

D International Searching Authorities D

EP EUROPEAN PATENT OFFICE (EPO) EP

Search fee (PCT Rule 16): ¹	<table style="width: 100%; border-collapse: collapse;"> <tr><td>Euro (EUR)</td><td style="text-align: right;">1,785</td></tr> <tr><td>Danish krone (DKK)</td><td style="text-align: right;">13,280</td></tr> <tr><td>Icelandic krona (ISK)</td><td style="text-align: right;">280,000</td></tr> <tr><td>Japanese yen (JPY)</td><td style="text-align: right;">181,700</td></tr> <tr><td>Malawian kwacha (MWK)</td><td style="text-align: right;">389,000</td></tr> <tr><td>New Zealand dollar (NZD)</td><td style="text-align: right;">3,109</td></tr> <tr><td>Norwegian krone (NOK)</td><td style="text-align: right;">13,890</td></tr> <tr><td>Pound sterling (GBP)</td><td style="text-align: right;">1,532</td></tr> <tr><td>Singapore dollar (SGD)</td><td style="text-align: right;">3,110</td></tr> <tr><td>South African rand (ZAR)</td><td style="text-align: right;">19,430</td></tr> <tr><td>Swedish krona (SEK)</td><td style="text-align: right;">16,250</td></tr> <tr><td>Swiss franc (CHF)</td><td style="text-align: right;">2,169</td></tr> <tr><td>US dollar (USD)</td><td style="text-align: right;">2,370</td></tr> </table>	Euro (EUR)	1,785	Danish krone (DKK)	13,280	Icelandic krona (ISK)	280,000	Japanese yen (JPY)	181,700	Malawian kwacha (MWK)	389,000	New Zealand dollar (NZD)	3,109	Norwegian krone (NOK)	13,890	Pound sterling (GBP)	1,532	Singapore dollar (SGD)	3,110	South African rand (ZAR)	19,430	Swedish krona (SEK)	16,250	Swiss franc (CHF)	2,169	US dollar (USD)	2,370	(1,875) ²
Euro (EUR)	1,785																											
Danish krone (DKK)	13,280																											
Icelandic krona (ISK)	280,000																											
Japanese yen (JPY)	181,700																											
Malawian kwacha (MWK)	389,000																											
New Zealand dollar (NZD)	3,109																											
Norwegian krone (NOK)	13,890																											
Pound sterling (GBP)	1,532																											
Singapore dollar (SGD)	3,110																											
South African rand (ZAR)	19,430																											
Swedish krona (SEK)	16,250																											
Swiss franc (CHF)	2,169																											
US dollar (USD)	2,370																											
Additional search fee (PCT Rule 40.2): ³	Same amount as above in EUR																											
Conditions for refund and amount of refund of the search fee:	<p>Money paid by mistake, without cause, or in excess, will be refunded.</p> <p>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%</p> <p>Where the Authority benefits from an earlier search (including a privately commissioned “standard” 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 <i>Official Notices (PCT Gazette)</i>.⁴</p> <p>Where the international search report drawn up by the Authority is based on an earlier search report prepared by the Authority on an application whose priority is claimed for the international application, the international search fee paid for the pending international application shall be refunded as follows:</p> <p style="margin-left: 40px;">For a search with written opinion, including a European search (EPC Article 92), an international search (PCT Article 15(1)), or a search made on behalf of a national Office on a national application (BE⁵, CY, FR, GR, IT, LU, MT, NL⁵, TR):</p> <ul style="list-style-type: none"> – full benefit: refund of 100% – partial benefit: refund of 25% 																											

[Continued on next page]

¹ This fee is payable to the receiving Office concerned in the currency or one of the currencies accepted by it (see Annex C). The fee is reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a certain State as specified in the decision of the EPO's Administrative Council of 21 October 2008 (OJ EPO 11/2008, page 521). For a list of States to which this reduction applies, see www.epo.org/applying/forms-fees/international-fees/information.html.

² The amount in parentheses is applicable as from 1 April 2012.

³ This fee is payable to the International Searching Authority and only in particular circumstances. Footnote 1 (except the first sentence) is also applicable.

⁴ See OJ EPO 2/2009, page 114.

⁵ Includes international-type searches covered by an agreement between the Authority and that Office.

D International Searching Authorities D

EP EUROPEAN PATENT OFFICE (EPO) EP

[Continued]

Conditions for refund and amount of refund of the search fee (<i>cont'd</i>):	For a search without written opinion, including an international-type search (PCT Article 15(5)), a standard search, or a search made on behalf of a national Office on a national application (BE, CY ⁶ , FR, GR ⁶ , LU, NL, TR): – full benefit: refund of 70% – partial benefit: refund of 17.5%
Protest fee (PCT Rule 40.2(e)): ⁷	EUR 790 (830) ⁸
Late furnishing fee (PCT Rule 13ter.1(c)):	EUR 210 (220) ⁸
Languages accepted for international search:	English, French, German and, where the international application is filed with the Patent Offices of Belgium or the Netherlands, Dutch
Does the Authority require that nucleotide and/or amino acid sequence listings be furnished in electronic form (PCT Rule 13ter.1)?	Yes
Types of electronic carrier required:	CD-ROM (type: ISO/IEC 10149:1995, 120 mm CD-ROM; format: ISO 9660, 650 MB) CD-R (type: 120 mm CD-Recordable Disk; format: ISO 9660, 650 MB) DVD (type: ISO/IEC 16448:1999, 120 mm DVD—Read-Only Disk; format: 4.7 GB, conforming to either ISO 9660 or OSTA UDF (1.02 and higher)) DVD-R (type: Standard ECMA-279, 120 mm (3.95 GB per side)—DVD-Recordable; format: 3.95 GB, conforming to either ISO 9660 or OSTA UDF (1.02 and higher))
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 European patent grant procedure
International applications for which this International Searching Authority has indicated that it is not competent:	The Authority will not search international applications filed by a national or a resident of the United States of America with the United States Patent and Trademark Office or the International Bureau as receiving Office where such applications contain one or more claims relating to business methods. ⁹

[Continued on next page]

⁶ Applies only to search requests in respect of national applications transmitted to the EPO after 1 January 2009.

⁷ The applicable procedure since 1 July 2010 is as set out in OJ EPO 5/2010, page 322.

⁸ See footnote 2.

⁹ The relevant field of business methods is defined in the International Patent Classification subclasses set out in the *Official Notices (PCT Gazette)* dated 6 May 2010, page 94 or OJ EPO 5/2010, pages 311 and 312.

D **International Searching Authorities** **D**

EP **EUROPEAN PATENT OFFICE (EPO)** **EP**

[Continued]

Waiver of power of attorney: ¹⁰

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

Yes¹¹

Particular instances in which a separate power of attorney is required:

Where procedural acts are performed by a purported agent who is not the agent of record, unless the purported agent belongs to the same office as the agent of record, or if both the purported agent and the agent of record are employees of the applicant or, if there is more than one applicant, of the common representative; or in case of doubt as to the agent's or the common representative's entitlement to act.

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

Yes¹¹

Particular instances in which a copy of a general power of attorney is required:

Where procedural acts are performed by a purported agent who is not the agent of record, unless the purported agent belongs to the same office as the agent of record, or if both the purported agent and the agent of record are employees of the applicant or, if there is more than one applicant, of the common representative; or in case of doubt as to the agent's or the common representative's entitlement to act.

¹⁰ See OJ EPO 5/2004, page 305.

¹¹ 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).