

BUDAPEST TREATY ON THE INTERNATIONAL
RECOGNITION OF THE DEPOSIT OF MICROORGANISMS
FOR THE PURPOSES OF PATENT PROCEDURE

To be completed
in duplicate

REQUEST ¹
FOR THE FURNISHING OF SAMPLES
OF DEPOSITED MICROORGANISMS
pursuant to Rule 11.3(a)

TO

NAME AND ADDRESS OF
INTERNATIONAL DEPOSITARY AUTHORITY

THE UNDERSIGNED HEREBY REQUESTS THE FURNISHING OF A SAMPLE OF THE MICROORGANISM IDENTIFIED HEREUNDER, IN ACCORDANCE WITH RULE 11.3(a) OF THE REGULATIONS UNDER THE BUDAPEST TREATY

I. IDENTIFICATION OF THE MICROORGANISM	
Accession number of the deposit:	
II. PATENT APPLICATION OR PATENT REFERRING TO THE MICROORGANISM	
<input type="checkbox"/> ² Patent application No.	filed on
Filed by (name, address):	
<input type="checkbox"/> ² International Application (PCT) No.	filed on
Filed by (name, address):	
<input type="checkbox"/> ² Patent ³ No.	granted on
Granted to (name, address):	

¹ The request must be sent to the competent industrial property office which, in conformity with its own applicable procedure, will either transmit it directly to the international depositary authority or send it back to the certified party for transmission to the international depositary authority.

² Mark with a cross the applicable box.

³ References to a “patent” shall be construed as references to patents for inventions, inventors’ certificates, utility certificates, utility models, patents or certificates of addition, inventions’ certificates of addition and utility certificates of addition.

III. REQUEST FOR INFORMATION

The undersigned

² requests

² does not request

an indication of the conditions which the International Depository Authority employs for the cultivation and storage of the microorganism.

IV. CERTIFIED PARTY

Name and Address:

Signature ⁵

E-mail Address ⁴:

Telephone No. ⁴:

Date:

² Mark with a cross the applicable box.

⁴ While such information is optional, it may facilitate subsequent communication between the Certified Party and the International Depository Authority (IDA). Pursuant to Rule 11.4(g) of the Regulations under the Budapest Treaty, a copy of this form will be enclosed in the notification sent from the IDA to the depositor of the microorganism.

⁵ Where the signature is required on behalf of a legal entity, the typewritten name(s) of the natural person(s) signing on behalf of the legal entity should accompany the signature(s).

CERTIFICATION

It is hereby certified that:

- (1) ² the patent application specified under II above, referring to the deposit of the microorganism identified under I above, has been filed with this Office for the grant of a patent and its subject matter involves the said microorganism or the use thereof.
- ² the international application specified under II above, referring to the deposit of the microorganism identified under I above, designates for the grant of a patent the State party to the Patent Cooperation Treaty (PCT) for which this Office is the “designated Office” within the meaning of the said Treaty, and the subject of that international application involves the said microorganism or the use thereof.
- ² the patent specified under II above, referring to the deposit of the microorganism identified under I above, has been granted by this Office and its subject matter involves the said microorganism or its use thereof .
- (2) ² publication for the purposes of patent procedure has been effected:
- ⁵ by this Office.
- ⁵ by the International Bureau of the World Intellectual Property Organization as an international publication under the Patent Cooperation Treaty (PCT).
- or
- ² the certified party has a right to a sample before publication in accordance with ⁶:
- (3) ² the certified party has a right to a sample of the microorganism identified under I above under the law governing patent procedure before this Office and this Office is satisfied that the conditions, if any, prescribed by the said law have actually been fulfilled.
- or
- ² the certified party has affixed his signature on a form before this Office and, as a consequence of the signature of the said form, the conditions for furnishing a sample of the microorganism identified under I above to the certified party are deemed to be fulfilled in accordance with the law governing patent procedure before this Office.

Name and Address of Industrial Property Office :

Signature:

E-mail Address ⁷:

Date:

Telephone No. ⁷:

² Mark with a cross the applicable box.

⁵ If only one box applies, mark with a cross that box; if both boxes apply, mark with a cross one of the two boxes (choose one).

⁶ Cite the applicable provision of the law, including any court decision.

⁷ While such information is optional, it may facilitate subsequent communication between the Industrial Property Office and the IDA. Pursuant to Rule 11.4(g) of the Regulations under the Budapest Treaty, a copy of this form will be enclosed in the notification sent from the IDA to the depositor of the microorganism.