

■ Mastering ePCT

Request for Change under PCT Rule 92*bis*

PCT International User Outreach and Support Section
10 & 12 December 2024

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Types of change (1)

■ PCT Rule 92*bis*.1 Recording of Changes by the International Bureau

(a) The International Bureau shall, on the request of the applicant or the receiving Office, record changes in the following indications appearing in the request or demand:

- (i) person, name, residence, nationality or address of the applicant,
- (ii) person, name or address of the agent, the common representative or the inventor.

Types of change (2)

■ Main types of change

- ❑ Party type: applicant, agent, common representative, inventor
 - ▶ Change of person (e.g., change of applicant due to an assignment)
 - ▶ Addition or deletion of person
 - ▶ Change of name
 - ▶ Change of address
- ❑ Change of nationality and/or residence of the applicant

Requirements on change requests (1)

- Request may be filed with the IB or the RO, but the competent authority for recording the change is the IB
 - PCT/RO/113: Request for the Recording of a Change
- Recommended to submit the request to the IB directly
- Time limit
 - 30 months from the priority date
 - If the change is to be reflected in the international publication
 - ▶ Request needs to reach the IB before the completion of the technical preparations for international publication

Requirements on change requests (2)

- In general, no evidence is required for the change during the international phase
 - DOs may, however, require the evidence when the application enters the national phase (e.g., assignment)
- International phase: New applicant + New agent
 - an assignment or other documentary evidence supporting the change in person
 - a power of attorney signed by the new applicant

Processing of change requests at the IB

- The IB notifies the applicant that the requested change has been recorded using Form PCT/IB/306
- Upcoming development in ePCT
 - Automation of Form PCT/IB/306
- Practical tip: change of person
 - ✓ update the information of the person
 - ✗ remove the existing person + add the new one

ePCT Action - Rule 92bis change request (1)

■ ePCT Action is recommended

Actions

Select Action

Action *

- Amendments Under Article 19 (text format only)
- Create Power of Attorney
- Declarations under Rule 4.17
- Licensing Availability Request
- > Make international application available to DAS
- Observations on close prior art
- Obtain priority document from DAS
- Online Payment
- > Prepare and submit indications relating to biological material (RO/134)
- Request for Early Publication
- Rule 92bis change request**
- Submit Chapter II Demand
- > Translation for international publication
- Update File Reference
- Upload Documents
- Withdraw Chapter II Demand
- Withdraw Designation(s)
- > Withdraw Election(s)
- Withdraw International Application
- Withdraw Priority Claim(s)

ePCT Action - Rule 92bis change request (2)

- Action enables users to have direct interactions with IB's database to prepare a request
- Time limit validations
 - when the technical preparations have been completed but the application has not yet been published

RULE 92BIS CHANGE REQUEST

WARNING Technical preparations for international publication are now complete. Changes recorded under Rule 92bis will not be taken into account for international publication.

Check that any required powers of attorney are already on file or attach them below.

- when the time limit has expired

Action *

Rule 92bis change request

The time limit to submit a request under Rule 92bis has already expired.

ePCT Action - Rule 92bis change request (3)

■ ePCT notification preferences: time limit reminders

Notify me about the following events for all IAs in my workbench

- I am eOwner and access rights are changed by another person
- Priority document(s) still outstanding and international publication is scheduled to take place in 2 weeks
- Priority document(s) still outstanding and the time limit under Rule 17.1(a) has expired
- Time limit for submitting Article 19 amendments expires in 2 weeks
- Technical preparations for publication scheduled to close in 2 weeks
- Time limit for submitting Rectification of Obvious Mistakes to ISA Office (Rule 91.1) expires in 2 weeks
- Republication event has been scheduled by the IB
- Time limit to request supplementary international search expires in 2 weeks
- Time limit to file Chapter II Demand expires in 2 weeks
- 30 month time limit (end of the international phase) expires in 1 month
- IA Warning added/modified
- New document processed and/or new form issued
- ePCT-Filing confirmation - documents and bibliographic data available in ePCT

Suspension of online access to the IA (1)

- Action - Rule 92*bis* change request: ePCT can identify the change and suspend access when necessary

Types of Change which Suspend Access to the Application		
Applicant or Agent	Change of person, name and/or address	Deletion of person
Inventor	Change of person and/or name	Deletion of person


- Upload Documents function
 - Document types - Request for Change under Rule 92*bis* (including for individual IA, and for multiple IAs)
 - Access to the application will be suspended

Suspension of online access to the IA (2)

■ IA Status: Access suspended and Access rights pending confirmation

<input type="checkbox"/>	IA Number ◊	IA Status ◊	File Ref ◊
<input type="checkbox"/>	PCT/IB2024/080089	Access suspended	T-IB-EP-EN-R92B-1-2024-1
<input type="checkbox"/>	PCT/IB2024/080072	Access rights pending confirmation	T-IB-EP-EN-92B-413-2

Access rights management after change

- FAQs article: [Manage access rights following a change request under PCT Rule 92bis](#)
- [Tutorial video](#): duration 4:26 min 
- Notification “Confirm ePCT access rights” sent to e-mail of record
- Notification includes a link valid for 7 days to a webpage where the applicant has two options
 - Remove all access rights
 - Keep current access rights
- Possible to resend the notification if the link expired

Multiple Rule 92*bis* change requests (1)

■ ePCT function - Upload Documents

□ A letter to the IB

- ▶ Specifying the change

- ▶ Listing all the applications concerned
(excluding the ones for which 30-months time limit
has expired)

□ Upload to the first application on the list

Multiple Rule 92bis change requests (2)

■ ePCT function - Upload Documents

□ Document Type

- ▶ Request for Change under Rule 92bis (for multiple International Applications)

Upload Documents

Recipient *
IB

Electronic routing method: ePCT Immediate access to IB
Current date and time at recipient Office: Tuesday, 12 November 2024, 14:41 CET

Document Type *

Rule 92bis Requests

Request for Change under Rule 92bis

Request for Change under Rule 92bis (for multiple International Applications)

Assignment

ePCT FAQs on Rule 92*bis* change request

■ ePCT User Guide FAQs

□ ePCT Actions - R92*bis* Actions

- ▶ Action - Rule 92*bis* change request overview
- ▶ Adding a new Party
- ▶ Editing/Replacing an existing Party
- ▶ Requesting the deletion of a Party from the record
- ▶ Rule 92*bis* processing at the IB

□ ePCT Fundamentals - Rule 92*bis* change request for multiple international applications

Demo video

■ ePCT: <https://pct.wipo.int/ePCT/>

ePCT Home ePCT FOR APPLICANTS ePCT FOR IP OFFICES NEW USERS

ePCT

WIPO'S GLOBAL PATENT GATEWAY FOR FILING AND MANAGING PCT APPLICATIONS

Login to ePCT

LATEST ePCT NEWS
A new version of ePCT is now available with many new features for applicants and IP Offices.

ePCT VIDEO TUTORIALS
Learn more about how to efficiently use ePCT and its many functionalities with our video tutorials.

ePCT HELP

■ PCT eServices Help Desk

□ Tel: +41 22 338 9523

□ Email: pct.eservices@wipo.int

□ Monday to Friday, 9 am - 6 pm (CET)

Thank you!



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Q & A

