



FEDERAL PUBLIC SERVICE
MINISTRY OF DEVELOPMENT, INDUSTRY, TRADE AND SERVICES
BRAZILIAN NATIONAL INSTITUTE OF INDUSTRIAL PROPERTY
DIRECTORATE FOR PATENTS, COMPUTER PROGRAMS AND TOPOGRAPHIES OF INTEGRATED CIRCUITS

May 11, 2024

Note C. 9199
Standing Committee on the Law of Patents¹
Brazil

Updated Information on International Worksharing and Collaborative Activities for Search and Examination of Patent Applications

On December 27, 2022, INPI launched Phase IV of the PPH Program, governed by Ordinance No. 78, of December 16, 2022, published in the Industrial Property Magazine (RPI) No. 2712. The main differences from Phases are as follows:

Phase I	Phase II	Phase III	Phase IV (*)
Up to 400 total requests per year	Up to 600 total requests per year	Up to 800 total requests per year	Up to 800 total requests per year
Up to 100 requests per IPC Section per year	Up to 150 requests per IPC Section per year	Up to 150 requests per IPC Section per year	Up to 250 requests per IPC Section per year
1 request per applicant per month	1 request per applicant per week	1 request per applicant per week	1 request per applicant per week
Fee refund in standard cases only	Fee refund in standard cases and for requirements that exceed the stipulated limits	Fee refund in standard cases and for requirements that exceed the stipulated limits	Fee refund in standard cases and for requirements that exceed the stipulated limits
Appeal (based on specific grounds)	No appeal is admitted in the event of refusing entry	No appeal is admitted in the event of refusing entry	No appeal is admitted in the event of refusing entry

(*) - acceptance of positive opinion on patentability for inclusion of application in the PPH.

¹ The answers to this Note have been provided on behalf of Brazil by Brazilian National Institute of Industrial Property (INPI).



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To date, 1.303 requests have been submitted in the Phase IV PPH Program (Figure 1). Most of PPH requests (almost 70%) are related to patent applications of the following technological fields: Digital Communications (129), Audiovisual Technology (94), Biotechnology (89), Medical Technology (88), Organic Chemistry (72), Pharmaceutical Products (63), Civil Engineering (61), Basic Materials Chemistry (57), Machines and Electrical Equipment (56), Transport (51), Special Machines (49), Chemical Engineering (46) and Computer Technology (44).

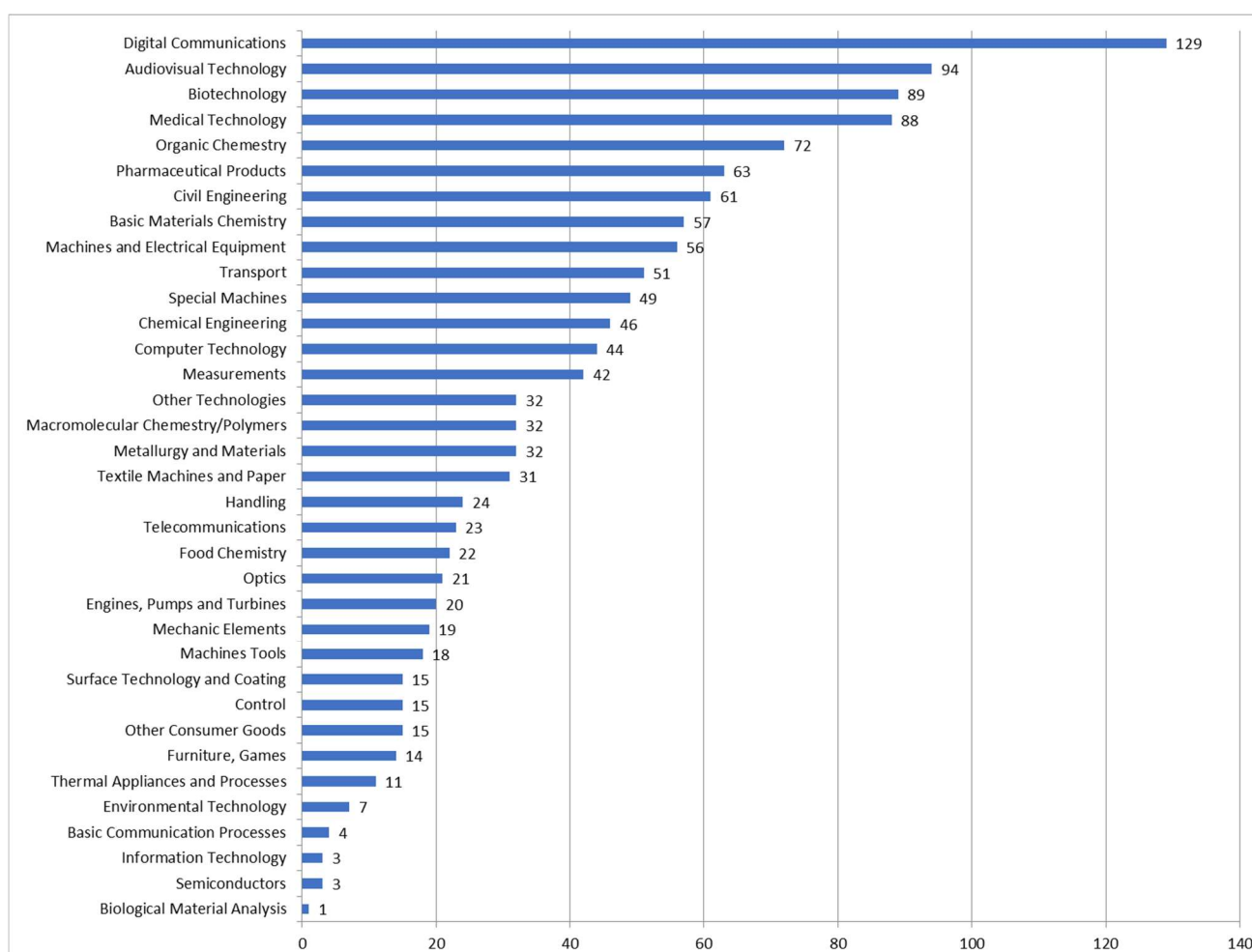


Figure 1 – Number of Phase IV PPH requests per technological area.



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Currently, INPI PPH Partner Offices are:

APO (Austria), CIPO (Canada), CNIPA (China), CNR (El Salvador), DINAPI (Paraguay), DNP (Uruguay), IEPI (Ecuador), INAPI (Chile), INDECOPI (Peru), INPI (France), INPI (Portugal), DKPTO (Denmark), EPO (Europe - Regional), IPOS (Singapore), JPO (Japan), KIPO (Republic of South Korea), OEPM (Spain), ONAPI (Dominican Republic), PRF (Finland), PRV (Sweden), SIC (Colombia), USPTO (USA), and UKIPO (United Kingdom).

More details on the Phase IV PPH Program can be found at:

<https://www.gov.br/inpi/pt-br/central-de-conteudo/noticias/tramite-prioritario-de-patentes-e-atualizado>