

WIPO



PCT/MIA/III/2 Add.4

ORIGINAL: English

DATE: June 15, 1993

WORLD INTELLECTUAL PROPERTY ORGANIZATION
GENEVA

INTERNATIONAL PATENT COOPERATION UNION
(PCT UNION)

MEETING OF INTERNATIONAL AUTHORITIES
UNDER THE PCT

Third Session
Geneva, June 21 to 25, 1993

OBSERVATIONS AND SUGGESTIONS FOR MODIFICATIONS OF VARIOUS DOCUMENTS
RECEIVED FROM INTERNATIONAL AUTHORITIES

Document prepared by the International Bureau

1. Annex to this document complements document PCT/MIA/III/2 Add. 3 and contains further observations on, and suggestions for, modifications of various documents relating to international search and international preliminary examination provided by the European Patent Office.
2. These observations and suggestions are hereby provided to all International Authorities for information and comments.

[Annex follows]

ANNEX



Europäisches
Patentamt

European
Patent Office

Office européen
des brevets

Erhardtstraße 27
D-8000 München 2

Telefon (089) 2399-0
Telefax (089) 2399-4465

TELEFAX

Telefax No. :	0041-22-7401435	Gesamtblattzahl: Total number of pages: Nombre total de feuilles :
Empfänger Addressee Destinaire	Name/Nom M. B. Bartels	Anschrift/Address/Adresse PCT Legal Division OMPI
Absender Sender Expéditeur	Ms L. Gruszow Principal Administrator International Legal Affairs	

Bemerkungen / Remarks / Remarques

Subject: MIA/III, Geneva, 21 to 25 June 1993, Form PCT/ISA/225

I refer to the EPO's letter to M. Curchod of 7 June 1993.

Form PCT/ISA/225 has already been subject to EPO amending proposals with a view to a better matching with the practice of recent months. I enclose herewith a new draft of that Form for discussion during the MIA.

We propose under Item 3 "Statements" a statement to the effect that the information recorded on the machine-readable form is identical to the written sequence listing.

Although Rule 13^{ter} PCT is silent on this matter, such a statement is necessary under Annex C-EPO of the PCT Administrative Instructions. Such a statement is provided for in Art. 2(3) of the Decision of the President of the EPO dated 11 December 1992 concerning the Sequence Listings, see OJ EPO, Supplement No. 2 to the December Issue of the Journal, p.3. Such a statement is considered necessary by the EPO for legal security reasons.

The EPO proposes that an equivalent statement be introduced to the Administrative Instructions under the PCT.

cont. on page 2

Regards,

Datum/Date

Unterschrift/Signature

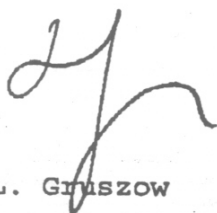
14.06.93

L. Gruszow

cont.

The proposed item 4, "see annex(es)" give the possibility to add different types of annexes such as the proposed PCT/ISA/225 annex, the EPO PatentIn information including a notice how to order PatentIn or a print-out of the sequence listing with the errors highlighted or a combination of these annexes.

Regards,



L. Gruszow
Principal Administrator
International Legal Affairs

PATENT COOPERATION TREATY

from the INTERNATIONAL SEARCHING AUTHORITY

To:

PCT

INVITATION TO FURNISH NUCLEOTIDE
AND/OR AMINO ACID SEQUENCE LISTING

(PCT Rule 13ter.1)

Date of mailing (day/month/year)	
Applicant's or agent's file reference	REPLY DUE within months/days from the above date of mailing
International application No.	International filing date (day/month/year)
Applicant	

- The International Searching Authority has found that the international application contains disclosure of a nucleotide and/or amino acid sequence and that the sequence (or copy thereof) is not presented as a listing complying with the standard prescribed by the Administrative Instructions.
- The applicant is hereby invited, within the time limit indicated above:
 - to furnish to this Authority a listing of the sequence complying with WIPO Standard ST.23.
 - to furnish to this Authority the listing of the sequence in a machine readable form provided, under Section 208, in Annex C of the Administrative Instructions.
 - to pay to this Authority the cost of the transcription of the sequence listing into a machine readable form provided, under Section 208, in Annex C of the Administrative Instructions. The amount of the fee required for the transcription is:

_____ (amount/currency).

- Statement(s) accompanying the sequence listing.

The applicant's attention is drawn to the fact that any sequence listing furnished in response to this invitation must be accompanied by

- a statement to the effect that that listing does not include matter which goes beyond the disclosure in the international application as filed.
- in the case of a sequence listing filed in a machine readable form, a statement that the information recorded on the machine readable form is identical to the written sequence listing.

- see annex(es)

- Failure to comply with this invitation may result in this Authority not carrying out the international search to the extent that no meaningful search can be carried out.

Name and mailing address of the ISA/

Authorized officer

International application No.

Annex to Form PCT/ISA/285

The sequence listing as submitted contains the following irregularities:

one or more mandatory items is/are not indicated in the sequence listing;

the sequences disclosed in the application are not all included in the sequence listing;

the sequences themselves are not represented in accordance with WIPO ST. 23

Any corrected sequence listing should be accompanied by a corrected sequence listing in machine readable form.

The machine readable form of the sequence listing as submitted contains the following irregularities:

the machine readable form is not in accordance with (WIPO Standard St.24 and 7)
Section 208, Annex C of the Administrative Instructions

the machine readable form is damaged and cannot be used

Other.....