

# PCT NEWSLETTER

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## Paris Convention

### Accession by Andorra

On 2 March 2004, Andorra (country code: AD) deposited its instrument of accession to the Paris Convention for the Protection of Industrial Property, thus bringing the total number of States party to that Convention to 167. Andorra, which is not a PCT Contracting State, will become bound by the Paris Convention on 2 June 2004. This updates the list of States party to the Paris Convention that was published in *PCT Newsletter* No. 08/2003 (together with the list of States party to the PCT and Members of the WTO).

## Budapest Treaty

### Accession by Tunisia

On 23 February 2004, Tunisia (country code: TN) deposited its instrument of accession to the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, thus bringing the total number of States party to the Treaty to 59. Tunisia is also a PCT Contracting State. The Budapest Treaty will enter into force with respect to Tunisia on 23 May 2004. This updates the table of States party to the Budapest Treaty that was published in *PCT Newsletter* No. 09/2003.

## PCT Publications

### PCT International Search and International Preliminary Examination Guidelines

Further to the advance notice in *PCT Newsletter* No. 03/2003, about the availability of revised versions of the PCT International Search and International Preliminary Examination Guidelines, the following is a clarification as to the

applicability of the revised Guidelines and how to obtain them.

The new Guidelines, which entered into force on 25 March 2004, apply to the processing of international applications filed on or after 1 January 2004. They take into account, in particular, the amendments of the PCT Regulations which entered into force on that date, adopted by the PCT Assembly in October 2002 and October 2003.

The new Guidelines, which are now published as a single publication instead of two separate ones, supersede the PCT International Search Guidelines and the PCT International Preliminary Examination Guidelines which were published in Special Issues of the *PCT Gazette* S-06/1998 and S-07/1998, respectively. The superseded Guidelines will in general continue to apply to the processing by the International Searching and Preliminary Examining Authorities of

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Home page, with links to what's new on the site  
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- *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-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 the PCT
- PCT Receiving Office Guidelines
- PCT International Search and International Preliminary Examination Guidelines
- PCT Contracting States
- Reservations and incompatibilities
- Time limits for entering national/regional phase
- PCT legal text index

*PCT Gazette*

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- PCT Assembly and various committees

PCT Reform

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international applications filed prior to 1 January 2004.

The new Guidelines were published as a Special Issue of the *PCT Gazette* (No. S-02/2004, dated 25 March 2004) and are being sent to subscribers to the *PCT Gazette*. If you are not a subscriber to the *Gazette* but would like to obtain a copy of the Special Issue, you may order it from the Marketing and Distribution Section at WIPO at the address indicated opposite, or:

by fax: (41/022) 740 18 12

by e-mail: [publications.mail@wipo.int](mailto:publications.mail@wipo.int)

electronic

bookshop: [www.wipo.int/ebookshop](http://www.wipo.int/ebookshop)

The price per special issue is 24 Swiss francs or 18 US dollars by regular mail, or 28 Swiss francs or 20 US dollars by priority mail.

The Guidelines are also available on the PCT website at:

[www.wipo.int/pct/en/texts/gdlines.htm](http://www.wipo.int/pct/en/texts/gdlines.htm)

***PCT Applicant's Guide* updating sheets**

Updating sheets for the *PCT Applicant's Guide* (dated January 2004) will be printed and distributed to subscribers shortly. Provisional sheets which were included in issues 07 to 12/2003 of the *PCT Newsletter*, and which have been inserted in the *PCT Applicant's Guide* by users, should be removed from the *Guide* and replaced with the January 2004 updating sheets when they are received.

It is recalled that the Internet version of the Annexes of the *PCT Applicant's Guide* are updated regularly on the PCT website at:

[www.wipo.int/pct/guide/en/index.html](http://www.wipo.int/pct/guide/en/index.html)

**Reminder**

The designated Offices of the following States do not yet apply the 30-month time limit fixed in PCT Article 22(1) (as modified with effect from 1 April 2002):

BR Brazil  
CH Switzerland\*  
FI Finland\*  
LU Luxembourg\*  
SE Sweden\*  
TZ United Republic of Tanzania\*  
UG Uganda\*  
YU Serbia and Montenegro  
ZM Zambia\*

\* If designated for a regional patent, see time limit applicable to the regional Office concerned.

## 100th Japanese Translation of the *PCT Newsletter*

The Japan Institute of Invention and Innovation (JIII) translates extracts from the *PCT Newsletter* into Japanese and publishes those translations in its monthly publication, *The Invention*. The extracts have been published in this way since March 1996, and this issue will mark the 100th such translation.

The translations are a great service to PCT users in Japan, the country which ranked as the second largest user of the PCT in 2003.

*The Invention*, which was first published in 1905, has a circulation of 30,000 copies and is about 140 pages long. For information on how to subscribe to it, contact JIII at the following fax number: (+81-3) 55 12 75 67. Information on JIII is available, in Japanese and English, on their website at:

[www.jiii.or.jp](http://www.jiii.or.jp)

Note that WIPO also prepares a summary in Japanese of the most important information published in each issue of the *PCT Newsletter*. The summaries of all issues published since January 2003 are available on the PCT website at:

[www.wipo.int/ja/pct/?wipo\\_content\\_frame=/ja/pct/newslett/index.htm](http://www.wipo.int/ja/pct/?wipo_content_frame=/ja/pct/newslett/index.htm)

## New/Updated PCT Materials on the Internet

(PCT homepage: [www.wipo.int/pct/en/index.html](http://www.wipo.int/pct/en/index.html))

### Consolidated version of Regulations under the PCT including transitional arrangements

The Japanese text of the consolidated version of the Regulations under the PCT, as in force from 1 January 2004, is available at:

[www.wipo.int/ja/pct/texts/pdf/pct\\_regs.pdf](http://www.wipo.int/ja/pct/texts/pdf/pct_regs.pdf)

It includes, at the end, notes containing important transitional arrangements which apply to many of the amendments to the PCT Regulations which entered into force on 1 January 2004.

Note that other PCT resources in Japanese (including summaries of the *PCT Newsletter* (see above)) are available at:

[www.wipo.int/pct/ja/pct/](http://www.wipo.int/pct/ja/pct/)

## Closing dates of intellectual property Offices

A table detailing closing dates of certain intellectual property Offices in PCT Contracting States in 2004 is available on the PCT website in English at:

[www.wipo.int/pct/en/filing/closingdates04.pdf](http://www.wipo.int/pct/en/filing/closingdates04.pdf)

## Furnishing by the IB of Copies of the IPER to third parties

### Notifications by elected Offices under PCT Rule 94.1(c)

The Offices of the following States, in their capacities as elected Offices, have requested the International Bureau under PCT Rule 94.1(c) to furnish to third parties copies of the IPER on their behalf (for background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2):

EG	Egypt
SY	Syrian Arab Republic

## Power of Attorney Waivers

### Notifications under PCT Rules 90.4(d) and 90.5(c) by PCT Offices/Authorities

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

## Waivers

The following Offices have informed the International Bureau that they waive the requirement under PCT Rules 90.4(b) and/or 90.5(a)(ii) to submit a separate power of attorney and/or a copy of a general power of attorney (any particular instances in which a separate power of attorney or a copy of the general power of attorney, as the case may be, is required are given where applicable):

**GB** United Kingdom Patent Office, in its capacity as receiving Office (RO), waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

where an agent or common representative, who is not indicated on the Request Form at the time of filing, performs any

action after filing; or where it is unclear that an agent or common representative has power to act on behalf of the applicant

**NL** Netherlands Industrial Property Office, in its capacity as RO, waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney

**TR** Turkish Patent Institute, in its capacity as RO, waives the requirement to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required:

where there is an unresolved dispute about who is the agent representing the applicant(s); or 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.

#### Non-waivers

The following Office has informed the International Bureau that it **does not waive** the requirement under PCT Rules 90.4(b) and 90.5(a)(ii) to submit a separate power of attorney and/or copy of a general power of attorney:

**MX** Mexican Institute of Industrial Property in its capacity as RO

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annexes C (GB, NL, TR, MX) )

#### PCT Information Update

(For key to currency codes: see PCT fee tables)

#### CA Canada (fees)

As from 1 May 2004, there will be a change in the equivalent amounts of the following fees payable in CAD to the Canadian Patent Office as receiving Office, as well as a change in the equivalent amount in CAD of the reduction under item 3(a) of the Schedule of Fees where the PCT-SAFE software (operating in "PCT-EASY" mode") is used, as follows:

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

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

#### HU Hungary (institutions with which deposits of microorganisms and other biological material may be made)

The address of the National Collection of Agricultural and Industrial Microorganisms (NCAIM), an international depository authority under the Budapest Treaty, has changed, as follows:

National Collection of Agricultural and Industrial Microorganisms (NCAIM)  
Budapest University of Economics and Public Administration  
Faculty of Food Sciences  
Somlói út 14-16  
1118 Budapest, Hungary

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

#### KR Republic of Korea (fees)

The amounts of the following fee, payable to the Korean Intellectual Property Office as receiving Office, have changed:

fee for priority document:	KRW	10,000
plus, per document:		
for a patent:	KRW	3,500
for a utility model:	KRW	2,000

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

for patent:		
filing fee:	KRW	38,000
plus, per sheet in excess of one:	KRW	1,000
fee for request for examination:	KRW	109,000
plus, for the second and each subsequent claim:	KRW	32,000
annual fees from the first to the third year, per year:	KRW	27,000
for utility model:		
filing fee:	KRW	17,000
plus, per sheet in excess of one:	KRW	1,000
annual fees from the first to the third year, per year:	KRW	20,000
plus, for the second and each subsequent claim:	KRW	5,000

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

## **NZ New Zealand (fees)**

As from 1 June 2004, there will be a change in the equivalent amounts in NZD of the following fees payable to the Intellectual Property Office of New Zealand as receiving Office, as well as a change in the equivalent amount in NZD of the reduction under item 3(a) of the Schedule of Fees where the PCT-SAFE software (operating in “PCT-EASY” mode”) is used, as follows:

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

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

## **Search fee (Australian Patent Office, European Patent Office, Swedish Patent Office, United States Patent and Trademark Office)**

As from 1 May 2004, there will be changes in the equivalent amounts payable in ZAR for international searches carried out by the Australian Patent Office and the European Patent Office, and, for the purposes of the payment of fees to the International Bureau as receiving Office, there will be a change in the equivalent amount (of the higher amount—the lower amount remains unchanged) payable in EUR for an international search carried out by the United States Patent and Trademark Office, as indicated in Table I(b).

As from 1 June 2004, there will be a change in the equivalent amount payable in NOK for international searches carried out by the European Patent Office and the Swedish Patent Office, and there will be a change in the equivalent amount (of the higher amount—the lower amount remains unchanged) payable in ZAR for an international search carried out by the United States Patent and Trademark Office, as indicated in Table I(b).

(Updating of *PCT Applicant’s Guide*, Vol. I/B, Annex D (AU, EP, SE and US))

## **PCT-SAFE Update**

### **Release of new version of the PCT-SAFE Client software**

A new version of the PCT-SAFE Client software (version 3.50 (build 0002.162) was released on 1 April 2004, and is available to download from the PCT-SAFE website. Further information, including details about the

changes which have been incorporated into the new version and information on how to install the software, is available on the PCT-SAFE website at:

[www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)

## **Interruption in the Postal Service in Ireland**

The Patents Office (Ireland) has announced that a general interruption and dislocation in the postal service in Ireland began on 22 March 2004 due to a postal dispute. The Office will publish a notice both on its website ([www.patentoffice.ie](http://www.patentoffice.ie)) and in its Official Journal regarding this matter upon resolution of the postal dispute.

The Office has reassured WIPO that any PCT applications received by them as receiving Office are being transmitted to WIPO by a branch of the postal service which is not affected by the postal dispute, and consequently no delay should be experienced in the transmission of those applications.

## **Korean Intellectual Property Office: Not Open for Business on 15 April 2004**

The Korean Intellectual Property Office has informed the International Bureau under PCT Rule 80.5(i) that, due to the fact that 15 April 2004 will be the General Election Day in the Republic of Korea, it will not be open to the public for the purposes of the transaction of official business on that day.

Consequently, pursuant to PCT Rule 80.5, if the expiration of any period during which any document or fee in connection with an international application was required to reach that Office falls on Thursday, 15 April 2004, that period will be extended so as to expire on the next working day, which is Friday, 16 April 2004.

For information on the closing dates in 2004 that have been announced by certain PCT Offices, see page 3.

## **Practical Advice**

***Automatic designation of the US: indication of the inventors as “inventors only” where there is no intention to enter the national phase in the US***

*Q: We usually file national patent applications in the United States of America (US) first before filing our PCT applications. Prior to the*

*entry into force of the January 2004 amendments to the PCT Regulations, it was our practice not to designate the US in international applications and to indicate the inventors as “inventors only” in the request. Now that the US is automatically designated, and bearing in mind that it is still our intention not to enter the national phase in the US, we would like to know whether we are obliged to indicate the inventors as applicants for the US designation. This would create unwanted additional paperwork, for example, because of the need to furnish the signatures of the inventors if they are also applicants.*

A: If you are sure that you have no intention of entering the national phase in the US, there is no obligation to indicate inventors as applicants and obtain their signatures. If you indicate the inventors as “inventors only,” this will not prevent the international application from proceeding in the international phase and, provided that you do not attempt to enter the national phase in the US, will be of no consequence to your application later on.

If you proceed in this way, there will be no applicant for the purposes of the US designation, but, as indicated in the “Practical Advice” in *PCT Newsletter* No. 01/2004, the receiving Office will no longer make an *ex officio* correction from “inventor only” to “applicant and inventor” for the purposes of the US designation. You will, however, receive a notification warning you of the potential consequences of

not indicating the inventor as applicant (see the Receiving Office Guidelines, paragraph 93). If, after having received this message, you still do not intend to enter the national phase in the US, there is no need to reply to that notification. (You only need to reply to it if you change your mind and decide that you do wish to enter the national phase in the US, in which case you should request that the inventors be indicated as applicants for the US designation, and the receiving Office would treat that request as a request to record a change under PCT Rule 92*bis*.)

Note also that, if you are filing your international application using the PCT-SAFE software, and you indicate the inventors as “inventors only” when entering the bibliographic data, you will receive a (yellow) warning message to alert you to the fact that the inventor should be indicated as applicant/inventor for the purposes of the US designation. This warning will not prevent you from proceeding with your application.

It is important to stress that you should only indicate the inventors as “inventors only” if you are sure that you will not wish to enter the US national phase, or that you do not wish to take advantage of having a co-pending “US application” until 30 months from the priority date. If you are at all uncertain about your intentions, it is safer to keep your options open and indicate the inventors as applicants.

<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>16–17 April 2004 Concord, New Hampshire (US)</b>	English	Basic PCT seminar for patent attorneys and patent administrators WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Franklin Pierce Law Center (Ms. Carol Ruh) Tel: (1–603) 228 15 41, ext. 1108 Fax: (1–603) 224 33 42 E-mail: cruh@piercelaw.edu Internet: <a href="http://www.piercelaw.edu/TreatySem/Treatsem.htm">www.piercelaw.edu/TreatySem/Treatsem.htm</a>
<b>21–22 April 2004 London (GB)</b>	English	Basic formalities seminar on the Patent Cooperation Treaty (PCT) WIPO speakers: Mr. H.G. Bartels and Ms. Schwarz	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a>
<b>22–24 April 2004 Naples, Florida (US)</b>	English	Advanced PCT seminar for patent attorneys WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66

*[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>23 April 2004 London (GB)</b>	English	PCT-EASY/PCT-SAFE seminar WIPO speaker: Mrs. Metcalfe	Management Forum Ltd Tel: (44-1483) 57 00 99 Fax: (44-1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
<b>26–28 April 2004 Naples, Florida (US)</b>	English	Basic PCT seminar for patent attorneys WIPO speaker: Mr. Maassel Other speaker: Mr. Reed (The Procter & Gamble Company (US))	Patent Resources Group, Inc. Tel: (1-434) 974 17 00 Fax: (1-434) 975 20 66
<b>27 April 2004 Paris (FR)</b>	French	PCT presentation for patent attorneys WIPO speaker: Ms. Boutillon	Fondation Nationale pour le Droit de l'Entreprise (FNDE) (Mrs. Heuzé) Tel: (33-1) 42 66 18 19 Fax: (33-1) 42 66 17 37 E-mail: pheuze@fnde.asso.fr
<b>30 April 2004 Munich (DE)</b>	German	PCT update seminar WIPO speaker: Mr. H.G. Bartels	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: Management@Forum-Institut.de
<b>3–4 May 2004 Dallas, Texas (US)</b>	English	PCT seminar for patent attorneys and patent administrators WIPO speaker: Mr. Maassel Other speakers: Ms. Bidwell (United States Patent and Trademark Office) and Mr. Reed (The Procter & Gamble Company (US))	Dallas Bar Association Intellectual Property Section in association with the Dallas Bar Foundation (Ms. Suzanne M. Kiefer) Tel: (1-214) 651 53 90 E-mail: suzanne.kiefer@haynesboone.com
<b>10 May 2004 St. Louis, Missouri (US)</b>	English	PCT seminar on PCT changes WIPO speaker: Mr. Maassel	Bar Association of Metropolitan St. Louis (Ms. Gwynne Byrd) Tel: (1-314) 421 41 34 Fax: (1-314) 421 00 13 E-mail: gbyrd@bamsl.org
<b>11–12 May 2004 Munich (DE)</b>	German	Advanced PCT seminar WIPO speaker: Mr. Reischle Other speaker: Mr. Attasio (European Patent Office)	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: Management@Forum-Institut.de
<b>11–12 May 2004 Paris (FR)</b>	French	Basic seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33-1) 53 04 55 76 Fax: (33-1) 42 93 63 52
<b>8–9 June 2004 Paris (FR)</b>	French	Advanced seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33-1) 53 04 55 76 Fax: (33-1) 42 93 63 52
<b>10–11 June 2004 Lille (FR)</b>	French	Seminar on PCT procedures WIPO speaker: Mr. Genin	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33-1) 53 04 55 76 Fax: (33-1) 42 93 63 52
<b>10 June 2004 Oslo (NO)</b>	English	PCT-SAFE workshop WIPO speaker: Mrs. Metcalfe	Norwegian Patent Office (Mr. Otto Scharff) Tel: (47) 22 38 76 69 Fax: (47) 22 38 73 31 E-mail: otto.scharff@patentstyret.no Internet: www.patentstyret.no

## PCT Fee Tables

(amounts on 1 April 2004, unless otherwise indicated)

The following Tables show the amounts and currencies of the main PCT fees which are payable to the receiving Offices (ROs) and the International Preliminary Examining Authorities (IPEAs) during the international phase under Chapter I (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the *PCT Applicant's Guide*, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States—see footnotes 3 and 10. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

**Key to abbreviations used in fee tables:**

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

**Table I(a) — Transmittal and international filing fees**  
(amounts on 1 April 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
AE	AED <sup>7</sup> —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP
CA	CAD 300	CAD 1,394 (from 1.5.04: 1,489)	15 (16)	100 (106)	EP
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP <sup>7</sup> —	COP eq USD 1,134	eq USD 12	eq USD 81)	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) <sup>200</sup>	USD(or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 April 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD <sup>7</sup> —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP <sup>5</sup>	EUR 100	EUR 902	10	64 <sup>5</sup>	EP
ES	EUR 63.99	EUR 902	10	64	EP ES
FI	EUR 135	EUR 902	10	64	EP SE
FR <sup>5</sup>	EUR 60	EUR 902	10	64	EP
GB	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL <sup>8</sup> 10	USD 1,134	12	81	EP RU
GH	GHC <sup>9</sup> 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB <sup>5</sup>	CHF <sup>10</sup> 100 or EUR <sup>10</sup> 64 or USD <sup>10,*</sup> 81	CHF 1,400 or EUR 902 or USD* 1,134	15 10 12	100 64 81	See footnote 11
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP	JPY 13,000	JPY 116,000	1,200	8,300	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP <sup>12</sup> KR
KZ	KZT <sup>7</sup> —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM <sup>7</sup> —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,134	12	81	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 <sup>13</sup>	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP <sup>3</sup> eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 175	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 <sup>14</sup>	NZD 1,738 (from 1.6.04: 1,624)	19 (17)	124 (116)	AU EP US

[continued on next page]

**Table I(a) — Transmittal and international filing fees [continued]**  
(amounts on 1 April 2004, unless otherwise indicated)

RO	Transmittal fee <sup>1</sup>	International filing fee <sup>1,2,3</sup> (CHF 1,400)	Fee per sheet over 30 <sup>1,2,3,4</sup> (CHF 15)	PCT-EASY reduction <sup>2,5</sup> (CHF 100)	Competent ISA(s) <sup>6</sup>
OA	Information not yet available				
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				
TJ	TJS <sup>7</sup> —	USD 1,134	12	n a	EP RU
TM	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
TN	TND <sup>7</sup> —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,134	12	81	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,134	12	n a	EP RU
US	USD 300	USD 1,134	12	81	EP US
UZ	USD <sup>7</sup> —	USD 1,134	12	81	EP RU
VC	Information not yet available				
VN	VND eq USD 150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD 3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR 500	ZAR 7,490	80	530	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

**Table I(b) — Search fees**  
(amounts on 1 April 2004, unless otherwise indicated)

ISA	Search fee <sup>1</sup>									
AT	EUR 159	CHF 247	KRW 235,000	SGD 310	USD 182	ZAR 1,320				
AU	AUD 1,200	CHF 1,157	EUR 738	KRW 1,014,000	NZD 1,370	SGD 1,490				
	USD 865	ZAR* 5,800								
	* (from 1.5.04: 6,500)	ZAR 6,500)								
CN	CNY 1,500	CHF 245	EUR 158	USD 181						
EP <sup>15</sup>	EUR 1,550	CAD 2,520	CHF 2,432	CYP 905	DKK 11,520	GBP 1,078				
	ISK 138,000	JPY 196,500	MWK 194,000	NOK* 12,700	NZD 2,884	SEK 13,870				
	SGD 3,130	USD 1,920	ZAR** 12,280							
	* (from 1.6.04: NOK 13,450)									
	** (from 1.5.04: ZAR 13,600)									
ES <sup>15</sup>	EUR 1,550	CHF 2,432	USD 1,920							
JP	JPY 97,000	CHF 1,168	EUR 752	KRW 1,066,000	USD 887					
KR	KRW 225,000	CHF 238	EUR 151	USD 194						
RU <sup>16</sup>	USD 300	CHF 406	EUR 262							
SE	SEK 13,870	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK* 12,700				
	USD 1,920									
	* (from 1.6.04: NOK 13,450)									
US	USD 1,000	300 <sup>17</sup>	CHF 1,318	395 <sup>17</sup>	EUR* 848	254 <sup>17</sup>	NZD 1,570	470 <sup>17</sup>		
	ZAR** 7,300	2,000 <sup>17</sup>								
	* (from 1.5.04: EUR 787 (254 <sup>17</sup> ))									
	** (from 1.6.04: ZAR 6,600 (2,000 <sup>17</sup> ))									

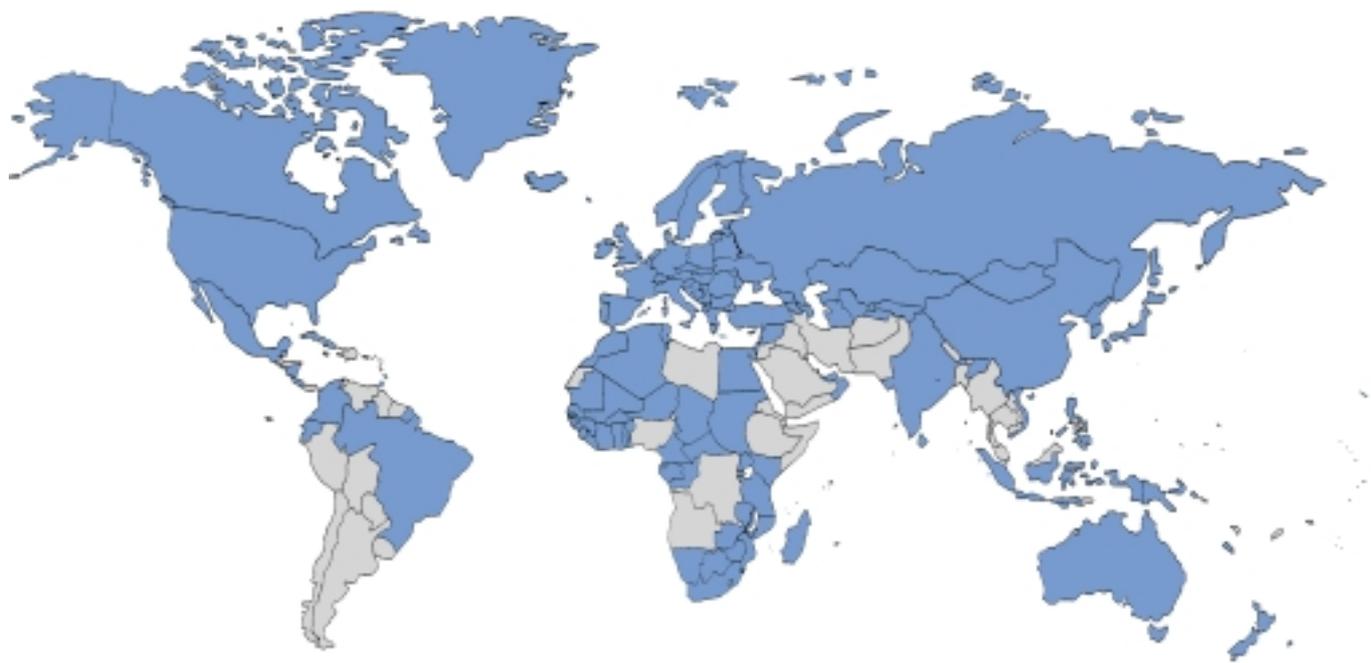
**Table II — Preliminary examination fees**  
(amounts on 1 April 2004, unless otherwise indicated)

IPEA	Preliminary examination fee <sup>18</sup>		Handling fee <sup>3,18</sup> (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 <sup>19</sup>	AUD	218
CN	CNY	1,500	CNY eq CHF	200	
EP <sup>15</sup>	EUR	1,530	EUR	129	
ES	EUR	502.97	EUR	129	
JP	JPY	36,000	JPY	16,600	
KR	KRW	225,000	KRW	190,000	
RU <sup>16</sup>	USD	200 <sup>20</sup>	300 <sup>21</sup>	USD	162
SE	SEK	5,000	SEK	1,160	
US	USD	600	750 <sup>22</sup>	USD	162

*Footnotes to fee tables:*

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
- 3 This fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf)
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, IB and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200**=EUR 129, KRW 190,000, USD 162; **CHF 300**=EUR 193, KRW 285,000, USD 243.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
- 8 This fee is reduced by 80% where the applicant is a natural person.
- 9 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
- 10 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 11 The competent International Searching Authority(ies) for an international application filed with the International Bureau as receiving Office is (are) the Authority(ies) which would have been competent if the international application had been filed with the receiving Office of, or acting for, the Contracting State of which the applicant (or any of the applicants) is a resident or national. See also *PCT Applicant's Guide*, Vol. I/B, Annex C (IB).
- 12 The Japan Patent Office is competent only for international applications in Japanese.
- 13 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 14 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 15 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and in accordance with the decision of the EPO's Administrative Council of 11 October 2000, the text of which was included in *PCT Newsletter* No. 11/2000. The States concerned are those indicated in part 1 of the table on page 27 of *PCT Newsletter* No. 12/2003 or on the PCT website at: [www.wipo.int/pct/en/fees/fee\\_reduction.pdf](http://www.wipo.int/pct/en/fees/fee_reduction.pdf), with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 16 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
- 17 Payable when a corresponding prior US national application has been filed under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 18 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 19 Payable when the international search report was not issued by the Australian Patent Office.
- 20 Payable when the international search report was established by the Russian Patent Office.
- 21 In all cases where footnote 20 does not apply.
- 22 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see *PCT Applicant's Guide*, Vol. I/B, Annex C (US)).

## PCT Contracting States and Two-letter Codes (123 on 1 April 2004)



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

<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 will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: [www.wipo.int/pct/en/forms/index.htm](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. The PCT-SAFE software is available from the PCT-SAFE website at: [www.wipo.int/pct-safe/en/index.htm](http://www.wipo.int/pct-safe/en/index.htm)