

OFFICIAL NOTICES (PCT GAZETTE)

5 January 2017

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INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

SG Singapore

Agreement between the Intellectual Property Office of Singapore and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex A

The **Intellectual Property Office of Singapore** has notified the International Bureau, in accordance with Article 11(3)(i) of the above-mentioned Agreement, of an amendment to Annex A thereof. This amendment, which entered into force on 1 January 2017, consists of the addition of Chinese to the languages indicated in Annex A, item (ii). The amended Annex will read as follows:

“Annex A States and Languages

Under Article 3 of the Agreement, the Authority specifies:

- (i) [no change];
- (ii) the following languages which it will accept:
English, Chinese.

INFORMATION ON CONTRACTING STATES

KH Cambodia

General information on **Cambodia** as a Contracting State is given in Annex B1(KH), which is published on page 3.

RECEIVING OFFICES

SG Singapore

The **Intellectual Property Office of Singapore**, in its capacity as receiving Office, has notified the International Bureau that, pursuant to PCT Rule 12.1(a), it would accept Chinese, in addition to English, as a language in which international applications may be filed, and that, pursuant to PCT Rule 12.1(c), it would accept Chinese as a language in which a request may be filed, with effect since 1 January 2017.

[Updating of Annex C(SG) of the *PCT Applicant's Guide*]

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_sg.pdf.

B1

Information on Contracting States

B1

KH

CAMBODIA

KH

General information

Name of Office:	Department of Industrial Property of Cambodia (DIPC)
Location and mailing address:	45 Preah Norodom Boulevard, Khan Daun Penh, Phnom Penh, Cambodia
Telephone:	(855) 12 841 882, 12 982 382
Facsimile machine:	(855) 23 428 263
E-mail:	adm_dip@yahoo.com
Internet:	www.mih.gov.kh

Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile or e-mail
Which kinds of documents may be so transmitted?	All kinds of documents
Must the original of the document be furnished in all cases?	Yes, within one month from the date of the transmission if the transmitted document is the international application or a replacement sheet containing corrections or amendments of the international application. No, only upon invitation in the case of other documents.

Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is a recognized delivery service
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Competent receiving Office for nationals and residents of Cambodia:	Department of Industrial Property of Cambodia (DIPC) or International Bureau of WIPO, at the choice of the applicant (see Annex C)
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Competent designated (or elected) Office if Cambodia is designated (or elected):	Department of Industrial Property of Cambodia (DIPC)
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May Cambodia be elected?	Yes (bound by Chapter II of the PCT)
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Types of protection available via the PCT:	Patents, utility models
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Provisions of the law of Cambodia concerning international-type search:	None
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Provisional protection after international publication:	None
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Information of interest if Cambodia is designated (or elected)

Time when the name and address of the inventor must be given if Cambodia is designated (or elected):	May be in the request or may be furnished later. If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit of one month from the date of receipt of the invitation.
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Are there special provisions concerning the deposit of microorganisms and other biological material?	No
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The publication Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.

FEES PAYABLE UNDER THE PCT

AT Austria

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **US dollar (USD)** has been established for the search fee for an international search carried out by the **Austrian Patent Office**. This amount, applicable from 1 March 2017, is USD 1,980.

[Updating of Annex D(AT) of the *PCT Applicant's Guide*]

BR Brazil

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **US dollar (USD)** have been established for the search fee for an international search carried out by the **National Institute of Industrial Property (Brazil)**. These amounts, applicable from 1 March 2017, are USD 492 when filing online and USD 738 when filing on paper.

[Updating of Annex D(BR) of the *PCT Applicant's Guide*]

CL Chile

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **euro (EUR)** have been established for the search fee for an international search carried out by the **National Institute of Industrial Property (Chile)**. These amounts, applicable from 1 March 2017, are:

- EUR 1,883 (general fee);
- EUR 377 (reduced fee for natural persons and legal entities (where the international application is filed by an applicant, whether a natural person or a legal entity, who is a national of and a resident 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, provided that, if there are several applicants, each must satisfy this criterion));
- EUR 282 (reduced fee for universities (where the international application is filed by an applicant who 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))).

[Updating of Annex D(CL) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **Icelandic krona (ISK)** and **US dollar (USD)** have been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. These amounts, applicable from 1 March 2017, are ISK 221,900 and USD 1,992, respectively.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

JP Japan

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **US dollar (USD)** have been established for the search fee for an international search carried out by the **Japan Patent Office**. These amounts, applicable from 1 March 2017, are USD 616 for searches carried out in Japanese and USD 1,372 for searches carried out in English.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]

KR Republic of Korea

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **US dollar (USD)** have been established for the search fee for an international search carried out by the **Korean Intellectual Property Office**. These amounts, applicable from 1 March 2017, are USD 386 for searches carried out in Korean and USD 1,114 for searches carried out in English.

[Updating of Annex D(KR) of the *PCT Applicant's Guide*]

UA Ukraine

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **US dollar (USD)** has been established for the search fee for an international search carried out by the **State Intellectual Property Service of Ukraine (SIPSU)**. This amount, applicable from 1 March 2017, is USD 319.

[Updating of Annex D(UA) of the *PCT Applicant's Guide*]

US United States of America

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **euro (EUR)** have been established for the search fee for an international search carried out by the **United States Patent and Trademark Office (USPTO)**. These amounts, applicable from 1 March 2017, are EUR 1,958 for an entity other than a small or micro entity, EUR 979 for a small entity and EUR 489 for a micro entity.

[Updating of Annex D(US) of the *PCT Applicant's Guide*]

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**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

IL Israel

Agreement between the Government of Israel and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex C

The **Israel Patent Office** has notified the International Bureau, in accordance with Article 11(3)(ii) of the above-mentioned Agreement, of amendments to Part I of Annex C thereof. These amendments will enter into force on 1 March 2017. The amended Annex C will read as follows:

**“Annex C
Fees and Charges**

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (Israel new shekel)
Search fee (Rule 16.1(a))	3,518
Additional fee (Rule 40.2(a))	3,518
Preliminary examination fee (Rule 58.1(b))	1,508
Additional fee (Rule 68.3(a))	1,508
Late furnishing fee (Rules 13 ter .1(c) and 13 ter .2)	452
Cost of copies (Rules 44.3(b), 71.2(b) and 94.2), per document	[No change]

Part II. [No change]”

FEES PAYABLE UNDER THE PCT

AE United Arab Emirates

The **Industrial Property Directorate, Ministry of Economy (United Arab Emirates)** has notified the amount of the filing fee for a patent or a utility certificate, in **United Arab Emirates dirham (AED)**, payable to it as designated (or elected) Office. This amount is AED 2,000 (1,000)².

[Updating of the National Chapter, Summary (AE), of the *PCT Applicant's Guide*]

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_il.pdf.

² The amount in parentheses is applicable in case of filing by a natural person.

IL Israel

The **Israel Patent Office** has notified new amounts of fees, in **new Israeli sheqel (ILS)**, payable to it as International Searching Authority and applicable from 1 March 2017, as follows:

Search fee (PCT Rule 16):	ILS	3,518
Additional search fee (PCT Rule 40.2):	ILS	3,518
Late furnishing fee (PCT Rule 13 ^{ter} .1(c)):	ILS	452

Furthermore, pursuant to PCT Rule 16.1(d), new equivalent amounts in **Swiss franc (CHF)**, **euro (EUR)** and **US dollar (USD)** have been established for the search fee for an international search carried out by the Office. These amounts, also applicable from 1 March 2017, are CHF 932, EUR 872 and USD 911, respectively.

[Updating of Annex D(IL) of the *PCT Applicant's Guide*]

In addition, the Office has notified new amounts of fees, in **new Israeli sheqel (ILS)**, payable to it as International Preliminary Examining Authority and also applicable from 1 March 2017, as follows:

Preliminary examination fee (PCT Rule 58):	ILS	1,508
Additional preliminary examination fee (PCT Rule 68.3):	ILS	1,508
Late furnishing fee (PCT Rule 13 ^{ter} .2):	ILS	452

[Updating of Annex E(IL) of the *PCT Applicant's Guide*]

JP Japan

New equivalent amounts in **Japanese yen (JPY)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for a reduction under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 March 2017, are as follows:

International filing fee:	JPY	151,800
Fee per sheet in excess of 30:	JPY	1,700
Reduction (under PCT Schedule of Fees, item 4):		
Electronic filing (the request, description, claims and abstract being in character coded format):	JPY	34,200

[Updating of Annex C(JP) of the *PCT Applicant's Guide*]

Furthermore, pursuant to PCT Rule 16.1(d), new equivalent amounts in **Swiss franc (CHF)** and **euro (EUR)** have been established for the search fee for an international search carried out by the **Japan Patent Office**. These amounts, also applicable from 1 March 2017, are CHF 613 and EUR 574, respectively, for searches carried out in Japanese, and CHF 1,367 and EUR 1,279, respectively, for searches carried out in English.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]

In addition, a new equivalent amount in **Japanese yen (JPY)** has been established for the handling fee, pursuant to PCT Rule 57.2(d). This amount, also applicable from 1 March 2017, is JPY 22,800.

[Updating of Annex E(JP) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

KH Cambodia

Information on the requirements of the **Department of Industrial Property of Cambodia (DIPC)** as receiving Office is given in Annex C(KH), which is published at the end of this issue.

C

Receiving Offices

C

KH

**DEPARTMENT OF INDUSTRIAL
PROPERTY OF CAMBODIA (DIPC)**

KH

Competent receiving Office for nationals and residents of:	Cambodia
Language in which international applications may be filed:	English or Khmer ¹
Language in which the request may be filed:	English
Number of copies on paper required by the receiving Office:	1
Does the receiving Office accept requests for restoration of the right of priority (PCT Rule 26bis.3)?	Yes, please refer to the Office for the applicable criteria and/or any fee payable for such requests
Competent International Searching Authority:	European Patent Office or Japan Patent Office ²
Competent International Preliminary Examining Authority:	European Patent Office ³ or Japan Patent Office ³
Fees payable to the receiving Office:	Currency: US dollar (USD)
Transmittal fee:	USD 100
International filing fee: ⁴	USD 1,367
Fee per sheet in excess of 30: ⁴	USD 15
Search fee:	See Annex D(EP) or (JP)
Fee for priority document (PCT Rule 17.1(b)):	Please refer to the Office
Fee for requesting restoration of the right of priority (PCT Rule 26bis.3(d)):	Please refer to the Office
Is an agent required by the receiving Office?	Yes
Who can act as agent?	Any patent attorney or patent agent registered before the Office
Waiver of power of attorney:	
Has the Office waived the requirement that a separate power of attorney be submitted?	No
Has the Office waived the requirement that a copy of a general power of attorney be submitted?	No

¹ If the language in which the international application is filed is not accepted by the International Searching Authority (see Annex D), the applicant will have to furnish a translation (PCT Rule 12.3).

² The Office is competent only for international applications filed in English (PCT Rule 12.3 does not apply).

³ The Office is competent only if the international search has been carried out by that Office.

⁴ This fee is reduced by 90% if certain conditions apply (see Annex C(IB)).

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**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

JP Japan

Agreement between the Japan Patent Office and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex A

The **Japan Patent Office** has notified the International Bureau, in accordance with Article 11(2) of the above-mentioned Agreement, of an amendment to Annex A thereof. This amendment, which entered into force on 8 December 2016, consists of the addition of Cambodia to the States indicated in items (i), (ii) and (iii)(b) of the Annex. The amended Annex A reads as follows:

**“Annex A
States and Languages**

Under Article 3 of the Agreement, the Authority specifies:

- (i) the following States for which it will act, so far as Article 3(1) is concerned:
Japan, Brunei Darussalam, Cambodia, Indonesia, Lao People’s Democratic Republic, Malaysia, Philippines, Republic of Korea, Singapore, Thailand, United States of America and Viet Nam;
- (ii) the following States for which it will act, so far as Article 3(2) is concerned:
where the Authority has prepared the international search report, Japan, Brunei Darussalam, Cambodia, Indonesia, Lao People’s Democratic Republic, Malaysia, Philippines, Republic of Korea, Singapore, Thailand, United States of America and Viet Nam;
- (iii) the following languages which it will accept:
 - (a) [no change]
 - (b) for international applications filed with the receiving Office of, or acting for, Brunei Darussalam, Cambodia, Indonesia, Lao People’s Democratic Republic, Malaysia, Philippines, Singapore, Thailand, United States of America and Viet Nam:
English;
 - (c) [no change]”

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_jp.pdf.

INFORMATION ON CONTRACTING STATES

BH Bahrain

The **National Patent Office (Bahrain)** has notified changes in its location, telephone numbers and e-mail address, which are now as follows:

Location:	Bahrain Financial Harbour Manama Kingdom of Bahrain
Telephone:	(973-17) 57 49 20, 57 48 96
E-mail:	lp@moic.gov.bh

[Updating of Annex B1(BH) of the *PCT Applicant's Guide*]

KR Republic of Korea

The **Korean Intellectual Property Office** has notified a change in its location and mailing address, which is now as follows:

Government Complex-Daejeon
189 Cheongsa-ro
Seo-gu
Daejeon 35208
Republic of Korea

Furthermore, the Office has notified changes related to the special provisions concerning earlier national applications from which priority is claimed and the effects of these provisions, which are now as follows:

Article 56 of the Korean Patent Law provides that the filing of an international application which contains the designation of the Republic of Korea and claims the priority of an earlier national application for the grant of a patent or a utility model having effect in the Republic of Korea shall have the result that the earlier national application will be considered withdrawn 15 months after the filing date of the earlier national patent application, provided that this shall not apply where that earlier application falls under any of the following subparagraphs: (i) where the earlier application has been abandoned, invalidated or withdrawn; (ii) where a decision or a trial decision to grant or refuse a patent or a utility model registration has become final and conclusive; or (iii) where priority claims based on the earlier application concerned have been withdrawn. If the applicant of an international application which claims the priority of an earlier national application wants to avoid this effect, pursuant to PCT Rule 4.9(b), the applicant may exclude the Republic of Korea from the automatic designation or, with respect to the earlier national patent application, may consider to withdraw the designation of the Republic of Korea subsequently to the filing of the international application but before the expiration of 15 months from the priority date.

[Updating of Annex B1(KR) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

EA Eurasian Patent Organization

The **Eurasian Patent Office (EAPO)** has notified new amounts of several components of the national fee², in **Russian rouble (RUB)**, payable to it as designated (or elected) Office and applicable since 1 January 2017, as follows:

Unitary procedural fee (for filing, search, publication and other processing):	RUB 28,000
--	------------

Claim fee for each claim:

- | | |
|----------------------|-----------|
| – in excess of five: | RUB 3,700 |
| – in excess of 20: | RUB 4,000 |
| – in excess of 50: | RUB 5,000 |

Examination fee:

- | | |
|--|------------|
| – for one invention: | RUB 30,000 |
| – for a group of inventions including one independent claim: | RUB 30,000 |
| – additional fee for the second independent claim: | RUB 20,000 |
| – additional fee for each independent claim in excess of two claims: | RUB 10,000 |

[Updating of the National Chapter, Summary (EA), of the *PCT Applicant's Guide*]

ES Spain

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **US dollar (USD)** has been established for the search fee for an international search carried out by the **Spanish Patent and Trademark Office**. This amount, applicable from 1 March 2017, is USD 1,992.

[Updating of Annex D(ES) of the *PCT Applicant's Guide*]

² These amounts are reduced by 90% where the applicant or, if there are two or more applicants, each applicant is a national of and a resident in any of the States party to the Eurasian Patent Convention, and by 50% where each applicant is a natural person and a national of and resident in a PCT Contracting State whose per capita national income is below USD 3,000 (according to the average per capita national income figures used by the United Nations for determining its scale of assessments for the contributions payable for the years 1995, 1996 and 1997), or where an applicant, whether a natural person or not, is a national of and resident in a State that is listed as being classified by the United Nations as a least developed country.

FI Finland

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **US dollar (USD)** has been established for the search fee for an international search carried out by the **Finnish Patent and Registration Office (PRH)**. This amount, applicable from 1 March 2017, is USD 1,992.

[Updating of Annex D(FI) of the *PCT Applicant's Guide*]

JP Japan

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Singapore dollar (SGD)** has been established for the search fee for an international search carried out in English by the **Japan Patent Office**. This amount, applicable from 1 March 2017, is SGD 1,928.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]

RU Russian Federation

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **Swiss franc (CHF)** and **euro (EUR)** have been established for the search fee for an international search carried out by the **Federal Service for Intellectual Property (Rospatent) (Russian Federation)**. These amounts, applicable from 1 March 2017, are CHF 115 and EUR 106 for searches carried out in Russian, and CHF 479 and EUR 438 for searches carried out in English.

[Updating of Annex D(RU) of the *PCT Applicant's Guide*]

Furthermore, pursuant to PCT Rule 45bis.3(b), new equivalent amounts in **Swiss franc (CHF)** have been established for the supplementary search fee for a supplementary international search carried out by the Office. These amounts, also applicable from 1 March 2017, are CHF 202 and CHF 323 (the latter amount 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)).

[Updating of Annex SISA(RU) of the *PCT Applicant's Guide*]

SG Singapore

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Japanese yen (JPY)** has been established for the search fee for an international search carried out by the **Intellectual Property Office of Singapore**. This amount, applicable from 1 March 2017, is JPY 181,200.

[Updating of Annex D(SG) of the *PCT Applicant's Guide*]

XN Nordic Patent Institute

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **Icelandic krona (ISK)** and **US dollar (USD)** have been established for the search fee for an international search carried out by the **Nordic Patent Institute**. These amounts, applicable from 1 March 2017, are ISK 221,900 and USD 1,992, respectively.

[Updating of Annex D(XN) of the *PCT Applicant's Guide*]

XV Visegrad Patent Institute

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **US dollar (USD)** has been established for the search fee for an international search carried out by the **Visegrad Patent Institute**. This amount, applicable from 1 March 2017, is USD 1,992.

[Updating of Annex D(XV) of the *PCT Applicant's Guide*]

DEPOSITS OF MICROORGANISMS AND OTHER BIOLOGICAL MATERIAL: INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE

CH Switzerland

Pursuant to PCT Rule 13*bis*.7(b), the International Bureau has been notified of a depositary institution having acquired the status of international depositary authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure with which deposits of microorganisms and other biological material may be made, with effect since 16 January 2017, as follows:

Culture Collection of Switzerland AG (CCOS)
Einsiedlerstrasse 34
8820 Waedenswil
Switzerland

[Updating of Annex L of the *PCT Applicant's Guide*]

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INFORMATION ON CONTRACTING STATES

VC Saint Vincent and the Grenadines

The **Commerce and Intellectual Property Office (CIPO) (Saint Vincent and the Grenadines)** has notified the deletion of one of its e-mail addresses. Its e-mail address is now as follows:

ciposvg@vincysurf.com

Furthermore, the Office has notified a change concerning the filing of documents by facsimile machine (PCT Rule 92.4) – it no longer requires that the original of the document be furnished in all cases.

[Updating of Annex B1(VC) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Japanese yen (JPY)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 1 April 2017, is JPY 229,600.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

IS Iceland

New equivalent amounts in **Icelandic krona (ISK)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 April 2017, are as follows:

International filing fee:	ISK 147,100
Fee per sheet in excess of 30:	ISK 1,700
Reductions (under PCT Schedule of Fees, item 4):	
Electronic filing (the request being in character coded format):	ISK 22,100
Electronic filing (the request, description, claims and abstract being in character coded format):	ISK 33,200

[Updating of Annex C(IS) of the *PCT Applicant's Guide*]

JP Japan

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Korean won (KRW)** has been established for the search fee for an international search carried out in Japanese by the **Japan Patent Office**. This amount, applicable from 1 April 2017, is KRW 718,000.

[Updating of Annex D(JP) of the *PCT Applicant's Guide*]

PH Philippines

The **Intellectual Property Office (Philippines)** has notified new amounts of the transmittal fee (PCT Rule 14) and of the fee for the priority document (PCT Rule 17.1(b)), in **Philippine peso (PHP)**, payable to it as receiving Office. These amounts, applicable since 1 January 2017, are PHP 4,200 and PHP 2,700, respectively.

Furthermore, the Office has notified new amounts of the filing fee for a patent and of the filing fee for a utility model, in **Philippine peso (PHP)**, payable to it as designated (or elected) Office. These amounts, also applicable since 1 January 2017, are PHP 4,320 (2,000)¹ and PHP 3,600 (1,720)¹, respectively.

[Updating of Annex C(PH) and of the National Chapter, Summary (PH), of the *PCT Applicant's Guide*]

SE Sweden

The **Swedish Patent and Registration Office** has notified new equivalent amounts of the search fee (PCT Rule 16), in **Icelandic krona (ISK)** and **US dollar (USD)**, payable to it as International Searching Authority. These amounts, applicable from 1 March 2017, are ISK 221,900 and USD 1,992, respectively.

[Updating of Annex D(SE) of the *PCT Applicant's Guide*]

SG Singapore

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **US dollar (USD)** has been established for the search fee for an international search carried out by the **Intellectual Property Office of Singapore**. This amount, applicable from 1 April 2017, is USD 1,552.

[Updating of Annex D(SG) of the *PCT Applicant's Guide*]

¹ The amount in parentheses is applicable in case of filing by a "small entity".

RECEIVING OFFICES

BH Bahrain

The **National Patent Office (Bahrain)** has notified a change concerning the number of copies of the international application on paper required by it – one copy must now be filed instead of three.

[Updating of Annex C(BH) of the *PCT Applicant's Guide*]

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RECEIVING OFFICES

AG Antigua and Barbuda

The **Intellectual Property and Commerce Office (Antigua and Barbuda)**, in its capacity as receiving Office, has specified the European Patent Office (EPO), in addition to the Canadian Intellectual Property Office, as competent International Searching and Preliminary Examining Authority for international applications filed by nationals and residents of Antigua and Barbuda.

KH Cambodia

The **Department of Industrial Property of Cambodia (DIPC)** has specified the Intellectual Property Office of Singapore, in addition to the European Patent Office, and the Japan Patent Office, as competent International Searching and Preliminary Examining Authority for international applications filed by nationals and residents of Cambodia with the Department of Industrial Property of Cambodia (DIPC), or with the International Bureau, with effect since 18 January 2017.

[Updating of Annex C(KH) of the *PCT Applicant's Guide*]

WAIVERS UNDER PCT RULES 90.4(D) AND 90.5(C)

CY Cyprus

Under PCT Rules 90.4(d) and 90.5(c), the **Department of Registrar of Companies and Official Receiver of Cyprus**, in its capacity as receiving Office, has notified the International Bureau that it has waived the requirements under PCT Rules 90.4(b) and 90.5(a)(ii) to submit either a separate power of attorney or a copy of a general power of attorney.

[Updating of Annex C(CY) of the *PCT Applicant's Guide*]

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16 February 2017

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INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

KR Republic of Korea

Agreement between the Korean Intellectual Property Office and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex A

The **Korean Intellectual Property Office** has notified the International Bureau, in accordance with Article 11(3)(i) of the above-mentioned Agreement, of an amendment to Annex A thereof. This amendment, which entered into force on 1 July 2016, consists of the addition of Mexico to the States indicated in item (i) of the Annex. The amended Annex A now reads as follows:

“Annex A States and Languages

Under Article 3 of the Agreement, the Authority specifies:

- (i) the following States for which it will act:

Republic of Korea;

Australia, Chile, Indonesia, Malaysia, Mexico, Mongolia, New Zealand, Peru, Philippines, Saudi Arabia, Singapore, Sri Lanka, Thailand, United States of America, Viet Nam; and

any country that the Authority will specify;

- (ii) [no change]”

MODIFICATIONS OF THE ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT

NOTE PREPARED BY THE INTERNATIONAL BUREAU

Following consultation with interested Offices and Authorities pursuant to PCT Rule 89.2(b), modifications to Sections 218, 315 and 413 of the Administrative Instructions under the PCT, as set out below, are promulgated with effect since 15 December 2016.

The main purpose of these modifications is to propose further guidance on how to deal with incoming requests to:

(i) omit certain information from publication and/or public file access (Rules 48.2 and 94); and

(ii) not to transmit copies of certain documents received by a receiving office in the context of a request for restoration of the right of priority (Rule 26*bis*.3).

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_kr.pdf

The consolidated text of the Administrative Instructions as in force from 15 December 2016 (PCT/AI/17 CORR) is available on the WIPO website at:

www.wipo.int/pct/en/texts/pdf/ai.pdf

TEXT OF THE MODIFICATIONS OF THE ADMINISTRATIVE INSTRUCTIONS
(as in force from 15 December 2016)

Section 218
Processing of a Request for Omission of Information Referred to in
Rules 48.2(l) and 94.1(e)

(a) Where the International Bureau decides to omit information from international publication under Rule 48.2(l) or not to provide access to information contained in its file under Rule 94.1(e), it shall:

(i) indelibly mark, in the upper right-hand corner of each replacement sheet, the international application number and the date on which that sheet was received;

(ii) indelibly mark, in the middle of the bottom margin of each replacement sheet, the words “SUBSTITUTE SHEET (RULE 48.2(l))” (where the replacement sheet contains an omission under Rule 48.2(l)) or “SUBSTITUTE SHEET (RULE 94.1(e))” (where the replacement sheet contains an omission under Rule 94.1(e)) or their equivalent in the language of publication of the international application;

(iii) indelibly mark on the letter containing the omission or accompanying any replacement sheet the date on which that letter was received;

(iv) keep in its files the letter containing the proposed omission or, where the proposed omission is contained in a replacement sheet, the replaced sheet, the letter accompanying the replacement sheet, and the replacement sheet;

(v) promptly transmit a copy of any replacement sheet to the receiving Office, the International Searching Authority, the Authority specified for supplementary search or the International Preliminary Examining Authority (where the replaced sheet is also contained in the file of the international application held by that Office or Authority).

(b) Where the International Bureau decides not to omit information from international publication under Rule 48.2(l) or to provide access to information contained in its file under Rule 94.1(e), it shall proceed as indicated under paragraph (a)(i), (iii) and (iv).

(c) Section 311, paragraphs (a) to (c) shall apply *mutatis mutandis* to any deletion, substitution or addition of a sheet of the international application received by the International Bureau.

Section 315

Processing of Documents by the Receiving Office under Rule 26*bis*.3(h-*bis*)

(a) Where the receiving Office receives a request under Rule 26*bis*.3(h-*bis*) and decides not to transmit a document or part thereof to the International Bureau, it shall

(i) indelibly mark on the request under Rule 26*bis*.3(h-*bis*) the date on which that request was received;

(ii) indelibly mark, in the upper right-hand corner of each replacement sheet received, the international application number and the date on which that sheet was received;

(iii) indelibly mark, in the middle of the bottom margin of each replacement sheet received, the words “SUBSTITUTE SHEET (RULE 26*bis*.3(h-*bis*))” or their equivalent in the language of publication of the international application;

(iv) keep in its files a copy of the request under Rule 26*bis*.3(h-*bis*), and, where applicable, the replaced sheet, and a copy of the replacement sheet;

(v) promptly transmit any replacement sheet to the International Bureau.

(b) Where the receiving Office receives a request under Rule 26*bis*.3(h-*bis*) and finds that information in a part of a document meets the requirements in this Rule, but the receiving Office has not received a replacement sheet from the applicant in which that part has been removed, it may decide not to transmit the entire document or part thereof to the International Bureau and proceed as indicated under paragraph (a)(i) and (iv) as applicable, or invite the applicant to submit such a replacement sheet. Where the applicant submits a replacement sheet within the time limit set by the receiving Office, the receiving Office proceeds as indicated under paragraph (a). Where the applicant does not submit a replacement sheet within the time limit set by the receiving Office, the receiving Office may either transmit the document containing that part and the request under Rule 26*bis*.3(h-*bis*) to the International Bureau, or decide not to transmit the entire document or part thereof to the International Bureau under Rule 26*bis*.3(h-*bis*).

(c) Where the receiving Office finds on its own decision that information in a part of a document meets the requirements in Rule 26*bis*.3(h-*bis*), it may either invite the applicant to submit a replacement sheet in which that part has been removed and proceed as indicated under paragraph (b), or decide not to transmit the entire document or part thereof to the International Bureau.

(d) Where the receiving Office receives a request under Rule 26*bis*.3(h-*bis*), but nevertheless decides to transmit that document or part thereof to the International Bureau, it shall proceed as indicated under paragraph (a)(i), (ii) and (iv), and promptly transmit the request under Rule 26*bis*.3(h-*bis*) and any proposed replacement sheet to the International Bureau.

Section 413
Incorporations by Reference under Rule 20, Corrections of Defects
under Rule 26.4 and Rectifications of Obvious Mistakes under Rule 91

(a) Where the International Bureau receives from the receiving Office a letter containing a correction of any defects under Rule 26.4, or a replacement sheet and the letter accompanying it, the International Bureau shall transfer the correction to the record copy, together with the indication of the date on which the receiving Office received the letter, or shall insert the replacement sheet in the record copy. Any letter and any replaced sheet shall be kept in the file of the international application.

(b) Paragraph (a) shall apply *mutatis mutandis* to rectifications of obvious mistakes under Rule 91 authorized by the receiving Office, by the International Searching Authority or, where a demand has been made, by the International Preliminary Examining Authority.

(b-bis) Where the International Bureau receives from the receiving Office, under Sections 309(c)(iv), 310(b)(iv), or 310bis(b)(v), corrected sheets of the request or later submitted sheets, the International Bureau shall transfer any correction to the record copy and insert any later submitted sheets in the record copy.

(c) Where the International Bureau is notified by the International Searching Authority under Rule 43.6bis(b) that the rectification of an obvious mistake authorized under Rule 91 has not been taken into account for the purposes of the international search, the International Bureau shall notify the designated Offices and, where a demand has been made, the International Preliminary Examining Authority accordingly.

(d) Where the International Bureau is notified by the International Preliminary Examining Authority under Rule 70.2(e) that the rectification of an obvious mistake authorized under Rule 91 has not been taken into account for the purposes of the international preliminary examination, the International Bureau shall notify the elected Offices accordingly.

FEES PAYABLE UNDER THE PCT

LV Latvia

The **Latvian Patent Office** has notified a new amount of the fee for the priority document, in **euro (EUR)**, payable to it as receiving Office. This amount, applicable since 1 January 2016, is EUR 19.16.

[Updating of Annex C(LV) of the *PCT Applicant's Guide*]

OFFICIAL NOTICES (PCT GAZETTE)

23 February 2017

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MEETINGS OF THE INTERNATIONAL PATENT COOPERATION UNION – ASSEMBLY (FORTY-EIGHTH (28TH EXTRAORDINARY) SESSION)

NOTE PREPARED BY THE INTERNATIONAL BUREAU

At its forty-eighth (28th extraordinary) session, which was held in Geneva from 3 to 11 October 2016 as part of the meetings of the Assemblies of the Member States of WIPO, the Assembly of the International Patent Cooperation Union (PCT Union) approved the following changes affecting the PCT system:

- amendments to the PCT Regulations; and
- appointment of a new International Searching and Preliminary Examining Authority.

Documents which were prepared for the Assembly, and which give detailed background information relating to the decisions that were taken, as well as the report of the session, are available on the WIPO website at:

http://www.wipo.int/meetings/en/details.jsp?meeting_id=39951

The aforementioned changes are outlined below.

Amendments to the PCT Regulations

A number of amendments to the PCT Regulations were approved by the PCT Assembly. The said amendments will enter into force on 1 July 2017:

- amendments of Rules 4.10, 23*bis*.2 and 51*bis*.1 which shall apply to any international application whose international filing date is on or after 1 July 2017;
- amendment of Rule 45*bis*.1(a) shall apply to any international application, irrespective of its international filing date, in respect of which the time limit for filing a request for supplementary international search under Rule 45*bis*.1(a) as in force until 30 June 2017, has not yet expired on 1 July 2017.

Appointment of the Turkish Patent Institute as an International Searching and Preliminary Examining Authority under the PCT

The Assembly appointed the Turkish Patent Institute as an International Searching Authority and an International Preliminary Examining Authority with effect from the entry into force of the Agreement until 31 December 2017.

AMENDMENTS OF THE REGULATIONS UNDER THE PCT
(to enter into force on 1 July 2017)

Rule 4
The Request (Contents)

4.1 to 4.9 *[No change]*

4.10 *Priority Claim*

(a) to (c) *[No change]*

(d) *[Deleted]*

4.11 to 4.19 *[No change]*

Rule 23bis
Transmittal of Documents Relating to Earlier Search or Classification

23bis.1 *[No change]*

23bis.2 *Transmittal of Documents Relating to Earlier Search or Classification for the Purposes of Rule 41.2*

(a) For the purposes of Rule 41.2, where the international application claims the priority of one or more earlier applications filed with the same Office as that which is acting as the receiving Office and that Office has carried out an earlier search in respect of such an earlier application or has classified such earlier application, the receiving Office shall, subject to Article 30(2)(a) as applicable by virtue of Article 30(3) and paragraphs (b), (d) and (e), transmit to the International Searching Authority, together with the search copy, a copy of the results of any such earlier search, in whatever form (for example, in the form of a search report, a listing of cited prior art or an examination report) they are available to the Office, and a copy of the results of any such earlier classification effected by the Office, if already available. The receiving Office may, subject to Article 30(2)(a) as applicable by virtue of Article 30(3), also transmit to the International Searching Authority any further documents relating to such an earlier search which it considers useful to that Authority for the purposes of carrying out the international search.

(b) to (e) *[No change]*

Rule 45bis
Supplementary International Searches

45bis.1 Supplementary Search Request

(a) The applicant may, at any time prior to the expiration of 22 months from the priority date, request that a supplementary international search be carried out in respect of the international application by an International Searching Authority that is competent to do so under Rule 45bis.9. Such requests may be made in respect of more than one such Authority.

(b) to (e) *[No change]*

45bis.2 to 9 [No change]

Rule 51bis
Certain National Requirements Allowed under Article 27

51bis.1 Certain National Requirements Allowed

(a) to (e) *[No change]*

(f) *[Deleted]*

51bis.2 and 51bis.3 [No change]

INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

TR Turkey

Pursuant to the decision of the Assembly of the International Patent Cooperation Union (PCT Union) at its forty-eighth (28th extraordinary) session, held in Geneva from 3 to 11 October 2016, to appoint the **Turkish Patent and Trademark Office (Turkpatent)** as an International Searching Authority and International Preliminary Examining Authority, the Office has notified the International Bureau that it is prepared to start functioning as an International Searching Authority and International Preliminary Examining Authority, with effect from 8 March 2017.

INFORMATION ON CONTRACTING STATES

TR Turkey

The **Turkish Patent Institute** has notified a change in the name of the Office, which is now the following:

Turkish Patent and Trademark Office (Turkpatent)

[Updating of Annex B1(TR) of the *PCT Applicant's Guide*]

DESIGNATED (OR ELECTED) OFFICES

DK Denmark

The **Danish Patent and Trademark Office** has notified a change concerning its requirement as to whether a copy of the international application is required – the applicant should only send a copy of the international application if he has not received Form PCT/IB/308 and the Office has not received a copy of the international application from the International Bureau under PCT Article 20. This may be the case where the applicant expressly requests an earlier start of the national phase under PCT Article 23(2).

[Updating of the National Chapter, Summary (DK), of the *PCT Applicant's Guide*]

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2 March 2017

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The publication Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.

INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

TR Turkey

Agreement between the Turkish Patent and Trademark Office (Turkpatent) and the International Bureau of the World Intellectual Property Organization¹

Following the notification by the **Turkish Patent and Trademark Office (Turkpatent)**, (see Official Notices (PCT Gazette) of 23 February 2017, page 32), that it is prepared to start functioning as an International Searching Authority and International Preliminary Examining Authority on 8 March 2017, the Agreement between the Turkish Patent and Trademark Office and the International Bureau of the World Intellectual Property Organization in relation to the functioning of the Turkish Patent and Trademark Office as an International Searching Authority and International Preliminary Examining Authority under the Patent Cooperation Treaty, as set out at the end of this issue of the Official Notices (PCT Gazette), will enter into force on 8 March 2017.

INFORMATION ON CONTRACTING STATES

NI Nicaragua

The **Registry of Intellectual Property (Nicaragua)** has notified a change in its e-mail address, which is now as follows:

E-mail: rpi@rpi.gob.ni

[Updating of Annex B1(NI) of the *PCT Applicant's Guide*]

NO Norway

The **Norwegian Industrial Property Office** has notified a change in its e-mail address, which is now as follows:

E-mail: post@patentstyret.no

Furthermore, the Office has notified a change concerning the filing of documents by means of telecommunication (PCT Rule 92.4) – documents may now be filed by e-mail in addition to facsimile machine.

¹ The Agreement is available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_tr.pdf.

Moreover, the Office has notified changes in the provisions concerning provisional protection after international publication, which are now as follows:

Where the designation is made for the purposes of a national patent:

After international publication, the furnishing of a translation into Norwegian or English and, if the translation or application was filed in English a translation of the claims into Norwegian, gives the applicant provisional protection in the sense that, upon grant of the patent, he may be entitled to compensation. The protection is limited to what is claimed in both the application and the patent. As to further conditions for and limitations in the liability, see Sections 33, 58 and 60 of the Patents Act.

Where the designation is made for the purposes of a European patent:

Provided that any national requirements relating to the translation into Norwegian of the claims of the application have been met, and upon grant of the patent, provisional protection is given. With provisional protection, the applicant may be entitled to compensation. Protection is limited to what is claimed in both the application and the patent (Norwegian Patents Act Section 66g).

[Updating of Annex B1(NO) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

AP African Regional Intellectual Property Organization (ARIPO)

The **African Regional Intellectual Property Organization (ARIPO)** has notified new amounts of fees in **US dollars (USD)**, payable to it as designated (or elected) Office. These amounts are as follows:

For patent:

Filing fee:

– on line:	USD	232
– on paper:	USD	290
Designation fee, per country:	USD	85
Annual fee for the first year:	USD	50
Annual fee for the second year:	USD	70
Annual fee for the third year:	USD	90

[Updating of the National Chapter, Summary (AP) of the *PCT Applicant's Guide*]

BR Brazil

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **euro (EUR)** and **US dollar (USD)** have been established for the search fee for an international search carried out by the **National Institute of Industrial Property (Brazil)**. These amounts, applicable from 1 May 2017, are EUR 500 and USD 536 when filing online, and EUR 749 and USD 804 when filing on paper.

[Updating of Annex D(BR) of the *PCT Applicant's Guide*]

NO Norway

The **Norwegian Industrial Property Office** has notified changes in the conditions for the payment of the national fee. The basic fee, including examination fee, is NOK 4,650 and must be paid within 30 days from the date of the invitation to pay that fee. The fee amount is NOK 850 where the applicant is a natural person or a legal entity with 20 permanent employees or less.

[Updating of the National Chapter, Summary (NO), of the *PCT Applicant's Guide*]

DESIGNATED (OR ELECTED) OFFICES

CR Costa Rica

The **Registry of Industrial Property (Costa Rica)** has notified changes, with effect from 1 April 2017, concerning its requirement as to whether a copy of the international application is required – the applicant should only send a copy of the international application if he has not received Form PCT/IB/308 and the Office has not received a copy of the international application from the International Bureau under PCT Article 20. This may be the case where the applicant expressly requests an earlier start of the national phase under PCT Article 23(2).

[Updating of the National Chapter, Summary (CR), of the *PCT Applicant's Guide*]

NO Norway

The **Norwegian Industrial Property Office** has notified a change concerning one of its special requirements under PCT Rule 51*bis* – the Office no longer requires the appointment of an agent in any situation.

[Updating of the National Chapter, Summary (NO), of the *PCT Applicant's Guide*]

SE Sweden

The **Swedish Patent and Registration Office** has notified changes concerning its requirement as to whether a copy of the international application is required – the applicant should only send a copy of the international application if he has not received Form PCT/IB/308 and the Office has not received a copy of the international application from the International Bureau under PCT Article 20. This may be the case where the applicant expressly requests an earlier start of the national phase under PCT Article 23(2).

[Updating of the National Chapter, Summary (SE), of the *PCT Applicant's Guide*]

**Agreement between the Turkish Patent and Trademark Office
and the International Bureau
of the World Intellectual Property Organization**

in relation to the functioning of the Turkish Patent and Trademark Office
as an International Searching Authority
and International Preliminary Examining Authority
under the Patent Cooperation Treaty

Preamble

The Turkish Patent and Trademark Office and the International Bureau of the World Intellectual Property Organization,

Considering that the PCT Assembly, having heard the advice of the PCT Committee for Technical Cooperation, has appointed the Turkish Patent and Trademark Office as an International Searching and Preliminary Examining Authority under the Patent Cooperation Treaty and approved this Agreement in accordance with Articles 16(3) and 32(3),

Hereby agree as follows:

Article 1
Terms and Expressions

- (1) For the purposes of this Agreement:
- (a) “Treaty” means the Patent Cooperation Treaty;
 - (b) “Regulations” means the Regulations under the Treaty;
 - (c) “Administrative Instructions” means the Administrative Instructions under the Treaty;
 - (d) “Article” (except where a specific reference is made to an Article of this Agreement) means an Article of the Treaty;
 - (e) “Rule” means a Rule of the Regulations;
 - (f) “Contracting State” means a State party to the Treaty;
 - (g) “the Authority” means the Turkish Patent and Trademark Office;
 - (h) “the International Bureau” means the International Bureau of the World Intellectual Property Organization.

(2) All other terms and expressions used in this Agreement which are also used in the Treaty, the Regulations or the Administrative Instructions have, for the purposes of this Agreement, the same meaning as in the Treaty, the Regulations and the Administrative Instructions.

Article 2
Basic Obligations

(1) The Authority shall carry out international search and international preliminary examination in accordance with, and perform such other functions of an International Searching Authority and International Preliminary Examining Authority as are provided under, the Treaty, the Regulations, the Administrative Instructions and this Agreement.

(2) In carrying out international search and international preliminary examination, the Authority shall apply and observe all the common rules of international search and of international preliminary examination and, in particular, shall be guided by the PCT International Search and Preliminary Examination Guidelines.

(3) The Authority shall maintain a quality management system in compliance with the requirements set out in the PCT International Search and Preliminary Examination Guidelines.

(4) The Authority and the International Bureau shall, having regard to their respective functions under the Treaty, the Regulations, the Administrative Instructions and this Agreement, render, to the extent considered to be appropriate by both the Authority and the International Bureau, mutual assistance in the performance of their functions thereunder.

Article 3 Competence of Authority

(1) The Authority shall act as International Searching Authority for any international application filed with the receiving Office of, or acting for, any Contracting State specified in Annex A to this Agreement, provided that the receiving Office specifies the Authority for that purpose, that such application, or a translation thereof furnished for the purposes of international search, is in the language or one of the languages specified in Annex A to this Agreement and, where applicable, that the Authority has been chosen by the applicant.

(2) The Authority shall act as International Preliminary Examining Authority for any international application filed with the receiving Office of, or acting for, any Contracting State specified in Annex A to this Agreement, provided that the receiving Office specifies the Authority for that purpose, that such application, or a translation thereof furnished for the purposes of international preliminary examination, is in the language or one of the languages specified in Annex A to this Agreement and, where applicable, that the Authority has been chosen by the applicant and that any other requirements regarding such application as specified in Annex A to this Agreement have been met.

(3) Where an international application is filed with the International Bureau as receiving Office under Rule 19.1(a)(iii), paragraphs (1) and (2) apply as if that application had been filed with a receiving Office which would have been competent under Rule 19.1(a)(i) or (ii), (b) or (c) or Rule 19.2(i).

(4) The Authority shall conduct supplementary international searches in accordance with Rule 45*bis*, covering at least the documentation referred to in Annex E to this Agreement, subject to any limitations and conditions set out in that Annex.

Article 4 Subject Matter Not Required to Be Searched or Examined

The Authority shall not be obliged to search, by virtue of Article 17(2)(a)(i), or examine, by virtue of Article 34(4)(a)(i), any international application to the extent that it considers that such application relates to subject matter set forth in Rule 39.1 or 67.1, as the case may be, with the exception of the subject matter specified in Annex B to this Agreement.

Article 5 Fees and Charges

(1) A schedule of all fees of the Authority, and all other charges which the Authority is entitled to make, in relation to its functions as an International Searching Authority and International Preliminary Examining Authority, is set out in Annex C to this Agreement.

(2) The Authority shall, under the conditions and to the extent set out in Annex C to this Agreement:

- (i) refund the whole or part of the search fee paid, or waive or reduce the search fee, where the international search report can be wholly or partly based on the results of an earlier search (Rules 16.3 and 41.1);
- (ii) refund the search fee where the international application is withdrawn or considered withdrawn before the start of the international search.

(3) The Authority shall, under the conditions and to the extent set out in Annex C to this Agreement, refund the whole or part of the preliminary examination fee paid where the demand is considered as if it had not been submitted (Rule 58.3) or where the demand or the international application is withdrawn by the applicant before the start of the international preliminary examination.

Article 6 Classification

For the purposes of Rules 43.3(a) and 70.5(b), the Authority shall indicate solely the International Patent Classification.

Article 7 Languages of Correspondence Used by the Authority

For the purposes of correspondence, including forms, other than with the International Bureau, the Authority shall use the language or one of the languages indicated, having regard to the language or languages indicated in Annex A and to the language or languages whose use is authorized by the Authority under Rule 92.2(b), in Annex D.

Article 8 International-Type Search

The Authority shall carry out international-type searches to the extent decided by it.

Article 9 Entry into Force

This Agreement shall enter into force on a date to be notified to the Director General of the World Intellectual Property Organization by the Authority, that date being at least one month later than the date on which the notification is made.

Article 10 Duration and Renewability

This Agreement shall remain in force until December 31, 2017. The parties to this Agreement shall, no later than one month after the date on which the Agreement enters into force, start negotiations for its renewal.

Article 11 Amendment

(1) Without prejudice to paragraphs (2) and (3), amendments may, subject to approval by the Assembly of the International Patent Cooperation Union, be made to this Agreement by agreement between the parties hereto; they shall take effect on the date agreed upon by them.

(2) Without prejudice to paragraph (3), amendments may be made to the Annexes to this Agreement by agreement between the Director General of the World Intellectual Property Organization and the Authority; and, notwithstanding paragraph (4), they shall take effect on the date agreed upon by them.

(3) The Authority may, by a notification to the Director General of the World Intellectual Property Organization:

- (i) add to the indications of States and languages contained in Annex A to this Agreement;
- (ii) amend the schedule of fees and charges contained in Annex C to this Agreement;
- (iii) amend the indications of languages of correspondence contained in Annex D to this Agreement;
- (iv) amend the indications and information concerning supplementary international searches contained in Annex E to this Agreement.

(4) Any amendment notified under paragraph (3) shall take effect on the date specified in the notification, provided that, for any change in the currency or amount of fees or charges contained in Annex C, for any addition of new fees or charges, and for any change in the conditions for and the extent of refunds or reductions of fees contained in Annex C, that date is at least two months later than the date on which the notification is received by the International Bureau.

Article 12 Termination

- (1) This Agreement shall terminate before December 31, 2017:
 - (i) if the Authority gives the Director General of the World Intellectual Property Organization written notice to terminate this Agreement; or
 - (ii) if the Director General of the World Intellectual Property Organization gives the Authority written notice to terminate this Agreement.

(2) The termination of this Agreement under paragraph (1) shall take effect one year after receipt of the notice by the other party, unless a longer period is specified in such notice or unless both parties agree on a shorter period.

In witness whereof the parties hereto have executed this Agreement.

Done at [city], this [date], in one original in the English language.

For the Turkish Patent and
Trademark Office by:

For the International Bureau of the World
Intellectual Property Organization by:

Prof. Dr. Habip ASAN
President
Turkish Patent and Trademark
Office

Francis Gurry
Director General
World Intellectual Property
Organization

Annex A States and Languages

Under Article 3 of the Agreement, the Authority specifies:

- (i) the following States for which it will act:
 - (a) Turkey;
 - (b) any other Contracting State in accordance with the obligations of the Authority within the framework of the European Patent Organisation;
- (ii) the following languages which it will accept:
English and Turkish.

Annex B Subject Matter Not Excluded from Search or Examination

The subject matter set forth in Rule 39.1 or 67.1 which, under Article 4 of the Agreement, is not excluded from search or examination is the following:

all subject matter searched or examined under the national patent grant procedure under the provisions of Turkish patent law.

**Annex C
Fees and Charges**

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (Turkish Lira)
Search fee (Rule 16.1(a))	... ²
Additional fee (Rule 40.2(a))	... ²
Supplementary search fee, full search (Rule 45 <i>bis</i> .3(a))	... ²
Supplementary search fee for searches only on the documents in Turkish held in the search collection of the Authority (Rule 45 <i>bis</i> .3(a))	500
Review fee (Rule 45 <i>bis</i> .6(c))	1,000
Preliminary examination fee (Rule 58.1(b))	1,000
Late payment fee for preliminary examination	amount as set out in Rule 58 <i>bis</i> .2
Additional fee (Rule 68.3(a))	1,000
Protest fee (Rules 40.2(e) and 68.3(e))	1,000
Late furnishing fee for sequence listings (Rule 13 <i>ter</i> .1(c))	200
Cost of copies (Rules 44.3(b), 71.2(b) and 94.2)	1.50

Part II. Conditions for and Extent of Refunds or Reductions of Fees

(1) Any amount paid by mistake, without cause, or in excess of the amount due, for fees indicated in Part I shall be refunded.

(2) Where the international application is withdrawn or considered withdrawn, under Article 14(1), (3) or (4), before the start of the international search, the amount of the search fee paid shall be fully refunded.

(3) Where the Authority benefits from the results of an earlier search, the Authority shall refund 50% of the search fee paid. There shall be no refund of the whole of the search fee paid, or waiver or reduction of the search fee.

(4) In the cases provided for under Rule 58.3, the amount of the preliminary examination fee paid shall be fully refunded.

² Turkish Lira equivalent of the euro amount of the search fee (Rule 16.1(a)) payable to the European Patent Office as International Searching Authority, as modified from time to time in accordance with the directives under Rule 16.1(d).

(5) When the international application or the demand is withdrawn before the start of the international preliminary examination, the amount of the preliminary examination fee paid shall be fully refunded.

(6) The Authority shall refund the supplementary search fee if, before it has started the supplementary international search in accordance with Rule 45*bis*.5(a), the supplementary search request is considered not to have been submitted under Rule 45*bis*.5(g).

(7) The Authority shall refund the supplementary search fee if, after receipt of the documents specified in Rule 45*bis*.4(e)(i) to (iv), but before it has started the supplementary international search in accordance with Rule 45*bis*.5(a), it is notified of the withdrawal of the international application or the supplementary search request.

Annex D Languages of Correspondence

Under Article 7 of the Agreement, the Authority specifies the following languages:
English and Turkish.

Annex E Supplementary International Search: Documentation Covered; Limitations and Conditions

(1) The Authority will accept requests for supplementary international search in the languages mentioned in Annex D.

(2) The supplementary international search shall cover at least one of the following levels of search:

- (i) in addition to the PCT minimum documentation, at least the documents in Turkish held in the search collection of the Authority;
- (ii) only the documents in Turkish held in the search collection in the Authority.

(3) The Authority will notify the International Bureau if the demand for supplementary international search clearly exceeds the resources available and also when normal conditions have been reestablished.

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9 March 2017

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The publication Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.

FEES PAYABLE UNDER THE PCT

AT Austria

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **South African rand (ZAR)** has been established for the search fee for an international search carried out by the **Austrian Patent Office**. This amount, applicable from 1 May 2017, is ZAR 27,020.

[Updating of Annex D(AT) of the *PCT Applicant's Guide*]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **South African rand (ZAR)** has been established for the search fee for an international search carried out by the **European Patent Office (EPO)**. This amount, applicable from 1 May 2017, is ZAR 27,180.

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

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16 March 2017

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The publication Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.

CONTRACTING STATES

States Party to the Patent Cooperation Treaty (PCT)

JO Jordan

On 9 March 2017, **Jordan** deposited its instrument of accession to the PCT and on 9 June 2017, will become bound by the PCT.

Consequently, any international application filed on or after 9 June 2017 will automatically include the designation of Jordan (country code: JO).

Jordan will be bound by Chapter II of the PCT and will automatically be elected in any demand for international preliminary examination filed in respect of an international application filed on or after 9 June 2017. Furthermore, nationals and residents of Jordan will be entitled, as from 9 June 2017, to file international applications under the PCT.

[Updating of Annex A of the *PCT Applicant's Guide*]

INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

EP European Patent Organisation

Agreement between the European Patent Office and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex C

The Director General of the **World Intellectual Property Organization** and the **European Patent Office**, in accordance with Article 11(2) of the above-mentioned Agreement, have agreed to amendments of Part II of Annex C thereof. These amendments will enter into force on 1 April 2017. The amended Annex C will read as follows:

“Annex C Fees and Charges

Part I. [No change]

Part II. Conditions for and Extent of Refunds or Reductions of Fees

(1) and (2) [no change]

(3) Where the Authority benefits from an earlier search already made by the Authority on an application whose priority is claimed for the international application and depending upon the extent to which the Authority benefits from the earlier search in carrying out the international search and any other task entrusted to it, the search fee paid shall be refunded, to the extent provided for in a communication from the Authority to the International Bureau and published in the Gazette.

¹ Available on the WIPO website at: www.wipo.int/pct/en/access/isa_ipea_agreements.html

(4) [no change]

(5) Where the international application or the demand is withdrawn before the start of the international preliminary examination, the amount of the preliminary examination fee paid shall be fully refunded.

(6) to (8) [no change]”

TR Turkey

Further to the notification by the **Turkish Patent and Trademark Office (Turkpatent)** that it is prepared to start functioning as an International Searching Authority and International Preliminary Examining Authority, as well as an Authority specified for supplementary search, with effect from 8 March 2017 (see the Official Notices (PCT Gazette) of 23 February 2017, page 32), information on the requirements of the Office in this regard is given in Annexes D(TR), SISA(TR) and E(TR), as set out at the end of this issue of the Official Notices (PCT Gazette).

INFORMATION ON CONTRACTING STATES

SG Singapore

The **Intellectual Property Office of Singapore** has notified changes in its facsimile number, e-mail and Internet addresses, which are now as follows:

Facsimile machine:	(65) 63 39 02 52 (general)
E-mail:	pct@ipos.gov.sg (for enquiries on specific PCT applications)
Internet:	www.ipos.gov.sg (home page) https://crm.ipos.gov.sg/IPOSCRMS_Online/UI/Enquiry/IPOSCRMS_Enquiry.aspx (for general enquiries)

[Updating of Annex B1(SG) of the *PCT Applicant's Guide*]

TR Turkey

The **Turkish Patent and Trademark Office (Turkpatent)** has notified a change in its Internet address, which is now as follows:

www.turkpatent.gov.tr

[Updating of Annex B1(TR) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

The **European Patent Office** has notified a change to one of the conditions for refund of the search fee payable to the Office as International Searching Authority, applicable from 1 April 2017, as follows:

Where the Authority benefits from an earlier search already made by the Authority on an application whose priority is claimed for the international application and depending upon the extent to which the Authority benefits from the earlier search in carrying out the international search and any other task entrusted to it, the search fee paid shall be refunded, to the extent provided for in a communication from the Authority to the International Bureau and published in the Gazette.²

[Updating of Annex D(EP) of the *PCT Applicant's Guide*]

Moreover, the Office notified a change to one of the conditions of refund of the preliminary examination fee payable to it as International Preliminary Examining Authority, also applicable from April 1, 2017, as follows:

Where the international application or the demand is withdrawn before the start of the international preliminary examination, the amount of the preliminary examination fee paid shall be fully refunded.

[Updating of Annex E(EP) of the *PCT Applicant's Guide*]

IN India

The **Indian Patent Office** has notified new amounts of the filing fee component of the national fee, in **Indian rupee (INR)**, payable to it as designated (or elected) Office and applicable since 16 May 2016, as follows:

	<i>Natural person and/or startup</i>	<i>Small entity, alone or with natural person(s) and/or startup</i>	<i>Others, alone or with natural person(s) and/or startup and/or small entity</i>
– Up to 30 sheets and 10 claims:			
– Electronic filing:		[no change]	
– Paper filing:	INR 1,750	[no change]	[no change]

² See Official Notices (PCT Gazette) of March 26, 2009, page 62.

- For each additional priority, multiple of:
 - Electronic filing: [no change]
 - Paper filing: INR 1,750 [no change] [no change]
- For each additional sheet in addition to 30:
 - Electronic filing: [no change]
 - Paper filing: INR 180 [no change] [no change]
- For each claim in addition to 10:
 - Electronic filing: [no change]
 - Paper filing: INR 350 [no change] INR 1,750

[Updating of the National Chapter, Summary (IN), of the *PCT Applicant's Guide*]

RU Russian Federation

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **US dollar (USD)** have been established for the search fee for an international search carried out by the **Federal Service for Intellectual Property (Rospatent) (Russian Federation)**. These amounts, applicable from 1 May 2017, are USD 116 for searches carried out in Russian and USD 482 for searches carried out in English.

[Updating of Annex D(RU) of the *PCT Applicant's Guide*]

DESIGNATED (OR ELECTED) OFFICES

FI Finland

The **Finnish Patent and Registration Office (PRH)** has notified changes concerning its requirements as to whether a copy of the international application is required by it as designated (or elected) Office – the applicant should now only send a copy of the international application if he/she has not received Form PCT/IB/308 and the Office has not received a copy of the international application from the International Bureau under PCT Article 20; this may be the case where the applicant expressly requests an earlier start of the national phase under PCT Article 23(2).

[Updating of the National Chapter, Summary (FI), of the *PCT Applicant's Guide*]

SG Singapore

The **Intellectual Property Office of Singapore** has notified the removal of one of its special requirements under PCT Rule 51*bis* – it no longer requires the furnishing of the translation of the priority document into English.

[Updating of the National Chapter, Summary (SG), of the *PCT Applicant's Guide*]

D **D**
International Searching Authorities
TR **TR**
TURKISH PATENT AND TRADEMARK
OFFICE (TURKPATENT)

Search fee (PCT Rule 16): ¹	Turkish lira (TRY) 7,290 Euro (EUR) 1,875 Swiss franc (CHF) 2,046 US dollar (USD) 1,992
Additional search fee (PCT Rule 40.2): ²	TRY 7,290
Fee for copies of documents cited in the international search report (PCT Rule 44.3):	TRY 1.50
Conditions for refund and amount of refund of the search fee:	Money paid by mistake, without cause, or in excess, will be refunded. Where the international application is withdrawn or is considered withdrawn, under PCT Article 14(1), (3) or (4), before the start of the international search: refund of 100% Where the Authority benefits from the results of an earlier search: refund of 50%
Protest fee (PCT Rule 40.2(e)):	TRY 1,000
Late furnishing fee (PCT Rule 13 ^{ter} .1(c)):	TRY 200
Languages accepted for international search:	English and Turkish
Does the Authority require that nucleotide and/or amino acid sequence listings be furnished in electronic form (PCT Rule 13 ^{ter} .1)?	Yes
Types of electronic carrier required:	The entire printable copy of the sequence listing and identifying data should be contained within one text file on a single CD-ROM, CD-R, DVD or DVD-R.
Subject matter that will not be searched:	The subject matter specified in items (i) to (vi) of PCT Rule 39.1, with the exception of all subject matter which is searched under the national patent grant procedure under the provisions of Turkish patent law

[Continued on next page]

¹ This fee is payable to the receiving Office in the currency or one of the currencies accepted by it (see Annex C).

² This fee is payable to the International Searching Authority and only in particular circumstances.

D **International Searching Authorities** **D**
TR **TURKISH PATENT AND TRADEMARK** **TR**
OFFICE (TURKPATENT)

[Continued]

Waiver of power of attorney:

Has the Office waived the requirement that a separate power of attorney be submitted?

Yes³

Particular instances in which a separate 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.

Has the Office waived the requirement that a copy of a general power of attorney be submitted?

Yes³

Particular instances in which 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.

³ Waivers of powers of attorney do not apply (PCT Rule 90.4(e) and 90.5(d)) where the agent or common representative submits any notice of withdrawal during the international phase (PCT Rule 90*bis*.1 to 90*bis*.4; see also International Phase, paragraph 11.048).

SISA International Searching Authorities SISA
(Supplementary Search)
TR TURKISH PATENT AND TRADEMARK TR
OFFICE (TURKPATENT)

Fees payable to the International Bureau: ¹ Supplementary search fee (PCT Rule 45bis.3): Supplementary search handling fee (PCT Rule 45bis.2): Late payment fee (PCT Rule 45bis.4(c)):	Currency: Swiss franc (CHF) – for a full search: CHF 2,046 – for a search only on the documents in Turkish held in the search collection of the Authority: CHF 140 CHF 200 CHF 100
Fees payable to the Authority: Fee for copies of documents cited in the supplementary international search report (PCT Rule 44.3):	Currency: Turkish lira (TRY) TRY 1.50
Conditions for refund and amount of refund of the supplementary search fee:	Money paid by mistake, without cause, or in excess, will be refunded. The Authority shall refund this fee if, before it has started the supplementary international search in accordance with PCT Rule 45bis.5(a), the supplementary search request is considered not to have been submitted under PCT Rule 45bis.5(g): refund of 100%
Languages accepted for supplementary international search:	English and Turkish
Subject matter that will not be searched:	The subject matter specified in items (i) to (vi) of PCT Rule 39.1, with the exception of all subject matter which is searched under the national patent grant procedure under the provisions of Turkish patent law
Scope of documentation included in the supplementary international search:	In addition to PCT minimum documentation, the Authority shall include at least the documents in Turkish held in its search collection
Limitations on supplementary international search:	The Authority shall notify the International Bureau if the demand for supplementary international search clearly exceeds the resources available and also when normal conditions have been reestablished
Does the Authority require that nucleotide and/or amino acid sequence listings be furnished in electronic form (PCT Rules 13ter.1 and 45bis.5(c))? Types of electronic carrier required:	Yes The entire printable copy of the sequence listing and identifying data should be contained within one text file on a single CD-ROM, CD-R, DVD or DVD-R.

[Continued on next page]

¹ For further details on the payment of fees to the International Bureau, see the WIPO website at www.wipo.int/pct/en/fees/special.html

SISA **International Searching Authorities** **SISA**
(Supplementary Search)

TR **TURKISH PATENT AND TRADEMARK** **TR**
OFFICE (TURKPATENT)

[Continued]

Waiver of power of attorney:

Has the Office waived the requirement that a separate power of attorney be submitted?

Yes²

Particular instances in which a separate 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.

Has the Office waived the requirement that a copy of a general power of attorney be submitted?

Yes²

Particular instances in which 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.

² Waivers of powers of attorney do not apply (PCT Rule 90.4(e) and 90.5(d)) where the agent or common representative submits any notice of withdrawal during the international phase (PCT Rule 90*bis*.1 to 90*bis*.4; see also International Phase, paragraph 11.048).

E **E**
International Preliminary
Examining Authorities
TR **TR**
TURKISH PATENT AND TRADEMARK
OFFICE (TURKPATENT)

Preliminary examination fee (PCT Rule 58): ¹	Turkish lira (TRY)	1,000
Additional preliminary examination fee (PCT Rule 68.3): ²	TRY	1,000
Handling fee (PCT Rule 57.1): ³	CHF	200
Fee for copies of documents cited in the international preliminary examination report (PCT Rule 71.2):	TRY	1.50
Fee for copies of documents contained in the file of the international application (PCT Rule 94.2):	TRY	1.50
Conditions for refund and amount of refund of the preliminary examination fee:	<p>Money paid by mistake, without cause, or in excess, will be refunded.</p> <p>In the cases provided for under PCT Rule 58.3: refund of 100%</p> <p>If the international application or the demand is withdrawn before the start of the international preliminary examination: refund of 100%</p>	
Protest fee (PCT Rule 68.3(e)): ²	TRY	1,000
Languages accepted for international preliminary examination:	English and Turkish	
Subject matter that will not be examined:	The subject matter specified in items (i) to (vi) of PCT Rule 67.1, with the exception of all subject matter which is examined under the national patent grant procedure under the provisions of Turkish patent law	

[Continued on next page]

¹ This fee is payable to the International Preliminary Examining Authority.

² This fee is payable to the International Preliminary Examining Authority and only in particular circumstances.

³ This fee is payable to the International Preliminary Examining Authority. It is reduced by 90% if certain conditions apply (see corresponding footnote to Annex C(IB)).

E **International Preliminary** **E**
Examining Authorities
TR **TURKISH PATENT AND TRADEMARK** **TR**
OFFICE (TURKPATENT)

[Continued]

Waiver of power of attorney:

Has the Office waived the requirement that a separate power of attorney be submitted?

Yes⁴

Particular instances in which a separate 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.

Has the Office waived the requirement that a copy of a general power of attorney be submitted?

Yes⁴

Particular instances in which 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.

⁴ Waivers of powers of attorney do not apply (PCT Rule 90.4(e) and 90.5(d)) where the agent or common representative submits any notice of withdrawal during the international phase (PCT Rule 90bis.1 to 90bis.4; see also International Phase, paragraph 11.048).

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23 March 2017

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INFORMATION ON CONTRACTING STATES

PL Poland

The **Patent Office of the Republic of Poland** has notified national legislation restricting the filing of international applications with the European Patent Office (EPO), or the International Bureau of WIPO. The national legislation indicates that: “an invention for which a Polish legal person or a Polish national, having his domicile on the territory of the Republic of Poland, wishes to seek patent protection in another country, may only be applied for protection in that country, when first has been applied for protection with the Patent Office”.

[Updating of Annex B1(PL) of the PCT Applicant’s Guide]

RECEIVING OFFICES

TH Thailand

The **Department of Intellectual Property (DIP) (Thailand)** has specified the Intellectual Property Office of Singapore, in addition to the Australian Patent Office, the European Patent Office, the Japan Patent Office, the Korean Intellectual Property Office, the State Intellectual Property Office of the People’s Republic of China and the United States Patent and Trademark Office, as competent International Searching and Preliminary Examining Authority for international applications filed by nationals and residents of Thailand with the Department of Intellectual Property (DIP) (Thailand), or with the International Bureau, with effect from 1 May 2017.

[Updating of Annex C(TH) of the *PCT Applicant’s Guide*]

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The publication Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.

INFORMATION ON CONTRACTING STATES

RU Russian Federation

The **Federal Service for Intellectual Property (Rospatent) (Russian Federation)** has notified an additional facsimile number, which is as follows:

(7-495) 531 63 18

[Updating of Annex B1(RU) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

BR Brazil

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **Swiss franc (CHF)** have been established for the search fee for an international search carried out by the **National Institute of Industrial Property (Brazil)**. These amounts, applicable from 1 May 2017, are CHF 546 when filing online, and CHF 818 when filing on paper.

[Updating of Annex D(BR) of the *PCT Applicant's Guide*]

ZA South Africa

New equivalent amounts in **South African rand (ZAR)** have been established for the international filing fee and the fee per sheet in excess of 30, pursuant to PCT Rule 15.2(d), as well as for reductions under item 4 of the PCT Schedule of Fees. These amounts, applicable from 1 June 2017, are as follows:

International filing fee:	ZAR 17,350
Fee per sheet in excess of 30:	ZAR 200
Reductions (under PCT Schedule of Fees, item 4):	
Electronic filing (the request being in character coded format):	ZAR 2,610
Electronic filing (the request, description, claims and abstract being in character coded format):	ZAR 3,910

[Updating of Annex C(ZA) of the *PCT Applicant's Guide*]

FILING AND PROCESSING IN ELECTRONIC FORM OF INTERNATIONAL APPLICATIONS: NOTIFICATION BY RECEIVING OFFICES

MA Morocco

Since 7 January 2002, any receiving Office having the adequate technical systems in place is able to accept the filing of international applications in electronic form in accordance with Part 7 and Annex F of the Administrative Instructions under the PCT containing, respectively, the legal framework and technical standard necessary to enable the implementation of filing and processing in electronic form of international applications, as provided for under PCT Rule 89*bis*.1.

On 28 March 2017, the **Moroccan Office of Industrial and Commercial Property (OMPIC)** in its capacity as receiving Office, notified the International Bureau, under PCT Rules 89*bis*.1(d) and 89*bis*.2 and pursuant to Sections 710(a) and 713(b) of the Administrative Instructions, that it is prepared to receive and process international applications in electronic form with effect from 1 May 2017, as follows:

“As to electronic document formats (Section 710(a)(i)):

- XML (in general; see Annex F, section 3.1.1.1)
- WIPO Standard ST.25 (for sequence listings; see Annex F, section 3.1.1.2, and Annex C)
- PDF (for files that are referenced by XML files within the international application; see Annex F, section 3.1.2)
- TIFF (for files that are referenced by XML files within the international application; see Annex F, section 3.1.3.1)
- JPEG (for files that are referenced by XML files within the international application; see Annex F, section 3.1.3.2)

As to means of transmittal (Section 710(a)(i)):

- online filing (see Annex F, section 5 and Appendix III, section 2(d))

As to electronic document packaging (Section 710(a)(i)):

- WASP (Wrapped and Signed Package; see Annex F, section 4.2.1)

As to electronic filing software (Section 710(a)(i)):

- ePCT-Filing

As to types of electronic signature (Section 710(a)(i)):

- facsimile and text string signatures (see Annex F, sections 3.3.1 to 3.3.2)
- enhanced electronic signature (see Annex F, section 3.3.4)

As to conditions, rules and procedures relating to electronic receipt (Section 710(a)(ii)):

The acknowledgement of receipt of any purported international application filed in electronic form with the Office will contain, in addition to the mandatory information required under Section 704(a)(i) to (iv), the names of the electronic files received (see Section 704(a)(v)).

The Office will make every effort to accept an international application in electronic form. It is only if the application is not sent in accordance with the E-filing interoperability protocol (see Annex F, section 5.1) that no acknowledgement of receipt will be generated. Other errors, such as the use of outdated certificates (see Annex F, Appendix II, section 4.4.7), applications infected by viruses or other forms of malicious logic (see Section 708(b)) or certain missing files, are notified to the applicant by inclusion in the notification of receipt.

Where it appears that the notification of receipt sent to the applicant by electronic means of transmittal was not successfully transmitted, the Office will promptly retransmit the notification of receipt by the same or another means (see Section 709(b)).

As to methods of online payment (Section 710(a)(ii)):

Online payment is not available.

As to details concerning help desks (Section 710(a)(ii)):

The Office has put in place a help desk to answer questions from users of the service. The help desk may be contacted:

- by e-mail at: epct-ma@ompic.ma

As to the kinds of documents which may be transmitted to the Office in electronic form (Section 710(a)(iii)):

- international applications
- subsequently filed documents for international applications, to the extent supported by the relevant software.

As to the filing of documents in pre-conversion format (Section 710(a)(iv)):

The Office will accept the filing of documents in any pre-conversion format together with the international application.

As to procedures for notification of applicants and procedures which applicants may follow as alternatives when the electronic systems of the Office are not available (Section 710(a)(v)):

In case of failure of the electronic systems when an international application is filed with it, the Office will use all means available, such as fax or e-mail, to inform the applicant about procedures to follow as alternatives.

The Office will provide information concerning the availability of the online filing system on its website (www.ompic.ma).

As to the certification authorities that are accepted by the Office and the electronic addresses of the certificate policies under which certificates are issued (Section 710(a)(vi)):

- WIPO customer CA (www.wipo.int/pct-safe/en/certificates.html)
- Certification Authority (CA) for the European Patent Office (see www.epoline.org/security/EPO_PKI_CPS.pdf)

As to the procedures relating to access to the files of international applications filed or stored in electronic form (Section 710(a)(vii)):

Applications filed via ePCT-Filing can be accessed by the applicant using the ePCT private services.”

FILING AND PROCESSING IN ELECTRONIC FORM OF INTERNATIONAL APPLICATIONS: WITHDRAWAL BY RECEIVING OFFICES OF NOTIFICATION OF INCOMPATIBILITY UNDER SECTION 703(F) OF THE ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT

CA Canada

On 7 April 2002, the **Canadian Intellectual Property Office**, in its capacity as receiving Office, notified the International Bureau, under Section 703(f) of the Administrative Instructions under the PCT, of the incompatibility of its national law and the technical systems of the Office with items (ii) to (iv) of Section 703(b) of the Administrative Instructions (see PCT Gazette No. 18/2002, of 2 May 2002, page 8974).

On 24 March 2017, the Office withdrew the above-mentioned notification of incompatibility.

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13 April 2017

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INFORMATION ON CONTRACTING STATES

SV El Salvador

The **National Center of Registries (El Salvador)** has notified a change in the name of the Office, which is now the following:

National Center of Registries (CNR) (El Salvador)

Moreover, the office has notified the deletion of its facsimile number and changes in its telephone numbers as well as in its e-mail address, which are now as follows:

Telephone: (503) 25 93 51 51
(503) 25 93 54 44

E-mail: patentes@cnr.gob.sv

[Updating of Annex B1(SV) of the *PCT Applicant's Guide*]

ZA South Africa

The **Companies and Intellectual Property Commission (CIPC) (South Africa)** has notified the deletion of the facsimile number and changes in its telephone numbers, which are now as follows:

Telephone: (27-12) 394 50 01
(27-12) 394 12 98
(27-12) 394 50 84

Furthermore, the Office has notified a change concerning the filing of documents by means of telecommunication (PCT Rule 92.4) – documents may now be filed only by e-mail.

[Updating of Annex B1(ZA) of the *PCT Applicant's Guide*]

DESIGNATED (OR ELECTED) OFFICES

ZA South Africa

The **Companies and Intellectual Property Commission (CIPC) (South Africa)** has notified a change concerning one of its special requirements under PCT Rule 51*bis*.1. In the event of the appointment of an agent if the applicant is not resident in South Africa: should this requirement not already have been complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit of 6 months.

[Updating of the National Chapter, Summary (ZA), of the *PCT Applicant's Guide*]

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27 April 2017

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INFORMATION ON CONTRACTING STATES

IL Israel

The **Israel Patent Office** has notified that it now sends notifications via e-mail in respect of international applications.

[Updating of Annex B1(IL) of the *PCT Applicant's Guide*]

IT Italy

The **Italian Patent and Trademark Office** has notified a change in its e-mail address, which is now as follows:

E-mail: uibm.pct@mise.gov.it

[Updating of Annex B1(IT) of the *PCT Applicant's Guide*]

MA Morocco

The **Moroccan Office of Industrial and Commercial Property (OMPIC)** has notified changes in its telephone and facsimile numbers and Internet address and has notified its e-mail address, as follows:

Telephone: (212) 5 22 58 64 00/10

Facsimile machine: (212) 5 22 33 54 80

Internet: www.ompic.ma

E-mail: pct@ompic.ma
(for enquiries concerning
PCT applications)

Moreover, the Office has notified changes concerning its requirements as to the time when the name and address of the inventor must be given if Morocco is designated (or elected) – the data may be in the request or must be furnished within the time limit applicable under PCT Article 22 or 39(1).

[Updating of Annex B1(MA) of the *PCT Applicant's Guide*]

FEES PAYABLE UNDER THE PCT

DO Dominican Republic

The **National Office of Industrial Property (Dominican Republic)** has notified new amounts of the fee for the priority document, in **Dominican peso (DOP)**, payable to it as receiving Office. These amounts are as follows:

Fee for the priority document:

- fee for the first 10 pages: DOP 1,500
- fee for each page in excess of 10: DOP 10

[Updating of Annex C(DO) of the *PCT Applicant's Guide*]

MA Morocco

The **Moroccan Office of Industrial and Commercial Property (OMPIC)** notified a new amount of the fee for the priority document (PCT Rule 17.1(b)), in **Moroccan dirham (MAD)**, payable to it as receiving Office. This amount is MAD 180.

[Updating of Annex C(MA) of the *PCT Applicant's Guide*]

DEPOSITS OF MICROORGANISMS AND OTHER BIOLOGICAL MATERIAL: REQUIREMENTS OF DESIGNATED AND ELECTED OFFICES

MA Morocco

The **Moroccan Office of Industrial and Commercial Property (OMPIC)** has notified its requirements concerning the deposit of microorganisms and other biological material, as follows:

Designated (or elected) Office	Time (if any) earlier than 16 months from priority date by which applicant must furnish:		Additional indications (if any) which must be given besides those prescribed in Rule 13bis.3(a)(i) to (iii) pursuant to notifications from the Offices concerned
	the indications prescribed in Rule 13bis.3(a)(i) to (iii)	any additional matter specified in the adjacent right-hand column	
Morocco Moroccan Office of Industrial and Commercial Property (OMPIC)	At the time of filing (must be in the description)	At the time of filing	To the extent available to the applicant, relevant information on the characteristics of the microorganism

Deposits of microorganisms for the purposes of patent procedure before the Moroccan Office of Industrial and Commercial Property (OMPIC) must be made before the filing date of the international application with any depositary institution having acquired the status of international depositary authority under the Budapest Treaty on the Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure (Art. 34 of Law No. 17-97 on the Protection of Industrial Property as amended by Law Nos. 23-13 and 31-05).

[Updating of Annex L of the *PCT Applicant's Guide*]

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4 May 2017

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FEES PAYABLE UNDER THE PCT

IL Israel

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **US dollar (USD)** has been established for the search fee for an international search carried out by the **Israel Patent Office**. This amount, applicable from 1 July 2017, is USD 963.

[Updating of Annex D(IL) of the *PCT Applicant's Guide*]

IN India

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **euro (EUR)** have been established for the search fee for an international search carried out by the **Indian Patent Office**. These amounts, applicable from 1 June 2017, are EUR 37 when filing online and EUR 147 when filing on paper.

[Updating of Annex D(IN) of the *PCT Applicant's Guide*]

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11 May 2017

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**INTERNATIONAL SEARCHING AUTHORITIES
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

ES Spain

Agreement between the Spanish Patent and Trademark Office and the International Bureau of the World Intellectual Property Organization¹ – Amendment to Annex C

The **Spanish Patent and Trademark Office** has notified the International Bureau, in accordance with Article 11(3)(ii) of the above-mentioned Agreement, of amendments to Part I of Annex C thereof. These amendments entered into force on 1 April 2017. The amended Annex C reads as follows:

**“Annex C
Fees and Charges**

Part I. Schedule of Fees and Charges

Kind of fee or charge	Amount (Euros)
Search fee (Rule 16.1(a))	[No change]
Additional fee (Rule 40.2(a))	[No change]
Preliminary examination fee (Rule 58.1(b))	583.63
Additional fee (Rule 68.3(a))	583.63
Cost of copies (Rules 44.3(b) and 71.2(b)):	
– national documents, per document	[No change]
– foreign documents, per document	[No change]
Cost of copies (Rule 94.2), per page	[No change]

Part II. [No change]”

¹ Available on the WIPO website at: www.wipo.int/pct/en/texts/agreements/ag_es.pdf.

FEES PAYABLE UNDER THE PCT

IN India – Corrigendum

The information concerning the circumstances in which the new equivalent amount in **euro (EUR)** of the search fee will be payable to the **Indian Patent Office**, as published in the Official Notices (PCT Gazette) of 4 May 2017, page 72, was erroneous. The new equivalent amount, applicable from 1 June 2017, of the search fee is EUR 147, and is EUR 37 in case of filing by an individual.

[Updating of Annex D(IN) of the *PCT Applicant's Guide*]

IN India

Pursuant to PCT Rule 16.1(d), a new equivalent amount in **Swiss franc (CHF)** has been established for the search fee for an international search carried out by the **Indian Patent Office**. The new equivalent amount, applicable from 1 July 2017, of the search fee is CHF 154, and is CHF 39 in case of filing by an individual.

[Updating of Annex D(IN) of the *PCT Applicant's Guide*]

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18 May 2017

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FEES PAYABLE UNDER THE PCT

AU Australia

The **Australian Patent Office** has notified that the fee for copies of documents cited¹ in the international search report (PCT Rule 44.3), or in the international preliminary examination report (PCT Rule 71.2), is, since 10 October 2016, capped at AUD 200.

[Updating of Annexes D(AU) and E(AU) of the *PCT Applicant's Guide*]

CA Canada

The **Canadian Intellectual Property Office** has notified new amounts of fees, in **Canadian dollar (CAD)**, for copies of documents cited in the international search report (PCT Rule 44.3), or in the international preliminary examination report (PCT Rule 71.2) payable to it as International Searching Authority or International Preliminary Examining Authority, respectively, as follows:

The Authority provides applicants and designated Offices (upon request)², with one copy of each non-patent literature (NPL) document cited free of charge.

Additional copies of NPL documents, and published patent documents, are available upon request and subject to payment of fees:

- Each electronic copy
(in addition to the first, and up to 10 megabytes): CAD 10
- Each additional 10 megabytes
(providing that the minimum number
of megabytes exceeds 7): CAD 10
- Paper copies
(per page): CAD 1

[Updating of Annexes D(CA) and E(CA) of the *PCT Applicant's Guide*]

RU Russian Federation

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **euro (EUR)** have been established for the search fee for an international search carried out by the **Federal Service for Intellectual Property (Rospatent) (Russian Federation)**. These amounts, applicable from 1 July 2017, are EUR 111 for an application in Russian, and EUR 462 for an application in English.

[Updating of Annex D(RU) of the *PCT Applicant's Guide*]

¹ Documents can be requested through eServices at :
<https://services.ipaustralia.gov.au/ICMWebUI/views/private/icm-home.xhtml>

² Requests for copies of documents should be sent to the following e-mail address:
ic.cipobpctpractice-opicpratiquepctdb.ic@canada.ca

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26 May 2017

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INFORMATION ON CONTRACTING STATES

MA Morocco

The **Moroccan Office of Industrial and Commercial Property (OMPIC)** has notified provisions concerning provisional protection after international publication. The applicant enjoys the rights defined in Law No. 17-97 on the Protection of Industrial Property (as modified and completed by Law No. 31-05 in 2006, and Law No. 23-13 in 2014) (see Articles 16, 44, and 51) as from the date of publication of the international application under PCT Article 21.

[Updating of Annex B1(MA) of the *PCT Applicant's Guide*]

RECEIVING OFFICES

TR Turkey

The **Turkish Patent and Trademark Office (Turkpatent)** has specified itself, in addition to the European Patent Office (EPO), as competent International Searching and Preliminary Examining Authority for international applications filed by nationals and residents of Turkey with the Turkish Patent and Trademark Office (Turkpatent), or with the International Bureau, with effect from 8 March 2017, the date on which the Turkish Patent and Trademark Office (Turkpatent) started functioning as an International Searching and Preliminary Examining Authority.

[Updating of Annex C(TR) of the *PCT Applicant's Guide*]