PCT/IPEA/440	

(b) to (i) [No change]

Section 102bis

**Filing of PCT-EASY Request Together with
PCT-EASY Physical Medium Containing Request Data and Abstract**

(a) and (b) [No change]

(c) Item 4(a) of the Schedule of Fees annexed to the Regulations shall apply to reduce the fees payable in respect of an international application containing a PCT-EASY request filed, together with a PCT-EASY physical medium, with a receiving Office which, under paragraph (a), accepts the filing of such international applications.

Section 204
Headings of the Parts of the Description

- (a) [No change]
- (b) The heading “Title of Invention” shall preferably precede the title of the invention.

Section 205
Numbering and Identification of Claims upon Amendment

(a) Amendments to the claims under Article 19 or Article 34(2)(b) may be made either by cancelling one or more entire claims, by adding one or more new claims or by amending the text of one or more of the claims as filed. Where a claim is cancelled, no renumbering of the other claims shall be required. In all cases where claims are renumbered, they shall be renumbered consecutively in Arabic numerals.

(b) The applicant shall, in the letter referred to in Rule 46.5(b) or Rule 66.8(c), indicate the differences between the claims as filed and the claims as amended or, as the case may be, differences between the claims as previously amended and currently amended. He shall, in particular, indicate in the said letter, in connection with each claim appearing in the international application (it being understood that identical indications concerning several claims may be grouped), whether:

- (i) the claim is unchanged;
- (ii) the claim is cancelled;
- (iii) the claim is new;
- (iv) the claim replaces one or more claims as filed;
- (v) the claim is the result of the division of a claim as filed;
- (vi) the claim replaces one or more claims as previously amended;
- (vii) the claim is the result of the division of a claim as previously amended.

Section 312
Notification of Decision Not to Issue Declaration
that the International Application Is Considered Withdrawn

Where the receiving Office, after having notified the applicant under Rule 29.4(a) of its intent to issue a declaration under Article 14(4), decides not to issue such a declaration, it shall notify the applicant accordingly.

Section 417
Processing of Amendments under Article 19

- (a) [No change]
- (b) The International Bureau shall mark, in the upper right-hand corner of each replacement sheet submitted under Rule 46.5(a), the international application number, the date on which that sheet was received under Rule 46.1 and, in the middle of the bottom margin, the words “AMENDED SHEET (ARTICLE 19).” It shall keep in its files any replaced sheet and the letter accompanying the replacement sheet or sheets.

(c) The International Bureau shall insert any replacement sheet or sheets in the record copy.

(d) [No change]

Section 707
Calculation of International Filing Fee and Fee Reduction

(a) and (a-bis) [No change]

(b) Item 4(b), (c) and (d) of the Schedule of Fees annexed to the Regulations shall apply to reduce the fees payable in respect of an international application filed in electronic form with a receiving Office which has notified the International Bureau under Section 710(a) that it is prepared to receive international applications in electronic form or which has decided to receive such an application in accordance with Section 703(d).

FEES PAYABLE UNDER THE PCT

CA Canada

New equivalent amounts in **Canadian dollars (CAD)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 September 2009, are as follows:

International filing fee:	CAD 1,393
Fee per sheet in excess of 30:	CAD 16
Reductions (under PCT Schedule of Fees, item 4):	
PCT-EASY:	CAD 105
Electronic filing (the request in character coded format):	CAD 210
Electronic filing (the request, description, claims and abstract in character coded format):	CAD 314

[Updating of Annex C(CA) of the *PCT Applicant's Guide*]

IL Israel

The **Israel Patent Office** has notified new amounts of fees, in **new Israel shekels (ILS)**, payable to it as receiving Office (transmittal fee) and as designated (or elected) Office (national filing fee). These amounts, applicable since 1 July 2009, are ILS 518 and ILS 994, respectively.

[Updating of Annex C(IL) and of the National Chapter, Summary (IL), of the *PCT Applicant's Guide*]



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INFORMATION ON CONTRACTING STATES

KR Republic of Korea

The **Korean Intellectual Property Office** has notified a change with relation to the filing of documents by means of telecommunication (PCT Rule 92.4), applicable since 1 July 2009. The original of the document must be furnished only upon invitation.

[Updating of Annex B1(KR) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

GB United Kingdom

Pursuant to PCT Rule 12*bis*.1(c), the **United Kingdom Intellectual Property Office (an operating name of the Patent Office)** has notified a fee for transmittal of a copy of an earlier application to the International Searching Authority, applicable since 1 July 2008. The amount of the fee is GBP 5.

FILING AND PROCESSING IN ELECTRONIC FORM OF INTERNATIONAL APPLICATIONS: NOTIFICATION BY RECEIVING OFFICES

FI Finland

The **National Board of Patents and Registration of Finland (PRH)**, in its capacity as receiving Office, has notified the International Bureau of the following changes to its notification pertaining to the filing and processing in electronic form of international applications (see PCT Gazette No. 51/2003, pages 29014 *et seq.*), and in particular, of the replacement of the part relating to the filing of backup copies by a text relating to the filing of documents in pre-conversion format:

“As to means of transmittal (Section 710(a)(i)):

- online filing (see Annex F, section 5 and Appendix III, section 2(d))

As to methods of online payment (Section 710(a)(ii)):

No online payment is available. The following means of deferred payment are accepted: payment by cash or by bank transfer.

As to details concerning help desks (Section 710(a)(ii)):

Within the framework of its service for the electronic filing of patents, PRH has put in place a help desk for applicants.

The task of this help desk is to answer questions from users of the service for the electronic filing of patents, and in particular to serve as a technical Hotline in order to help applicants whenever bugs and other technical problems relating to the software and/or server are encountered.

This help desk is open from Monday to Friday, from 8:00 am until 4:00 pm.

The PRH patent help desk may be contacted

- by phone, at (358-9) 6939 5948
- by web form at the following address: <http://patent.prh.fi/helpdesk>

As to the filing of documents in pre-conversion format (Section 710(a)(iv)):

PRH will accept filing of documents in pre-conversion format together with the international application. The files should be in ZIP format and contain texts either in ASCII plain text, Microsoft Word 97 (or later version), Writer of OpenOffice 2.0 (or later versions (including StarOffice) or in any other commonly known format.”

INTERNATIONAL APPLICATIONS CONTAINING SEQUENCE LISTINGS AND/OR TABLES RELATED THERETO: NOTIFICATION BY RECEIVING OFFICES OF APPLICABLE TECHNICAL REQUIREMENTS

FI Finland

The **National Board of Patents and Registration of Finland**, in its capacity as receiving Office, has notified the International Bureau that it accepts the filing in electronic form of sequence listings and/or tables related thereto. The types of electronic carrier accepted by the receiving Office in accordance with Annex C of the Administrative Instructions under the PCT are the following: CD-ROM, CD-R, DVD, DVD-R.

[Updating of Annex C(FI) of the *PCT Applicant's Guide*]

INTERNATIONAL APPLICATIONS CONTAINING SEQUENCE LISTINGS AND/OR TABLES RELATED THERETO: NOTIFICATION BY INTERNATIONAL SEARCHING AUTHORITIES OF APPLICABLE TECHNICAL REQUIREMENTS

FI Finland

The **National Board of Patents and Registration of Finland**, in its capacity as International Searching Authority, has specified that it requires, where applicable, the furnishing in electronic form of tables related to nucleotide and/or amino acid sequence listings, in addition to the furnishing in electronic form of such sequence listings under PCT Rule 13*ter*.1.

[Updating of Annex D(FI) of the *PCT Applicant's Guide*]



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**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

BR Brazil

Agreement¹ between the Brazilian National Institute of Industrial Property and the International Bureau of the World Intellectual Property Organization² – Amendments to Annexes A and C

The **Brazilian National Institute of Industrial Property** has notified the International Bureau, in accordance with Article 9 of the above-mentioned Agreement, that it is prepared to start functioning as an International Searching Authority and as an International Preliminary Examining Authority.

The Agreement will enter into force on 7 August 2009. Pursuant to the decision of the PCT Assembly appointing the Brazilian National Institute of Industrial Property as an International Searching Authority and as an International Preliminary Examining Authority, that appointment will also have effect from 7 August 2009.

Furthermore, the Brazilian National Institute of Industrial Property has notified the International Bureau of the necessary information to complete all aspects of the Agreement. Annexes A and C will read as follows:

**“Annex A
States and Languages**

Under Article 3 of the Agreement, the Authority specifies:

- (i) [No change]
- (ii) the following languages which it will accept:
 - (a) [No change]
 - (b) for international applications filed with receiving Offices established at Latin American and Caribbean regions: Portuguese and Spanish;
 - (c) for international applications filed with any other receiving Office: Portuguese.

¹ Published in Official Notices (PCT Gazette) of 13 December 2007, pages 195 *et seq.*

² Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_br.pdf.

**Annex C
Fees and Charges**

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (Brazilian reals)
Search fee (Rule 16.1(a))	1,900
Additional fee (Rule 40.2(a))	1,530
Preliminary examination fee (Rule 58.1(b))	710
Additional fee (Rule 68.3(a))	410
Cost of copies (Rules 44.3(b), 71.2(b) and 94.2), per page	2

Part II. Conditions for and Extent of Refunds or Reductions of Fees

(1) and (2) [No change]

(3) Where the Authority benefits from an earlier search, 25% of the search fee paid shall be refunded, depending upon the extent to which the Authority benefits from that earlier search.

(4) and (5) [No change]”

FEES PAYABLE UNDER THE PCT

AU Australia

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **US dollars (USD)**, payable for an international search carried out by the **Australian Patent Office** for the purposes of certain receiving Offices which have specified the US dollar (USD) as a currency of payment but in respect of which the US dollar (USD) is not the official currency. The new amount, applicable from 15 September 2009, is USD 1,278.

[Updating of Annex D(AU) of the *PCT Applicant's Guide*]

KR Republic of Korea

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **Singapore dollars (SGD)** and **US dollars (USD)** have been established for the search fee for an international search carried out by the **Korean Intellectual Property Office**. These amounts, applicable from 15 September 2009, are as follows:

For international applications in English: SGD 1,048 USD 729

For international applications in Korean: SGD 524 USD 364

[Updating of Annex D(KR) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

US United States of America

Agreement between the United States Patent and Trademark Office and the International Bureau of the World Intellectual Property Organization¹ – Amendments to Annex A

The **United States Patent and Trademark Office (USPTO)** has notified the International Bureau, in accordance with Article 11(3)(i) of the above-mentioned Agreement, of amendments to Annex A thereof. These amendments enter into force on 30 July 2009. The amended Annex A reads as follows:

“Annex A States and Languages

Under Article 3 of the Agreement, the Authority specifies:

(i) the following States for which it will act, so far as Article 3(1) is concerned:

United States of America, Bahrain, Barbados, Brazil, Chile, Dominican Republic, Egypt, Guatemala, India, Israel, Mexico, New Zealand, Peru, Philippines, Saint Lucia, South Africa, Trinidad and Tobago;

(ii) the following States for which it will act, so far as Article 3(2) is concerned:

United States of America and,
where the Authority has prepared the international search report, Bahrain, Barbados, Brazil, Chile, Dominican Republic, Egypt, Guatemala, India, Israel, Mexico, New Zealand, Peru, Philippines, Saint Lucia, South Africa, Trinidad and Tobago;

(iii) [no change]”

RECEIVING OFFICES

BR Brazil

The **National Institute of Industrial Property** has informed the International Bureau that it would act, in addition to the Austrian Patent Office, the European Patent Office (EPO), the Swedish Patent and Registration Office and the United States Patent and Trademark Office (USPTO), as competent International Searching and International Preliminary Examining Authority for international applications filed by nationals and residents of Brazil with the National Institute of Industrial Property as receiving Office, with effect from 7 August 2009.

Furthermore, the Office, in its capacity as receiving Office, has notified the International Bureau that, pursuant to PCT Rule 12.1(a), it accepts Spanish, in addition to English and Portuguese, as a language in which international applications may be filed, with effect from 7 August 2009.

[Updating of Annex C(BR) of the *PCT Applicant's Guide*]

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_us.pdf.

CL Chile

The **National Institute of Industrial Property** has specified the United States Patent and Trademark Office (USPTO), in addition to the European Patent Office (EPO) and the Spanish Patent and Trademark Office, as a competent International Searching and International Preliminary Examining Authority for international applications filed by nationals and residents of Chile with the National Institute of Industrial Property as receiving Office, with effect from 30 July 2009.

PE Peru

IB International Bureau

Following the publication that the **National Institute of Defense of Competition and of Protection of Intellectual Property** delegated, pursuant to PCT Rule 19.1(b), its functions as receiving Office to the International Bureau (see Official Notices (PCT Gazette) of 18 June 2009, page 109), the Office has provided new information relating to its activities as receiving Office.

The Office has notified that rather than delegating its functions under PCT Rule 19.1(b), it will, pursuant to PCT Rule 19.4(a)(iii), forward international applications filed with it in its capacity as receiving Office to the International Bureau as receiving Office for further processing. The new information is effective since 6 June 2009.

The Office has also specified the Austrian Patent Office and the United States Patent and Trademark Office (USPTO), in addition to the European Patent Office (EPO) and the Spanish Patent and Trademark Office, as competent International Searching and International Preliminary Examining Authorities for international applications filed by nationals and residents of Peru with the National Institute of Defense of Competition and of Protection of Intellectual Property. The specification of the United States Patent and Trademark Office (USPTO) is effective from 30 July 2009.

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]

INTERNATIONAL APPLICATIONS CONTAINING SEQUENCE LISTINGS AND/OR TABLES RELATED THERETO: NOTIFICATION BY RECEIVING OFFICES OF APPLICABLE TECHNICAL REQUIREMENTS

FI Finland – Corrigendum

The Official Notices (PCT Gazette) of 9 July 2009, page 119, informed that the **National Board of Patents and Registration of Finland**, in its capacity as receiving Office, had notified the International Bureau that it accepted the filing in electronic form of sequence listings and/or tables related thereto, together with detail of the types of electronic carrier accepted by the receiving Office. The publication of this information, however, was erroneous as the requirement for its publication had already been superseded following the publication in Official Notices (PCT Gazette) of 14 May 2009, page 79 *et seq.*, of modifications to the Administrative Instructions under the PCT, including the deletion of Part 8 and Annex C-*bis* of the said instructions.

[Updating of Annex C(FI) of the *PCT Applicant's Guide*]

INTERNATIONAL APPLICATIONS CONTAINING SEQUENCE LISTINGS AND/OR TABLES RELATED THERETO: NOTIFICATION BY INTERNATIONAL SEARCHING AUTHORITIES OF APPLICABLE TECHNICAL REQUIREMENTS

FI Finland – Corrigendum

The Official Notices (PCT Gazette) of 9 July 2009, page 119, informed that the **National Board of Patents and Registration of Finland**, in its capacity as International Searching Authority, had specified that it required, where applicable, the furnishing in electronic form of tables related to nucleotide and/or amino acid sequence listings, in addition to the furnishing in electronic form of such sequence listings under PCT Rule 13*ter*.1. The publication of this information, however, was erroneous as the requirement for its publication had already been superseded following the publication in Official Notices (PCT Gazette) of 14 May 2009, page 79 *et seq.*, of modifications to the Administrative Instructions under the PCT, including the deletion of Part 8 and Annex C-*bis* of the said instructions.

[Updating of Annex D(FI) of the *PCT Applicant's Guide*]



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FEES PAYABLE UNDER THE PCT

AU Australia

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Singapore dollars (SGD)** has been established for the search fee for an international search carried out by the **Australian Patent Office**. This amount, applicable from 1 October 2009, is SGD 1,870.

[Updating of Annex D(AU) of the *PCT Applicant's Guide*]

AU Australia

IB International Bureau

For the purposes of the payment of fees to the **International Bureau** as receiving Office, a new equivalent amount in **euro (EUR)** has been established for the search fee (PCT Rule 16) for an international search carried out by the **Australian Patent Office**. This amount, applicable from 1 October 2009, is EUR 916.

[Updating of Annex D(AU) of the *PCT Applicant's Guide*]

BR Brazil

Further to the entry into force, on 7 August 2009, of the Agreement between the **National Institute of Industrial Property** and the International Bureau in relation to the functioning of the Institute as an International Searching and International Preliminary Examining Authority under the PCT (see Official Notices (PCT Gazette) of 16 July 2009, pages 121 et 122), and pursuant to PCT Rule 16.1(b), equivalent amounts of the search fee have been established in **Swiss francs (CHF)**, **euro (EUR)** and **US dollars (USD)**. These amounts, applicable from 7 August 2009, are CHF 1,048, EUR 691 and USD 966, respectively.

Furthermore, pursuant to PCT Rule 57.2(c), the equivalent amount of the handling fee has been established in **Brazilian reals (BRL)**. This amount, also applicable from 7 August 2009, is BRL 360.

CA Canada

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **US dollars (USD)**, payable for an international search carried out by the **Canadian Intellectual Property Office** for the purposes of certain receiving Offices which have specified the US dollar (USD) as a currency of payment but in respect of which the US dollar (USD) is not the official currency. The new amount, applicable from 1 October 2009, is USD 1,419.

[Updating of Annex D(CA) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **Japanese yen (JPY)** and **US dollars (USD)** have been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. These amounts, applicable from 1 October 2009, are JPY 225,700 and USD 2,378, respectively.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

ES Spain

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **US dollars (USD)**, payable for an international search carried out by the **Spanish Patent and Trademark Office** for the purposes of certain receiving Offices which have specified the US dollar (USD) as a currency of payment but in respect of which the US dollar (USD) is not the official currency. This amount, applicable from 1 October 2009, is USD 2,378.

[Updating of Annex D(ES) of the *PCT Applicant's Guide*]

FI Finland

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **US dollars (USD)** has been established for the search fee for an international search carried out by the **National Board of Patents and Registration of Finland**. This amount, applicable from 1 October 2009, is USD 2,378.

[Updating of Annex D(FI) of the *PCT Applicant's Guide*]

NZ New Zealand

New equivalent amounts in **New Zealand dollars (NZD)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for one of the reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 October 2009, are as follows:

International filing fee:	NZD 1,907
Fee per sheet in excess of 30:	NZD 22
Reduction (under PCT Schedule of Fees, item 4):	
PCT-EASY:	NZD 143

[Updating of Annex C(NZ) of the *PCT Applicant's Guide*]

SE Sweden

The **Swedish Patent and Registration Office** has notified a new equivalent amount of the search fee (PCT Rule 16), in **US dollars (USD)**, payable to it as International Searching Authority. This amount, applicable from 1 October 2009, is USD 2,378.

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]

US United States of America

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **New Zealand dollars (NZD)** has been established for the search fee for an international search carried out by the **United States Patent and Trademark Office (USPTO)**. This amount, applicable from 1 October 2009, is NZD 3,250.

[Updating of Annex D(US) of the *PCT Applicant's Guide*]

US United States of America

IB International Bureau

For the purposes of the payment of fees to the **International Bureau** as receiving Office, a new equivalent amount in **euro (EUR)** has been established for the search fee (PCT Rule 16) for an international search carried out by the **United States Patent and Trademark Office (USPTO)**. This amount, applicable from 1 October 2009, is EUR 1,486.

[Updating of Annex D(US) of the *PCT Applicant's Guide*]

XN Nordic Patent Institute

IB International Bureau

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **US dollars (USD)**, payable for an international search carried out by the **Nordic Patent Institute** for the purposes of the payment of fees to the **International Bureau** as receiving Office. This amount, applicable from 1 October 2009, is USD 2,378.

[Updating of Annex D(XN) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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13 August 2009

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INFORMATION ON CONTRACTING STATES

RU Russian Federation

The **Federal Service for Intellectual Property, Patents and Trademarks (Rospatent)** has notified changes in its telephone numbers, which now read as follows:

(74-95) 956 81 09 (general)

(74-99) 240 25 91 (application processing)

[Updating of Annex B1(RU) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

AO Angola

IB International Bureau

The **International Bureau** acting for the **Angolan Institute of Industrial Property** has specified the National Institute of Industrial Property (Brazil), in addition to the Austrian Patent Office, the European Patent Office (EPO) and the State Intellectual Property Office of the People's Republic of China, as competent International Searching and International Preliminary Examining Authority for international applications filed by nationals and residents of Angola with the International Bureau as receiving Office, with effect since 7 August 2009.

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]

ST Sao Tome and Principe

IB International Bureau

The **International Bureau** acting for the **National Service of Industrial Property (SENAPI)** has specified the National Institute of Industrial Property (Brazil), in addition to the Austrian Patent Office and the European Patent Office (EPO), as competent International Searching and International Preliminary Examining Authority for international applications filed by nationals and residents of Sao Tome and Principe with the International Bureau as receiving Office, with effect since 7 August 2009.

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

RU Russian Federation

Agreement between the Russian Federal Service for Intellectual Property, Patents and Trademarks and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex C

The **Federal Service for Intellectual Property, Patents and Trademarks (Rospatent)** has notified the International Bureau, in accordance with Article 11(3)(ii) of the above-mentioned Agreement, of amendments to Part I of Annex C thereof. These amendments, which result from the change in the currency of payment of the fees and charges from **US dollar (USD)** to **Russian ruble (RUB)**, entered into force on 30 December 2008. The amended Annex C reads as follows:

**“Annex C
Fees and Charges**

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (Russian rubles)
Search fee (Rule 16.1(a))	13,500
Additional fee (Rule 40.2(a))	13,500
Supplementary search fee (Rule 45 <i>bis</i> .3(a))	9,450
Supplementary search fee for a search in accordance with paragraph (3) of Annex E, where a declaration referred to in Article 17(2)(a) has been made because of subject matter referred to in Rule 39.1(iv)	13,500
Review fee (Rule 45 <i>bis</i> .6(c))	4,050
Preliminary examination fee (Rule 58.1(b)):	
– if the international search report has been prepared by the Authority	5,400
– if the international search report has been prepared by another International Searching Authority	8,100
Additional fee (Rule 68.3(a)):	
– if the international search report has been prepared by the Authority	5,400
– if the international search report has been prepared by another International Searching Authority	8,100
Late furnishing fee (Rule 13 <i>ter</i> .1(c))	4,050

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_ru.pdf.

Cost of copies of cited documents (except for documents transmitted to the applicant along with the international search report or preliminary examination report) (Rules 44.3(b) and 71.2(b)):

- patent document, per page 10
- non-patent document, per page 30

Cost of copies of document contained in the file of the international application (Rule 94.2), per page 80

Part II. [No change]”

FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Icelandic kronur (ISK)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 15 October 2009, is ISK 304,000.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

GB United Kingdom

New equivalent amounts in **pounds sterling (GBP)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 15 October 2009, are as follows:

International filing fee:	GBP	753
Fee per sheet in excess of 30:	GBP	8
Reductions (under PCT Schedule of Fees, item 4):		
Electronic filing (the request in character coded format):	GBP	113
Electronic filing (the request, description, claims and abstract in character coded format):	GBP	170

[Updating of Annex C(GB) of the *PCT Applicant's Guide*]

RU Russian Federation

The **Federal Service for Intellectual Property, Patents and Trademarks (Rospatent)** has notified a change in the currency of payment of certain fees from **US dollar (USD)** to **Russian ruble (RUB)**. The amounts of these fees, payable to the Office as International Searching Authority, International Searching Authority (Supplementary Search), International Preliminary Examining Authority and designated (or elected) Office, and applicable since 30 December 2008, are as follows:

Search fee (PCT Rule 16): ²	RUB 13,500
Additional search fee (PCT Rule 40.2): ³	RUB 13,500
Fee for copies of documents cited in the international search report (PCT Rule 44.3): ⁴	The applicant receives together with the international search report a copy of each document cited therein, free of charge; in other cases: RUB 10 per page for a patent document RUB 30 per page for a non-patent document.
Late furnishing fee (PCT Rule 13 ^{ter} .1(c)): ³	RUB 4,050
[Updating of Annex D(RU) of the <i>PCT Applicant's Guide</i>]	
Supplementary search fee (PCT Rule 45 ^{bis} .3): ⁵	RUB 9,450 (13,500) ⁶
Review fee (PCT Rule 45 ^{bis} .6(c)): ⁴	RUB 4,050

² This fee is payable to the receiving Office in the currency or one of the currencies accepted by it.

³ This fee is payable to the International Searching Authority to the bank account indicated on the website of the Federal Service for Intellectual Property, Patents and Trademarks (Rospatent) (see www1.fips.ru/wps/wcm/connect/content_ru/ru/activity_lines/poshl/poshl_bill#sw) and only in particular circumstances.

⁴ This fee is payable to the bank account indicated on the website of the Federal Service for Intellectual Property, Patents and Trademarks (Rospatent) (see www1.fips.ru/wps/wcm/connect/content_ru/ru/about/structure/fips/fips_bill_tarif).

⁵ The equivalent amount of this fee in Swiss francs is payable to the International Bureau at the exchange rate applicable on the date of payment.

⁶ The amount in parentheses is payable where a declaration referred to in PCT Article 17(2)(a) has been made by the International Searching Authority because of subject matter referred to in PCT Rule 39.1(iv) (methods of treatment).

Fee for copies of documents
cited in the supplementary international
search report (PCT Rule 44.3):⁷

The applicant receives together with the
supplementary international search report a
copy of each document cited therein, free of
charge; in other cases:
RUB 10 per page for a patent document
RUB 30 per page for a non-patent
document.

[Updating of Annex SISA(RU) of the *PCT Applicant's Guide*]

Preliminary examination fee
(PCT Rule 58):⁸

RUB 5,400 (8,100)

The amount in parentheses is payable
when the international search report was
not prepared by the Federal Service for
Intellectual Property, Patents and
Trademarks (Rospatent).

Additional preliminary examination fee
(PCT Rule 68.3):⁹

RUB 5,400 (8,100)

The amount in parentheses is payable
when the international search report was
not prepared by the Federal Service for
Intellectual Property, Patents and
Trademarks (Rospatent).

⁷ This fee is payable to the bank account indicated on the website of the Federal Service for Intellectual Property, Patents and Trademarks (Rospatent) (see www1.fips.ru/wps/wcm/connect/content_ru/ru/about/structure/fips/fips_bill_tarif).

⁸ This fee is payable to the International Preliminary Examining Authority to the bank account indicated on the website of the Federal Service for Intellectual Property, Patents and Trademarks (Rospatent) (see www1.fips.ru/wps/wcm/connect/content_ru/ru/activity_lines/poshl/poshl_bill#sw).

⁹ This fee is payable to the International Preliminary Examining Authority to the bank account indicated on the website of the Federal Service for Intellectual Property, Patents and Trademarks (Rospatent) (see www1.fips.ru/wps/wcm/connect/content_ru/ru/activity_lines/poshl/poshl_bill#sw) and only in particular circumstances.

Fee for copies of documents
cited in the international preliminary
examination report (PCT Rule 71.2):¹⁰

The applicant receives together with the international preliminary examination report a copy of each document cited therein, free of charge; in other cases:
RUB 10 per page for a patent document
RUB 30 per page for a non-patent document.

Fee for copies of documents
contained in the file of the international
application (PCT Rule 94.2):¹⁰

RUB 80 per page

[Updating of Annex E(RU) of the *PCT Applicant's Guide*]

National fee:

For patent:

Filing fee:	RUB 5,400
Examination fee:	
– for one invention:	RUB 8,100
– for each invention in excess of one:	RUB 6,480
Annual fee for the third year:	RUB 2,700

For utility model:

Filing fee:	RUB 2,700
Annual fee for the first and the second year, per year:	RUB 1,350

[Updating of the National Chapter, Summary (RU), of the *PCT Applicant's Guide*]

Furthermore, the Office has notified a change to the amount of the fee for the priority document (PCT Rule 17.1(b)), in **Russian rubles (RUB)**, payable to it as receiving Office. The amount applicable since 30 December 2008 is RUB 1,620.

[Updating of Annex C(RU) of the *PCT Applicant's Guide*]

¹⁰ This fee is payable to the bank account indicated on the website of the Federal Service for Intellectual Property, Patents and Trademarks (Rospatent) (see www1.fips.ru/wps/wcm/connect/content_ru/ru/about/structure/fips/fips_bill_tarif).

In addition, the Office has notified fees for requesting restoration of the right of priority under PCT Rules 26bis.3(d) and 49ter.2(d), in **Russian rubles (RUB)**, payable to it as receiving Office and as designated (or elected) Office, respectively. The amount of each of the fees, applicable since 30 December 2008, is RUB 1,350.

[Updating of Annex C(RU) and of the National Chapter, Summary (RU), of the *PCT Applicant's Guide*]

WITHDRAWAL OF NOTIFICATIONS BY DESIGNATED OFFICES OF APPLICABILITY OF PCT RULE 4.9(b)

RU Russian Federation

Further to notification of the applicability of PCT Rule 4.9(b) to the designation of the Russian Federation (see PCT Gazette No. 05/2003, of 30 January 2003, page 2524), the **Federal Service for Intellectual Property, Patents and Trademarks (Rospatent)**, in its capacity as designated Office, has notified the International Bureau that it has withdrawn the said notification with effect since 5 June 2009. PCT Rule 4.9(a)(i) therefore applies since that date.

[Updating of Annex B1(RU) of the *PCT Applicant's Guide*]



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FEES PAYABLE UNDER THE PCT

AU Australia

The Director General of the **World Intellectual Property Organization** has established a new equivalent amount of the search fee (PCT Rule 16) in **Swiss francs (CHF)**, payable for an international search carried out by the **Australian Patent Office** for the purposes of certain receiving Offices which have specified the Swiss franc (CHF) as a currency of payment but in respect of which the Swiss franc (CHF) is not the official currency. This amount, applicable from 1 November 2009, is CHF 1,443.

[Updating of Annex D(AU) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Singapore dollars (SGD)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 1 November 2009, is SGD 3,490.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

XN Nordic Patent Institute

The **Nordic Patent Institute** has notified a new equivalent amount of the search fee (PCT Rule 16), in **Icelandic kronur (ISK)**, payable to it as International Searching Authority. This amount, applicable from 15 October 2009, is ISK 304,000.

[Updating of Annex D(XN) of the *PCT Applicant's Guide*]



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FEES PAYABLE UNDER THE PCT

RU Russian Federation

Further to the announcement published in Official Notices (PCT Gazette) of 20 August 2009, page 137, notifying a change in the currency of payment of the search fee (PCT Rule 16) from **US dollar** to **Russian rouble (RUB)** for a search carried out by the **Federal Service for Intellectual Property, Patents and Trademarks (Rospatent)**, the Director General of the **World Intellectual Property Organization** has established equivalent amounts of this fee in **Swiss francs (CHF)**, **euro (EUR)** and **US dollars (USD)** for the purposes of certain receiving Offices which have specified the Swiss franc (CHF), the euro (EUR) or the US dollar (USD) as a currency of payment but in respect of which the Swiss franc (CHF), the euro (EUR) or the US dollar (USD) is not the official currency. These amounts, applicable since 30 December 2008, are CHF 459, EUR 309 and USD 411, respectively.

[Updating of Annex D(RU) of the *PCT Applicant's Guide*]

RU Russian Federation **IB International Bureau**

Further to the announcement published in Official Notices (PCT Gazette) of 20 August 2009, page 137, notifying a change in the currency of payment of the search fee (PCT Rule 16) from **US dollar** to **Russian rouble (RUB)** for a search carried out by the **Federal Service for Intellectual Property, Patents and Trademarks (Rospatent)**, equivalent amounts of this fee in **Swiss francs (CHF)**, **euro (EUR)** and **US dollars (USD)** have been established for the purposes of the payment of fees to the **International Bureau** as receiving Office. These amounts, applicable since 30 December 2008, are CHF 459, EUR 309 and USD 411, respectively.

[Updating of Annex D(RU) of the *PCT Applicant's Guide*]

SE Sweden

The **Swedish Patent and Registration Office** has notified a new equivalent amount of the search fee (PCT Rule 16), in **Icelandic kronur (ISK)**, payable to it as International Searching Authority. This amount, applicable from 15 October 2009, is ISK 304,000.

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]



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FEES PAYABLE UNDER THE PCT

AU Australia

New equivalent amounts in **Australian dollars (AUD)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 December 2009, are as follows:

International filing fee:	AUD 1,475
Fee per sheet in excess of 30:	AUD 17
Reductions (under PCT Schedule of Fees, item 4):	
PCT-EASY:	AUD 111
Electronic filing (the request in character coded format):	AUD 222
Electronic filing (the request, description, claims and abstract in character coded format):	AUD 333

[Updating of Annex C(AU) of the *PCT Applicant's Guide*]

Furthermore, pursuant to PCT Rule 16.1(d), a new equivalent amount in **Korean won (KRW)** has been established for the search fee for an international search carried out by the **Australian Patent Office**. This amount, applicable from 1 December 2009, is KRW 1,657,000.

[Updating of Annex D(AU) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **New Zealand dollars (NZD)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 1 December 2009, is NZD 3,590.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

INFORMATION ON CONTRACTING STATES

PE Peru

General information on **Peru** as a Contracting State is given in Annex B1(PE), which is published on the following page.

B1

Information on Contracting States

B1

PE

PERU

PE

General information

Name of Office:	Instituto Nacional de Defensa de la Competencia y de la Protección de la Propiedad Intelectual (INDECOPI) National Institute for the Defense of Competition and Intellectual Property Protection
Location and mailing address:	Calle De la Prosa 138, San Borja, Lima 41, Peru
Telephone:	(511) 224 78 00 (ext. 1380)
Facsimile machine:	(511) 224 78 00 (ext. 1509)
E-mail:	bmerchor@indecopi.gob.pe
Internet:	www.indecopi.gob.pe
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	No
Does the Office send advance copies of notifications via e-mail in respect of international applications?	No
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is authorized by the Ministry of Transport and Communications, such as DHL, Federal Express or UPS
Competent receiving Office for nationals and residents of Peru:	National Institute for the Defense of Competition and Intellectual Property Protection or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Peru is designated (or elected):	National Institute for the Defense of Competition and Intellectual Property Protection (see National Phase)
May Peru be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available via the PCT:	Patents, utility models (a utility model may be sought instead of a patent)
Provisions of the law of Peru concerning international-type search:	None
Provisional protection after international publication:	None

Information of interest if Peru is designated (or elected)

Time when the name and address of the inventor must be given if Peru is designated (or elected):	May be in the request or may be furnished later. 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.
Are there special provisions concerning the deposit of microorganisms and other biological material?	Yes



World Intellectual Property Organization

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CONTRACTING STATES

States Party to the Patent Cooperation Treaty (PCT)

TH Thailand

On 24 September 2009, **Thailand** deposited its instrument of accession to the PCT and on 24 December 2009, will become bound by the PCT.

Consequently, any international application filed on or after 24 December 2009 will automatically include the designation of Thailand (country code: TH).

Thailand will be bound by Chapter II of the PCT and will automatically be elected in any demand for international preliminary examination filed in respect of an international application filed on or after 24 December 2009. Furthermore, nationals and residents of Thailand will be entitled, as from 24 December 2009, to file international applications under the PCT.

The instrument of accession to the PCT deposited by Thailand contained a declaration under PCT Article 64(5).

[Updating of Annex A of the *PCT Applicant's Guide*]

DESIGNATED (OR ELECTED) OFFICES

ID Indonesia

The **Directorate General of Intellectual Property (Indonesia)** has notified a new time limit applicable for entry into the national phase under PCT Article 22(3). This new time limit, applicable since 28 May 2009, is 31 months from the priority date and applies to all international applications for which the previously applicable 30-month time limit had not yet expired on 28 May 2009.

[Updating of the National Chapter, Summary (ID) of the *PCT Applicant's Guide*]



World Intellectual Property Organization

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INFORMATION ON CONTRACTING STATES

IN India

The **Patent Office** has notified a change in one of its e-mail addresses. The e-mail addresses of the Office in Kolkata now read as follows:

patentin-pct@nic.in
kolkata-patent@nic.in

[Updating of Annex B1(IN) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

PCT Fees – Establishment of New Equivalent Amounts of Fees

Following the consultations undertaken by the Director General at the time of the fortieth (17th ordinary) session of the Assembly of the International Patent Cooperation Union (PCT Union) held in Geneva from 22 September to 1 October 2009, and pursuant to PCT Rules 15.2(d) and 57.2(e), new equivalent amounts of the international filing fee, of the fee per sheet over 30 and of the handling fee, together with the equivalent amounts for the reductions under item 4 of the PCT Schedule of Fees, have been established, with effect from 1 January 2010, in various currencies, as indicated in the table published on pages 153 and 154.

Pursuant to PCT Rule 16.1(d), new equivalent amounts of the search fees have been established in receiving Offices' currencies for all International Searching Authorities, with effect from 1 January 2010, as indicated in the table published on pages 155 and 156.

Furthermore, pursuant to PCT Rule 45bis.3(b), equivalent amounts of the new supplementary search fees have been established in Swiss francs for all Authorities specified for supplementary search, with effect from 1 January 2010, as indicated in the table published on page 157.

In the three tables, the new amounts are distinguished from currently applicable amounts by indicating them in bold print.

[Updating of Annexes C, D, SISA and E of the *PCT Applicant's Guide*]

**DEPOSITS OF MICROORGANISMS AND OTHER BIOLOGICAL MATERIAL:
REQUIREMENTS OF DESIGNATED AND ELECTED OFFICES**

PE Peru

The **National Institute for the Defense of Competition and Intellectual Property Protection** has notified its 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:		Additional indications (if any) which must be given besides those prescribed in Rule 13bis.3(a)(i) to (iii) pursuant to notifications from the Offices concerned
the indications prescribed in Rule 13bis.3(a)(i) to (iii)	any additional matter specified in the adjacent right-hand column	
At the time of filing, either in the description or separately	At the time of filing, either in the description or separately	To the extent available to the applicant, relevant information on the characteristics of the microorganism
Deposits may be made for the purposes of patent procedure before the National Institute for the Defense of Competition and Intellectual Property Protection with any depositary institution having acquired the status of international depositary authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure (these institutions are indicated further in this Annex and notifications related thereto may be consulted under www.wipo.int/treaties/en/registration/budapest/).		

[Updating of Annex L of the *PCT Applicant's Guide*]

**RECEIVING OFFICES
DESIGNATED (OR ELECTED) OFFICES**

PE Peru

Information on the requirements of the **National Institute for the Defense of Competition and Intellectual Property Protection** as receiving Office and as designated (or elected) Office is given in Annex C(PE) and in the Summary of the National Chapter (PE), which are published on pages 158 to 160.

Table 1 - PCT Fees: New Equivalent Amounts for International Filing Fee and Handling Fee (in Prescribed Currencies)
(applicable from January 1, 2010)

Country/ Regional Office Currency	Exchange rate in Swiss franc on 22.09.09	International filing fee Rule 15.2(a)	Fee per sheet in excess of 30 Rule 15.2(a)	E-filing reductions according to Schedule of Fees			Handling fee Rule 57.2(a) Schedule of fees item 3	
				Item 4(a) and (b)	Item 4(c)	Item 4(d)		
Reference currency								
Swiss franc		1'330	15	100	200	300	200	Current amount
AT - Austria	848	848	10	64	n.a.	n.a.	121	Current amount
Euro	1.5140	878	10	66	n.a.	n.a.	132	New amount
AU - Australia	1'475	1'475	17	111	222	333	247	Current amount*
Australian dollar	0.8935	1'489	17	112	224	336	224	New amount
BE - Belgium	848	848	10	64	n.a.	n.a.	121	Current amount
Euro	1.5140	878	10	66	n.a.	n.a.	132	New amount
BR - Brazil		**	**	**	**	**	360	Current amount
Brazilian real	0.5665	**	**	**	**	**	353	New amount
CA - Canada	1'393	1'393	16	105	210	314	171	Current amount
Canadian dollar	0.9579	1'388	16	104	209	313	209	New amount
DE - Germany	848	848	10	64	128	191	121	Current amount
Euro	1.5140	878	10	66	132	198	132	New amount
DK - Denmark	6'320	6'320	70	480	950	1'430	900	Current amount
Danish krone	0.2035	6'540	70	490	980	1'470	980	New amount
EP - European Patent Office		848	10	n.a.	128	191	121	Current amount
Euro	1.5140	878	10	n.a.	132	198	132	New amount
ES - Spain	848	848	10	64	128	191	121	Current amount
Euro	1.5140	878	10	66	132	198	132	New amount
FI - Finland	848	848	10	n.a.	128	191	121	Current amount
Euro	1.5140	878	10	n.a.	132	198	132	New amount
FR - France	848	848	10	64	128	191	121	Current amount
Euro	1.5140	878	10	66	132	198	132	New amount
GB - United Kingdom	753	753	8	n.a.	113	170	n.a.	Current amount***
Pound sterling	1.6761	794	9	n.a.	119	179	n.a.	New amount
GR - Greece	848	848	10	64	n.a.	n.a.	121	Current amount
Euro	1.5140	878	10	66	n.a.	n.a.	132	New amount
IB - International Bureau		****	****	****	****	****	****	****
Swiss franc		*****	*****	*****	*****	*****	*****	*****
Euro		*****	*****	*****	*****	*****	*****	*****
US dollar	1.0234	*****	*****	*****	*****	*****	*****	*****

* Amounts applicable as from December 1, 2009 (except for the handling fee which remains unchanged since March 1, 2009).

** Those amounts correspond to the exchange value in Brazilian real of the amounts in Swiss franc indicated above.

*** Amounts applicable as from October 15, 2009.

**** The corresponding equivalent amounts are indicated above for the Swiss franc and the euro and below for the US dollar.

[Continued on next page]

Table 1 - PCT Fees: New Equivalent Amounts for International Filing Fee and Handling Fee (in Prescribed Currencies)
(applicable from January 1, 2010)
 [Continued]

Country/ Regional Office	Exchange rate in Swiss franc on 22.09.09	International filing fee Rule 15.2(a)	Fee per sheet in excess of 30 Rule 15.2(a)	E-filing reductions according to Schedule of Fees				Handling fee Rule 57.2(a) Schedule of fees item 3
				Item 4(a) and (b)	Item 4(c)	Item 4(d)		
Currency								
IE - Ireland		848	10	64	n.a.	n.a.	121	Current amount
Euro	1.5140	878	10	66	n.a.	n.a.	132	New amount
IS - Iceland		150'600	1'700	11'300	n.a.	n.a.	n.a.	Current amount
Icelandic krona	0.0083	160'100	1'800	12'000	n.a.	n.a.	n.a.	New amount
IT - Italy		848	10	n.a.	n.a.	n.a.	121	Current amount
Euro	1.5140	878	10	n.a.	n.a.	n.a.	132	New amount
JP - Japan		116'300	1'300	8'700	n.a.	26'200	16'000	Current amount
Japanese yen	0.0112	118'400	1'300	8'900	n.a.	26'700	17'800	New amount
KR - Republic of Korea		1'614'000	18'000	121'000	n.a.	364'000	157'000	Current amount
Korean won	0.0008	1'567'000	18'000	118'000	n.a.	353'000	236'000	New amount
LU - Luxembourg		848	10	n.a.	n.a.	n.a.	121	Current amount
Euro	1.5140	878	10	n.a.	n.a.	n.a.	132	New amount
MW - Malawi		182'500	2'100	13'700	n.a.	n.a.	n.a.	Current amount
Malawian kwacha	0.0073	181'900	2'100	13'700	n.a.	n.a.	n.a.	New amount
NL - Netherlands		848	10	64	128	191	121	Current amount
Euro	1.5140	878	10	66	132	198	132	New amount
NO - Norway		8'200	90	620	n.a.	n.a.	n.a.	Current amount
Norwegian krone	0.1754	7'580	90	570	n.a.	n.a.	n.a.	New amount
NZ - New Zealand		1'907	22	143	n.a.	n.a.	n.a.	Current amount*
New Zealand dollar	0.7381	1'802	20	135	n.a.	n.a.	n.a.	New amount
PT - Portugal		848	10	64	n.a.	n.a.	121	Current amount
Euro	1.5140	878	10	66	n.a.	n.a.	132	New amount
SE - Sweden		9'780	110	740	1'470	22'10	1'490	Current amount
Swedish krona	0.1504	8'840	100	660	1'330	1'990	1'330	New amount
SG - Singapore		1'708	19	128	n.a.	n.a.	n.a.	Current amount
Singapore dollar	0.7249	1'835	21	138	n.a.	n.a.	n.a.	New amount
US - United States of America		1'184	13	89	178	n.a.	171	Current amount
US dollar	1.0234	1'300	15	98	195	n.a.	195	New amount
ZA - South Africa		9'830	110	740	n.a.	n.a.	n.a.	Current amount
South African rand	0.1387	9'590	110	720	n.a.	n.a.	n.a.	New amount

* Amounts applicable as from October 1, 2009.

Table 2 - PCT Fees: New Equivalent Amounts for Search Fees (in Receiving Offices' Currencies)
(applicable from January 1, 2010)

International Searching Authority amount	Austrian Patent Office		Australian Patent Office		National Institute of Industrial Property (Brazil)		Canadian Patent Office		Chinese Patent Office		European Patent Office		Spanish Patent and Trademark Office		National Board of Patents and Registration (Finland)	
	EUR	Exch. rate	AUD	Exch. rate	BRL	Exch. rate	CAD	Exch. rate	CNY	Exch. rate	EUR	Exch. rate	EUR	Exch. rate	EUR	Exch. rate
Reference currency & amount	200														1'700	
Exchange rates applicable on 22.09.09																
CHF - Swiss franc	330 ¹		1'443 ^{1,2}		1'048 ¹		1'475 ¹		366 ¹		2'525 ¹		2'525 ¹		2'525 ¹	
	303 ¹	0.8935	1'430 ¹	0.5665	1'076 ¹		1'533 ¹		314 ¹	0.1497	2'574 ¹		2'574 ¹	1.5140	2'574 ¹	2'574 ¹
USD - US dollar	257 ¹		1'278 ¹		966 ¹		1'419 ^{1,3}		280 ¹		2'378 ^{1,3}		2'378 ^{1,3}		2'378 ^{1,3}	
	296 ¹	0.6760	1'397 ¹	1.8064	1'052 ¹		1'498 ¹		307 ¹	6.8353	2'515 ¹		2'515 ¹	0.6760	2'515 ¹	2'515 ¹
EUR - Euro			916 ^{1,3}		691 ¹		995 ¹		241 ¹							
			944 ¹	2.6724	711 ¹		1'012 ¹		208 ¹	10.1121						
AUD - Australian dollar																
DKK - Danish krone																
GBP - Pound sterling																
ISK - Icelandic krona																
JPY - Japanese yen																
KRW - Korean won	366'000		1'657'000 ⁵													
	357'000	0.0006	1'684'000													
MWK - Malawian kwacha																
NOK - Norwegian krone																
NZD - New Zealand dollar																
SEK - Swedish krona																
SGD - Singapore dollar	420		1'870 ³													
	420	0.4788	1'970													
ZAR - South African rand	2'380		10'540													
	2'180	0.0916	10'310													

(Continued on next page)

1 Equivalent amounts established for the purposes of fees payable to the International Bureau acting as receiving Office.
 2 Amount applicable as from November 1, 2009.
 3 Amount applicable as from October 1, 2009.
 4 Amount applicable as from October 15, 2009.
 5 Amount applicable as from December 1, 2009.



World Intellectual Property Organization

**OFFICIAL NOTICES
(PCT GAZETTE)**

29 October 2009

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Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.

INFORMATION ON CONTRACTING STATES

IN India

The **Patent Office** has notified a change in one of its e-mail addresses. The e-mail addresses of the Office in Kolkata now read as follows:

patentin-pct@nic.in
kolkata-patent@nic.in

[Updating of Annex B1(IN) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

PCT Fees – Establishment of New Equivalent Amounts of Fees

Following the consultations undertaken by the Director General at the time of the fortieth (17th ordinary) session of the Assembly of the International Patent Cooperation Union (PCT Union) held in Geneva from 22 September to 1 October 2009, and pursuant to PCT Rules 15.2(d) and 57.2(e), new equivalent amounts of the international filing fee, of the fee per sheet over 30 and of the handling fee, together with the equivalent amounts for the reductions under item 4 of the PCT Schedule of Fees, have been established, with effect from 1 January 2010, in various currencies, as indicated in the table published on pages 153 and 154.

Pursuant to PCT Rule 16.1(d), new equivalent amounts of the search fees have been established in receiving Offices' currencies for all International Searching Authorities, with effect from 1 January 2010, as indicated in the table published on pages 155 and 156.

Furthermore, pursuant to PCT Rule 45bis.3(b), equivalent amounts of the new supplementary search fees have been established in Swiss francs for all Authorities specified for supplementary search, with effect from 1 January 2010, as indicated in the table published on page 157.

In the three tables, the new amounts are distinguished from currently applicable amounts by indicating them in bold print.

[Updating of Annexes C, D, SISA and E of the *PCT Applicant's Guide*]

**DEPOSITS OF MICROORGANISMS AND OTHER BIOLOGICAL MATERIAL:
REQUIREMENTS OF DESIGNATED AND ELECTED OFFICES**

PE Peru

The **National Institute for the Defense of Competition and Intellectual Property Protection** has notified its 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:		Additional indications (if any) which must be given besides those prescribed in Rule 13bis.3(a)(i) to (iii) pursuant to notifications from the Offices concerned
the indications prescribed in Rule 13bis.3(a)(i) to (iii)	any additional matter specified in the adjacent right-hand column	
At the time of filing, either in the description or separately	At the time of filing, either in the description or separately	To the extent available to the applicant, relevant information on the characteristics of the microorganism
Deposits may be made for the purposes of patent procedure before the National Institute for the Defense of Competition and Intellectual Property Protection with any depositary institution having acquired the status of international depositary authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure (these institutions are indicated further in this Annex and notifications related thereto may be consulted under www.wipo.int/treaties/en/registration/budapest/).		

[Updating of Annex L of the *PCT Applicant's Guide*]

**RECEIVING OFFICES
DESIGNATED (OR ELECTED) OFFICES**

PE Peru

Information on the requirements of the **National Institute for the Defense of Competition and Intellectual Property Protection** as receiving Office and as designated (or elected) Office is given in Annex C(PE) and in the Summary of the National Chapter (PE), which are published on pages 158 to 160.

Table 2 - PCT Fees: New Equivalent Amounts for Search Fees (in Receiving Offices' Currencies)
(applicable from January 1, 2010)

International Searching Authority amount	Austrian Patent Office		Australian Patent Office		National Institute of Industrial Property (Brazil)		Canadian Patent Office		Chinese Patent Office		European Patent Office		Spanish Patent and Trademark Office		National Board of Patents and Registration (Finland)	
	EUR	Exch. rate	AUD	Exch. rate	BRL	Exch. rate	CAD	Exch. rate	CNY	Exch. rate	EUR	Exch. rate	EUR	Exch. rate	EUR	Exch. rate
Reference currency & amount	200														1'700	
Exchange rates applicable on 22.09.09																
CHF - Swiss franc	330 ¹		1'443 ^{1,2}		1'048 ¹		1'475 ¹		366 ¹		2'525 ¹		2'525 ¹		2'525 ¹	
	303 ¹	0.8935	1'430 ¹	0.5665	1'076 ¹		1'533 ¹	0.9579	314 ¹	0.1497	2'574 ¹	1.5140	2'574 ¹	1.5140	2'574 ¹	1.5140
USD - US dollar	257 ¹		1'278 ¹		966 ¹		1'419 ^{1,3}		280 ¹		2'378 ^{1,3}		2'378 ^{1,3}		2'378 ^{1,3}	
	296 ¹	0.6760	1'397 ¹	1.8064	1'052 ¹		1'498 ¹	1.0683	307 ¹	6.8353	2'515 ¹	0.6760	2'515 ¹	0.6760	2'515 ¹	0.6760
EUR - Euro			916 ^{1,3}		691 ¹		995 ¹		241 ¹							
		1.6944	944 ¹	2.6724	711 ¹		1'012 ¹	1.5805	208 ¹	10.1121						
AUD - Australian dollar																
DKK - Danish krone																
GBP - Pound sterling																
ISK - Icelandic krona																
JPY - Japanese yen																
KRW - Korean won	366'000		1'657'000 ⁵													
	357'000	0.0006	1'684'000	0.0010												
MWK - Malawian kwacha																
NOK - Norwegian krone																
NZD - New Zealand dollar																
SEK - Swedish krona																
SGD - Singapore dollar	420		1'870 ³													
	420	0.4788	1'970	0.8113												
ZAR - South African rand	2'380		10'540													
	2'180	0.0916	10'310	0.1552												

(Continued on next page)

1 Equivalent amounts established for the purposes of fees payable to the International Bureau acting as receiving Office.
 2 Amount applicable as from November 1, 2009.
 3 Amount applicable as from October 1, 2009.
 4 Amount applicable as from October 15, 2009.
 5 Amount applicable as from December 1, 2009.

Table 2 - PCT Fees: New Equivalent Amounts for Search Fees (in Receiving Offices' Currencies)
(applicable from January 1, 2010)
[Continued]

International Searching Authority	Japan Patent Office		Korean Intellectual Property Office		Russian Patent Office		Swedish Patent Office ⁶		United States Patent and Trademark Office		Nordic Patent Institute ⁷	
	JPY	Exch. rate	KRW	Exch. rate	RUB	Exch. rate	SEK	USD	DKK	Current amount	New amount	
Reference currency & amount	97000		900000	450'000	13'500		18280	2080	12'670			
<i>Exchange rates applicable on 22.09.09</i>												
CHF - Swiss franc	1'110 ⁸		735 ⁸	367 ⁸	459 ⁸		2'525 ⁸	2'323 ⁸		2'525 ⁸	Current amount	
	1'090 ⁸		764 ⁸	382 ⁸	459 ⁸		2'574 ⁸	2'129 ⁸		2'574 ⁸	New amount	
USD - US dollar	987 ⁸	0.01123704	729 ⁸	364 ⁸	411 ⁸	0.0340	2'378 ^{8,9}	1.0234		2'378 ^{8,9}	Current amount	
	1'065 ⁸	91.0718	747 ⁸	373 ⁸	449 ⁸	30.0700	2'515 ⁸			2'515 ⁸	New amount	
EUR - Euro	737 ⁸		475 ⁸	237 ⁸	309 ⁸		1'700 ⁸	1'486 ^{8,9}		1'700 ⁸	Current amount	
	720 ⁸	134.7314	505 ⁸	252 ⁸	303 ⁸	44.4855	1'700 ⁸	1.4794		1'700 ⁸	New amount	
AUD - Australian dollar			976	488							Current amount	
			855	428							New amount	
DKK - Danish krone							12'670				Current amount	
							12'650				New amount	
GBP - Pound sterling											Current amount	
											New amount	
ISK - Icelandic krona											Current amount	
							304'000 ¹⁰			304'000 ¹⁰	New amount	
JPY - Japanese yen							310'000			310'000	Current amount	
											New amount	
KRW - Korean won	1'255'000										Current amount	
	1'284'000	0.0755									New amount	
MWK - Malawian kwacha											Current amount	
											New amount	
NOK - Norwegian krone											Current amount	
							14'760			14'760	New amount	
NZD - New Zealand dollar			1109	554							Current amount	
			1035	517				0.7213		3'250 ⁹	New amount	
SEK - Swedish krona											Current amount	
											New amount	
SGD - Singapore dollar			1048	524							Current amount	
			1050	530							New amount	
ZAR - South African rand										17'400	Current amount	
								0.1355		15'350	New amount	

6 All amounts appearing in this column, with effect from January 1, 2010, to be fixed by the Swedish Patent Office, are included here for the purposes of completeness only.

7 All amounts appearing in this column, with effect from January 1, 2010, to be fixed by the Nordic Patent Institute, are included here for the purposes of completeness only.

8 Equivalent amounts established for the purposes of fees payable to the International Bureau acting as receiving Office.

9 Amount applicable as from October 1, 2009.

10 Amount applicable as from October 15, 2009.

Table 3 - PCT Fees: New Equivalent Amounts for the Supplementary Search Fees
(applicable from January 1, 2010)

International Searching Authority (Supplementary Search)	Russian Patent Office	Swedish Patent Office	Nordic Patent Institute
Reference currency and amount	Equivalent in CHF of Russian roubles ¹ 9'450 13'500 ²	SEK 18'280 SEK 17'110 ³	DKK 12'670 DKK 12'650 ⁴
<i>Exchange rate applicable on 22.09.09</i>	<i>Exch. rate</i>		
CHF - Swiss franc	321 459 322⁵ 459 ⁵ 0.0340	2'525 2'574 ³	2'525 2'574 ⁴ Current amount New amount

¹ This amount refers to the equivalent amount in Swiss francs, at the exchange rate of the Central Bank of the Russian Federation, applicable on the date of payment.

² This fee applies where a declaration referred to in PCT Article 17(2)(a) has been made by the International Searching Authority because of subject matter referred to in PCT Rule 39.1(iv) (methods of treatment).

³ This amount, with effect from January 1, 2010, will be fixed by the Swedish Patent Office.

⁴ This amount, with effect from January 1, 2010, will be fixed by the Nordic Patent Institute.

⁵ This amount is valid only on September 22, 2009 (see footnote 1).

C **C**
PE **PE**
NATIONAL INSTITUTE FOR THE DEFENSE
OF COMPETITION AND INTELLECTUAL
PROPERTY PROTECTION

Competent receiving Office for nationals and residents of:	Peru
Language in which international applications may be filed:	Spanish ¹
Language in which the request may be filed:	Spanish
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? ²	Yes
Does the receiving Office accept requests for restoration of the right of priority (PCT Rule 26bis.3)?	Yes, the Office applies the “due care” criterion to such requests
Competent International Searching Authority:	Austrian Patent Office, European Patent Office, Spanish Patent and Trademark Office or United States Patent and Trademark Office
Competent International Preliminary Examining Authority:	Austrian Patent Office, European Patent Office ³ , Spanish Patent and Trademark Office or United States Patent and Trademark Office
Fees payable to the receiving Office:	Currency: Nuevo sol (PEN)
Transmittal fee: ⁴	Information not yet available
International filing fee: ⁵	Equivalent in PEN of US dollars 1,184
Fee per sheet in excess of 30: ⁵	Equivalent in PEN of US dollars 13
Reductions (under Schedule of Fees, item 4):	
PCT-EASY: ²	Equivalent in PEN of US dollars 89
Search fee:	See Annex D(AT), (EP), (ES) or (US)
Fee for priority document (PCT Rule 17.1(b)): ⁴	Information not yet available
Fee for requesting restoration of the right of priority (PCT Rule 26bis.3(d)): ⁴	Information not yet available
Is an agent required by the receiving Office?	No, but an address for service in Peru is required
Who can act as agent?	Any natural or legal person resident in Peru

¹ Depending on the applicant’s choice of competent International Searching Authority, a translation into a corresponding language (see Annex D) may have to be furnished by the applicant (PCT Rule 12.3).

² Where the request is filed in PCT-EASY format together with a PCT-EASY diskette and the receiving Office accepts such filings, the total amount of the international filing fee is reduced (see Annex C(IB)).

³ The European Patent Office is competent only if the international search is or has been performed by that Office, by the Austrian Patent Office or by the Spanish Patent and Trademark Office.

⁴ The Office or the agent should be consulted for the applicable fee amount.

⁵ This fee is reduced by 90% if certain conditions apply (see Annex C(IB)).

SUMMARY

**Designated
(or elected) Office**

SUMMARY

**PE NATIONAL INSTITUTE FOR THE DEFENSE PE
OF COMPETITION AND INTELLECTUAL
PROPERTY PROTECTION**

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: ¹	Spanish
Required contents of the translation for entry into the national phase: ¹	Under PCT Article 22: Description, claims (if amended, both as originally filed and as amended), 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?	A copy is required only if the Office 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) or 40(2).
National fee:	Currency: Nuevo sol (PEN) For patent: Filing fee: ¹ PEN 639 For utility model: Filing fee: ¹ PEN 319.5
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <i>bis</i>):	Name and address of the inventor if they have not been furnished in the "Request" part of the international application ^{2,3} 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) Statement justifying the applicant's right to the invention ^{2,3} Statement justifying the applicant's priority right ^{2,3} Translation of the international application to be furnished in two copies ³ Power of attorney if an agent is appointed Furnishing, where applicable, of a nucleotide and/or amino acid sequence listing in electronic form

[Continued on next page]

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

² This requirement may be satisfied if the corresponding declaration has been made in accordance with PCT Rule 4.17.

³ If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit of two months from the date of receipt of the invitation.

SUMMARY

**Designated
(or elected) Office**

SUMMARY

**PE NATIONAL INSTITUTE FOR THE DEFENSE PE
OF COMPETITION AND INTELLECTUAL
PROPERTY PROTECTION**

[Continued]

Who can act as agent?

Any natural or legal person resident in Peru

Does the Office accept requests for
restoration of the right of priority
(PCT Rule 49*ter*.2)?

Yes, the Office applies the “due care” criterion to such requests



World Intellectual Property Organization

**OFFICIAL NOTICES
(PCT GAZETTE)**

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**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

KR Republic of Korea

Agreement between the Korean Intellectual Property Office and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex C

The **Korean Intellectual Property Office** has notified the International Bureau, in accordance with Article 11(3)(ii) of the above-mentioned Agreement, of an amendment to Part I of Annex C thereof. This amendment will enter into force on 1 January 2010. The amended Annex C will read as follows:

**“Annex C
Fees and Charges**

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (Korean won)
Search fee (Rule 16.1(a)) (in English language)	1,300,000
Search fee (Rule 16.1(a)) (in Korean language)	[No change]
Additional fee (Rule 40.2(a))	[No change]
Preliminary examination fee (Rule 58.1(b))	[No change]
Additional fee (Rule 68.3(a))	[No change]
Late payment fee for preliminary examination	[No change]
Protest fee (Rules 40.2(e) and 68.3(e))	[No change]
Late furnishing fee (Rules 13 ^{ter} .1(c) and 13 ^{ter} .2)	[No change]
Cost of copies (Rules 44.3(b), 71.2(b) and 94.2), per page	[No change]

Part II. [No change]”

FEES PAYABLE UNDER THE PCT

KR Republic of Korea

Pursuant to PCT Rule 16.1(a), the **Korean Intellectual Property Office** has notified a new amount of the search fee for international applications filed in English, in **Korean won (KRW)**, payable for an international search carried out by the Office. This amount, applicable from 1 January 2010, is KRW 1,300,000.

[Updating of Annex D(KR) of the *PCT Applicant's Guide*]

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_kr.pdf.



World Intellectual Property Organization

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**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

ES Spain

Agreement between the Spanish Patent and Trademark Office and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex C

The **Spanish Patent and Trademark Office** has notified the International Bureau, in accordance with Article 11(3)(ii) of the above-mentioned Agreement, of amendments to Part I of Annex C thereof. These amendments will enter into force on 1 January 2010. The amended Annex C will read as follows:

**“Annex C
Fees and Charges**

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (Euro)
Search fee (Rule 16.1(a))	[No change]
Additional fee (Rule 40.2(a))	[No change]
Preliminary examination fee (Rule 58.1(b))	560.88
Additional fee (Rule 68.3(a))	560.88
Cost of copies (Rules 44.3(b) and 71.2(b)):	
– national documents, per document	[No change]
– foreign documents, per document	[No change]
Cost of copies (Rule 94.2), per page	[No change]

Part II. [No change]”

FEES PAYABLE UNDER THE PCT

ES Spain

The **Spanish Patent and Trademark Office** has notified new amounts of the transmittal fee (PCT Rule 14) and of the fee for the priority document (PCT Rule 17.1(b)), in **euro (EUR)**, payable to it as receiving Office. These amounts, applicable from 1 January 2010, are EUR 71.35 and EUR 28.53, respectively.

[Updating of Annex C(ES) of the *PCT Applicant’s Guide*]

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_es.pdf.

Furthermore, the Office has notified new amounts of the preliminary examination fee (PCT Rule 58.1(b)) and of the additional fee (PCT Rule 68.3(a)), in **euro (EUR)**, payable to it as International Preliminary Examining Authority. These amounts, applicable from 1 January 2010, are EUR 560.88 for each of the fees.

[Updating of Annex E(ES) of the *PCT Applicant's Guide*]

IB International Bureau

For the purposes of the **International Bureau** as receiving Office, new equivalent amounts of fees in **euro (EUR)** and **US dollars (USD)** have been established. These amounts, applicable from 1 January 2010, are as follows:

Transmittal fee:	EUR 66	USD 98
Fee for priority document (PCT Rules 17.1(b) and 21.2):	EUR 33	USD 49
	Supplement for airmail:	
	EUR 7	USD 10

[Updating of Annex C(IB) of the *PCT Applicant's Guide*]

PT Portugal

The **National Institute of Industrial Property (Portugal)** has notified new amounts of the transmittal fee (PCT Rule 14) and of the fee for the priority document (PCT Rule 17.1(b)), in **euro (EUR)**, payable to it as receiving Office. These amounts, applicable since 1 October 2008, are EUR 20 and EUR 40, respectively.

[Updating of Annex C(PT) of the *PCT Applicant's Guide*]

INFORMATION ON CONTRACTING STATES RECEIVING OFFICES DESIGNATED (OR ELECTED) OFFICES

CL Chile

General information on **Chile** as a Contracting State, as well as information on the requirements of the **National Industrial Property Institute** as receiving Office and as designated (or elected) Office, is given in Annexes B1(CL) and C(CL) and in the Summary of the National Chapter (CL), which are published on pages 166 to 170.

B1

Information on Contracting States

B1

CL

CHILE

CL

General information

Name of Office:	Instituto Nacional de Propiedad Industrial (INAPI) National Industrial Property Institute
Location and mailing address:	Moneda 970, Piso 11, Santiago Centro, Santiago, Chile
Telephone:	(562) 836 01 10, 836 03 03
Facsimile machine:	(562) 688 34 84
E-mail:	inapi@inapi.cl
Internet:	www.inapi.cl
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	No
Does the Office send advance copies of notifications via e-mail in respect of international applications?	Yes
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)?	No
Competent receiving Office for nationals and residents of Chile:	National Industrial Property Institute or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Chile is designated (or elected):	National Industrial Property Institute
May Chile be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available via the PCT:	Patents or utility models
Provisions of the law of Chile concerning international-type search:	None
Provisional protection after international publication:	An international application designating Chile benefits from provisional protection as from the date on which the alleged infringer is notified, provided that a patent is eventually granted.

Information of interest if Chile is designated (or elected)

Time when the name and address of the inventor must be given if Chile is designated (or elected):	Must be in the request. If the data concerning the inventor are missing at the expiration of the time limit 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.
Are there special provisions concerning the deposit of microorganisms and other biological material?	Yes

C	Receiving Offices	C
CL	NATIONAL INDUSTRIAL PROPERTY INSTITUTE	CL

Competent receiving Office for nationals and residents of:	Chile
Language in which international applications may be filed:	Spanish ¹
Language in which the request may be filed:	Spanish
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? ²	Yes
Does the receiving Office accept requests for restoration of the right of priority (PCT Rule 26bis.3)?	Yes, the Office applies both the “unintentional” and “due care” criteria to such requests
Competent International Searching Authority:	European Patent Office, Spanish Patent and Trademark Office or United States Patent and Trademark Office
Competent International Preliminary Examining Authority:	European Patent Office ³ , Spanish Patent and Trademark Office or United States Patent and Trademark Office
Fees payable to the receiving Office:	Currency: Chilean peso (CLP)
Transmittal fee:	Equivalent in CLP of US dollars ⁴ 350
International filing fee: ⁵	Equivalent in CLP of US dollars ⁴ 1,184 (1,300) ⁶
Fee per sheet in excess of 30: ⁵	Equivalent in CLP of US dollars ⁴ 13 (15) ⁶
Reductions (under Schedule of Fees, item 4):	
PCT-EASY: ²	Equivalent in CLP of US dollars ⁴ 89 (98) ⁶
Search fee:	See Annex D(EP), (ES) or (US)
Fee for priority document (PCT Rule 17.1(b)):	CLP 9,000
Fee for requesting restoration of the right of priority (PCT Rule 26bis.3(d)):	Equivalent in CLP of US dollars ⁴ 400

[Continued on next page]

¹ Depending on the applicant’s choice of competent International Searching Authority, a translation into a corresponding language (see Annex D) may have to be furnished by the applicant (PCT Rule 12.3).

² Where the request is filed in PCT-EASY format together with a PCT-EASY diskette and the receiving Office accepts such filings, the total amount of the international filing fee is reduced (see “Fees payable to the receiving Office”).

³ The European Patent Office is competent only if the international search is or has been performed by that Office or by the Spanish Patent and Trademark Office.

⁴ When calculating the US dollar equivalent amount in CLP, applicants should use the exchange rate fixed by the Central Bank of Chile on the day before the date of payment.

⁵ This fee is reduced by 90% if certain conditions apply (see Annex C(1B)).

⁶ The amount in parentheses is applicable as from 1 January 2010.

C **Receiving Offices** **C**
CL **NATIONAL INDUSTRIAL** **CL**
PROPERTY INSTITUTE

[Continued]

Is an agent required by the receiving Office?	No, if the applicant resides in Chile Yes, if the applicant is a non-resident
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Who can act as agent?	Any natural or legal person resident in Chile
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Waiver of power of attorney:

Has the Office waived the requirement that a separate power of attorney be submitted?	No
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Has the Office waived the requirement that a copy of a general power of attorney be submitted?	No
--	----

SUMMARY

**Designated
(or elected) Office**

SUMMARY

CL

**NATIONAL INDUSTRIAL
PROPERTY INSTITUTE**

CL

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: ¹	Spanish
Required contents of the translation for entry into the national phase: ¹	Under PCT Article 22: Description, claims (if amended, both as originally filed and as amended, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts 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:	Currency: “Unidad Tributaria Mensual” (UTM) in Chilean peso (CLP) For patent: Filing fee: Equivalent in CLP of UTM ² 1 For utility model: Filing fee: Equivalent in CLP of UTM ² 1
Exemptions, reductions or refunds of the national fee:	None

[Continued on next page]

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

² This fee is payable in the equivalent amount in CLP of the UTM. The rate of exchange between the CLP and the UTM is updated on a monthly basis and may be consulted at: www.utm.cl.

SUMMARY

**Designated
(or elected) Office**

SUMMARY

CL

**NATIONAL INDUSTRIAL
PROPERTY INSTITUTE**

CL

[Continued]

Special requirements of the Office
(PCT Rule 51*bis*):

Name and address of the inventor if they have not been furnished in the “Request” part of the international application^{3,4}

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)

Statement justifying the applicant’s right to the invention^{3,4}

Statement justifying the applicant’s priority right^{3,4}

Translation of the international application to be furnished in two copies⁴

Power of attorney if an agent is appointed

Who can act as agent?

Any natural or legal person resident in Chile

Does the Office accept requests for
restoration of the right of priority
(PCT Rule 49*ter.2*)?

Yes, the Office applies both the “unintentional” and “due care” criteria to such requests

³ This requirement may be satisfied if the corresponding declaration has been made in accordance with PCT Rule 4.17.

⁴ 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.



World Intellectual Property Organization

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INFORMATION ON CONTRACTING STATES

BY Belarus

The **National Center of Intellectual Property** has notified a change in its e-mail address, which now reads as follows:

ncip@belgopatent.by

[Updating of Annex B1(BY) of the *PCT Applicant's Guide*]

DEPOSITS OF MICROORGANISMS AND OTHER BIOLOGICAL MATERIAL: INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE

CA Canada

Pursuant to PCT Rule 13bis.7(b), the **Canadian Intellectual Property Office** has notified the International Bureau of a change in the name of the National Microbiology Laboratory, Health Canada (NMLHC), an 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. The name of the authority is now as follows:

International Depository Authority of Canada (IDAC)
National Microbiology Laboratory
Public Health Agency of Canada.

[Updating of Annex L of the *PCT Applicant's Guide*]



World Intellectual Property Organization

**OFFICIAL NOTICES
(PCT GAZETTE)**

3 December 2009

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INFORMATION ON CONTRACTING STATES

MC Monaco

The **Intellectual Property Division, Department of Economic Expansion**, has notified its new telephone number and its Internet address, as follows:

Telephone: (377) 98 98 84 39

Internet: www.gouv.mc

Furthermore, the Office has notified the discontinuance of the use of its teleprinter.

[Updating of Annex B1(MC) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

IL Israel

The **Israel Patent Office** has notified new amounts of the transmittal fee (PCT Rule 14) and of the fee for the priority document (PCT Rule 17.1(b)), in **new Israeli sheqalim (ILS)**, payable to it as receiving Office. These amounts, applicable from 1 January 2010, are ILS 532 and ILS 84, respectively.

[Updating of Annex C(IL) of the *PCT Applicant's Guide*]

Furthermore, the Office has notified a new amount of the filing fee component of the national fee, in **new Israeli sheqalim (ILS)**, payable to it as designated (or elected) Office. This amount, applicable from 1 January 2010, is ILS 1,021.

[Updating of the National Chapter, Summary (IL), of the *PCT Applicant's Guide*]

KR Republic of Korea

Pursuant to PCT Rule 16.1(b), new equivalent amounts in **Australian dollars (AUD)**, **Swiss francs (CHF)**, **euro (EUR)**, **New Zealand dollars (NZD)**, **Singapore dollars (SGD)** and **US dollars (USD)** have been established for the search fee for an international search carried out by the **Korean Intellectual Property Office** for international applications filed in English. These amounts, applicable from 1 January 2010, are as follows:

AUD 1,192
CHF 1,116
EUR 737
NZD 1,464
SGD 1,530
USD 1,092

[Updating of Annex D(KR) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

TH Thailand

The **Department of Intellectual Property, Ministry of Commerce**, has specified the European Patent Office (EPO) as competent International Searching and International Preliminary Examining Authority for international applications filed by nationals and residents of Thailand with the Department of Intellectual Property, Ministry of Commerce, as receiving Office, with effect from 24 December 2009.

INTERNATIONAL BUREAU

Non-Working Days

For the purposes of computing time limits under PCT Rule 80.5, it is to be noted that the days on which **the International Bureau will not be open for business** are, for the period from 1 January to 31 December 2010, the following:

all Saturdays and Sundays and
1 January 2010,
2 and 5 April 2010,
13 and 24 May 2010,
9 September 2010,
16 November 2010,
24, 27, 30 and 31 December 2010.

It is important to note that the days indicated above concern **only the International Bureau** and **not** the national Offices and other intergovernmental organizations.



World Intellectual Property Organization

**OFFICIAL NOTICES
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INFORMATION ON CONTRACTING STATES

NO Norway

The **Norwegian Industrial Property Office** has notified a change in its location address, which now reads as follows:

Sandakerveien 64, 0484 Oslo, Norway

[Updating of Annex B1(NO) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

FI Finland

The **National Board of Patents and Registration of Finland** has notified new amounts of fees, in **euro (EUR)**, payable to it as International Searching Authority and International Preliminary Examining Authority. These amounts, applicable from 1 January 2010, are as follows:

Fee for copies of documents cited in the international search report (PCT Rule 44.3(b)):	The applicant receives, together with the international search report, a copy of each document cited therein, free of charge; in other cases: EUR 20
--	--

Late furnishing fee (PCT Rule 13 ^{ter} .1(c)):	EUR 200
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Fee for copies of documents cited in the international preliminary examination report (PCT Rule 71.2(b)):	The applicant receives, together with the the written opinion of the International Preliminary Examining Authority or the international preliminary examination report, a copy of each document cited therein, free of charge; in other cases: EUR 20
---	---

Late furnishing fee (PCT Rule 13 ^{ter} .2):	EUR 200
--	---------

Furthermore, the Office has notified changes to the conditions for refund and amounts of refund of the search fee payable for an international search carried out by the Office, applicable from 1 January 2010. The consolidated list of these conditions and amounts will read as follows:

Money paid by mistake, without cause, or in excess, will be refunded.

Where the international application is withdrawn or is considered withdrawn, under PCT Article 14(1), (3) or (4), before the start of the international search: refund of 100%.

Where the Authority benefits from an earlier national search, international search, supplementary international search or international-type search already carried out by the Authority, a Nordic patent authority or the European Patent Office on an application whose priority is claimed: refund of EUR 300.

[Updating of Annexes D(FI) and E(FI) of the *PCT Applicant's Guide*]

**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

FI Finland

Agreement between the National Board of Patents and Registration of Finland and the International Bureau of the World Intellectual Property Organization¹ – Amendment

The **National Board of Patents and Registration of Finland** has stated its preparedness to carry out supplementary international searches. The amended Agreement between the National Board of Patents and Registration of Finland and the International Bureau of WIPO containing provisions concerning supplementary international search (see Articles 3(4) and 11(3)(iv), Annex C, Parts I and II, and Annex E thereof), as well as further amendments to Parts I and II of Annex C notified in accordance with Article 11(3)(ii) thereof, will enter into force on 1 January 2010 and is set out on the following pages.

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_fi.pdf.

AGREEMENT
BETWEEN THE NATIONAL BOARD OF PATENTS AND REGISTRATION
OF FINLAND
AND THE INTERNATIONAL BUREAU
OF THE WORLD INTELLECTUAL PROPERTY ORGANIZATION

in relation to the functioning of the National Board of Patents and Registration of Finland
as an International Searching Authority
and International Preliminary Examining Authority
under the Patent Cooperation Treaty

Preamble

The National Board of Patents and Registration of Finland and the International Bureau of the World Intellectual Property Organization,

Considering that the PCT Assembly, having heard the advice of the PCT Committee for Technical Cooperation, has appointed the National Board of Patents and Registration of Finland as an International Searching and Preliminary Examining Authority under the Patent Cooperation Treaty and approved this Agreement in accordance with Articles 16(3) and 32(3),

Hereby agree as follows:

Article 1
Terms and Expressions

- (1) For the purposes of this Agreement:
- (a) “Treaty” means the Patent Cooperation Treaty;
 - (b) “Regulations” means the Regulations under the Treaty;
 - (c) “Administrative Instructions” means the Administrative Instructions under the Treaty;
 - (d) “Article” (except where a specific reference is made to an Article of this Agreement) means an Article of the Treaty;
 - (e) “Rule” means a Rule of the Regulations;
 - (f) “Contracting State” means a State party to the Treaty;
 - (g) “the Authority” means the National Board of Patents and Registration of Finland;
 - (h) “the International Bureau” means the International Bureau of the World Intellectual Property Organization.
- (2) All other terms and expressions used in this Agreement which are also used in the Treaty, the Regulations or the Administrative Instructions have, for the purposes of this Agreement, the same meaning as in the Treaty, the Regulations and the Administrative Instructions.

Article 2 **Basic Obligations**

(1) The Authority shall carry out international search and international preliminary examination in accordance with, and perform such other functions of an International Searching Authority and International Preliminary Examining Authority as are provided under, the Treaty, the Regulations, the Administrative Instructions and this Agreement.

(2) In carrying out international search and international preliminary examination, the Authority shall apply and observe all the common rules of international search and of international preliminary examination and, in particular, shall be guided by the PCT International Search and Preliminary Examination Guidelines.

(3) The Authority shall maintain a quality management system in compliance with the requirements set out in the PCT International Search and Preliminary Examination Guidelines.

(4) The Authority and the International Bureau shall, having regard to their respective functions under the Treaty, the Regulations, the Administrative Instructions and this Agreement, render, to the extent considered to be appropriate by both the Authority and the International Bureau, mutual assistance in the performance of their functions thereunder.

Article 3 **Competence of Authority**

(1) The Authority shall act as International Searching Authority for any international application filed with the receiving Office of, or acting for, any Contracting State specified in Annex A to this Agreement, provided that the receiving Office specifies the Authority for that purpose, that such application, or a translation thereof furnished for the purposes of international search, is in the language or one of the languages specified in Annex A to this Agreement and, where applicable, that the Authority has been chosen by the applicant.

(2) The Authority shall act as International Preliminary Examining Authority for any international application filed with the receiving Office of, or acting for, any Contracting State specified in Annex A to this Agreement, provided that the receiving Office specifies the Authority for that purpose, that such application, or a translation thereof furnished for the purposes of international preliminary examination, is in the language or one of the languages specified in Annex A to this Agreement and, where applicable, that the Authority has been chosen by the applicant and that any other requirements regarding such application as specified in Annex A to this Agreement have been met.

(3) Where an international application is filed with the International Bureau as receiving Office under Rule 19.1(a)(iii), paragraphs (1) and (2) apply as if that application had been filed with a receiving Office which would have been competent under Rule 19.1(a)(i) or (ii), (b) or (c) or Rule 19.2(i).

(4) The Authority shall conduct supplementary international searches in accordance with Rule 45*bis*, covering at least the documentation referred to in Annex E to this Agreement, subject to any limitations and conditions set out in that Annex.

Article 4
Subject Matter Not Required to Be Searched or Examined

The Authority shall not be obliged to search, by virtue of Article 17(2)(a)(i), or examine, by virtue of Article 34(4)(a)(i), any international application to the extent that it considers that such application relates to subject matter set forth in Rule 39.1 or 67.1, as the case may be, with the exception of the subject matter specified in Annex B to this Agreement.

Article 5
Fees and Charges

(1) A schedule of all fees of the Authority, and all other charges which the Authority is entitled to make, in relation to its functions as an International Searching Authority and International Preliminary Examining Authority, is set out in Annex C to this Agreement.

(2) The Authority shall, under the conditions and to the extent set out in Annex C to this Agreement:

- (i) refund the whole or part of the search fee paid, or waive or reduce the search fee, where the international search report can be wholly or partly based on the results of an earlier search (Rules 16.3 and 41.1);
- (ii) refund the search fee where the international application is withdrawn or considered withdrawn before the start of the international search.

(3) The Authority shall, under the conditions and to the extent set out in Annex C to this Agreement, refund the whole or part of the preliminary examination fee paid where the demand is considered as if it had not been submitted (Rule 58.3) or where the demand or the international application is withdrawn by the applicant before the start of the international preliminary examination.

Article 6
Classification

For the purposes of Rules 43.3(a) and 70.5(b), the Authority shall indicate solely the International Patent Classification.

Article 7
Languages of Correspondence Used by the Authority

For the purposes of correspondence, including forms, other than with the International Bureau, the Authority shall use the language or one of the languages indicated, having regard to the language or languages indicated in Annex A and to the language or languages whose use is authorized by the Authority under Rule 92.2(b), in Annex D.

Article 8
International-Type Search

The Authority shall carry out international-type searches to the extent decided by it.

Article 9
Entry into Force

This Agreement shall enter into force on January 1, 2008.

Article 10
Duration and Renewability

This Agreement shall remain in force until December 31, 2017. The parties to this Agreement shall, no later than July 2016, start negotiations for its renewal.

Article 11
Amendment

(1) Without prejudice to paragraphs (2) and (3), amendments may, subject to approval by the Assembly of the International Patent Cooperation Union, be made to this Agreement by agreement between the parties hereto; they shall take effect on the date agreed upon by them.

(2) Without prejudice to paragraph (3), amendments may be made to the Annexes to this Agreement by agreement between the Director General of the World Intellectual Property Organization and the Authority; they shall take effect on the date agreed upon by them.

(3) The Authority may, by a notification to the Director General of the World Intellectual Property Organization:

- (i) add to the indications of States and languages contained in Annex A to this Agreement;
- (ii) amend the schedule of fees and charges contained in Annex C to this Agreement;
- (iii) amend the indications of languages of correspondence contained in Annex D to this Agreement;
- (iv) amend the indications and information concerning supplementary international searches contained in Annex E to this Agreement.

(4) Any amendment notified under paragraph (3) shall take effect on the date specified in the notification, provided that, for any increase of fees or charges contained in Annex C, that date is at least one month later than the date on which the notification is received by the International Bureau.

Article 12
Termination

(1) This Agreement shall terminate before December 31, 2017:

- (i) if the National Board of Patents and Registration of Finland gives the Director General of the World Intellectual Property Organization written notice to terminate this Agreement; or

- (ii) if the Director General of the World Intellectual Property Organization gives the National Board of Patents and Registration of Finland written notice to terminate this Agreement.

(2) The termination of this Agreement under paragraph (1) shall take effect one year after receipt of the notice by the other party, unless a longer period is specified in such notice or unless both parties agree on a shorter period.

Annex A States and Languages

Under Article 3 of the Agreement, the Authority specifies:

- (i) the following States for which it will act:
- (a) Finland;
 - (b) any other Contracting State in accordance with the obligations of the Authority within the framework of the European Patent Organisation;
- (ii) the following languages which it will accept:
Finnish, Swedish, English.

Annex B Subject Matter Not Excluded from Search or Examination

The subject matter set forth in Rule 39.1 or 67.1 which, under Article 4 of the Agreement, is not excluded from search or examination, is the following:

all subject matter searched or examined under the national patent grant procedure under the provisions of the Finnish Patent Law.

Annex C Fees and Charges

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (Euro)
Search fee (Rule 16.1(a))	1,700
Additional fee (Rule 40.2(a))	1,700
Supplementary search fee (Rule 45bis.3(a))	1,700
Preliminary examination fee (Rule 58.1(b))	550
Additional fee (Rule 68.3(a))	550
Late furnishing fee (Rules 13ter.1(c) and 13ter.2)	200
Cost of copies (Rules 44.3(b), 45bis.7(c) and 71.2(b)) ¹	20
Cost of copies (Rule 94.2), per page	0.60

¹ The applicant receives, together with the international search report, the supplementary international search report, the written opinion of the International Preliminary Examining Authority or the international preliminary examination report, a copy of each document cited therein, free of charge.

Part II. Conditions for and Extent of Refunds or Reductions of Fees

(1) Any amount paid by mistake, without cause, or in excess of the amount due, for fees indicated in Part I shall be refunded.

(2) Where the international application is withdrawn or considered withdrawn, under Article 14(1), (3) or (4), before the start of the international search, the amount of the search fee paid shall be fully refunded.

(3) Where the Authority benefits from an earlier national search, international search, supplementary international search or international-type search already carried out by the Authority, a Nordic patent authority or the European Patent Office on an application whose priority is claimed, the amount of 300 euro shall be refunded in respect of the search fee paid according to Part I.

(4) In the cases provided for under Rule 58.3, the amount of the preliminary examination fee paid shall be fully refunded.

(5) When the international application or the demand is withdrawn before the start of the international preliminary examination, the amount of the preliminary examination fee paid shall be fully refunded.

(6) Where the supplementary search request is considered not to have been submitted before the start of the supplementary international search, the amount of the search fee paid shall be fully refunded.

Annex D Languages of Correspondence

Under Article 7 of the Agreement, the Authority specifies the following languages:

Finnish, Swedish or English, depending on the language in which the international application is filed or translated.

Annex E Supplementary International Search: Documentation Covered; Limitations and Conditions

(1) The Authority will accept requests for supplementary international search based on international applications filed in or translated into English, Finnish or Swedish.

(2) The supplementary international search shall cover, in addition to the PCT minimum documentation, at least the documents in Finnish, Swedish, Norwegian or Danish held in the search collection of the Authority.

(3) The Authority will notify the International Bureau if the demand for supplementary international search clearly exceeds the resources available and also when normal conditions have been re-established.



World Intellectual Property Organization

**OFFICIAL NOTICES
(PCT GAZETTE)**

17 December 2009

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RECEIVING OFFICES

TH Thailand

The **Department of Intellectual Property** has specified the State Intellectual Property Office of the People's Republic of China and the United States Patent and Trademark Office (USPTO), in addition to the European Patent Office (EPO), as competent International Searching and International Preliminary Examining Authorities for international applications filed by nationals and residents of Thailand with the Department of Intellectual Property as receiving Office, with effect from 24 December 2009.

INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

BR Brazil

Information on the requirements of the **National Institute of Industrial Property** as International Searching Authority and International Preliminary Examining Authority is given in Annexes D(BR) and E(BR), which are published on pages 189 and 190.

CN China

Agreement between the State Intellectual Property Office of the People's Republic of China and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex A

The **State Intellectual Property Office of the People's Republic of China** has notified the International Bureau, in accordance with Article 11(3)(i) of the above-mentioned Agreement, of an amendment to Annex A thereof. This amendment enters into force on 24 December 2009. The amended Annex A reads as follows:

“Annex A States and Languages

Under Article 3 of the Agreement, the Authority specifies:

- (i) the following States for which it will act:
China, Angola, Ghana, India, Kenya, Liberia, Thailand, Turkey, Zimbabwe
and any State that the Authority will specify;
- (ii) [no change]”

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_cn.pdf.

US United States of America

Agreement between the United States Patent and Trademark Office and the International Bureau of the World Intellectual Property Organization² – Amendment to Annex A

The **United States Patent and Trademark Office (USPTO)** has notified the International Bureau, in accordance with Article 11(3)(i) of the above-mentioned Agreement, of amendments to Annex A thereof. These amendments enter into force on 24 December 2009. The amended Annex A reads as follows:

“Annex A States and Languages

Under Article 3 of the Agreement, the Authority specifies:

(i) the following States for which it will act, so far as Article 3(1) is concerned:

United States of America, Bahrain, Barbados, Brazil, Chile, Dominican Republic, Egypt, Guatemala, India, Israel, Mexico, New Zealand, Peru, Philippines, Saint Lucia, South Africa, Thailand, Trinidad and Tobago;

(ii) the following States for which it will act, so far as Article 3(2) is concerned:

United States of America and,
where the Authority has prepared the international search report, Bahrain, Barbados, Brazil, Chile, Dominican Republic, Egypt, Guatemala, India, Israel, Mexico, New Zealand, Peru, Philippines, Saint Lucia, South Africa, Thailand, Trinidad and Tobago;

(iii) [no change]”

FEES PAYABLE UNDER THE PCT

BR Brazil

The **National Institute of Industrial Property** has notified new amounts of fees, in **Brazilian reais (BRL)**, payable to it as designated (or elected) Office. These amounts, applicable since 1 June 2009, are as follows:

National fee:

For patent:³

Filing fee: BRL 200

First annual fee: BRL 250

² Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_us.pdf.

³ This fee is reduced by 60% where the international application is filed by a natural person, a small or medium-sized enterprise, a cooperative, an academic institution, a non-profit-making entity or a public institution. For further details, see Official Resolution of the National Institute of Industrial Property No. 211/09 of 14 May 2009.

For utility model:⁴

Filing fee: BRL 200

First annual fee: BRL 170

[Updating of the National Chapter, Summary (BR), of the *PCT Applicant's Guide*]

⁴ See footnote 3.

D **International Searching Authorities** **D**
BR **NATIONAL INSTITUTE OF** **BR**
INDUSTRIAL PROPERTY

Search fee (PCT Rule 16): ¹	Brazilian real (BRL) 1,900 Euro (EUR) 691 (711) ² Swiss franc (CHF) 1,048 (1,076) ² US dollar (USD) 966 (1,052) ²
Additional search fee (PCT Rule 40.2): ³	BRL 1,530
Fee for copies of documents cited in the international search report (PCT Rule 44.3): ³	BRL 2 per page
Conditions for refund and amount of refund of the search fee:	Money paid by mistake, without cause, or in excess, will be refunded. Where the international application is withdrawn or is considered withdrawn, under PCT Article 14(1), (3) or (4), before the start of the international search: refund of 100% Where the Authority benefits from an earlier search, depending upon the extent to which the Authority benefits from that earlier search: refund of 25%
Languages accepted for international search:	English, ⁴ Portuguese and Spanish ^{4, 5}
Does the Authority require that nucleotide and/or amino acid sequence listings be furnished in electronic form (PCT Rule 13ter.1)?	Yes ⁶
Types of electronic carrier required:	The entire printable copy of the sequence listing and identifying data should be contained within one text file on a single CD or DVD.
Subject matter that will not be searched:	The subject matter specified in items (i) to (vi) of PCT Rule 39.1, with the exception of all subject matter which is searched under the Brazilian patent grant procedure

¹ This fee is payable to the receiving Office in the currency or one of the currencies accepted by it (see Annex C). It is reduced by 60% where the international application is filed by a natural person, a small or medium-sized enterprise, a cooperative, an academic institution, a non-profit-making entity or a public institution. For further details, see Official Resolution of the National Institute of Industrial Property No. 211/09 of 14 May 2009.

² The amount in parentheses is applicable as from 1 January 2010.

³ This fee is payable to the International Searching Authority and only in particular circumstances. Footnote 1 (except the first sentence) is also applicable.

⁴ For international applications filed with the National Institute of Industrial Property acting as receiving Office.

⁵ For international applications filed with the receiving Offices of the Latin American and Caribbean regions.

⁶ Applicable as from 12 December 2009.

E **International Preliminary** **E**
Examining Authorities
BR **NATIONAL INSTITUTE OF** **BR**
INDUSTRIAL PROPERTY

Preliminary examination fee (PCT Rule 58): ¹	Brazilian real (BRL)	710
Additional preliminary examination fee (PCT Rule 68.3): ²	BRL	410
Handling fee (PCT Rule 57.1): ³	BRL	360 (353) ⁴
Fee for copies of documents cited in the international preliminary examination report (PCT Rule 71.2): ¹	BRL	2 per page
Fee for copies of documents contained in the file of the international application (PCT Rule 94.2): ¹	BRL	2 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:	English, ⁵ Portuguese and Spanish ^{5, 6}	
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 under the Brazilian patent grant procedure	

¹ This fee is payable to the International Preliminary Examining Authority. It is reduced by 60% where the international application is filed by a natural person, a small or medium-sized enterprise, a cooperative, an academic institution, a non-profit-making entity or a public institution. For further details, see Official Resolution of the Brazilian National Institute of Industrial Property No. 211/09 of 14 May 2009.

² This fee is payable to the International Preliminary Examining Authority and only in particular circumstances. Footnote 1 (except the first sentence) is also applicable.

³ This fee is payable to the International Preliminary Examining Authority. It is reduced by 90% if certain conditions apply (see Annex C(IB)).

⁴ The amount in parentheses is applicable as from 1 January 2010.

⁵ For international applications filed with the National Institute of Industrial Property acting as receiving Office.

⁶ For international applications filed with the receiving Offices of the Latin American and Caribbean regions.