

PCT NEWSLETTER

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Assembly of the PCT Union

The 46th session of the Assembly of the PCT Union (PCT Assembly) was held in Geneva during the period from 22 to 30 September 2014, as part of the meetings of the Assemblies of the Member States of WIPO.

The Assembly appointed the Intellectual Property Office of Singapore as an International Searching and Preliminary Examining Authority under the PCT. The appointment will become effective from a future date to be notified by the Office when it is ready to begin operations. The Assembly also noted that the National Institute of Industrial Property of Chile (INAPI) would begin operations as an International Searching and Preliminary Examining Authority on 22 October 2014.

The Assembly adopted amendments to the PCT Regulations, set out in the Annex to the report of the session (draft document PCT/A/46/6 Prov. – the final report is to be adopted by correspondence), which will enter into force on 1 July 2015. The amendments consisted of the following:

- PCT Rules 49*ter*.2 and 76.5: introduction of a requirement, for applicants making an express request for early national phase entry, to file any request for the restoration of the right of priority at the designated or elected Office within one month from the date of receipt of the request for early national phase entry (rather than one month from the expiration of the normal period for entering the national phase).
- PCT Rule 90.3: deletion of a reference to paragraph (a) of Rule 90*bis*.5, consequential on amendments previously adopted by the Assembly in October 2012.
- PCT Rule 90.5: enablement of the International Bureau, in cases where it receives a notice of withdrawal together with a copy of the general power of attorney, to process the notice of withdrawal without requiring the agent to submit a separate original power of attorney.
- Schedule of Fees: removal of the fee reduction available for PCT-EASY filings and revision of the eligibility criteria for fee reductions for certain applicants from certain countries.

The change to the eligibility criteria for fee reductions will mean that natural persons who are nationals and residents of Singapore and the United Arab Emirates will no longer benefit from the fee reductions, whereas natural persons who are nationals and residents of the Bahamas,

Cyprus, Greece, Malta, Nauru, Palau, Portugal, Saudi Arabia, Slovenia and Suriname will start to benefit¹.

The Assembly approved new procedures for appointing International Searching and Preliminary Examining Authorities (document PCT/A/46/4). It was agreed to recommend that Offices seeking appointment obtain the assistance of an existing International Authority to help assess the extent to which they meet the necessary criteria. The Committee for Technical Cooperation should meet as a technical body to give expert advice on the application for appointment, at least three months in advance of the session of the PCT Assembly where the application is to be considered (and normally, in conjunction with the PCT Working Group meeting).

The Assembly also noted reports on the work being undertaken by the PCT Working Group and the PCT Meeting of International Authorities to find ways to improve the delivery of PCT services to stakeholders, and approved recommendations on further work. These matters were reported in *PCT Newsletter* Nos. 06 and 03/2014, respectively.

Documents

The documents from the PCT Assembly are available from the WIPO website at:

http://www.wipo.int/meetings/en/details.jsp?meeting_code=pct/a/46

The draft report is under preparation and will be available shortly.

Introducing WIPO Pearl, WIPO's new Terminology Portal Focusing on the Scientific and Technical Terminology Found in Patents

In September, WIPO launched a new database that provides free access to a wealth of multilingual scientific and technical terminology found in patents, available at:

<http://www.wipo.int/wipopearl>

Through its web-based interface, WIPO Pearl promotes accurate and consistent use of terms across the 10 publication languages of the PCT, and makes it easier to search and share scientific and technical knowledge. The database includes terms found in international applications filed via the PCT and will eventually include collections from other areas of the Organization, such as trademarks, industrial designs, and terminology found in other treaties administered by WIPO. Legal terminology from the Patent Cooperation Treaty is already included in WIPO Pearl, in all 10 PCT languages.

The 15,000 concepts and 90,000+ terms have all been entered and validated by WIPO-PCT language experts (translators and terminologists) who have considerable experience working with patent documents in multiple languages – the database has hitherto been used internally at WIPO to help improve the quality and consistency of the translations prepared under the PCT. Content is continually being added to the database, whilst future plans foresee collaboration with technical experts in external institutions to give a further level of reliability to the data.

¹ It is recalled that applicants from non-PCT Contracting States must file the PCT application together with an applicant who is a national of and/or resides in a PCT Contracting State, and may only benefit from the fee reduction if that applicant is also entitled to a fee reduction.

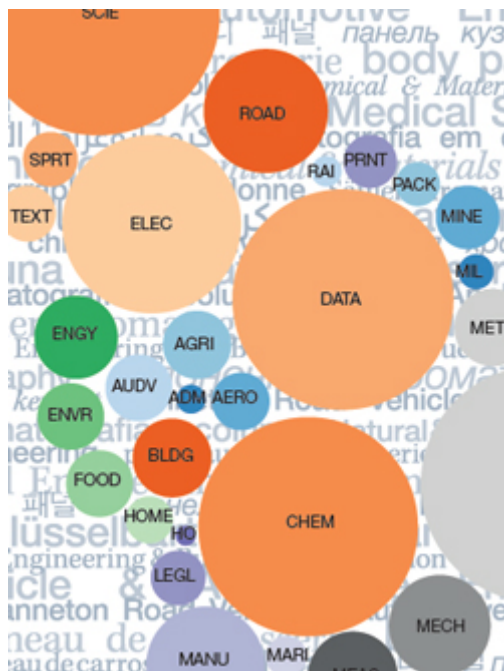
Key features

Some of the key features of WIPO Pearl are:

- all 10 PCT publication languages are covered: Arabic, Chinese, English, French, German, Japanese, Korean, Portuguese, Russian and Spanish;
- classification of concepts by 29 subject fields, each with associated subfields;
- fully validated content with reliability scores;
- “concept maps” that give an innovative graphical display of related concepts by language and subject field;
- context and reliable source provided for all terms;
- term labelling (for example, “recommended”, “standardized” or “avoid”);
- integrated with PATENTSCOPE so that all occurrences of a searched term or its equivalent can be retrieved in the PATENTSCOPE corpus;
- integrated with PATENTSCOPE CLIR (Cross-Lingual Information Retrieval) so that an unvalidated proposal from WIPO’s patent-trained machine translation engine is offered or can be obtained if the database does not contain an equivalent for the term searched; and
- users can rate the quality of results.

WIPO Pearl offers a variety of search features, including the ability to select source and target languages (for best results, a source language should be selected), search by subject field as well as with abbreviations, and “fuzzy,” “exact” and “Boolean” search functions. Users can obtain a quick hit-list of results, which can be expanded to show the full detail of each terminological record. Alternatively, users can browse by subject field and generate concept maps that show linkages amongst related concepts by language and subject field, for example, showing concepts that are broader or narrower in scope than other concepts. This concept map feature is particularly useful for displaying the scope of concepts contained within a subject field and subfield, with the option to open the full multilingual terminology record for each concept found in the map.

Identifying the right term with the same scope of meaning in another language is a particular challenge faced by many stakeholders, whether patent translators, patent drafters, patent searchers and examiners, attorneys, research and development engineers, and so on. In offering validated equivalents across languages for the terminology found in patents, and linking each term retrieved to the full PATENTSCOPE corpus, it is hoped that WIPO Pearl will prove to be a useful tool for the patent community. Users of the patent system in regions or countries that do not have a highly developed infrastructure for accessing patent information in different languages may also benefit from the database. In addition, since not only terminology in multiple languages is included in WIPO Pearl but also value-added information such as examples of term usage, definitions of terms, and links showing relationships between concepts, the resource can also be useful as a learning and information tool for scientific and technical terminology in a broader sense.



WIPO Pearl users can browse concepts by subject field via the colored “bubbles”

We recommend that you use the most up-to-date browser version and disable ad-blocking plugins for the website. A User Guide, which currently includes a glossary of the terms used on the website and will be expanded upon in due course, is available at:

<http://www.wipo.int/wipopearl/search/userGuide.html>

Feedback on the contents of WIPO Pearl is welcome and can be sent using the “Contact us” link on the website.

Electronic Filing and Processing of International Applications

European Patent Office: Launching of two new means of electronic filing

The European Patent Office (EPO), in its capacity as receiving Office, has notified the International Bureau that on 2 October 2014, it launched two new additional means of electronic filing:

- the EPO web-form filing service, which allows applicants to file international applications and subsequently-filed documents in PDF format; and
- the EPO case management system (CMS), which allows applicants to file international applications and subsequently-filed documents in electronic form.

Furthermore, the EPO, in its capacities as International Searching Authority, Authority specified for supplementary search and International Preliminary Examining Authority, is also prepared to receive and process subsequently-filed documents (including the demand for international preliminary examination) via the new means mentioned above.

Further information is available on the EPO's website at:

<http://www.epo.org/news-issues/news/2014/20141001.html>

<http://www.epo.org/law-practice/legal-texts/official-journal/president-notices/archive/webformfiling.html>

<http://www.epo.org/law-practice/legal-texts/official-journal/president-notices/archive/cms.html>

(Updating of *PCT Applicant's Guide*, Annex C (EP))

Malaysia: ePCT-Filing available at Intellectual Property Corporation of Malaysia

The Intellectual Property Corporation of Malaysia, in its capacity as receiving Office (RO/MY), has notified the IB that, with effect from 1 October 2014, it accepts international applications filed using the ePCT-Filing function in the ePCT Portal. Note that, although the Office also currently accepts international applications filed using the PCT-SAFE software, it will no longer accept such filings with effect from 1 November 2014.

A new notification containing the Office's requirements and practices with regard to the filing of international applications in electronic form was published in the *Official Notices (PCT Gazette)* on 25 September 2014 at:

http://www.wipo.int/pct/en/official_notices/officialnotices.pdf

(Updating of *PCT Applicant's Guide*, Annex C (MY))

New Zealand: Intellectual Property Office of New Zealand to begin receiving and processing international applications in electronic form

The Intellectual Property Office of New Zealand, in its capacity as receiving Office, has notified the IB under PCT Rule 89*bis*.1(d) that it is prepared to receive and process international applications in electronic form, with effect from 1 October 2014. The Office accepts international applications filed using the ePCT-Filing function in the ePCT Portal. The applicable electronic filing fee reductions listed in item 4 of the Schedule of Fees are included in Fee Table I(a).

The notification containing the Office's requirements and practices with regard to the filing of international applications in electronic form was published in the *Official Notices (PCT Gazette)* on 25 September 2014 at:

http://www.wipo.int/pct/en/official_notices/officialnotices.pdf

(Updating of *PCT Applicant's Guide*, Annex C (NZ))

The acceptance of ePCT-Filings by the above-mentioned Offices brings to eight the total number of receiving Offices which do so, and it is hoped that more Offices will now be encouraged to follow suit.

It is recalled that ePCT-Filing can be accessed only via ePCT private services, which requires the creation of a WIPO user account authenticated with a digital certificate. Therefore, applicants who would like to use the system, but do not yet have an account, should go to the ePCT Portal at:

<https://pct.wipo.int/ePCT>

and follow the links to create an account and obtain a WIPO digital certificate. Note that it is possible to carry out demo filings by clicking on the link “Try ePCT in DEMO mode” in the list of shortcuts on the ePCT Portal.

PCT-SAFE Update

Release of new version of the PCT-SAFE Client software

A new version of the PCT-SAFE Client software (version 3.51.064.240, dated 1 October 2014) may now be downloaded at:

http://www.wipo.int/pct-safe/en/download/download_client.html

Further details are available on the PCT eServices website at:

<http://www.wipo.int/pct-safe/en/>

PCT Patent Prosecution Highway (PCT-PPH) Pilots

New pilots start between the Japan Patent Office and the Superintendence of Industry and Commerce (Colombia) and the Intellectual Property Corporation of Malaysia

New one-way PCT-PPH pilot programs between the Japan Patent Office (JPO) and the following Offices started on the dates indicated:

- the Superintendence of Industry and Commerce (Colombia) (1 September 2014)
- the Intellectual Property Corporation of Malaysia (1 October 2014)

Under these pilots, faster examination in the national phase in Colombia or Malaysia is available on the basis of a PCT application with a positive written opinion from either the International Searching Authority (ISA) or the International Preliminary Examining Authority (IPEA), or a positive international preliminary report on patentability (IPRP) (Chapter II) (that is, where at least one of the claims has been determined as patentable) issued by the JPO in its capacity as ISA/IPEA.

Further information on the PCT-PPH agreements is available as follows:

Japan and Colombia:

<http://www.sic.gov.co/drupal/news/en/patent-prosecution-highway-between-the-sic-and-the-jpo>

http://www.jpo.go.jp/torikumi/t_torikumi/pdf/japan_colombia_highway/sic_e.pdf

Japan and Malaysia:

http://www.jpo.go.jp/torikumi/t_torikumi/pdf/japan_malaysia_highway/myipo_e.pdf

http://www.myipo.gov.my/home/-/asset_publisher/h88DQBcJyujH/content/patent-prosecution-highway-pp-1

The PCT-PPH page of the PCT website has been updated to include information on these new pilots at:

http://www.wipo.int/pct/en/filing/pct_pph.html

PCT Information Update

AM Armenia (telephone number)

The telephone numbers of the Intellectual Property Agency of the Republic of Armenia have changed to: (374-11) 59 75 34, 59 75 30

(Updating of *PCT Applicant's Guide*, Annex B1 (AM))

AU Australia (fees)

As from 1 December 2014, there will be a change in the equivalent amounts of the international filing fee and the fee per sheet over 30, payable in AUD to the Australian Patent Office as receiving Office, as well as a change in the equivalent amounts in AUD of the applicable fee reductions listed in item 4 of the Schedule of Fees, as indicated in Fee Table I(a).

(Updating of *PCT Applicant's Guide*, Annex C (AU))

BE Belgium (provisions concerning international-type search)

There has been a change in the provisions of the law of Belgium concerning international-type search. The relevant provisions are now: Article XI.23, paragraph 10, of the Code of Economic Law.

(Updating of *PCT Applicant's Guide*, Annex B1 (BE))

CL Chile (fees, information on requirements of the Office as International Searching and Preliminary Examining Authority)

Further to the notification by the National Institute of Industrial Property (Chile) that it will start functioning as an International Searching Authority (ISA) and International Preliminary Examining Authority (IPEA) with effect from 22 October 2014, information on the fees payable to the Office as well as the requirements of the Office is now available in the *PCT Applicant's Guide*, Annexes D and E at, respectively:

http://www.wipo.int/pct/guide/en/gdvol1/annexes/annexd/ax_d_cl.pdf

http://www.wipo.int/pct/guide/en/gdvol1/annexes/annexe/ax_e_cl.pdf

Also, the amounts of the following fees that will be payable to the Office as ISA and IPEA with effect from 22 October 2014 are included in the PCT Fee Tables:

- Search fee (in USD, CHF and EUR)
- Preliminary examination fee (in USD)
- Handling fee (in USD)

CR Costa Rica (criterion applied for requests for restoration of the right of priority; national provisions)

The Registry of Industrial Property (Costa Rica), in its capacity as receiving Office and designated (or elected) Office, has notified the International Bureau (IB) under PCT Rules 26*bis*.3(i) and 49*ter*.2(g) that, in respect of requests for the restoration of the right of priority, it will apply only the “due care” criterion with effect from 15 November 2014.

The Office has also notified the provisions of the law of Costa Rica concerning national fees and who can act as agent. The relevant provisions are, respectively:

Law No. 6867 on Patents, Industrial Designs and Utility Models, Article 33(a) and Regulations to the Law on Patents, Industrial Designs and Utility Models, Article 47

Law No. 6867 on Patents, Industrial Designs and Utility Models, Article 34

(Updating of *PCT Applicant's Guide*, Annex C (CR) and National Chapter, Summary (CR))

EA Eurasian Patent Office (fees; agents)

Further to the information published in *PCT Newsletter* No 09/2014 concerning the preparedness of the Eurasian Patent Office to receive and process international applications in electronic form with effect from 1 September 2014, equivalent amounts, payable in USD to the Eurasian Patent Office as receiving Office, have now been established for the electronic filing fee reductions listed in item 4 of the Schedule of Fees, and are included in Fee Table I(a).

The Office has notified the IB that the list of registered patent attorneys who can act as agents is available at:

 www.eapo.org/en/attorneys.php

(Updating of *PCT Applicant's Guide*, Annex C (EA) and National Chapter, Summary (EA))

EE Estonia (criterion applied in respect of requests for restoration of the right of priority)

The Estonian Patent Office, in its capacity as receiving Office and designated (or elected) Office, has notified the IB under PCT Rules 26*bis*.3(i) and 49*ter*.2(g) that, in respect of requests for the restoration of the right of priority, it now applies the “due care” criterion instead of the “unintentional” criterion.

(Updating of *PCT Applicant's Guide*, Annex C (EE) and National Chapter, Summary (EE))

EG Egypt (filing of PCT-EASY requests together with PCT-EASY physical media, fees)

The Egyptian Patent Office, in its capacity as receiving Office, has notified the IB that it no longer accepts international applications with requests in PCT-EASY format. Consequently, the corresponding reduction under item 4 of the PCT Schedule of Fees no longer applies.

(Updating of *PCT Applicant's Guide*, Annex C (EG))

GE Republic of Georgia (competent International Searching and Preliminary Examining Authorities)

The National Intellectual Property Center of Georgia (Sakpatenti) has specified, with effect from 1 January 2015, the Israel Patent Office (ILPO), in addition to the Austrian Patent Office, the European Patent Office, the Federal Service for Intellectual Property (Rospatent) (Russian Federation) and the United States Patent and Trademark Office (USPTO), as competent International Searching and Preliminary Examining Authority for international applications filed in English by nationals and residents of Georgia with the National Intellectual Property Center as receiving Office. The ILPO will be competent provided that the application concerned does not contain one or more claims relating to the field of technology indicated under the International Patent Classification as:

G06Q – Data processing systems or methods, specially adapted for administrative, commercial, financial, managerial, supervisory or forecasting purposes; Systems or methods specially adapted for administrative, commercial, financial, managerial, supervisory or forecasting purposes, not otherwise provided for.

The Agreement between the ILPO and the International Bureau of WIPO in relation to the functioning of the ILPO as an International Searching Authority and International Preliminary Examining Authority under the Patent Cooperation Treaty will be updated accordingly on 1 January 2015 at:

http://www.wipo.int/pct/en/texts/agreements/ag_il.pdf

(Updating of *PCT Applicant's Guide*, Annex C (GE))

IS Iceland (fees)

As from 1 December 2014, there will be a change in the amounts of the following national fees, payable to the Icelandic Patent Office as designated (or elected) Office:

Application fee:	ISK	56,000
Claim fee for each claim in excess of 10:	ISK	3,500
Additional fee for late furnishing of translation:	ISK	15,000
Annual fees for the first three years:	ISK	28,500

(Updating of *PCT Applicant's Guide*, National Chapter, Summary (IS))

MY Malaysia (electronic filing)

For information on the acceptance by the Intellectual Property Corporation of Malaysia as receiving Office of international applications filed using the ePCT-Filing function in the ePCT Portal, as well as its announcement concerning the ceasing of its acceptance of applications filed using the PCT-SAFE software, see “Electronic Filing and Processing of International Applications”, above.

NZ New Zealand (fees)

For information on the acceptance by the Intellectual Property Office of New Zealand as receiving Office of international applications filed using the ePCT-Filing function in the ePCT Portal, as well as information on the electronic filing fee reductions listed in item 4 of the Schedule of Fees that are now applicable, see “Electronic Filing and Processing of International Applications”, above.

SK Slovakia (filing of PCT-EASY requests together with PCT-EASY physical media; fees)

The Industrial Property Office (Slovakia) has notified the IB that it no longer accepts 3.5 inch diskettes for the purposes of filing PCT-EASY requests together with PCT-EASY physical media.

The amount of the fee for priority document, payable to the Office as receiving Office, is now as follows: EUR 20.

(Updating of *PCT Applicant's Guide*, Annex C (SK))

US United States of America: clarification about the specification by the USPTO of the Israel Patent Office as International Searching and Preliminary Examining Authority

Reference is made to the specification of the Israel Patent Office (ILPO) by the United States Patent and Trademark Office (USPTO) as competent International Searching and Preliminary Examining Authority for certain international applications filed by nationals and residents of the United States of America with the USPTO as receiving Office (RO/US), with effect from 1 October 2014. Given that, for the moment, the ILPO will only accept a maximum of 75 international applications per fiscal quarter, the availability of ILPO as International Searching Authority (ISA/IL) is limited to US applicants who file at RO/US; for a transitional period, it will not be available as an ISA for US applicants filing at the International Bureau as receiving Office (RO/IB).

(Updating of *PCT Applicant's Guide*, Annex C (US))

Search fee (Austrian Patent Office, Australian Patent Office, Federal Service for Intellectual Property (Rospatent) (Russian Federation), Korean Intellectual Property Office, National Institute of Industrial Property (Chile))

For information on the fees that will be payable, with effect from 22 October 2014, to the National Institute of Industrial Property (Chile) for an international search, see "CL Chile", above.

As from 1 November 2014, there will be changes in the equivalent amounts payable in the currencies specified below for international searches carried out by the following Offices:

Australian Patent OfficeCHF, EUR

Korean Intellectual Property OfficeCHF, EUR

As from 1 December 2014, there will be changes in the equivalent amounts payable in the currencies specified below for international searches carried out by the following Offices:

Austrian Patent Office.....KRW, SGD, USD

Federal Service for Intellectual Property (Rospatent)
(Russian Federation)USD

The above-mentioned changes are indicated in Fee Table I(b).

(Updating of *PCT Applicant's Guide*, Annexes D (AT, AU, KR and RU))

Preliminary examination fee (National Institute of Industrial Property (Chile))

For information on the fees that will be payable, with effect from 22 October 2014, to the National Institute of Industrial Property (Chile) for international preliminary examination, see "CL Chile", above.

Handling Fee (Australian Patent Office, Korean Intellectual Property Office, National Institute of Industrial Property (Chile))

For information on the handling fee that will be payable, with effect from 22 October 2014, to the National Institute of Industrial Property (Chile), see "CL Chile", above.

As from 1 December 2014, there will be changes in the equivalent amounts of the handling fee, payable in AUD to the Australian Patent Office and in KRW to the Korean Intellectual Property Office as International Preliminary Examining Authorities. The new amounts will be AUD 237 and KRW 222,000, respectively.

(Updating of *PCT Applicant's Guide*, Annex E (AU) and (KR))

New/Updated PCT Resources

Presentation on the PCT

“Introduction to the Patent Cooperation Treaty (PCT)”, a presentation on the PCT by Matthew Bryan, Director, PCT Legal Division, WIPO, as updated in October 2014, and is now available at:

<http://www.wipo.int/pct/en/presentations/introduction.pdf>

History of the PCT Regulations

The History of the PCT Regulations has been updated to include the amendments to the Regulations that have been made since the last update in January 2013. This resource, which charts chronologically, for each PCT Rule, any changes that have been made to that Rule since its adoption, is available at:

http://www.wipo.int/pct/en/texts/pdf/pct_regulations_history.pdf

ISA and IPEA Agreements

An updated version of the Agreement between the International Bureau of WIPO and the Israel Patent Office, as in force from 1 October 2014, relating to the functioning of this Authority as International Searching and Preliminary Examining Authority under the PCT, has been published in PDF format in English and French at, respectively:

http://www.wipo.int/pct/en/texts/agreements/ag_il.pdf

http://www.wipo.int/pct/fr/texts/agreements/ag_il.pdf

Furthermore, the Agreement between the International Bureau of WIPO and the National Institute of Industrial Property (Chile), as in force from 22 October 2014, relating to the functioning of this Authority as International Searching and Preliminary Examining Authority under the PCT, is now available in PDF format in English and French at, respectively (on the right hand side of the page):

http://www.wipo.int/pct/en/access/isa_ipea_agreements.html

http://www.wipo.int/pct/fr/access/isa_ipea_agreements.html

PATENTSCOPE Search System

Regional patent collection: Eurasian Patent Office

The PATENTSCOPE search system now includes the patent collection of the Eurasian Patent Office. This brings to 38 the number of national or regional Offices for which data is available.

The collection is available at:

<http://patentscope.wipo.int/search/en/advancedSearch.jsf>

Promotion of patent licensing

The Danish Patent and Trademark Office (DKPTO) and WIPO have worked together to increase the visibility of PCT applications for which applicants interested in licensing out the inventions contained in their international applications have requested the International Bureau to make this information available on the PATENTSCOPE search system.

The collaboration means that applications in which the applicants have indicated an intention to license the technology can now be found on DKPTO's platform, IP Marketplace, at:

<https://www.ip-marketplace.org/>

On IP Marketplace, it is possible to show patents, trademarks and designs that are for sale or out-licensing, and to look for trading partners and other kinds of partnerships.

Warning About Requests for Payment of Fees

New invitation

Further to the many warnings that have been published in the *PCT Newsletter* about invitations to PCT applicants and agents to pay fees that do not come from the International Bureau of WIPO and are unrelated to the processing of international applications under the PCT, a new invitation has been identified originating from "IPT Patents".

To view an example of the invitation, as well as the many other examples which have been brought to the attention of WIPO by PCT users, and for further information on such requests in general, see:

http://www.wipo.int/pct/en/warning/pct_warning.html

PCT applicants and agents should note that it is the International Bureau of WIPO alone which publishes all PCT applications promptly after the expiration of 18 months from the priority date (see PCT Article 21(2)(a)); there is no separate fee for such international publication, and the legal effects of international publication are set out in PCT Article 29.

If they have not already done so, PCT applicants and agents are advised to bring this information to the attention of the people responsible for handling payments of fees within their organizations, as well as to the attention of inventors who might also receive such requests. In case of doubt in relation to any such invitation, please do not hesitate to contact the International Bureau at:

Telephone: (+41-22) 338 83 38

Fax: (+41-22) 338 83 39

E-mail: pct.legal@wipo.int

Practical Advice

Withdrawing an international application actively rather than waiting for the receiving Office to consider it withdrawn due to lack of payment of fees

Q: I am the agent for an international application in respect of which, a day after filing the application, I realized that several pages of the claims were missing from the transmission. As I could not take advantage of incorporation by reference since the international application does not claim priority of an earlier application, I thought that the simplest option for me to remedy the situation would be to immediately re-file the application in its entirety, even if this meant getting an international filing date of one day later. As far as the initial application is concerned, could I simply let it lapse by not paying the international fees, in which case the receiving Office will declare that the international application is considered withdrawn due to lack of payment of fees (PCT Article 14(3)(a))? This would dispense with both the need to obtain the signature of the applicant (there being no power of attorney on file) and the need to actively withdraw the application.

A: Not paying the fees related to the filing of the international application within the time limit prescribed should result in your application eventually being considered withdrawn by the receiving Office (RO), and the RO should so declare. According to PCT Rule 16*bis*, where the transmittal fee, the international filing fee and the search fee have not been paid within one month from the date of receipt of the international application (see PCT Rules 14.1(c), 15.3 and 16.1(f)), the RO invites the applicant under PCT Rule 16*bis*.1(a) to pay to it the amount required to cover those fees, together with, where applicable, the late payment fee under PCT Rule 16*bis*.2, within a time limit of one month from the date of the invitation. Where the applicant does not, within the time limit set in the invitation, pay in full the amount due, the RO declares the international application withdrawn (PCT Article 14(3)(a) and PCT Rules 16*bis*.1(c) and 29.1) and informs the applicant accordingly (Form PCT/RO/117 (Notification that international application considered to be withdrawn)).

Note, however, that it is not advisable to simply wait for the RO to consider your international application withdrawn for lack of payment of fees if you no longer wish to proceed with it, as there are risks associated with proceeding in this way. In the past, the following scenarios have occurred, which, in some cases, might have led to the publication of an application that the applicant had presumed to be withdrawn:

- the RO sent the invitation to pay the fees to the applicant, but failed to follow up on that invitation by declaring that the application was considered withdrawn;
- the RO failed to notify the International Bureau (IB) that the international application was considered withdrawn; or
- the RO did notify the IB that the international application was considered withdrawn, but the notice failed to reach the IB in time to prevent international publication of the international application.

It is more prudent, and indeed a best practice, to actively send a notice of withdrawal if you no longer wish to proceed with the international application, even if this means having to obtain the applicant's signature on either the power of attorney appointing you or the notice of withdrawal itself.

If the IB has not yet received the record copy (you are notified of this via Form PCT/IB/301), the notice of withdrawal should be sent to the RO, preferably electronically or by fax where

possible. However, if the IB has already received the record copy of the international application, it is advisable to submit the notice of withdrawal to the IB rather than to the RO so as to avoid any unnecessary delays, especially if you want to ensure that the international application is not published by the IB before the notice of withdrawal has been forwarded to the IB by the RO.

If the IB has already received the record copy, withdrawing an international application is particularly simple if you use the ePCT public or private services to submit your notice of withdrawal online to the IB. If you have access to ePCT private services, you can withdraw the international application by simply selecting the relevant eAction tab (“Withdraw IA”). If you only have access to ePCT public services, you can use the “Upload documents” function to upload a PDF file containing a notice of withdrawal in the form of either a completed Form PCT/IB/372 (“Notice of Withdrawal”) (available in editable PDF format on the PCT website at: http://www.wipo.int/pct/en/forms/ib/editable/ed_ib372.pdf) or a letter. You can also submit a power of attorney via ePCT services. By using ePCT services in the above ways, you will get rapid confirmation that the withdrawal has been effected. It is important, nevertheless, to check whether you have received such confirmation of withdrawal from the IB. If you do not receive such confirmation within 48 hours following a withdrawal sent in any of the above ways, you should contact the IB to follow this up.

Full details concerning the use of the ePCT system to submit withdrawals, including information on creating a WIPO user account which is necessary for using the system, were included in the “Practical Advice” published in *PCT Newsletter* No. 11/2012 at:

http://www.wipo.int/edocs/pctndocs/en/2012/pct_news_2012_11.pdf

If you are still filing documents on paper, then it is recommended that you use Form PCT/IB/372 for notifying the withdrawal of the application. The form should be duly signed and preferably faxed to the number indicated on the form.

Please be aware that no fees are payable for withdrawing the international application and by doing so, there is of course still no need to pay the international fees which are due upon filing. By withdrawing your international application you will be more confident that the withdrawal has been recorded, although you should, nevertheless, always check that any withdrawal is confirmed by the Office to which it was sent. Note that if you had already paid the international fee and search fee upon filing, those fees would be refunded if you withdraw the international application, provided that the withdrawal is notified before the record copy is sent to the IB and before the search copy is sent to the International Searching Authority.

If, for some reason, you do not wish to withdraw the international application, but you wish the RO to consider it withdrawn for lack of payment of fees, then you must be very careful to track whether the RO actually goes ahead and acts as required. One action you could take is to proactively respond to the invitations to pay fees issued by the RO (Forms PCT/RO/102 (Notification concerning payment of prescribed fees) and PCT/RO/133 (Invitation to pay prescribed fees together with late payment fee)) saying something to the effect that no fees, including the late payment fee, will be paid and that the applicant fully expects that the RO will declare the international application withdrawn for failure to pay fees. As stated above, proceeding in this way is not advisable, but if pursued, the applicant should, nevertheless, carefully monitor the application to ensure that the RO actually proceeds with the withdrawal of the application.

For further information on withdrawing the international application, see *PCT Applicant’s Guide*, International Phase, paragraphs 11.048 and 11.049, and PCT Rule 90*bis*.

PCT Seminar Calendar			
(http://www.wipo.int/pct/en/seminar/seminar.pdf)			
(situation on 13 October 2014)			
Dates and location	Language of seminar	Nature of seminar; WIPO speakers (and others where known)	Organizer and contact numbers
15–16 October 2014 Munich (DE)	German	Advanced PCT seminar WIPO speakers: Ms. Coeckelbergs and Mr. Henninger Other speaker: Mr. Wolff (former member of the PCT Legal Division of WIPO and of the Boards of Appeal of the EPO)	Forum Institut für Management GmbH Tel: (49-6221) 500 660 Fax: (49-6221) 500 666 E-mail: c.weber@forum-institut.de
21–22 October 2014 Espoo (FI)	Finnish	Seminar on the PCT for patent administrators WIPO speaker: Ms. Metcalfe	Aalto University Executive Education Ltd. (Ms. Arja Andsten) Tel: (358-50) 352 46 69 E-mail: arja.andsten@aaltoee.fi Internet: www.aaltopro.fi/patenttiassistentti
30–31 October 2014 Chicago (US)	English	Advanced PCT course WIPO speakers: Mr. Reischle and Ms. Bidwell	The John Marshall Law School Department of Event Management Tel: (1-312) 987 14 20 Fax: (1-312) 427 71 28 E-mail: Events@jmls.edu
3–4 November 2014 Boston, MA (US)	English	Advanced PCT seminar WIPO speakers: Mr. Reischle and Ms. Bidwell	Boston Patent Law Association (Ms. Donna Meuth) E-mail: president@bpla.org Internet: www.bpla.org
5–6 November 2014 Munich (DE)	German	International Patent Law Conference: PCT Update WIPO speaker: Mr. Reischle	Forum Institut für Management GmbH (see Munich, above)
7 November 2014 Heidelberg (DE)	German	Presentation on the PCT System, within the framework of “PaFa-Tagung – Annual Conference for Senior Patent Administrators and Patent Assistants” (6–7 November 2014) WIPO speaker: Mr. Reischle	IP for IP GmbH (Ms. Monika Huppertz and Ms. Annette Kapeller) Tel: (49-6201) 844 37 30 Fax: (49-6201) 98 62 10 E-mail: info@ipforip.de Internet: www.ipforip.de
14 November 2014 Athens (GR)	English	PCT training seminar WIPO speaker: Ms. Bonvallet	Hellenic Industrial Property Organization (OBI) (Mrs. Eri Manousou) Tel: (30-210) 618 35 40 Fax: (30-210) 618 35 30 E-mail: eman@obi.gr
14 November 2014 Atlanta, GA (US)	English	Advanced PCT Seminar for Patent Practitioners WIPO speakers: Ms. Bidwell and Mr. Reed	Schwegman, Lundberg & Woessner For pre-registration, contact: Ms. Mary E. Hirsch Tel: (1-612) 371 21 43 Fax: (1-612) 339 30 61 E-mail: mhirsch@slwip.com
2–3 December 2014 Paris (FR)	French	Basic PCT seminar WIPO speaker: Ms. Bonvallet and Ms. Chatel	Institut national de la propriété industrielle (INPI) (Ms. Françoise Chauvin) Tel: (33-1) 53 04 55 76 Fax: (33-1) 53 04 52 52 E-mail: fchauvin@inpi.fr
4 December 2014 Paris (FR)	French	Advanced PCT seminar WIPO speaker: Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (see Paris, above)
4–5 December 2014 London (GB)	English	Advanced PCT seminar WIPO speakers: Mr. Sim and Ms. Gateau	Management Forum Ltd (see London, above)

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PCT Seminar Calendar [continued]			
Dates and location	Language of seminar	Nature of seminar; WIPO speakers (and others where known)	Organizer and contact numbers
9 December 2014 Osaka (JP)	Japanese	PCT seminar WIPO speaker: Mr. Tachibana	Japan Patent Office Information Dissemination and Policy Promotion Division Tel: (81-3) 35 81 11 01 ext. 2107 Internet: http://www.jpo.go.jp/torikumi/ibento/ibento2/h26_chiteki_setumeikai.htm
10 December 2014 Tokyo (JP)	Japanese	PCT seminar WIPO speaker: Mr. Tachibana	Japan Patent Office Information Dissemination and Policy Promotion Division (see Osaka, above)
11 December 2014 Lisbon (PT)	English	PCT seminar WIPO speaker: Ms. Bonvallet	Centre d'études internationales de la propriété intellectuelle (CEIPI) (Mr. João Amaral, National Institute of Industrial Property (Portugal)) Tel: (351) 218 818 100 Fax: (351) 218 878 508 E-mail: jamaral@inpi.pt
15 December 2014 Takamatsu (JP)	Japanese	PCT seminar WIPO speaker: Mr. Tachibana	Japan Patent Office Information Dissemination and Policy Promotion Division (see Osaka, above)
16 December 2014 Kobe (JP)	Japanese	PCT seminar WIPO speaker: Mr. Tachibana	Japan Patent Office Information Dissemination and Policy Promotion Division (see Osaka, above)
18 December 2014 Nagoya (JP)	Japanese	PCT seminar WIPO speaker: Mr. Tachibana	Japan Patent Office Information Dissemination and Policy Promotion Division (see Osaka, above)
16 January 2015 Cracow (PL) <i>(Note that only a limited number of places are available)</i>	English	PCT seminar WIPO speaker: to be announced	Centre d'études internationales de la propriété intellectuelle (CEIPI) (Mr. Lukasz Bodgan) Tel: (48) 604 406 432 E-mail: lukasz.bodgan@agh.edu.pl
February 2015 (exact date to be confirmed) San Jose, CA (US)	English	Advanced PCT Seminar for Patent Practitioners WIPO speakers: Ms. Bidwell and Mr. Reed	Schwegman, Lundberg & Woessner For pre-registration, contact: Ms. Mary E. Hirsch Tel: (1-612) 371 21 43 Fax: (1-612) 339 30 61 E-mail: mhirsch@slwip.com
4 February 2015 Ecully (FR)	French	PCT presentation WIPO speaker: Ms. Bonvallet	Centre Paul Roubier Tel: (33-4) 78 33 07 08 Fax: (33-4) 78 33 58 96
19 February 2015 Irvine, CA (US)	English	Advanced PCT Seminar WIPO speaker: Ms. Bidwell Other speaker: Mr. Smith (PCT Learning Center)	PCT Learning Center (Ms. Frimmel Smith) Tel: (1-571) 212 38 68 Fax: (1-703) 636 89 74 E-mail: contact@pctlearningcenter.org Internet: pctlearningcenter.org
16–17 April 2015 London (GB)	English	Basic PCT Formalities Seminar WIPO speakers: to be announced	Management Forum Ltd Tel: (44-1483) 73 00 71 Fax: (44-1483) 73 00 08 E-mail: josephine.leak@management-forum.co.uk
20–21 May 2015 Munich (DE)	German	Basic PCT seminar WIPO speakers: to be announced	Forum Institut für Management GmbH Tel: (49-6221) 500 660 Fax: (49-6221) 500 666 E-mail: c.weber@forum-institut.de

PCT Events Without WIPO speakers			
Dates and location	Language of event	Nature of seminar; Speakers	Organizer and contact numbers
18 November 2014 San Diego (Del Mar), CA (US)	English	PCT Boot Camp: Learn the Basics Speaker: Mr. Smith (PCT Learning Center)	PCT Learning Center (Ms. Frimmel Smith) Tel: (1-571) 212 38 68 Fax: (1-703) 636 89 74 E-mail: contact@pctlearningcenter.org Internet: pctlearningcenter.org
18 February 2015 Irvine, CA (US)	English	PCT Boot Camp: Learn the Basics Speaker: Mr. Smith (PCT Learning Center)	PCT Learning Center (Ms. Frimmel Smith) Tel: (1-571) 212 38 68 Fax: (1-703) 636 89 74 E-mail: contact@pctlearningcenter.org Internet: pctlearningcenter.org

PCT Fee Tables

(amounts on 1 October 2014, 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*, 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, 200 or 300 where the international application, or part of the international application, is filed in electronic form, as prescribed under Item 4(a), (b), (c) and (d) of the Schedule of Fees (annexed to the Regulations under the PCT) and the *PCT Applicant's Guide*, paragraph 5.189. A 90% 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 2 and 15. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 90% reduction are applicable, the 90% 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 –	BRL	Brazilian real	HRK	Croatian kuna	MAD	Moroccan dirham	THB	Baht
IPEA	International Preliminary Examining Authority	BYR	Belarusian rouble	HUF	Hungarian forint	MKD	Macedonian denar	TJS	Tajik somoni
ISA	International Searching Authority	BZD	Belize dollar	IDR	Indonesian rupiah	MWK	Malawian kwacha	TND	Tunisian dinar
RO	receiving Office	CAD	Canadian dollar	ILS	New Israeli sheqel	MXN	Mexican peso	TTD	Trinidad and Tobago dollar
		CHF	Swiss franc	INR	Indian rupee	MYR	Malaysian ringgit	UAH	Ukrainian hryvnia
		CLP	Chilean peso	IRR	Iranian Rial	NOK	Norwegian krone	USD	US dollar
		CNY	Yuan renminbi	ISK	Icelandic krona	NZD	New Zealand dollar	VND	Vietnamese dong
		COP	Colombian peso	JPY	Japanese yen	PEN	Nuevo sol	XAF	CFA franc BEAC
		CUC	Cuban convertible peso	KES	Kenyan shilling	PGK	Kina	ZAR	South African rand
ALL	Albanian lek	CZK	Czech koruna	KGS	Kyrgyz som	PHP	Philippine peso	ZWD	Zimbabwe dollar
AMD	Armenian dram	DKK	Danish krone	KPW	Won	PLN	Polish zloty		
AUD	Australian dollar	DZD	Algerian dinar	KRW	Won	RON	New leu		
AZN	Azerbaijani manat	EGP	Egyptian pound	KZT	Kazakh tenge	RSD	Serbian dinar		
BAM	Convertible mark	EUR	Euro	LSL	Lesotho loti	RUB	Russian rouble		
BGN	Bulgarian lev	GBP	Pound sterling	LTL	Lithuanian litas	SDG	Sudanese pound		
BHD	Bahraini dinar	GHS	Ghanaian cedi	LVL	Latvian lat	SEK	Swedish krona		
BND	Brunei dollar	GTQ	Quetzal	LYD	Libyan dinar	SGD	Singapore dollar		

Table I(a) — Transmittal and international filing fees
(amounts on 1 October 2014, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1, 2} (CHF 1,330)	Fee per sheet over 30 ^{1, 2, 3} (CHF 15)	E-filing reductions according to Schedule of Fees:			Competent ISA(s) ⁴
				Items 4(a) ⁵ and (b) ⁶ (CHF 100)	Item 4(c) ⁷ (CHF 200)	Item 4(d) ⁸ (CHF 300)	
AG	Information not yet available						CA
AL	ALL 9,000	CHF 1,330	15	–	–	–	EP
AM	AMD 32,000	USD 1,471	17	111	–	–	EP RU
AP	USD 50 (or eq in local currency)	USD 1,471	17	111	–	–	AT EP SE
AT	EUR 52	EUR 1,084	12	–	163	244	EP
AU	AUD 200	AUD 1,657 (from 1.12.14: 1,574)	19 (18)	125 (from 1.11.14: –)	249 (237)	374 (355)	AU KR
AZ	AZN 10	USD 1,471	17	–	–	–	EP RU
BA	BAM 50	EUR 1,084	12	81	–	–	EP
BE	EUR 120	EUR 1,084	12	81	–	–	EP
BG	BGN 80	BGN eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	EP RU
BH	BHD 70	USD 1,471	17	–	–	–	AT EP US
BN	BND 150	BND eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	AT AU EP KR
BR	BRL ⁹ online: 175 on paper: 235	BRL eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	AT BR EP SE US
BW	USD ¹⁰ –	USD 1,471	17	111	–	–	EP
BY	BYR eq USD 70	USD 1,471	17	–	–	–	EP RU
BZ	BZD 300	USD 1,471	17	111	–	–	CA EP
CA	CAD 300	CAD 1,638	18	123	246	369	CA
CH	CHF 100	CHF 1,330	15	100	–	–	EP
CL	CLP eq USD ¹¹ 130	CLP eq USD ¹¹ 1,471	eq USD ¹¹ 17	eq USD ¹¹ 111	–	–	EP ES KR US (from 22.10.14: CL)
CN	CNY 500	CNY eq CHF 1,330	eq CHF 15	eq CHF 100	eq CHF 200	eq CHF 300	CN

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Table I(a) — Transmittal and international filing fees [continued]

(amounts on 1 October 2014, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1,2}	Fee per sheet over 30 ^{1,2,3}	E-filing reductions according to Schedule of Fees:			Competent ISA(s) ⁴
				Items 4(a) ⁵ and (b) ⁶	Item 4(c) ⁷	Item 4(d) ⁸	
CO	COP 865,000 ¹²	COP eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	AT, BR, EP, ES, RU
CR	USD 250	USD 1,471	17	111	–	–	EP ES (from 22.10.14: CL)
CU	CUC 200	CUC 1,471	17	111	–	–	AT BR EP ES RU (from 22.10.14: CL)
CY	EUR 128.15	EUR 1,084	12	–	–	–	EP
CZ	CZK 1,500	EUR 1,084	12	81	–	–	EP
DE	EUR 90	EUR 1,084	12	81	163	244	EP
DK	DKK 1,500	DKK 8,090	90	610	1,220	1,820	EP SE XN
DM	Information not yet available						
DO	USD 275	USD 1,471	17	111	–	–	EP ES US
DZ	DZD None	CHF 1,330	15	100	–	–	AT EP
EA	RUB 1,600	USD 1,471	17	111	221	332	EP RU
EC	USD ¹⁰ –	USD 1,471	17	111	–	–	EP ES (from 22.10.14: CL)
EE	EUR 115.04	EUR 1,084	12	81	–	–	EP
EG	USD 142	USD 1,471	17	–	–	–	AT EG EP US
EP	EUR 130	EUR 1,084	12	–	163	244	EP
ES	EUR 74.25	EUR 1,084	12	81	163	244	EP ES
FI	EUR 135	EUR 1,084	12	–	163	244	EP FI SE
FR	EUR 60	EUR 1,084	12	81	163	244	EP
GB	GBP 75	GBP 914	10	–	138	206	EP
GD	Information not yet available						
GE	USD ¹³ 100	USD 1,471	17	111	–	–	AT EP RU US (from 1.1.15: IL)
GH	GHS ¹⁴ 2,500 or 5,000	USD 1,471	17	–	–	–	AT AU CN EP SE
GR	EUR 115	EUR 1,084	12	81	–	–	EP
GT	GTQ eq USD 250	USD 1,471	17	111	–	–	AT BR EP ES US
HN	USD 200	USD 1,471	17	111	–	–	EP ES
HR	HRK 200	HRK eq CHF 1,330	eq CHF 15	eq CHF 100	eq CHF 200	eq CHF 300	EP
HU	HUF 11,800	HUF 341,400	HUF 3,900	HUF 25,700	–	–	EP RU
IB	CHF ¹⁵ 100 or EUR ¹⁵ 81 or USD ¹⁵ 111	CHF 1,330 or EUR 1,084 or USD 1,471	15 12 17	100 81 111	200 163 221	300 244 332	See footnote 16
ID	IDR 1,000,000	IDR eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	AU EP JP KR RU
IE	EUR 76	EUR 1,084	12	–	–	–	EP
IL	ILS 556	USD 1,471	17	111	221	332	EP IL US
IN	INR 17,600 (filing by natural person: 3,250; filing by small entity: 8,800)	USD 1,471	17	111	–	–	AT AU CN EP IN SE US
IR	IRR ¹⁰ –	IRR eq CHF 1,330	eq CHF 15	–	–	–	EP IN RU
IS	ISK 15,000	ISK 168,000	1,900	12,600	25,300	37,900	EP SE XN
IT	EUR 30.99	EUR 1,084	12	–	–	–	EP
JP	JPY 10,000 ¹⁷	JPY 154,800	1,700	11,600	–	34,900	EP JP
KE	USD 250 (or KES equiv) plus cost of mailing	USD 1,471	17	111	–	–	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,471	17	111	–	–	EP RU
KN	Information not yet available						
KN	EP						
KP	KPW eq CHF 50	KPW eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	AT CN RU
KR	KRW 45,000	CHF 1,330	15	100	–	300	AT AU JP ¹⁸ KR
KZ	KZT 8,243 ¹⁹	USD 1,471	17	111	–	–	EP RU
LR	USD 45	USD 1,471	17	–	–	–	AT AU CN EP SE
LS	LSL ¹⁰ –	LSL eq CHF 1,330	eq CHF 15	–	–	–	AT EP
LT	LTL 320	EUR 1,084	12	81	163	244	EP RU

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Table I(a) — Transmittal and international filing fees [continued]

(amounts on 1 October 2014, unless otherwise indicated)

RO	Transmittal fee ¹		International filing fee ^{1,2}		Fee per sheet over 30 ^{1,2,3}		E-filing reductions according to Schedule of Fees:			Competent ISA(s) ⁴
							Items 4(a) ⁵ and (b) ⁶	Item 4(c) ⁷	Item 4(d) ⁸	
LU	EUR	19	EUR	1,084		12	–	–	–	EP
LV	EUR	68.87	EUR	1,084		12	81	–	–	EP RU
LY	LYD ¹⁰	–	CHF	1,330		15	100	–	–	AT EP
MA	MAD	600 ²⁰	CHF	1,330		15	–	–	–	AT EP RU SE
MC	EUR	54 ²¹	EUR	1,084		12	–	–	–	EP
MD	EUR	100	USD	1,471		17	111	–	–	EP RU
MK	MKD	2,700	MKD eq CHF	1,330	eq CHF	15	eq CHF 100	–	–	EP
MN		None	CHF	1,330		15	100	–	–	EP KR RU
MT	EUR	55	EUR	1,084		12	81	–	–	EP
MW	MWK	6,000	MWK	550,000		6,200	41,400	–	–	EP
MX	USD	323.70 ²²	USD	1,471		17	111	–	–	EP ES SE US
MY	MYR 500 (e-filing) ²³ 550 (paper filing) ²³		MYR eq CHF	1,330	eq CHF	15	–	eq CHF 200	eq CHF 300	AU EP JP KR
NI	USD	200	USD	1,471		17	111	–	–	EP ES
NL	EUR	50	EUR	1,084		12	–	163	244	EP
NO	NOK	800	NOK	8,780		100	–	1,320	1,980	EP SE XN
NZ	NZD	180 ²⁴	NZD	1,767		20	133	266	399	AU EP KR US
OA	XAF ¹⁰	–	XAF eq CHF	1,330	eq CHF	15	–	–	–	AT EP RU SE
PA	USD	200	USD	1,471		17	111	–	–	BR EP ES US (from 22.10.14: CL)
PE	PEN	233.35	PEN eq USD	1,471	eq USD	17	eq USD 111	–	–	AT EP ES KR US
PG	PGK	250	USD	1,471		17	111	–	–	AU
PH	PHP	3,500	USD	1,471		17	111	221	332	AU EP JP KR US
PL	PLN	300	PLN eq CHF	1,330	eq CHF	15	–	eq CHF 200	eq CHF 300	EP
PT	EUR	20.90	EUR	1,084		12	81	163	244	EP
QA	Information not yet available									
RO	RON	360	EUR	1,084		12	81	163	244	EP RU
RS	RSD	7,020 ²⁵	RSD eq CHF	1,330	eq CHF	15	eq CHF 100	–	–	EP
RU	RUB	850	USD	1,471		17	111	–	–	EP RU
RW	Information not yet available									
SA	USD	100	USD	1,471		17	111	–	–	CA EG EP RU
SC	USD ¹⁰	–	USD	1,471		17	–	–	–	EP
SD	SDG	50	SDG eq CHF	1,330	eq CHF	15	–	–	–	EP
SE	SEK	1,200	SEK	10,130		110	760	1,520	2,290	EP SE XN
SG	SGD	150	SGD	1,835		21	138	–	–	AT AU EP JP KR
SI	EUR	91	EUR	1,084		12	81	–	–	EP
SK	EUR	66 ²⁶	EUR	1,084		12	81	163	244	EP
SM	EUR	70	EUR	1,084		12	–	–	–	EP
SV	USD	200	USD	1,471		17	111	–	–	EP ES
SY	USD ¹⁰	–	USD	1,471		17	111	–	–	AT EP RU
TH	THB	3,000	THB eq CHF	1,330	eq CHF	15	eq CHF 100	–	–	AU CN EP JP KR US
TJ	TJS ¹⁰	–	USD	1,471		17	–	–	–	EP RU
TM	USD ¹⁰	–	USD	1,471		17	111	–	–	EP RU
TN	TND ¹⁰	–	CHF	1,330		15	–	–	–	EP
TR		None	CHF	1,330		15	100	–	–	EP
TT	TTD	750	USD	1,471		17	111	–	–	AT EP SE US
UA	UAH or eq EUR or USD ²⁷	1,300	USD (or eq UAH or EUR)	1,471		17	111	–	–	EP RU

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Table I(a) — Transmittal and international filing fees [continued]

(amounts on 1 October 2014, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1,2}	Fee per sheet over 30 ^{1,2,3}	E-filing reductions according to Schedule of Fees:			Competent ISA(s) ⁴
				Items 4(a) ⁵ and (b) ⁶	Item 4(c) ⁷	Item 4(d) ⁸	
US	USD 240 ²⁸ small entity ²⁹ : 120 ²⁸ micro entity ²⁹ : 60 ²⁸	USD 1,471	17	111	221	–	AU EP IL KR RU US
UZ	USD ¹⁰ –	USD 1,471	17	111	–	–	EP RU
VN	VND eq USD 150	VND eq CHF 1,330	eq CHF 15	–	–	–	AT AU EP JP KR RU SE
ZA	ZAR 500	ZAR 15,860	180	1,190	–	–	AT AU EP US
ZM	USD 50	USD 1,471	17	–	–	–	AT SE
ZW	ZWD 6,000	ZWD eq USD 1,471	eq USD 17	eq USD 111	–	–	AT AU CN EP RU

Table I(b) — Search fees

(amounts on 1 October 2014, unless otherwise indicated)

ISA	Search fee ¹							
AT ³⁰	EUR 1,864 <i>*(from 1.12.14:</i>	CHF 2,272 <i>KRW 2,505,00</i>	KRW* 2,651,000 <i>SGD 3,050</i>	SGD* 3,240 <i>USD 2,393)</i>	USD* 2,592	ZAR 27,130		
AU	AUD 2,200 USD 1,972 <i>*(from 1.11.14:</i>	CHF* 1,765 ZAR 22,260 <i>CHF 1,858</i>	EUR* 1,449 <i>EUR 1,584)</i>	KRW 2,070,000	NZD 2,345	SGD 2,590		
BR ³¹	BRL 2,250	CHF 905	EUR 742	USD 1,011				
CA	CAD 1,600	CHF 1,299	EUR 1,066	USD 1,442				
(from 22.10.14: CL)	<i>(from 22.10.14:</i> USD 2,000 CHF 1,808 EUR 1,473 <i>In case of filing by an natural person or a legal entity²:</i> USD 400 CHF 362 EUR 295 <i>In case of filing by a university³²:</i> USD 300 CHF 271 EUR 221)							
CN	CNY 2,100	CHF 310	EUR 253	USD 343				
EG ³³	EGP 4,000	CHF 525	EUR 427	USD 580				
EP ³⁴	EUR 1,875 JPY 267,300 USD 2,545 <i>*(from 1.11.14:</i>	CHF 2,301 MWK 951,000 ZAR 27,580 <i>HUF 588,100)</i>	DKK 13,990 NOK 15,180	GBP 1,490 NZD 3,057	HUF* 553,600 SEK 17,380	ISK 290,000 SGD 3,180		
ES ³⁴	EUR 1,875	CHF 2,301	USD 2,545					
FI	EUR 1,875	CHF 2,301	USD 2,545					
IL	ILS 3,564	CHF 913	EUR 745	USD 1,021				
IN	INR 10,000 <i>In case of filing by an individual:</i>	CHF 147	EUR 119 INR 2,500	USD 162 CHF 37	EUR 30	USD 41		
JP ¹⁷	JPY 70,000	CHF 601	EUR 491	KRW 716,000	SGD 850	USD 673		
KR	For international applications in Korean: KRW 450,000 AUD 476 CHF* 379 EUR* 309 NZD 504 SGD 551 USD 420 <i>*(from 1.11.14:</i> CHF 405 EUR 340) For international applications in English: KRW 1,300,000 AUD 1,376 CHF 1,096 EUR* 893 NZD 1,456 SGD 1,593 USD 1,212 <i>*(from 1.11.14:</i> CHF 1,171 EUR 984)							
RU	For international applications in Russian: RUB 6,750 CHF 171 EUR 140 HUF 44,700 USD* 192 <i>*(from 1.12.14:</i> USD 174) For international applications in English: RUB 28,000 CHF 709 EUR 580 HUF 185,500 USD** 795 <i>***(from 1.12.14:</i> USD 724)							
SE	SEK 17,380 USD 2,545	CHF 2,301	DKK 13,990	EUR 1,875	ISK 290,000	NOK 15,180		
US	USD 2,080 For small entity ²⁹ : For micro entity ²⁹ :	CHF 1,880 USD 1,040 USD 520	EUR 1,532 CHF 940 CHF 470	NZD 2,500 EUR 766 EUR 383	ZAR 22,550 NZD 1,249 NZD 625	ZAR 11,280 ZAR 5,640		
XN	DKK 13,990 USD 2,545	CHF 2,301	EUR 1,875	ISK 290,000	NOK 15,180	SEK 17,380		

Table I(c) — Supplementary search fees

(amounts on 1 October 2014, unless otherwise indicated)

ISA	Supplementary search fee	Supplementary search handling fee ^{2, 35}
AT	– for a search of the German-language documentation: CHF 1,043 – for a search of the European and North American documentation: CHF 1,460 – for a search of the PCT minimum documentation: CHF 2,086	CHF 200
EP	CHF 2,301	CHF 200
FI	CHF 2,301	CHF 200
RU	eq in CHF of RUB ³⁶ 11,800 (18,880) ³⁷	CHF 200
SE	CHF 2,301	CHF 200
XN	– for a full search: CHF 2,301 – for searches only of documentation in Danish, Icelandic, Norwegian and Swedish: CHF 660	CHF 200

Table II — Preliminary examination fees

(amounts on 1 October 2014, unless otherwise indicated)

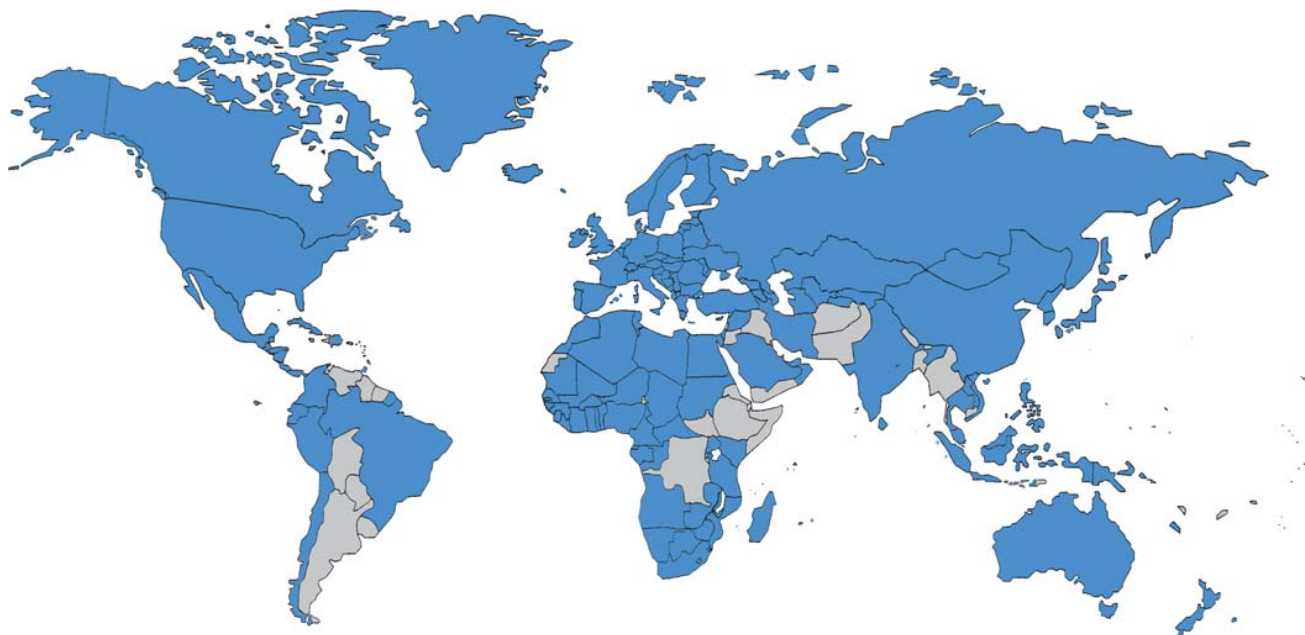
IPEA	Preliminary examination fee ³⁸	Handling fee ^{2, 38} (CHF 200)
AT ³⁰	EUR 1,749	EUR 163
AU	AUD 590 820 ³⁹	AUD 249 (from 1.12.14: 237)
BR ³¹	BRL 840	BRL 488
CA	CAD 800	CAD 246
(from 22.10.14: CL)	(from 22.10.14: USD 1,500 in case of filing by a natural person or a legal entity ² : USD 400 in case of filing by a university ³² : USD 300)	(from 22.10.14: USD 221)
CN	CNY 1,500	CNY eq CHF 200
EG ³³	EGP 3,000	EGP 1,525
EP ³⁴	EUR 1,930	EUR 163
ES	EUR 583.65	EUR 163
FI	EUR 600	EUR 163
IL	ILS 1,527	ILS 786
IN	INR 12,000; in case of filing by an individual: INR 3,000	USD 221
JP	JPY 26,000 ¹⁷	JPY 23,300
KR	KRW 450,000	KRW 237,000 (from 1.12.14: 222,000)
RU	For international applications in Russian: RUB 2,700 ⁴⁰ 4,050 ⁴¹ For international applications in English: RUB 10,500 ⁴⁰ 15,750 ⁴¹	USD 221
SE	SEK 5,000	SEK 1,520
US	USD 600 760 ⁴² For small entity ²⁹ : USD 300 380 ⁴² For micro entity ²⁹ : USD 150 190 ⁴²	USD 221
XN	DKK 5,000	DKK 1,220

[See over page for footnotes to fee tables]

Footnotes to fee tables:

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 This fee is reduced by 90% where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on the PCT website at: http://www.wipo.int/pct/en/fees/fee_reduction.pdf
- 3 Where the international application contains a sequence listing as a separate part of the description, this should preferably be furnished in accordance with Annex C, paragraph 40, of the Administrative Instructions under the PCT, that is, in compliance with WIPO Standard ST.25 text format; no additional fees are due for sequence listings filed in this format. Where, however, such sequence listings are filed in the form of an image file (e.g. PDF), fees are due for each page (see *PCT Newsletter* No. 06/2009, page 2 at: http://www.wipo.int/pct/en/newslett/2009/newslett_09.pdf).
- 4 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 5 If the international application is filed on paper together with a copy in electronic form, in character coded format, of the request and the abstract.
- 6 If the international application is filed in electronic form, the request not being in character coded format.
- 7 If the international application is filed in electronic form, the request being in character coded format.
- 8 If the international application is filed in electronic form, the request, description, claims and abstract being in character coded format.
- 9 This fee is reduced by 60% where the international application is filed by a natural person, a small or medium-sized enterprise, a cooperative, an academic institution, a non-profit-making entity or a public institution. For further details, see Official Resolution of the National Institute of Industrial Property No. 211/09 of 14 May 2009.
- 10 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.
- 11 When calculating the USD equivalent amount in CLP, applicants should use the exchange rate fixed by the Central Bank of Chile on the day before the date of payment.
- 12 This fee is reduced by 25% if the applicant is a natural person, a small or medium enterprise, a public or private university recognized by the National Ministry or a non-profit entity promoting the development of scientific and technological research.
- 13 This fee is reduced by 70% where the applicant is a natural person.
- 14 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.
- 15 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on the PCT website at: www.wipo.int/pct/en/fees/fee_reduction.pdf
- 16 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*, Annex C (IB).
- 17 This fee is reduced by two thirds where the application is filed in Japanese by an individual, a small or medium-sized enterprise that has commenced business or been established less than ten years, or a micro enterprise. For further details, see: http://www.jpo.go.jp/tetuzuki/ryoukin/chusho_keigen.htm
- 18 The Japan Patent Office is competent only for international applications in Japanese.
- 19 This fee is subject to value added tax (VAT). Applicants may consult the receiving Office or a registered patent attorney for the latest applicable VAT rate.
- 20 This fee is reduced by 50% where the international application is filed by a public university, a small or medium enterprise (in accordance with the criteria of the charter for small or medium enterprises) or a natural person who is a national of and resides in one of the States entitled to a reduction under the PCT (for the list of States see www.wipo.int/pct/en/fees/fee_reduction.pdf).
- 21 Plus EUR 1.50 for the preparation of additional copies, for each page and each copy.
- 22 This fee is subject to a national tax of 16%.
- 23 Plus MYR 60 for each sheet in excess of 30 for electronic filings, and MYR 70 for each sheet in excess of 30 for paper filings.
- 24 Plus Goods and Services Tax for New Zealand residents.
- 25 This fee is reduced by 50% where the applicant is a natural person.
- 26 This fee is reduced by 50% if the international application is filed in fully-electronic form.
- 27 This fee is reduced by 95% where all applicants are also inventors and by 90% where all applicants are also non-profitable institutions and/or organizations. When the fee is payable with relation to an application made by both types of applicant, and all applicants are either also inventors, or non-profitable institutions and/or organizations, the fee is reduced by 90%.
- 28 Plus non-electronic filing fee portion for international applications filed other than by the Office electronic filing system of USD 400, or in the case of filings by small entities or micro entities: USD 200.
- 29 For further details about entitlement to and establishment of "small entity" status and "micro entity" status, see 37 CFR § 1.27 and 1.29 (pages R-41 and R-47), respectively, at: http://www.uspto.gov/web/offices/pac/mpep/consolidated_rules.pdf
- 30 The 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 a State for which the Austrian Patent Office is an International Searching Authority (in the case of the search fee)/International Preliminary Examining Authority (in the case of the preliminary examination fee).
- 31 This fee is reduced by 60% where the international application is filed by a natural person, a small or medium enterprise or an academic institution.
- 32 Applicable where the applicant is (a) a Chilean university, or (b) a foreign university headquartered in any of the States which benefit, in accordance with the Schedule of Fees under the PCT Regulations, from the 90% reduction of the international filing fee and authenticated by its legal representative, in a simple declaration signed in the presence of a notary, as constituted as a university in accordance with the law of that State, provided that, if there are several applicants, each must satisfy the criterion set out in either sub-item (a) or (b)). For details of applicants entitled to the 90% reduction, see: http://www.wipo.int/pct/en/fees/fee_reduction.pdf
- 33 The search fee payable to the Office is reduced by 25% where the applicant, or, if there are two or more applicants, each applicant is a natural person or a legal entity and is a national of and resides in a State which is classified by the World Bank in the group of countries of "low income", "lower middle income" or "upper middle income".
- 34 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% under certain conditions. For further information, see the relevant footnote in the *PCT Applicant's Guide*, Annexes D (EP and ES) and E (EP) at: <http://www.wipo.int/pct/guide/en/index.html>
- 35 Payable to the International Bureau in Swiss francs.
- 36 The amount payable is the equivalent amount in Swiss francs, at the exchange rate of the Central Bank of the Russian Federation, applicable on the date of payment.
- 37 This fee applies where a declaration referred to in PCT Article 17(2)(a) has been made by the International Searching Authority because of subject matter referred to in PCT Rule 39.1(iv) (methods of treatment).
- 38 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 39 Payable when the international search report was not issued by the Australian Patent Office.
- 40 Payable when the international search report was established by the Federal Service for Intellectual Property (Rospatent) (Russian Federation).
- 41 In all cases where footnote 40 does not apply.
- 42 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*, Annex C (US)).

PCT Contracting States and Two-letter Codes (148 on F&A 2014)



AE United Arab Emirates	CR Costa Rica	IN India	ML Mali (OA) ²	SI Slovenia (EP) ²
AG Antigua and Barbuda	CY Cyprus (EP) ²	IR Iran (Islamic Republic of)	MN Mongolia	SK Slovakia (EP)
AL Albania (EP)	CZ Czech Republic (EP)	IS Iceland (EP)	MR Mauritania (OA) ²	SL Sierra Leone (AP)
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) ²	MT Malta (EP) ²	SM San Marino (EP)
AO Angola	DK Denmark (EP)	JP Japan	MW Malawi (AP)	SN Senegal (OA) ²
AT Austria (EP)	DM Dominica	KE Kenya (AP)	MX Mexico	ST Sao Tome and Principe (AP ⁴)
AU Australia	DO Dominican Republic	KG Kyrgyzstan (EA)	MY Malaysia	SV El Salvador
AZ Azerbaijan (EA)	DZ Algeria	KM Comoros (OA) ²	MZ Mozambique (AP)	SY Syrian Arab Republic
BA Bosnia and Herzegovina ¹	EC Ecuador	KN Saint Kitts and Nevis	NA Namibia (AP)	SZ Swaziland (AP) ²
BB Barbados	EE Estonia (EP)	KP Democratic People's Republic of Korea	NE Niger (OA) ²	TD Chad (OA) ²
BE Belgium (EP) ²	EG Egypt	KR Republic of Korea	NG Nigeria	TG Togo (OA) ²
BF Burkina Faso (OA) ²	ES Spain (EP)	KZ Kazakhstan (EA)	NI Nicaragua	TH Thailand
BG Bulgaria (EP)	FI Finland (EP)	LA Lao People's Democratic Republic	NL Netherlands (EP) ²	TJ Tajikistan (EA)
BH Bahrain	FR France (EP) ²	LC Saint Lucia	NO Norway (EP)	NZ New Zealand
BJ Benin (OA) ²	GA Gabon (OA) ²	LI Liechtenstein (EP)	NZ New Zealand	OM Oman
BN Brunei Darussalam	GB United Kingdom (EP)	LK Sri Lanka	PA Panama	PE Peru
BR Brazil	GD Grenada	LR Liberia (AP)	PG Papua New Guinea	PH Philippines
BW Botswana (AP)	GE Georgia	LS Lesotho (AP)	PL Poland (EP)	PT Portugal (EP)
BY Belarus (EA)	GH Ghana (AP)	LT Lithuania (EP) ²	QA Qatar	RO Romania (EP)
BZ Belize	GM Gambia (AP)	LU Luxembourg (EP)	RS Serbia (EP)	RU Russian Federation (EA)
CA Canada	GN Guinea (OA) ²	LV Latvia (EP) ²	RU Russian Federation (EA)	RW Rwanda (AP)
CF Central African Republic (OA) ²	GQ Equatorial Guinea (OA) ²	LY Libya	SA Saudi Arabia	SC Seychelles
CH Switzerland (EP)	GR Greece (EP) ²	MA Morocco	SD Sudan (AP)	SE Sweden (EP)
CI Côte d'Ivoire (OA) ²	GT Guatemala	MC Monaco (EP) ²	SG Singapore	
CL Chile	GW Guinea-Bissau (OA) ²	MD Republic of Moldova ³		
CM Cameroon (OA) ²	HN Honduras	ME Montenegro ¹		
CN China	HR Croatia (EP)	MG Madagascar		
CO Colombia	HU Hungary (EP)	MK The former Yugoslav Republic of Macedonia (EP)		
	ID Indonesia			
	IE Ireland (EP) ²			
	IL Israel			

1 Extension of European patent possible.

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

3 Only international applications filed before 26 April 2012 include the designation of the Republic of Moldova for a Eurasian patent.

4 Only international applications filed on or after 19 August 2014 include the designation of Sao Tome and Principe for an ARIPO patent.

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 version of the e-filing software used to generate the request form, or the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated 16 September 2012). The request and demand forms can be printed from the website, in editable PDF format, at: <http://www.wipo.int/pct/en/forms/>, or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities. Where possible, applicants are encouraged to use ePCT-Filing in order to benefit from the most up-to-date PCT data.