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WORLD INTELLECTUAL PROPERTY ORGANIZATION

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PATENT COOPERATION TREATY

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Addendum to Document PCT/TCO/SS/I/2

Annex of document PCT/TCO/SS/I/2 contains the replies which had been received by the International Bureau, before October 15, 1971, to its circular No. C.1220 of March 24, 1971. A further reply, that of the Austrian Patent Office, was received on October 25, 1971. The text of that reply, dated October 19, 1971, reads as follows:

"With reference to your letter of October 1, 1971, I have the honour to communicate the following observations concerning the minimum documentation of PCT as far as Rule 34.1(c)(vi) is involved.

"The minimum documentation referred to in Article 15(4) of the PCT without any limitation consists of the documents specified in Rule 34.1(c)(i) to (v), whereas the documents listed in (vi) of the Rule cited, only are to be included if they are sorted out and placed at the disposal of each international searching authority. The application of Rule 34.1(c)(vi) would certainly make the documentation of the international searching authorities more complete and would improve the quality of the international search report considerably.

"The wording of (vi) of the Rule cited is flexible enough that the documentation could be enlarged at any time. There is no absolute necessity to fulfill these requirements at the time the treaty enters into force. This should be kept in mind, when establishing the timetable for the preparatory work.

"Austria, generally, intends to offer the Austrian patent specifications, where no priority was claimed, and has the technical possibility to sort out the specifications up from 1920. However, at present it is too early to determine, when the documentation and the inventory will be conveyed to WIPO. The time-table depends on the future preparatory work on the PCT and the development and nature of the tasks, Austria is charged within the framework of the PCT and the Convention establishing an European System for the grant of Patents."

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