

PATENT COOPERATION TREATY

From the
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

PCT

NOTIFICATION THAT DEMAND CONSIDERED
NOT TO HAVE BEEN SUBMITTED

(PCT Rules 54.4, 54bis.1, 55.2(d) and 61.1(b),
second sentence)

To:

Date of mailing
(day/month/year)

Applicant's or agent's file reference

IMPORTANT NOTIFICATION

International application No.

International filing date
(day/month/year)

Applicant

1. The applicant is hereby notified that **the demand is declared by this International Preliminary Examining Authority not to have been submitted** for the following reason:

- a. ☐ the applicant does not have the right to make a demand (see Article 31(2)(a) and Rule 54.4) since he is not a resident or national of a Contracting State bound by Chapter II of the PCT.
- b. ☐ the demand was made after the expiration of the time limit applicable under Rule 54bis.1(a).
- c. ☐ the required amount of the following fee(s) has not been paid within the time limit referred to in the invitation (Form PCT/IPEA/440):
- ☐ the preliminary examination fee ☐ the handling fee ☐ the late payment fee
- d. ☐ the defect(s) in the demand has (have) not been corrected within the time limit referred to in the invitation (Form PCT/IPEA/404).
- e. ☐ the translation of the international application has not been furnished within the time limit fixed in the invitation (Form PCT/IPEA/443).

2. Consequently, this Authority will **refund** to the applicant any amount paid in respect of the demand (Rules 57.4(ii), 58.3 and 58bis.1(b)):

☐ in full ☐ partially, in the amount of _____

3. ATTENTION

Since the demand is considered not to have been submitted, it does **not** have the effect, in respect of some Offices, of postponing the entry into the national phase until 30 months from the priority date (or later in some Offices) (Article 39(1)) and the acts for entry into the national phase must therefore be performed within 20 months from the priority date (or later in some Offices). **However**, in respect of some other Offices, the time limit of 30 months (or later) may nevertheless apply. See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the *PCT Applicant's Guide*, Volume II, National Chapters and the WIPO Internet site.

4. A copy of this notification has been sent to the International Bureau.

Name and mailing address of the IPEA/

Authorized officer

Facsimile No.

Telephone No.