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# NEWSLETTER

October 2002

No. 10/2002

## PCT ARTICLE 22(1): WITHDRAWALS OF NOTIFICATIONS OF INCOMPATIBILITY

### Bulgaria and Israel

Further to their notifications of the incompatibility of PCT Article 22(1), as modified with effect from 1 April 2002, with their respective national laws (see *PCT Newsletter* No. 02/2002), the Bulgarian Patent Office and the Israel Patent Office, in their capacity as designated Offices, have notified the International Bureau that they have withdrawn their notifications as further detailed below:

– the Bulgarian Patent Office has withdrawn its notification with effect from 9 July 2002. Furthermore, pursuant to PCT Article 22(3), that Office has notified the International Bureau that the time limit applicable for entry into the national phase before it as a designated Office is, with effect from 9 July 2002, 31 months from the priority date;

– the Israel Patent Office has withdrawn its notification with effect from 4 October 2002. The (new) 30-month time limit under PCT Article 22(1) will therefore apply as from that date in respect of international applications for which the 20-month time limit expires on or after 4 October 2002 and in respect of which the acts referred to in PCT Article 22(1) have not yet been performed by the applicant.

(Updating of *PCT Newsletter* No. 08/2002, tear-out sheets

(table of time limits for entering national/regional phase under PCT Chapters I and II))

An updated version of the list of PCT Contracting States which notified the International Bureau of the incompatibility of the modification of the time limit under PCT Article 22(1) with the applicable national law, which was first published in *PCT Newsletter* No. 02/2002, and which now includes information on States which have withdrawn those notifications, is published on page 8.

## THIRTY-FIRST SESSION OF THE PCT ASSEMBLY

A number of changes were approved by the Assembly of

*[continued on page 2]*

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[continued from cover page]

the PCT Union during its thirty-first (18th extraordinary) session which was held in Geneva from 23 September to 1 October 2002, as part of the meetings of the Assemblies of the Member States of WIPO. Documents which were prepared for the PCT Assembly, and which give detailed background information relating to the decisions that were taken, are available, and the report of the session will be available shortly, under "PCT Meetings" on the PCT website, at:

[www.wipo.int/documents/en/document/govbody/wo\\_pct/index\\_31.htm](http://www.wipo.int/documents/en/document/govbody/wo_pct/index_31.htm)

Some of the important changes are outlined below, listed according to the applicable date of entry into force.

(1) *Entry into force: 17 October 2002:*

### **Fee reduction for international applications filed in electronic form**

The Assembly adopted an amendment to item 4 of the Schedule of Fees (annexed to the PCT Regulations) to reduce the international fee (the basic fee and the designation fee) by 200 Swiss francs with respect to international applications filed in electronic form with a receiving Office which has notified the International Bureau under Section 710 of the *Administrative Instructions* that it is prepared to receive international applications in that form. (It is recalled that the fee reduction is already applicable with respect to international applications filed using the PCT-EASY software.) The new fee reduction will be applicable to international applications whose date of receipt is on or after 17 October 2002. In addition, on the occasion of the session of the Assembly, the International Bureau consulted with interested Offices on the necessary modifications to the *Administrative Instructions*, that is, Sections 102 and 707.

It is recalled that, since 7 January 2002, new Part 7 and new Annex F of the *Administrative Instructions* have provided, respectively, the legal framework and technical standard necessary to enable the implementation of electronic filing and processing of international applications under the PCT, as provided for by PCT Rule 89bis.1. Although **no receiving Office has yet notified the International Bureau that it will accept the filing of international applications in electronic form**, it is expected that certain receiving Offices will make such a notification in the near future.

The texts of the Schedule of Fees, as amended with effect from 17 October 2002, and amended Sections 102bis(c) and 707 of the *Administrative Instructions*, which will take effect on the same date, are included as tear-out sheets in this issue.

### **Selection of PCT MATERIALS ON INTERNET (<http://www.wipo.int/pct/en/>)**

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

PCT filing

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

PCT-EASY

PCT-SAFE

PCT legal texts and guidelines

- About the Treaty
- Texts of the Patent Cooperation Treaty, Regulations and Administrative Instructions and search facility for Articles under PCT
- PCT Receiving Office Guidelines
- PCT International Search Guidelines
- PCT International Preliminary Examination Guidelines
- PCT Contracting States
- Reservations and incompatibilities
- Notifications concerning non-applicability of modified time limit under PCT Article 22(1)
- PCT legal text index

*PCT Gazette*

PCT news

- *PCT Newsletter* (Nos. 01/1997–10/2002); Practical Advice published in the *PCT Newsletter* between March 1994 and December 1996 and search facility for all Practical Advice
- PCT Press Releases/Updates
- The PCT in 2001

Seminar calendar and seminar materials:

- seminar documents: September 2002 (Japanese); February 2002 (English); April 2002 (French and German); May 2001 (Spanish);

PCT meetings (documents):

- Committee (21–25 May 2001; 1–5 July 2002) and Working Group on Reform of the PCT (12–15 November 2001; 29 April–3 May 2002)
- PCT Assembly: 1978–2002
- PCT Committee for Technical Cooperation (23 September–1 October 2002)

\* \* \*

### **PCT INFORMATION SERVICE**

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### PCT QUIZ

Last month's question was:

**Which of the following circumstances would result in the non-issuance of an International Preliminary Examination Report (IPER)?**

The answer is "(a) no demand for international preliminary examination was filed." According to PCT Article 31, international preliminary examination will take place only if the applicant has submitted a demand for such an examination, in which certain prescribed information is given.

As for (b) ("a demand for international preliminary examination was filed, but not within 19 months from the priority date") note that even if a demand is filed after 19 months from the priority date, an IPER may still be issued. The only drawback would be that the applicant would not be able to extend the time limit for entry into the national phase in those countries which have notified the International Bureau (IB) that the modified time limit under PCT Article 22(1) of 30 months from the priority date is not compatible with the applicable national law. Also, if the demand is filed late, then the IPER is also likely to be issued late, possibly even after the expiration of 30 months from the priority date.

As for (c) ("the demand for international preliminary examination was not filed direct with a competent International Preliminary Examining Authority (IPEA)), note that an IPER may still be issued even when the applicant does not file the demand direct with a competent IPEA. The procedure under PCT Rule 59.3 provides for the Office or Authority which is not the competent IPEA to transmit the demand to a competent IPEA, or to the IB, which will, in turn, transmit it to a competent IPEA, which will then perform the international preliminary examination (the date of receipt at the first Office/ Authority being considered the date of receipt of the demand).

(2) *Entry into force: 1 January 2003:*

#### **Reform of the PCT: Translation for international publication; missed time limit for entering the national phase\***

Amendments to the PCT Regulations were adopted to further align PCT requirements with those of the Patent Law Treaty (PLT). The amendments relate to the language of the international application and translations, and the reinstatement of rights after failure to comply with requirements for entering the national phase within the applicable time limit.

With regard to the former topic, note that the changes affect only applications filed, in Danish, Dutch, Finnish, Korean, Norwegian or Swedish, with certain receiving Offices.

With regard to the latter topic, where the applicant has failed to perform the acts referred to in PCT Article 22 within the applicable time limit, the designated Office will, under new PCT Rule 49.6, upon the request of the applicant and subject to certain conditions, reinstate the rights of the applicant with respect to that international application if it finds that any delay in meeting that time limit was unintentional or, at the option of the designated Office, that the failure to meet that time limit occurred in spite of due care required by the circumstances having been taken. This new Rule will apply to international applications filed on or after 1 January 2003, and to international applications filed before that date if the applicable time limit under PCT Article 22 expires on or after 1 January 2003. However, if, on 1 October 2002, PCT Rule 49.6(a) to (e) is not compatible with the national law applied by the designated Office, those paragraphs will not apply in respect of that designated Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by 1 January 2003. The International Bureau will subsequently publish the relevant information in the *PCT Gazette* and in the *PCT Newsletter*.

\* For background information, refer to the discussions which took place during earlier meetings of the Working Group and Committee on Reform of the PCT—see "PCT Meetings" on the PCT website, at: <http://www.wipo.int/pct/en/meetings/meetings.htm>

(3) *Entry into force: 1 January 2004:*

### **Reform of the PCT: Enhanced international search and preliminary examination system\***

The Assembly adopted amendments to the PCT Regulations to introduce an “enhanced international search and preliminary examination system,” aimed at further rationalizing the PCT international search and international preliminary examination procedures. This is an important step towards greater convergence of the international and national procedures. The main feature of the new enhanced system is that one of the main elements of the present international preliminary examination procedure under Chapter II, namely, the establishment of a written opinion, will in effect be advanced and incorporated into the international search procedure under Chapter I. Under the new system, the International Searching Authority (ISA) will be responsible for establishing a preliminary and non-binding written opinion addressing the question whether the claimed invention appears to be novel, to involve an inventive step and to be industrially applicable (the main internationally accepted criteria for patentability). If a demand for international preliminary examination is filed, that written opinion will also be used for the purposes of international preliminary examination under Chapter II, thus combining the international search and international preliminary examination procedures to a much greater extent than is the case at present.

### **Reform of the PCT: Overhaul of the designation system\***

The PCT Assembly also agreed to streamline and rationalize the designation system. Under the new designation system, the applicant will obtain an automatic and all-inclusive coverage of all designations available under the Treaty without, at the time of filing the international application,

having to designate individual Contracting States, choose certain kinds of protection or indicate whether national or regional protection is sought. Such matters will be dealt with upon entry into the national phase or subsequently.

In the context of introducing a new designation system, the introduction of a flat international filing fee was also approved. This fee, once established, will replace the current basic fee and designation fee. It was also agreed that consideration should be given to incorporating the handling fee into the new international filing fee, and that proposed amendments of the Regulations should be prepared by the International Bureau accordingly and submitted to the Assembly in 2003 for consideration in conjunction with the fixing of the amount of the international filing fee.

Furthermore, the system of “systematic communication” to a designated Office of all documents relating to international applications designating that Office is to be replaced by a “communication on request” system. Under this system, documents will be communicated to a designated Office only upon request by the Office and at the time specified by it.

Note that if, on 1 October 2002, the national law of a Contracting State provides that the filing of an international application which contains the designation of that State and claims the priority of an earlier national application having effect in that State shall have the result that the earlier national application ceases to have effect with the same consequences as the withdrawal of the earlier national application, the designated Office concerned must inform the International Bureau by January 1, 2003, that this exception shall apply in respect of designations of that State; the International Bureau will subsequently publish the relevant information in the *PCT Gazette* and in the *PCT Newsletter*. As a consequence, in any international application filed on or after 1 January 2004, the request may, for as long as that national law continues to so provide, contain an indication that the designation of that State is not made.

\* For background information, refer to the discussions which took place during earlier meetings of the Working Group and Committee on Reform of the PCT—see “PCT Meetings” on the PCT website, at: <http://www.wipo.int/pct/en/meetings/meetings.htm>

### Availability of priority documents from digital libraries\*

Amendments to the PCT Regulations were also adopted whereby the applicant may, instead of submitting the priority document in paper form to the International Bureau or the receiving Office, request, where applicable, that the priority document be obtained from a digital library, to be established.

(4) *Entry into force: summer of 2004 (expected):*

### Appointment of a new International Searching and Preliminary Examining Authority

Upon the recommendation of the PCT Committee for Technical Cooperation, which met earlier in the week, the Assembly appointed the Canadian Commissioner of Patents as an International Searching Authority (ISA) and International Preliminary Examining Authority (IPEA), bringing the number of Offices which have been appointed as ISAs/IPEAs to 11. Note that **applicants cannot yet choose the Canadian Intellectual Property Office as ISA or IPEA**. The date of entry into force of the Agreement (expected in the summer of 2004) and other details will be announced as soon as such information becomes available to the International Bureau.

(5) *Other decisions by the Assembly:*

### PCT minimum documentation

The PCT Assembly took note of the recommendation of the PCT Committee for Technical Cooperation (PCT/CTC), which met earlier in the week, that the Meeting of International Authorities under the PCT (PCT/MIA) undertake a study on the inclusion, in the non-patent literature part of the PCT minimum documentation, of traditional knowledge-related periodicals and databases, as well as a study on the use of databases in certain technical fields. Recommendations should then be made to PCT/CTC on proposed modifications of PCT Rule 34 and proposed mecha-

nisms for reviewing and maintaining the non-patent literature part of the PCT minimum documentation.

### Future work on PCT Reform

The PCT Assembly also agreed on a program for further work on reform of the PCT system. It agreed that two sessions of the Working Group on Reform of the PCT should be convened between the September 2002 and September 2003 sessions of the PCT Assembly to consider issues of three kinds. First, those proposals for reform which had already been submitted to the Committee or the Working Group, but had not yet been considered in detail, should be reviewed. Second, consideration should be given to options for revising the Treaty itself. Third, the Working Group should commence discussions on the development of a common quality framework for the international search and international preliminary examination procedures under the PCT.

For further details about the specific changes, including the text of the amended Regulations, see the Report of the meeting, referred to above, which will be available on the PCT website shortly.

## PCT INFORMATION UPDATE

### BG Bulgaria (language of filing)

The Bulgarian Patent Office, in its capacity as receiving Office, has notified a change in its requirements concerning the language in which international applications may be filed with it, with effect from 9 July 2002. The consolidated list of languages accepted by the Office for the filing of international applications is as follows:

Bulgarian, English or Russian\*\*

\* \* If the language in which the international application is filed is not accepted by the International Searching Authority (see Annex D of the *PCT Applicant's Guide*), the applicant will have to furnish a translation (PCT Rule 12.3).

### IB International Bureau (fees)

As from 1 November 2002, and in respect of international applications filed on or after that date, it will be possible to pay the following fees in euro (EUR), as well as in CHF or USD, to the International Bureau as receiving Office:

\* For background information, refer to the discussions which took place during earlier meetings of the Working Group and Committee on Reform of the PCT—see "PCT Meetings" on the PCT website, at: <http://www.wipo.int/pct/en/meetings/meetings.htm>

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

|                            |     |    |
|----------------------------|-----|----|
| fee for priority document: | EUR | 34 |
| supplement for airmail:    | EUR | 7  |

See "search fee," below for information on the amounts of the search fee in EUR payable to the International Bureau as receiving Office.

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

### Search fee (all International Searching Authorities)

In respect of the search fee payable to the International Bureau as receiving Office, amounts in EUR have been established for all International Searching Authorities. Note that the amounts in EUR for an international search by the Australian Patent Office, the China Intellectual Property Office, the Japan Patent Office, the Korean Intellectual Property Office, the Russian Patent Office and the United States Patent and Trademark Office have been newly established and are applicable as from 1 November 2002 in respect of international applications filed on or after that date; the amounts in EUR for an international search by the Austrian Patent Office, the European Patent Office, the Spanish Patent and Trademark Office and the Swedish Patent Office are those already established by those Offices. The amounts are indicated in Table I(b).

As from 1 November 2002, there will also be a change in the equivalent amount payable in CAD for an international search carried out by the European Patent Office, as indicated in Table I(b).

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

### Handling fee (Japan Patent Office)

The following footnote relating to the reduction in the handling fee (referred to under point 5 of the Schedule of Fees annexed to the Regulations under the PCT), payable to the Japan Patent Office as an International Preliminary Examining Authority, has been added to the *PCT Applicant's Guide*, Vol. I/B, Annex E (JP):

This fee is payable to the International Preliminary Examining Authority. It is reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in any of the States mentioned in the footnote to Annex C(IB) relating to the basic and designation fees."

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

### NOTE ABOUT EPO'S RATIONALIZED INTERNATIONAL PRELIMINARY EXAMINATION PROCEDURE

It is recalled that on 3 January 2002, the European Patent Office introduced a rationalized procedure for international preliminary examination (see *PCT Newsletter* No. 01/2002). The European Patent Office (EPO) has clarified to the International Bureau that if amendments to the claims under PCT Article 19 are filed, and the applicant wants those amendments to be taken into account for the purposes of international preliminary examination, or if amendments under PCT Article 34 are filed, it is not possible to receive a rationalized International Preliminary Examination Report (IPER). This results from the fact that whenever amendments are filed, either under PCT Article 19 or PCT Article 34, a substantive examiner must assess those amendments before the file can proceed, and a detailed IPER is issued.

It is therefore not possible, when such amendments have been filed, to receive any refund of the international preliminary examination fee—see the *Official Journal of the EPO*, No. 11/2001, page 539, in particular paras. 5 to 9, which is published on the EPO's website at:

[www.european-patent-office.org/epo/pubs/oj001/11\\_01/index.htm](http://www.european-patent-office.org/epo/pubs/oj001/11_01/index.htm)

### PRACTICAL ADVICE

#### *Filing declarations of inventorship under PCT Rule 4.17(iv)*

*Q: I am the agent for an international application which has already been filed, for which there is one corporate applicant for the purposes of all designated States except US, and there are six inventors who are applicants for the purposes of the US designation. In order to facilitate entry*

into the national phase before the United States Patent and Trademark Office (USPTO), I would like to file a declaration of inventorship (under PCT Rule 4.17(iv)) for the six applicant/inventors. Some of these applicant/inventors no longer work for the corporate applicant, however.

(1) Do they all have to sign the same declaration of inventorship, or can they sign separate copies? (2) What happens if I am unable to obtain the signature of all the applicant/inventors?

A: (1) When there is more than one applicant/inventor (hereinafter referred to as "inventor"), it is possible, for example, for convenience if the inventors are far apart, for the inventors to sign (and date) separate copies of the declaration of inventorship under PCT Rule 4.17(iv), provided that each copy indicates the names and addresses of all the inventors (see Section 214(b) of the *Administrative Instructions under the PCT*). (This stems from the fact that the text of the declaration states that the undersigned declares that he/she is either the "sole" or the "joint inventor" of a particular invention; thus, any co-inventors must be named.) Note that if the "Continuation of Box No. VIII(i) to (v) Declaration" is used to include the details of the third and any further inventors, each inventor must sign a complete declaration which includes the information contained in Box No. VIII(iv) as well as the information contained in the Continuation Sheet(s).

If you had submitted the declaration of inventorship with the request form upon filing the international application, and Box No. X of the request had been signed by any of the inventors, the signatures of those inventors who had signed the request would not be required on the declaration. However, since you are adding the

declaration afterwards under PCT Rule 26ter.1, the signatures of all the inventors are required.

(2) Even where any declaration under PCT Rule 4.17(i) to (iv) does not comply with PCT Rule 4.17, the International Bureau will, provided that the declarations are received within the time limit under PCT Rule 26ter.1, communicate copies to the designated Office(s) concerned; it is up to the designated Office to decide whether it will accept the declaration or not. In the case of a declaration of inventorship with missing signatures, that declaration would still be communicated to the USPTO, but you would probably have to submit the relevant US form on declaration of inventorship to the USPTO in connection with entry into the national phase. Note, however, that this requirement may also be complied with later, in response to a notice sent to the applicant, provided that a surcharge is paid for furnishing the oath or declaration later.

It is recalled that the filing of any declaration under PCT Rule 4.17 is optional, and applicants are free to decide whether to file declarations under PCT Rule 4.17 in the international phase or whether to provide the necessary documents and evidence required by the designated Offices later, in the national phase. It is also recalled that a few Offices have made reservations and reserve the right to require further documents and evidence in the national phase (for details, see *PCT Newsletter* No. 02/2001). For further information on the filing of declarations under PCT Rule 4.17, see *PCT Newsletters* Nos. 02/2001 and 03/2001 (including practical advice sections), and 04–09/2001, and the *PCT Applicant's Guide*, Vol. I, paras. 102A–J and 250A–G, and Vol. II, paras. 50–50 B.

**MODIFICATION OF THE TIME LIMITS FIXED IN PCT ARTICLE 22(1)**

**Notifications that the modification is not compatible with national laws were received from the Offices (in their capacity as designated Offices) of the following States**

**(24 Offices – situation on 31 January 2002)**

**(18 Offices – situation on 1 September 2002)**

**(17 Offices – situation on 4 October 2002)**

|    |   |
|----|---|
| AU | <del>Australia</del> (notification withdrawn effective 1 April 2002)      |
| BG | <del>Bulgaria</del> * (notification withdrawn effective 9 July 2002)      |
| BR | Brazil  |
| CH | Switzerland*  |
| CN | China   |
| DK | Denmark*  |
| EE | Estonia*  |
| FI | Finland*  |
| GB | <del>United Kingdom</del> (notification withdrawn effective 1 April 2002) |
| HR | <del>Croatia</del> (notification withdrawn effective 1 April 2002)        |
| HU | Hungary   |
| IL | <del>Israel</del> (notification withdrawn effective 4 October 2002)       |
| JP | <del>Japan</del> (notification withdrawn effective 1 September 2002)      |
| KR | Republic of Korea   |
| LU | Luxembourg*   |
| NO | Norway  |
| SE | Sweden*   |
| SG | Singapore   |
| SK | <del>Slovakia</del> (notification withdrawn effective 1 August 2002)      |
| TZ | United Republic of Tanzania**   |
| UG | Uganda**  |
| YU | Yugoslavia  |
| ZA | South Africa  |
| ZM | Zambia**  |

\* If this State is designated for the purposes of a European patent, the time limit fixed by the European Patent Office (EPO) in accordance with PCT Article 22(3) will apply in respect of the entry into the regional phase before the EPO (that is, 31 months from the priority date).

\* \* If this State is designated for the purposes of an ARIPO patent, the time limit fixed by the African Regional Industrial Property Organization (ARIPO) in accordance with PCT Article 22(3) will apply in respect of the entry into the regional phase before ARIPO (that is, 31 months from the priority date).



| <b>PCT SEMINAR CALENDAR</b>                                   |                            |  |  |
|---|----------------------------|--|--|
| <b>Dates and Location</b>                                     | <b>Language of seminar</b> | <b>Nature of seminar; WIPO speakers (and others where known)</b>   | <b>Organizer and contact numbers</b>   |
| <b>22 October 2002<br/>Tokyo (JP)</b>                         | Japanese                   | Seminar on the PCT<br>WIPO speaker: Mr. Oku  | Japan Patent Office<br>(Ms. Atsuko Sato)<br>Tel: (81-3) 35 80 16 65<br>Fax: (81-3) 35 01 06 59<br>E-mail: PA1A10@jpo.go.jp   |
| <b>24 October 2002<br/>Nagoya (JP)</b>                        | Japanese                   | Seminar on the PCT<br>WIPO speaker: Mr. Oku  | (as above)   |
| <b>25 October 2002<br/>Osaka (JP)</b>                         | Japanese                   | Seminar on the PCT<br>WIPO speaker: Mr. Oku  | (as above)   |
| <b>31 October–<br/>1 November 2002<br/>San Francisco (US)</b> | English                    | Advanced PCT seminar<br>WIPO speakers: Mr. Reischle and<br>Mr. Maassel   | Intellectual Property International<br>(Ms. Virginia H. Meyer)<br>Tel: (1-415) 289 74 71<br>Fax: (1-415) 331 60 68<br>E-mail: IPI@IPISeminars.com<br>Internet: www.ipiseminars.com |
| <b>4–5 November 2002<br/>Bridgetown (BB)</b>                  | English                    | WIPO National Seminar on the<br>PCT<br>WIPO speakers: Mr. Regis and<br>Ms. Featherby<br>Other speakers: Mr. Watkins<br>(University of Akron, US),<br>Ms. Tammy Griffiths (Attorney-at-<br>Law, BB) | Corporate Affairs and Intellectual<br>Property Office (Barbados)<br>(Mrs. Maureen Crane Scott)<br>Tel: (1-246) 436 48 18<br>Fax: (1-246) 437 30 72<br>E-mail: caipo@caribsurf.com  |
| <b>4–5 November 2002<br/>Chicago (US)</b>                     | English                    | Advanced PCT training session<br>WIPO speakers: Mr. Reischle and<br>Mr. Maassel  | The John Marshall Law School<br>Department of Event Management<br>Tel: (1-312) 987 14 20<br>Fax: (1-312) 427 71 28<br>E-mail: Events@jmls.edu                                      |
| <b>4–5 November 2002<br/>Beijing (CN)</b>                     | Chinese/<br>English        | WIPO National Roving Seminar on<br>the PCT<br>WIPO speakers: Mr. Wang and<br>Mr. Bartels   | China Intellectual Property Office<br>Tel: (86 10) 62 62 09 32 68<br>Fax: (86 10) 62 01 96 15  |
| <b>7–8 November 2002<br/>Shanghai (CN)</b>                    | Chinese/<br>English        | WIPO National Roving Seminar on<br>the PCT<br>WIPO speakers: Mr. Wang and<br>Mr. Bartels   | (as above)   |
| <b>12 November 2002<br/>Wellington (NZ)</b>                   | English                    | PCT seminar<br>WIPO speaker: Mr. Maassel   | Intellectual Property Office of New<br>Zealand<br>(Ms. Patricia Jennings)<br>Tel: (64-4) 560 16 41<br>Fax: (64-4) 560 16 91<br>E-mail: pct-seminars@iponz.govt.nz                  |
| <b>14 November 2002<br/>Auckland (NZ)</b>                     | English                    | PCT seminar<br>WIPO speaker: Mr. Maassel   | (as above)   |
| <b>18–19 November 2002<br/>London (GB)</b>                    | English                    | PCT seminar: "PCT Update" for<br>senior patent administrators<br>WIPO speaker: Mr. Reischle  | Management Forum Ltd<br>Tel: (44-1483) 57 00 99<br>Fax: (44-1483) 53 64 24<br>E-mail:<br>josephine.leak@management-forum.co.uk   |

*[continued on next page]*

| <b>PCT SEMINAR CALENDAR [continued]</b>                 |                            |  |  |
|---|----------------------------|--|--|
| <b>Dates and Location</b>                               | <b>Language of seminar</b> | <b>Nature of seminar; WIPO speakers (and others where known)</b>   | <b>Organizer and contact numbers</b>   |
| <b>26–27 November 2002<br/>Paris (FR)</b>               | French                     | Basic PCT seminar on PCT procedures<br>WIPO speaker: Mr. Baron   | Institut national de la propriété industrielle (INPI)<br>(Mrs. Christiane Sadrin)<br>Tel: (33–1) 53 04 55 76<br>Fax: (33–1) 42 93 63 52  |
| <b>11–12 December 2002<br/>London (GB)</b>              | English                    | PCT seminar: “Advanced PCT Formalities”<br>WIPO speakers: Mr. Reischle and Ms. Trpkovska                           | Management Forum Ltd<br>Tel: (44–1483) 57 00 99<br>Fax: (44–1483) 53 64 24<br>E-mail:<br>josephine.leak@management-forum.co.uk   |
| <b>13 December 2002<br/>London (GB)</b>                 | English                    | PCT-EASY workshop<br>WIPO speaker: Ms. Featherby   | (as above)   |
| <b>6–8 January 2003<br/>Zurich (CH)</b>                 | English                    | PCT presentation in the framework of a Postgraduate Program in Intellectual Property<br>WIPO speaker: Mr. Reischle | Swiss Federal Institute of Technology Zurich (ETH)<br>NDS Intellectual Property<br>(Ms. Lili Tsiamis)<br>Tel: (41–1) 632 68 08<br>Fax: (41–1) 632 13 67<br>E-mail: tsiamis@recht.gess.ethz.ch<br>Internet: www.ndsip.ethz.ch                           |
| <b>27–28 February 2003<br/>San Francisco (US)</b>       | English                    | Basic PCT seminar<br>WIPO speakers: Mr. Reischle and Mr. Maassel   | Intellectual Property International (Ms. Virginia H. Meyer)<br>Tel: (1–415) 289 74 71<br>Fax: (1–415) 331 60 68<br>E-mail: IPI@IPISeminars.com<br>Internet: www.ipiseminars.com  |
| <b>3–4 March 2003<br/>Chicago (US)</b>                  | English                    | Basic PCT training session<br>WIPO speakers: Mr. Reischle and Mr. Maassel  | The John Marshall Law School<br>Department of Event Management<br>Tel: (1–312) 987 14 20<br>Fax: (1–312) 427 71 28<br>E-mail: Events@jmls.edu  |
| <b>12–13 March 2003<br/>Ecully (FR)</b>                 | French                     | PCT seminar for patent attorneys<br>WIPO speaker: Ms. Boutillon  | Centre Paul Roubier (Mrs. Audi)<br>Tel: (33–4) 78 33 07 08<br>Fax: (33–4) 78 33 58 96  |
| <b>10 April 2003<br/>Paris (FR)</b>                     | French                     | PCT presentation for patent attorneys<br>WIPO speaker: Ms. Boutillon   | Fondation Nationale pour le Droit de l'Entreprise (FNDE) (Mrs. Heuzé)<br>Tel: (33–1) 42 66 18 19<br>Fax: (33–1) 42 66 17 37<br>E-mail: pheuze@fnde.asso.fr   |
| <b>25–26 April 2003<br/>Concord, New Hampshire (US)</b> | English                    | Basic PCT seminar for patent attorneys and patent administrators<br>WIPO speaker: Mr. Maassel                      | Franklin Pierce Law Center (Ms. Carol Ruh)<br>Tel: (1–603) 228 19 63, ext. 1108<br>Fax: (1–603) 224 33 42<br>E-mail: cruh@fplc.edu<br>Internet:<br><a href="http://www.fplc.edu/TreatySem/treatsem.htm">http://www.fplc.edu/TreatySem/treatsem.htm</a> |

## PCT FEE TABLES

The following Tables show the amounts and currencies of the main PCT fees which are payable to the receiving Offices (ROs) and the International Preliminary Examining Authorities (IPEAs) during the international phase under Chapter I (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The total amount of the basic fee and designation fee may be reduced by CHF 200 under certain circumstances where the request is prepared using the PCT-EASY software; see footnote 2 for details. A 75% reduction in the basic fee, the fee per sheet over 30, the designation fee and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States; see footnote 12 for details. (Note that if both the CHF 200 reduction and the 75% reduction are applicable, the 75% reduction is calculated *after* the CHF 200 reduction.) The footnotes to the Fee Tables follow Table II.

## Key to abbreviations used in fee tables:

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

Table I(a) — TRANSMITTAL, BASIC AND DESIGNATION FEES

(as at 1 October 2002, unless otherwise indicated)

| RO | Transmittal fee <sup>1</sup>        | Basic fee <sup>1,2,3</sup><br>(CHF 650) | Fee per sheet<br>over 30 <sup>1,2,3,4</sup><br>(CHF 15) | Designation<br>fee <sup>1,2,3,5,6</sup><br>(CHF 140) | PCT-EASY<br>reduction <sup>2</sup><br>(CHF 200) | Competent<br>ISA(s) <sup>7</sup> |
|----|-------------------------------------|---|---|--|---|----------------------------------|
| AE | AED <sup>8</sup> —                  | AED eq CHF 650                          | 15  | 140  | n a   | AT AU                            |
| AG | Information not yet available       |   |   |  |   |                                  |
| AL | ALL 9,000                           | CHF 650                                 | 15  | 140  | n a   | EP                               |
| AM | AMD 32,000                          | USD 407                                 | 9   | 88   | 125   | EP RU                            |
| AP | USD 50<br>(or eq in local currency) | USD 407                                 | 9   | 88   | 125   | AT EP SE                         |
| AT | EUR 50                              | EUR 444                                 | 10  | 96   | 137   | EP                               |
| AU | AUD 100                             | AUD 746                                 | 17  | 161  | 230   | AU                               |
| AZ | AZM eq USD<br>plus mailing costs    | USD 407                                 | 9   | 88   | n a   | EP RU                            |
| BA | EUR 25.56                           | EUR 444                                 | 10  | 96   | 137   | EP                               |
| BE | EUR 40                              | EUR 444                                 | 10  | 96   | 137   | EP                               |
| BG | BGL 60                              | BGL eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | EP RU                            |
| BR | BRR 236                             | BRR eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | AT EP SE US                      |
| BY | BYR eq USD 70                       | USD 407                                 | 9   | 88   | n a   | EP RU                            |
| BZ | BZD 220                             | USD 407                                 | 9   | 88   | 125   | EP                               |
| CA | CAD 200                             | CAD 639                                 | 15  | 138  | 197   | EP                               |

[continued on next page]

**Table I(a) — TRANSMITTAL, BASIC AND DESIGNATION FEES [continued]**  
(as at 1 October 2002, unless otherwise indicated)

| RO | Transmittal fee <sup>1</sup>   | Basic fee <sup>1,2,3</sup><br>(CHF 650) | Fee per sheet<br>over 30 <sup>1,2,3,4</sup><br>(CHF 15) | Designation<br>fee <sup>1,2,3,5,6</sup><br>(CHF 140) | PCT-EASY<br>reduction <sup>2</sup><br>(CHF 200) | Competent<br>ISA(s) <sup>7</sup> |
|----|--|---|---|--|---|----------------------------------|
| CH | CHF 100  | CHF 650                                 | 15  | 140  | 200   | EP                               |
| CN | CNY 500  | CNY eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | CN                               |
| CO | Information not yet available  |   |   |  |   |                                  |
| CR | USD 175  | USD 407                                 | 9   | 88   | 125   | EP ES                            |
| CU | USD (or eq CUP)200   | USD (or eq CUP)407                      | 9   | 88   | 125   | AT EP ES RU                      |
| CY | CYP 75   | CYP 258                                 | 6   | 56   | n a   | EP                               |
| CZ | CZK 1,500  | CZK eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | EP                               |
| DE | EUR 90   | EUR 444                                 | 10  | 96   | 137   | EP                               |
| DK | DKK 1,500  | DKK 3,300                               | 80  | 710  | 1,020   | EP SE                            |
| DM | Information not yet available  |   |   |  |   |                                  |
| DZ | DZD <sup>8</sup> —   | CHF 650                                 | 15  | 140  | 200   | AT EP                            |
| EA | RUR eq USD 50  | USD 407                                 | 9   | 88   | 125   | EP RU                            |
| EC | USD <sup>8</sup> —   | USD 407                                 | 9   | 88   | 125   | EP ES                            |
| EE | EEK 1,800  | EEK eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | EP                               |
| EP | EUR 100  | EUR 444                                 | 10  | 96   | 137   | EP                               |
| ES | EUR 61.51  | EUR 444                                 | 10  | 96   | 137   | EP ES                            |
| FI | EUR 135  | EUR 444                                 | 10  | 96   | 137   | EP SE                            |
| FR | EUR 60   | EUR 444                                 | 10  | 96   | 137   | EP                               |
| GB | GBP 55   | GBP 278                                 | 6   | 60   | 86  | EP                               |
| GD | Information not yet available  |   |   |  |   |                                  |
| GE | GEL <sup>9</sup> 10  | USD 407                                 | 9   | 88   | 125   | EP RU                            |
| GH | GHC <sup>10</sup> 2,500<br>or 5,000  | USD 407                                 | 9   | 88   | n a   | AT AU CN EP SE                   |
| GR | EUR 115  | EUR 444                                 | 10  | 96   | 137   | EP                               |
| HR | HRK 200  | HRK eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | EP                               |
| HU | HUF <sup>11</sup> 10,000   | HUF eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | EP RU                            |
| IB | CHF <sup>12</sup> 100<br>or USD <sup>12</sup> 60<br>(from 1.11.02:<br>or EUR <sup>12</sup> 68) | CHF 650<br>or USD 407<br>or EUR 444)    | 15<br>9<br>(10)   | 140<br>88<br>(96)                                    | 200<br>125<br>(137)                             | See footnote 13                  |
| ID | IDR 500,000  | IDR eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | AU EP RU                         |
| IE | EUR 76.00  | EUR 444                                 | 10  | 96   | 137   | EP                               |
| IL | ILS 459  | USD 407                                 | 9   | 88   | 125   | EP US                            |
| IN | INR 5,000<br>(filing by indiv: 1,500)  | USD 407                                 | 9   | 88   | 125   | AT AU CN EP SE<br>US             |

[continued on next page]

**Table I(a) — TRANSMITTAL, BASIC AND DESIGNATION FEES [continued]**  
(as at 1 October 2002, unless otherwise indicated)

| RO | Transmittal fee <sup>1</sup>                   | Basic fee <sup>1,2,3</sup><br>(CHF 650) | Fee per sheet<br>over 30 <sup>1,2,3,4</sup><br>(CHF 15) | Designation<br>fee <sup>1,2,3,5,6</sup><br>(CHF 140) | PCT-EASY<br>reduction <sup>2</sup><br>(CHF 200) | Competent<br>ISA(s) <sup>7</sup> |
|----|--|---|---|--|---|----------------------------------|
| IS | ISK 5,500                                      | ISK 41,300                              | 1,000   | 8,900  | 11,600  | EP SE                            |
| IT | EUR 30.99                                      | EUR 444                                 | 10  | 96   | n a   | EP                               |
| JP | JPY 18,000                                     | JPY 47,800                              | 1,100   | 10,300   | 14,700  | EP JP                            |
| KE | USD (or KES equiv) 250<br>plus cost of mailing | USD 407                                 | 9   | 88   | 125   | AT AU CN EP SE                   |
| KG | KGS eq USD 100                                 | USD 407                                 | 9   | 88   | 125   | EP RU                            |
| KP | KPW eq CHF 50                                  | KPW eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | AT RU                            |
| KR | KRW 45,000                                     | KRW 530,000                             | 12,000  | 114,000  | 163,000   | AT AU JP <sup>14</sup> KR        |
| KZ | KZT <sup>8</sup> —                             | USD 407                                 | 9   | 88   | 125   | EP RU                            |
| LR | USD 45   | USD 407                                 | 9   | 88   | n a   | AT AU CN EP SE                   |
| LS | LSM <sup>8</sup> —                             | LSM eq CHF 650                          | eq CHF 15   | eq CHF 140   | n a   | AT EP                            |
| LT | LTL 320  | USD 407                                 | 9   | 88   | n a   | EP RU                            |
| LU | EUR 19   | EUR 444                                 | 10  | 96   | n.a.  | EP                               |
| LV | LVL 47.20                                      | USD 407                                 | 9   | 88   | 125   | EP RU                            |
| MA | None   | CHF 650                                 | 15  | 140  | n a   | AT EP RU SE                      |
| MC | EUR 49   | EUR 444                                 | 10  | 96   | n a   | EP                               |
| MD | MDL 180  | USD 407                                 | 9   | 88   | 125   | EP RU                            |
| MK | MKD 2,750                                      | MKD eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | EP                               |
| MN | None   | CHF 650                                 | 15  | 140  | 200   | EP RU                            |
| MW | MWK 2,000                                      | MWK 25,000                              | 600   | 5,400  | 7,700   | EP                               |
| MX | MXP <sup>3</sup> eq USD 200                    | MXP eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | EP ES SE US                      |
| NL | EUR 50   | EUR 444                                 | 10  | 96   | 137   | EP                               |
| NO | NOK 500  | NOK 3,560                               | 80  | 770  | 1,090   | EP SE                            |
| NZ | NZD 180  | NZD 890                                 | 20  | 192  | 274   | AU EP US                         |
| OM | Information not yet available                  |   |   |  |   |                                  |
| PH | PHP 3,500                                      | USD 407                                 | 9   | 88   | 125   | AU EP JP KR US                   |
| PL | PLZ 300  | PLZ eq CHF 650                          | eq CHF 15   | eq CHF 140   | n a   | EP                               |
| PT | EUR 23.19                                      | EUR 444                                 | 10  | 96   | 137   | EP                               |
| RO | ROL 300,000                                    | CHF 650                                 | 15  | 140  | 200   | AT EP RU                         |
| RU | RUR 294  | USD 407                                 | 9   | 88   | 125   | EP RU                            |
| SD | SDP 50   | SDP eq CHF 650                          | eq CHF 15   | eq CHF 140   | n a   | EP                               |
| SE | SEK 1,200                                      | SEK 4,390                               | 100   | 950  | 1,350   | EP SE                            |
| SG | SGD 150  | SGD 720                                 | 17  | 156  | 222   | AT AU EP                         |
| SI | SIT 22,000                                     | SIT eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | EP                               |
| SK | SKK 1,600                                      | SKK eq CHF 650                          | eq CHF 15   | eq CHF 140   | eq CHF 200                                      | EP                               |
| TJ | TJS <sup>8</sup> —                             | USD 407                                 | 9   | 88   | n a   | EP RU                            |

[continued on next page]

**Table I(a) — TRANSMITTAL, BASIC AND DESIGNATION FEES [continued]**  
(as at 1 October 2002, unless otherwise indicated)

| RO | Transmittal fee <sup>1</sup>  |       | Basic fee <sup>1,2,3</sup><br>(CHF 650) |       | Fee per sheet<br>over 30 <sup>1,2,3,4</sup><br>(CHF 15) |        | Designation<br>fee <sup>1,2,3,5,6</sup><br>(CHF 140) |     | PCT-EASY<br>reduction <sup>2</sup><br>(CHF 200) |     | Competent<br>ISA(s) <sup>7</sup> |        |                   |                |
|----|-------------------------------|-------|---|-------|---|--------|--|-----|---|-----|----------------------------------|--------|-------------------|----------------|
| TM | USD <sup>8</sup>              | —     | USD                                     | 407   |   | 9      |  | 88  |   | 125 | EP RU                            |        |                   |                |
| TN | TND <sup>8</sup>              | —     | CHF                                     | 650   |   | 15     |  | 140 |   | n a | EP                               |        |                   |                |
| TR | CHF                           | 100   | CHF                                     | 650   |   | 15     |  | 140 |   | 200 | EP                               |        |                   |                |
| TT | TTD                           | 750   | USD                                     | 407   |   | 9      |  | 88  |   | 125 | AT EP SE US                      |        |                   |                |
| UA | UAH                           | 255   | USD                                     | 407   |   | 9      |  | 88  |   | n a | EP RU                            |        |                   |                |
| US | USD                           | 240   | USD                                     | 407   |   | 9      |  | 88  |   | 125 | EP US                            |        |                   |                |
| UZ | USD <sup>8</sup>              | —     | USD                                     | 407   |   | 9      |  | 88  |   | 125 | EP RU                            |        |                   |                |
| VC | Information not yet available |       |   |       |   |        |  |     |   |     |                                  |        |                   |                |
| VN | VND eq USD                    | 150   | VND eq CHF                              | 650   |   | eq CHF | 15   |     | eq CHF  | 140 |                                  | n a    | AT AU EP KR RU SE |                |
| YU | YUD                           | 3,000 | YUD eq CHF                              | 650   |   | eq CHF | 15   |     | eq CHF  | 140 |                                  | eq CHF | 200               | EP             |
| ZA | ZAR                           | 500   | ZAR                                     | 4,240 |   |        | 98   |     |   | 910 |                                  | 1,300  | AT AU EP US       |                |
| ZM | Information not yet available |       |   |       |   |        |  |     |   |     |                                  |        |                   |                |
| ZW | ZWD                           | 1,000 | ZWD eq USD                              | 407   |   | eq USD | 9  |     | eq USD  | 88  |                                  | eq USD | 125               | AT AU CN EP RU |

**Table I(b) — SEARCH FEES**  
(as at 1 October 2002, unless otherwise indicated)

| ISA              | Search fee <sup>1</sup> |         |                   |         |                     |                   |                |       |                   |        |       |                     |
|------------------|-------------------------|---------|-------------------|---------|---------------------|-------------------|----------------|-------|-------------------|--------|-------|---------------------|
| AT               | EUR                     | 159     | CHF               | 230     | KRW                 | 191,000           | SGD            | 259   | USD               | 150    | ZAR   | 1,280               |
| AU               | AUD                     | 1,000   | CHF               | 871     | KRW                 | 710,000           | NZD            | 1,222 | SGD               | 1,030  | USD   | 491                 |
|                  | ZAR                     | 5,360   | (from 1.11.02:    |         | EUR                 | 560)              |                |       |                   |        |       |                     |
| CN               | CNY                     | 1,500   | CHF               | 290     | USD                 | 180               | (from 1.11.02: |       | EUR               | 185)   |       |                     |
| EP <sup>15</sup> | EUR                     | 945     | CAD*              | 1,360   | CHF                 | 1,383             | CYP            | 550   | DKK               | 7,030  | GBP   | 592                 |
|                  | ISK                     | 83,000  | JPY               | 110,000 | MWK                 | 53,000            | NOK            | 7,070 | NZD               | 1,889  | SEK   | 8,720               |
|                  | SGD**                   | 1,533   | USD**             | 866     | ZAR                 | 9,500             |                |       |                   |        |       |                     |
|                  | * (from 1.11.02:        |         | CAD               | 1,440)  |                     |                   |                |       |                   |        |       |                     |
|                  | ** (from 15.10.02:      |         | SGD               | 1,660   | USD                 | 936)              |                |       |                   |        |       |                     |
| ES <sup>15</sup> | EUR                     | 945     | CHF               | 1,383   | USD*                | 866               |                |       |                   |        |       |                     |
|                  | * (from 15.10.02:       |         | USD               | 936)    |                     |                   |                |       |                   |        |       |                     |
| JP               | JPY                     | 72,000  | CHF               | 980     | KRW                 | 798,000           | USD            | 535   | (from 1.11.02:    |        | EUR   | 620)                |
| KR               | KRW                     | 150,000 | CHF               | 180     | USD                 | 120               | (from 1.11.02: |       | EUR               | 130)   |       |                     |
| RU <sup>16</sup> | USD                     | 300     | CHF               | 480     | (from 1.11.02:      |                   | EUR            | 306)  |                   |        |       |                     |
| SE               | SEK                     | 8,720   | CHF               | 1,383   | DKK                 | 7,030             | EUR            | 945   | ISK               | 83,000 | NOK   | 7,070               |
|                  | USD*                    | 866     | * (from 15.10.02: |         | USD                 | 936)              |                |       |                   |        |       |                     |
| US               | USD                     | 700     | 450 <sup>17</sup> | CHF     | 1,118               | 719 <sup>17</sup> | NZD            | 1,440 | 920 <sup>17</sup> | ZAR    | 7,000 | 4,500 <sup>17</sup> |
|                  | (from 1.11.02:          |         | EUR               | 714     | 459 <sup>17</sup> ) |                   |                |       |                   |        |       |                     |

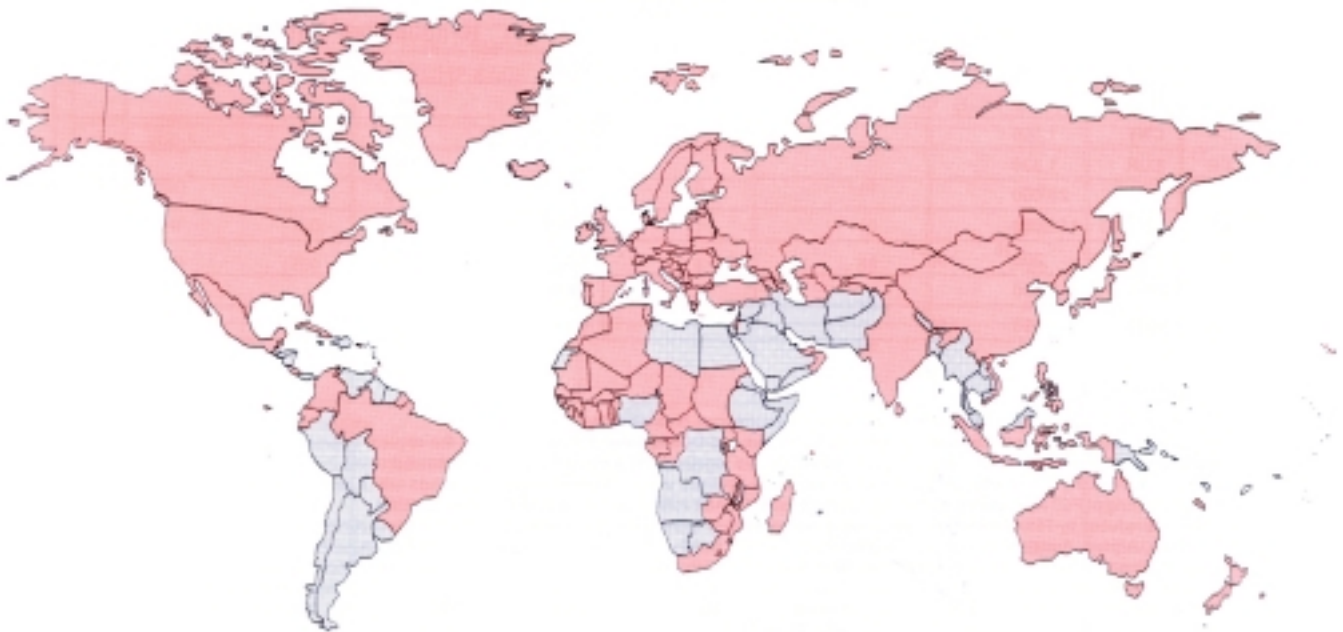
**Table II — PRELIMINARY EXAMINATION FEES**  
(as at 1 October 2002, unless otherwise indicated)

| IPEA             | Preliminary examination fee <sup>18</sup> |                   | Handling fee <sup>3,18</sup> (CHF 233) |            |         |
|------------------|---|-------------------|--|------------|---------|
| AT               | EUR                                       | 159               | EUR                                    | 159        |         |
| AU               | AUD                                       | 550               | 1,000 <sup>19</sup>                    | AUD        | 267     |
| CN               | CNY                                       | 1,500             |  | CNY eq CHF | 233     |
| EP <sup>15</sup> | EUR                                       | 1,530             |  | EUR        | 159     |
| JP               | JPY                                       | 28,000            |  | JPY        | 17,100  |
| KR               | KRW                                       | 150,000           |  | KRW        | 190,000 |
| RU <sup>16</sup> | USD                                       | 200 <sup>20</sup> | 300 <sup>21</sup>                      | USD        | 146     |
| SE               | SEK                                       | 5,000             |  | SEK        | 1,570   |
| US               | USD                                       | 490               | 750 <sup>22</sup>                      | USD        | 146     |

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The total amount of the basic fee and designation fee is reduced by 200 Swiss francs where: (a) the request is presented as a computer print-out prepared using the PCT-EASY software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in Albania, Algeria, Armenia, Azerbaijan, Belarus, Belize, Benin, Bosnia and Herzegovina, Brazil, Bulgaria, Burkina Faso, Cameroon, Central African Republic, Chad, China, Colombia, Congo, Costa Rica, Côte d'Ivoire, Croatia, Cuba, Czech Republic, Democratic People's Republic of Korea, Dominica, Ecuador, Equatorial Guinea, Estonia, Gabon, Gambia, Georgia, Ghana, Grenada, Guinea, Guinea-Bissau, Hungary, India, Indonesia, Kazakhstan, Kenya, Kyrgyzstan, Latvia, Lesotho, Liberia, Lithuania, Madagascar, Malawi, Mali, Mauritania, Mexico, Mongolia, Morocco, Mozambique, Niger, Philippines, Poland, Republic of Moldova, Romania, Russian Federation, Saint Lucia, Saint Vincent and the Grenadines, Senegal, Sierra Leone, Slovakia, South Africa, Sri Lanka, Sudan, Swaziland, Tajikistan, The former Yugoslav Republic of Macedonia, Togo, Tunisia, Turkey, Turkmenistan, Uganda, Ukraine, United Republic of Tanzania, Uzbekistan, Viet Nam, Yugoslavia, Zambia or Zimbabwe. For further details, see *PCT Newsletter* No. 10/1995, cover page, No. 11/1995, page 6, and No. 05/1996, cover page.
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the PCT *Administrative Instructions*, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 The maximum number of designation fees payable is five.
- 6 The confirmation fee payable under PCT Rules 4.9(c) and 15.5 is 50% of the designation fee due (taking into account any applicable 75% reduction; see footnote 3).
- 7 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 8 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 9 This fee is reduced by 80% where the applicant is a natural person.
- 10 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 11 A supplement of HUF 500 is also payable for each claim in excess of 10.
- 12 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated in footnote 3.
- 13 The competent International Searching Authority(ies) for an international application filed with the International Bureau as receiving Office is (are) the Authority(ies) which would have been competent if the international application had been filed with the receiving Office of, or acting for, the Contracting State of which the applicant (or any of the applicants) is a resident or national. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 14 The Japan Patent Office is competent only for international applications in Japanese.
- 15 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in footnote 3, with the exception of Bulgaria, the Czech Republic, Estonia, Slovakia and Turkey.
- 16 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 17 Payable when a corresponding prior US national application has been filed under 35 USC 111(a) and the basic filing fee for that US application has been paid.
- 18 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 19 Payable when the international search report was not issued by the Australian Patent Office.
- 20 Payable when the international search report was established by the Russian Patent Office.
- 21 In all cases where footnote 20 does not apply.
- 22 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

## PCT CONTRACTING STATES AND TWO-LETTER CODES (117 on 1 October 2002)



|   |  |  |   |  |
|---|--|--|---|--|
| AE United Arab Emirates                       | CO Colombia                            | ID Indonesia                             | MK The former Yugoslav Republic of Macedonia <sup>1</sup> | SL Sierra Leone (AP)                       |
| AG Antigua and Barbuda                        | CR Costa Rica                          | IE Ireland (EP) <sup>2</sup>             | ML Mali (OA) <sup>2</sup>                                 | SN Senegal (OA) <sup>2</sup>               |
| AL Albania <sup>1</sup>                       | CU Cuba                                | IL Israel                                | MN Mongolia   | SZ Swaziland (AP) <sup>2</sup>             |
| AM Armenia (EA)                               | CY Cyprus (EP) <sup>2</sup>            | IN India                                 | MR Mauritania (OA) <sup>2</sup>                           | TD Chad (OA) <sup>2</sup>                  |
| AT Austria (EP)                               | CZ Czech Republic (EP)                 | IS Iceland                               | MW Malawi (AP)  | TG Togo (OA) <sup>2</sup>                  |
| AU Australia                                  | DE Germany (EP)                        | IT Italy (EP) <sup>2</sup>               | MX Mexico   | TJ Tajikistan (EA)                         |
| AZ Azerbaijan (EA)                            | DK Denmark (EP)                        | JP Japan                                 | MZ Mozambique (AP)  | TM Turkmenistan (EA)                       |
| BA Bosnia and Herzegovina                     | DM Dominica                            | KE Kenya (AP)                            | NE Niger (OA) <sup>2</sup>                                | TN Tunisia                                 |
| BB Barbados                                   | DZ Algeria                             | KG Kyrgyzstan (EA)                       | NL Netherlands (EP) <sup>2</sup>                          | TR Turkey (EP)                             |
| BE Belgium (EP) <sup>2</sup>                  | EC Ecuador                             | KP Democratic People's Republic of Korea | NO Norway   | TT Trinidad and Tobago                     |
| BF Burkina Faso (OA) <sup>2</sup>             | EE Estonia (EP)                        | KR Republic of Korea                     | NZ New Zealand  | TZ United Republic of Tanzania (AP)        |
| BG Bulgaria (EP)                              | ES Spain (EP)                          | KZ Kazakhstan (EA)                       | OM Oman   | UA Ukraine                                 |
| BJ Benin (OA) <sup>2</sup>                    | FI Finland (EP)                        | LC Saint Lucia                           | PH Philippines  | UG Uganda (AP)                             |
| BR Brazil                                     | FR France (EP) <sup>2</sup>            | LI Liechtenstein (EP)                    | PL Poland   | US United States of America                |
| BY Belarus (EA)                               | GA Gabon (OA) <sup>2</sup>             | LK Sri Lanka                             | PT Portugal (EP)  | UZ Uzbekistan                              |
| BZ Belize                                     | GB United Kingdom (EP)                 | LR Liberia                               | RO Romania <sup>1</sup>                                   | <b>VC Saint Vincent and the Grenadines</b> |
| CA Canada                                     | GD Grenada                             | LS Lesotho (AP)                          | RU Russian Federation (EA)                                | VN Viet Nam                                |
| CF Central African Republic (OA) <sup>2</sup> | GE Georgia                             | LT Lithuania <sup>1</sup>                | <b>SC Seychelles</b> (from 7 November 2002)               | YU Yugoslavia                              |
| CG Congo (OA) <sup>2</sup>                    | GH Ghana (AP)                          | LU Luxembourg (EP)                       | SD Sudan (AP)   | ZA South Africa                            |
| CH Switzerland (EP)                           | GM Gambia (AP)                         | LV Latvia <sup>1</sup>                   | SE Sweden (EP)  | ZM Zambia (AP)                             |
| CI Côte d'Ivoire (OA) <sup>2</sup>            | GN Guinea (OA) <sup>2</sup>            | MA Morocco                               | SG Singapore  | ZW Zimbabwe (AP)                           |
| CM Cameroon (OA) <sup>2</sup>                 | GQ Equatorial Guinea (OA) <sup>2</sup> | MC Monaco (EP) <sup>2</sup>              | SI Slovenia <sup>1</sup>                                  |  |
| CN China                                      | GR Greece (EP) <sup>2</sup>            | MD Republic of Moldova (EA)              | SK Slovakia (EP)  |  |
|   | GW Guinea-Bissau (OA) <sup>2</sup>     | MG Madagascar                            |   |  |
|   | HR Croatia                             |  |   |  |
|   | HU Hungary                             |  |   |  |

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

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

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

### Important:

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but was not yet bound by the PCT on the date of issue of the latest version of the request form. Where any State has adhered to but is not yet bound by the PCT, the date on which it will become bound is shown in parentheses; it cannot be designated in international applications filed before that date. If the applicant wishes to designate, for the purposes of a national patent, any State which is bound by the PCT on the date on which the international application is filed but which is not listed in the request form, he must add it in Box No. V of the request form and mark the corresponding check-box.

Applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401), updated versions of which are normally issued twice yearly. The latest versions are dated July 2002. The forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (July 2002 update), and can be printed from the WIPO Internet site, in editable PDF format, at: <http://www.wipo.int/pct/en/forms/index.htm>, or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities.



**AMENDMENTS OF  
THE REGULATIONS UNDER THE PCT**

**SCHEDULE OF FEES**  
(with effect from October 17, 2002)

| <b>Fees</b>   | <b>Amounts</b>   |
|---|--|
| 1. Basic Fee:<br>(Rule 15.2(a))   |  |
| (a) if the international application<br>contains not more than 30 sheets          | 650 Swiss francs   |
| (b) if the international application<br>contains more than 30 sheets              | 650 Swiss francs plus 15 Swiss francs for each<br>sheet in excess of 30 sheets   |
| 2. Designation Fee:<br>(Rule 15.2(a))   |  |
| (a) for designations made under<br>Rule 4.9(a)                                    | 140 Swiss francs per designation provided that any<br>designation made under Rule 4.9(a) in excess<br>of 5 shall not require the payment of a<br>designation fee |
| (b) for designations made under<br>Rule 4.9(b) and confirmed under<br>Rule 4.9(c) | 140 Swiss francs per designation   |
| 3. Handling Fee:<br>(Rule 57.2(a))  | 233 Swiss francs   |

**Reductions**

- The total amount of the fees payable under items 1 and 2(a) is reduced by 200 Swiss francs if the international application is, in accordance with and to the extent provided for in the Administrative Instructions, filed:
  - on paper together with a copy thereof in electronic form; or
  - in electronic form.
- All fees payable (where applicable, as reduced under item 4) are reduced by 75% for international applications filed by any applicant who is a natural person and who is a national of and resides in a State whose per capita national income is below US\$3,000 (according to the average per capita national income figures used by the United Nations for determining its scale of assessments for the contributions payable for the years 1995, 1996 and 1997); if there are several applicants, each must satisfy those criteria.

**MODIFICATIONS OF THE ADMINISTRATIVE INSTRUCTIONS**

*(with effect from October 17, 2002)*

**Section 102 bis**

**Filing of Request in PCT -EASY Format Together with  
PCT-EASYD iskette Containing Request Data and Abstract**

(a) [No change]

(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 the request in PCT -EASY format filed, together with a PCT -EASY diskette, with a receiving Office which, under paragraph (a), accepts the filing of such international applications.

**Section 707**

**Basic Fee ; Fee Reduction**

(a) Where an international application is filed in electronic form, the basic fee shall be calculated on the basis of the number of sheets that the application would contain if presented as a print-out on paper complying with the physical requirements prescribed in Rule 11.

(b) Item 4(b) 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 that it is prepared to receive international applications in electronic form.