NEW PCT CONTRACTING STATE

Zambia (country code: ZM)

On 15 August 2001, Zambia deposited its instrument of accession to the PCT, and on 15 November 2001, will become bound by the PCT. Consequently, in any international application filed on or after 15 November 2001, Zambia may be designated and, because it will be bound by Chapter II of the PCT, may also be elected. Furthermore, nationals and residents of Zambia will be entitled from 15 November 2001 to file international applications under the PCT.

Since Zambia is party to the Harare Protocol within the framework of the African Regional Industrial Property Organization (ARIPO), it will also be possible to designate Zambia for the purposes of obtaining an ARIPO patent.

Note that all international applications whose international filing date is on or after 15 November 2001 and which contain a designation for an ARIPO patent (“AP”) expressed so as to include any State which is a Contracting State of the Harare Protocol and of the PCT will be considered to include the designation of Zambia (“ZM”) for the purposes of obtaining an ARIPO patent.

NEW WIPO INTERNET SEARCH FACILITY FOR PCT NEWSLETTER PRACTICAL ADVICE

A new search facility is now available on the WIPO Internet site for all practical advice items published since the PCT Newsletter was first published in March 1994, and will be updated every month with each new item. The search facility is available from the PCT Newsletter part of the PCT homepage:

[continued on page 2]
by clicking on “Search Practical Advice”.

To carry out a search, you simply type in a few key words or phrases, and the search facility will find items containing as many of these words and phrases as possible, ranked so that the items most relevant to your query are presented first. Note that search terms in the lower case will match words in any case; if you enter search terms with upper case letters, they will only match words containing the same upper case letters. Two kinds of search are available—a simple search or an advanced search. The advanced search allows you to specify whether you wish to search the title or the text, and allows you to sort the search results by relevance or date. For further information on the use of the new search facility, you may wish to consult the search help page:

http://search.wipo.int/help/

Warning: Be careful when reading information from your search of the practical advice—although the information contained in the practical advice was correct at the time of original publication of the PCT Newsletter, some information may no longer be applicable; for example, amendments may have been made to the PCT Regulations and Administrative Instructions, as well as to PCT Forms, since the PCT Newsletter concerned was published; changes to certain fees and references to certain publications may no longer be valid. Wherever there is a reference to a PCT Rule, please check carefully whether the Rule in force at the date of publication of the advice has since been amended.
The International Bureau and the USPTO advise applicants to disregard the corresponding part of Box No. VIII (iv) of the filled-in Request Form which appears in the March 2001 updating sheets of the PCT Applicant’s Guide and in PCT seminar materials, both of which will be revised accordingly as soon as possible.

Inventor’s signature/seal

The USPTO as a designated/elected Office has informed the International Bureau that, in respect of international applications filed with receiving Offices which accept seals as signatures (in particular, the China Intellectual Property Office, the Japan Patent Office and the Korean Intellectual Property Office), it will accept a seal as a signature on a declaration of inventorship (PCT Rule 4.17(iv)); it is recalled that the other declarations under PCT Rule 4.17 do not need to be signed.

Forms intended for the national phase only

The International Bureau would like to draw the attention of applicants and their agents to the following situation which should be avoided:

As was previously indicated in PCT Newsletter No. 04/2001, some applicants are submitting forms during the international phase which are intended for the national phase only, in the expectation that they will be accepted as declarations under PCT Rule 4.17; namely, some applicants are using the combined power of attorney/declaration form (in particular for PCT applications originating from the United States of America). Note that such forms should not be used in the international phase—a separate PCT power of attorney should be filed (for example, using either a power of attorney specific to the application, or a copy of a general power of attorney, examples of which are available in the PCT Applicant’s Guide, Vol. I/B, Annex Z) and that any declaration filed must contain the standardized wording provided for in Sections 211 to 215 of the Administrative Instructions. That wording can be found, respectively, in the case of Boxes Nos. VIII (i) to (iii) and (v) in the Notes to the Request Form, and in the case of Box No. VIII (iv) in the preprinted text contained therein.

TYPES OF PROTECTION AVAILABLE IN PCT CONTRACTING STATES

Since the publication in PCT Newsletter No. 08/2000 of a table setting out, for each Contracting State, the types of protection which can be obtained via the PCT, several States have become bound by the PCT, and there have also been changes in the types of protection other than patents which are available in certain States. An update of that table appears on pages 10 to 12.

PCT PUBLICATIONS

Administrative Instructions under the PCT

The new consolidated text of the Administrative Instructions under the PCT, as in force from 1 March 2001, was published in a Special Issue of the PCT Gazette (No. S-03/2001 (E) and (F)) on 30 August 2001. It incorporates all modifications which have been made since the previous publication of a consolidated text in Special Issue No. S-03/1998 (E and (F)) on 25 June 1998 (including the changes relating to the filing, under Section 801, of international applications containing sequence listings, as well as the changes relating to the filing of declarations under PCT Rule 4.17). The new special issue supersedes the previous special issue and subsequent modifications published in Section IV of the PCT Gazette.

Subscribers to the PCT Gazette automatically receive special issues. If you are not a subscriber to the PCT Gazette but would like to obtain that special issue, you may order it from the Marketing and Distribution Section at WIPO:

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mailing address: see address on cover page

The price per special issue is 24 Swiss francs or 18 US dollars by regular mail, and 28 Swiss francs or 21 US dollars by priority mail.

The new consolidated text of the Administrative Instructions is available free of charge on the Internet via the PCT Gazette:

PCT INFORMATION UPDATE

AP African Regional Industrial Property Organization (ARIPO) (types of protection; fees)

In addition to ARIPO patents, the following type of protection is now available via the PCT in the States which are Contracting States of the Harare Protocol within the framework of ARIPO and of the PCT:

ARIPO utility models (a utility model may be sought instead of or in addition to a patent)

ARIPO has established the following amounts of fees in respect of utility models in USD, payable to it as designated and elected Office:

- filing fee: USD 100
- maintenance fee for the first year: USD 20
- maintenance fee for the second year: USD 25
- maintenance fee for the third year: USD 30


GB United Kingdom (institutions with which deposits of microorganisms and other biological material may be made)

The name of the International Mycological Institute (IMI), an international depositary authority under the Budapest Treaty, has changed, as follows:

CABI BIOSCIENCE, UK Centre (IMI)


GQ Equatorial Guinea and PH Philippines (general information)


SE Sweden (fees)

As from 15 November 2001, there will be a change in the equivalent amounts of the following fees payable in SEK to the Swedish Patent Office as receiving Office, as well as a change in the equivalent amount of the PCT-EASY fee reduction:

- basic fee, supplement per sheet over 30, designation fee and PCT-EASY fee reduction: see Table I(a) and footnotes


Handling fee (European Patent Office and Swedish Patent Office)

As from 15 November 2001, there will be a change in the equivalent amount of the handling fee, payable in SEK to the European Patent Office and the Swedish Patent Office as International Preliminary Examining Authorities, as indicated in Table II.


List of Contracting States


PCT CONTRACTING STATES AND TWO-LETTER CODES

Updated French, German and Spanish versions of the list of PCT Contracting States and two-letter codes, including the notes thereto (printed on the last page of the PCT Newsletter) are included in this issue, on pages 17 to 19, respectively.

WORLD TRADE ORGANIZATION

Republic of Moldova becomes Member

On 27 July 2001, the Republic of Moldova (country code: MD), which is already a member State of the PCT and of the Paris Convention, became a Member of the World Trade Organization (WTO). This was already taken into account in the table of States party to the PCT and the Paris Convention and the Members of the WTO which was published in PCT Newsletter No. 08/2001.

BUDAPEST TREATY

Accession by Belarus

On 19 July 2001, Belarus deposited its instrument of accession to the Budapest

List of States party to the Budapest Treaty; list of intergovernmental industrial property organizations having filed a declaration of acceptance under Article 9(1)(a) of that Treaty

Two States have become party to the Budapest Treaty since the publication, in PCT Newsletter No. 09/2000, of a table setting out the States party to that Treaty and the IGOs which have filed such a declaration. An update of the table appears below.

NOTICE FROM THE EPO ABOUT INTERNATIONAL APPLICATIONS RELATING TO METHODS OF DOING BUSINESS

The International Bureau has received the following notice from the European Patent Office (EPO) concerning international applications relating primarily to methods of doing business:

“It has become apparent in recent months that an ever increasing number of international applications for which the EPO is to act as International Searching Authority and International Preliminary Examining Authority relate primarily to methods of doing business.”

[continued on page 6]

<table>
<thead>
<tr>
<th>States party to the Budapest Treaty (on 1 September 2001)</th>
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<tr>
<td>AT Austria</td>
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Intergovernmental industrial property organizations having filed a declaration of acceptance under Article 9(1)(a) of the Budapest Treaty

<table>
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<tr>
<th>AP</th>
<th>African Regional Industrial Property Organization (ARIPO)</th>
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<tr>
<td>EA</td>
<td>Eurasian Patent Organization (EAPO)</td>
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<tr>
<td>EP</td>
<td>European Patent Organisation (EPO)</td>
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</table>

1. New since last publication of this list in PCT Newsletter No. 09/2000.
and commonplace features relating to their technological implementation.

“For the avoidance of doubt the EPO wishes to remind applicants that pursuant to Rule 39.1(iii) PCT it will not carry out an international search on an application to the extent that its subject-matter relates to no more than a method of doing business, in the absence of any apparent technical effect.

“Moreover, claims to commonplace technological implementations of such methods will not be searched because it would not serve any useful purpose to do so.

“In such cases a declaration will be issued that no international search report will be established or where appropriate that a partial search report only will be established pursuant to Article 17(2) PCT.

“This may well have consequences for the procedure before the EPO as IPEA in view of the fact that claims relating to inventions for which no international search report has been established need not be the subject of international preliminary examination (Rule 66.1(e) PCT). Furthermore the EPO is not required to carry out an international preliminary examination on an application if its subject-matter is a method of doing business (Rule 67.1(iii) PCT).

“The EPO also wishes to remind applicants that methods of doing business per se are excluded from patentability pursuant to Article 52(2)(c) & (3) EPC. Claims to such methods and their commonplace technological implementation in European patent applications will not be searched because it would not serve any useful purpose to do so. In such cases no search report will be established or where appropriate a partial search report only will be established pursuant to Rule 45 EPC.”

PRACTICAL ADVICE

Competent International Searching Authority where the international application is filed with the International Bureau as receiving Office

Q: I am the agent for an international application which was recently filed with the International Bureau as receiving Office. Since the only applicant at the time of filing was a resident and national of Canada, the International Searching Authority that was marked in Box No. VII of the Request Form was the European Patent Office (EPO), the only one which was competent. It is now our intention to file a request under PCT Rule 92bis to add to the application an applicant who is a resident and national of the United States of America. If we do this, would it be possible to change our choice of ISA to the United States Patent and Trademark Office (ISA/US)?

A: Where an international application is filed with the International Bureau as receiving Office (RO/IB), the competent International Searching Authority (ISA) (or Authorities) is/are, according to PCT Rule 35.3, that (or those) which would have been competent if the international application had been filed with the national Office of, or acting for, a Contracting State of which the applicant is a resident or national. Therefore, in your case, since Canada was the State indicated as the only applicant’s State of residence and State of nationality in Box No. II of the Request Form at the time of filing, the only competent receiving Office other than RO/IB was the Canadian Patent Office, with the effect that the only competent ISA is the EPO (the EPO being the only ISA specified by the Canadian Patent Office). Even if further applicants are added under PCT Rule 92bis, it is the state of the application vis-à-vis the applicant(s) as at the international filing date which is the decisive factor when determining the competent ISA—adding a further applicant after the filing of the application does not have a retroactive effect and therefore could not affect the ISAs which would be competent.

Note that, similarly, where the international application is filed with RO/IB, the competent International Preliminary Examining Authority (IPEA) (or Authorities) is/are, according to PCT Rule 59.1(b), that (or those) which would have been competent if the international application had been filed with the national Office of, or acting for, a Contracting State of which the applicant is a resident or national. In your case, as indicated earlier, the only receiving Office other than RO/IB was the Canadian Patent Office, therefore, the only competent IPEA...
PCT SEMINAR CALENDAR

<table>
<thead>
<tr>
<th>Dates and location</th>
<th>Language of seminar</th>
<th>Nature of seminar; WIPO speakers (and others where known)</th>
<th>Organizer and contact numbers</th>
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<tbody>
<tr>
<td>10–11 September 2001</td>
<td>English</td>
<td>WIPO National Seminar and Workshop on the Patent Cooperation Treaty WIPO speaker: Mr. Regis</td>
<td>Registry of Companies and Intellectual Property (Ms. Kimberly Cenac-Phulgence) Tel: (1–758) 453 19 18 452 26 11, ext. 7826 Fax: (1–758) 453 20 71</td>
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<td>Castries (LC)</td>
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<tr>
<td>19–21 September 2001</td>
<td>English/French/</td>
<td>Presentation on the PCT Electronic Filing Project at the “Second WIPO International Conference on Electronic Commerce and Intellectual Property” WIPO speaker: Mr. Kalejs</td>
<td>Office of Legal and Organization Affairs, WIPO (Mrs. Sue Olesen) Tel: (41–22) 338 91 64 Fax: (41–22) 740 37 00 Internet: <a href="http://ecommerce.wipo.int/meetings/2001/conference/index.html">http://ecommerce.wipo.int/meetings/2001/conference/index.html</a></td>
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<tr>
<td>Geneva (CH)</td>
<td>Spanish</td>
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<td>9–10 October 2001</td>
<td>German</td>
<td>Basic PCT seminar for patent administrators WIPO speakers: Mr. Matthes and Mr. Reischle</td>
<td>Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: <a href="mailto:Management@Forum-Institut.de">Management@Forum-Institut.de</a></td>
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<td>Munich (DE)</td>
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<td>11 October 2001</td>
<td>English</td>
<td>PCT presentation in the framework of “Patent Updating Day 2001” WIPO speaker: Mr. Thomas</td>
<td>Swedish Patent Office (Mr. Christer Eklöf) Tel: (46–8) 782 28 32 Fax: (46–8) 783 01 63 E-mail: <a href="mailto:christer.eklof@prv.se">christer.eklof@prv.se</a></td>
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<tr>
<td>Stockholm (SE)</td>
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<tr>
<td>12 October 2001</td>
<td>German</td>
<td>PCT seminars for patent administrators (in morning) and for patent attorneys (in afternoon) WIPO speakers: Mr. Matthes and Mr. Reischle</td>
<td>Deutsche Vereinigung für Gewerblichen Rechtsschutz und Urheberrecht (GRUR) (Mr. Gregor Schuster) Tel: (49–711) 222 99 40 Fax: (49–711) 29 95 94</td>
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<tr>
<td>Stuttgart (DE)</td>
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<tr>
<td>18 October 2001</td>
<td>English</td>
<td>PCT presentation at “The Corporate Patent Department 2001” WIPO speaker: Mr. Thomas</td>
<td>Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a></td>
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<tr>
<td>London (GB)</td>
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<tr>
<td>22–23 October 2001</td>
<td>French and Spanish</td>
<td>“Séminaire national sur la propriété industrielle et le PCT” WIPO speaker: Mrs. Simon-Vianès</td>
<td>Council of Scientific and Technological Research (CICTE) Tel: (240–9) 35 68 Fax: (240–9) 45 35</td>
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<td>Malabo (GQ)</td>
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<tr>
<th>Dates and Location</th>
<th>Language of seminar</th>
<th>Nature of seminar; WIPO speakers (and others where known)</th>
<th>Organizer and contact numbers</th>
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<tr>
<td>29 October–1 November 2001 Seoul (KR)</td>
<td>English</td>
<td>WIPO Regional Seminar on the PCT for the Asia and Pacific Region WIPO speakers: to be announced</td>
<td>Korean Intellectual Property Office (Mr. Youngmin Goo, International Cooperation Division) Tel: (82–42) 481 50 69 Fax: (82–42) 472 34 59 e-mail: <a href="mailto:ymgoo@kipo.go.kr">ymgoo@kipo.go.kr</a></td>
</tr>
<tr>
<td>29–30 October 2001 Costa Mesa, CA (US) [location previously indicated as San Diego]</td>
<td>English</td>
<td>Advanced PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel</td>
<td>Orange County Patent Law Association (OCPLA) (Mr. Stefan J. Kirchanski) Tel: (1–310) 734 54 03 Fax: (1–310) 734 52 99 E-mail: <a href="mailto:skirchanski@chrm.com">skirchanski@chrm.com</a></td>
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<tr>
<td>30–31 October 2001 Helsinki (FI)</td>
<td>English</td>
<td>Advanced PCT seminar for patent attorneys WIPO speakers: Mr. Bryan and Ms. Eriksson</td>
<td>National Board of Patents and Registration (Ms. Mirja Kuismanen) Tel: (358–9) 69 39 52 36 Fax: (358–9) 69 39 53 22 E-mail: <a href="mailto:Mirja.Kuismanen@prh.fi">Mirja.Kuismanen@prh.fi</a></td>
</tr>
<tr>
<td>1–2 November 2001 San Francisco (US)</td>
<td>English</td>
<td>Advanced PCT seminar for patent administrators WIPO speakers: Mr. Reischle and Mr. Maassel</td>
<td>Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1–415) 289 74 71 Fax: (1–415) 331 60 68 E-mail: <a href="mailto:IPI@IPISeminars.com">IPI@IPISeminars.com</a> Internet: <a href="http://www.ipiseminars.com">www.ipiseminars.com</a></td>
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<td>5–6 November 2001 San Francisco (US)</td>
<td>English</td>
<td>PCT seminar for patent attorneys WIPO speakers: Mr. Reischle and Mr. Maassel</td>
<td>Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1–415) 289 74 71 Fax: (1–415) 331 60 68 E-mail: <a href="mailto:IPI@IPISeminars.com">IPI@IPISeminars.com</a> Internet: <a href="http://www.ipiseminars.com">www.ipiseminars.com</a></td>
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<td>5–6 November 2001 Mumbai (IN)</td>
<td>English</td>
<td>WIPO National Roving Seminar on the Patent Cooperation Treaty (PCT) WIPO speakers: Mr. Kim and Mr. Sinha</td>
<td>Department of Industrial Policy and Promotion, Ministry of Commerce and Industry, Government of India (Mr. Rajiv Ranjan) Tel: (91–11) 301 06 88 Fax: (91–11) 301 99 19 E-mail: <a href="mailto:rajeevranjan@ub.nic.in">rajeevranjan@ub.nic.in</a></td>
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<tr>
<td>8–9 November 2001 Ahmedabad (IN)</td>
<td>English</td>
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<td>Department of Industrial Policy and Promotion, Ministry of Commerce and Industry, Government of India (Mr. Rajiv Ranjan) Tel: (91–11) 301 06 88 Fax: (91–11) 301 99 19 E-mail: <a href="mailto:rajeevranjan@ub.nic.in">rajeevranjan@ub.nic.in</a></td>
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<tr>
<td>8—9 November 2001 Chicago (US)</td>
<td>English</td>
<td>Advanced PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel</td>
<td>The John Marshall Law School Department of Event Management Tel: (1–312) 987 14 20 Fax: (1–312) 427 71 28 E-mail: <a href="mailto:Events@jmls.edu">Events@jmls.edu</a></td>
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<tr>
<td>12—13 November 2001 Chicago (US) [dates previously indicated erroneously as 11—12 November 2001]</td>
<td>English</td>
<td>Advanced PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel</td>
<td>The John Marshall Law School Department of Event Management Tel: (1–312) 987 14 20 Fax: (1–312) 427 71 28 E-mail: <a href="mailto:Events@jmls.edu">Events@jmls.edu</a></td>
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<td>12—13 November 2001 Hyderabad (IN)</td>
<td>English</td>
<td>WIPO National Roving Seminar on the Patent Cooperation Treaty (PCT) WIPO speakers: Mr. Kim and Mr. Sinha</td>
<td>Department of Industrial Policy and Promotion, Ministry of Commerce and Industry, Government of India (Mr. Rajiv Ranjan) Tel: (91–11) 301 06 88 Fax: (91–11) 301 99 19 E-mail: <a href="mailto:rajeevranjan@ub.nic.in">rajeevranjan@ub.nic.in</a></td>
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<tr>
<td>12—15 November 2001 Lisbon (PT)</td>
<td>French and Portuguese</td>
<td>Regional Seminar for Portuguese-Speaking African Countries on Industrial Property and the PCT WIPO speakers: Mr. Castelo, Mr. Sery-Kore and Mrs. Simon-Vianès</td>
<td>National Institute of Industrial Property of Portugal Tel: (351–21) 881 82 67 Fax: (351–21) 887 53 08</td>
</tr>
<tr>
<td>19—20 November 2001 Port of Spain (TT)</td>
<td>English</td>
<td>WIPO Sub-Regional Seminar on the Patent Cooperation Treaty (PCT) for Caribbean Countries WIPO speakers: Mr. Hernández Vigaud and Mr. Regis</td>
<td>Intellectual Property Office (Ms. Mazina Kadir) Tel: (1–868) 625 99 72 Fax: (1–868) 624 12 21</td>
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<tr>
<td>21—22 November 2001 Paris (FR)</td>
<td>French</td>
<td>Basic seminar on PCT procedures WIPO speakers: Mr. Baron and Mr. Genin</td>
<td>Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52</td>
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<td>5 December 2001 London (GB)</td>
<td>English</td>
<td>PCT workshop for patent administrators WIPO speakers: Ms. Eriksson and Mr. Reischle</td>
<td>Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a></td>
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<td>Advanced PCT seminar for patent administrators WIPO speakers: Ms. Eriksson and Mr. Reischle</td>
<td>Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: <a href="mailto:josephine.leak@management-forum.co.uk">josephine.leak@management-forum.co.uk</a></td>
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<sup>1</sup> Information regarding any other type of protection is not yet available.

<sup>2</sup> A request for an extension may be made at the time of entry into the regional phase before the European Patent Office, provided that the PCT application contained designations both for a European patent and of the State concerned. Such a request may not be made in the PCT request form itself. See the notes to the request form and the PCT Applicant’s Guide, Vol. I/A, paragraphs 41 and 89, and Vol. II/A, National Chapter (EP) for further details as to the procedure to be followed.

<sup>3</sup> Will become bound by the PCT on 26 October 2001.

<sup>4</sup> Will become bound by the PCT on 15 November 2001.
PCT FEE TABLES

The following Tables show the amounts and currencies of the main PCT fees which are payable to the receiving Offices (ROs) and the International Preliminary Examining Authorities (IPEAs) during the international phase under Chapter I (Tables I(a) and I(b)) and under Chapter II (Table II). Fees which are payable only in particular circumstances are not shown; nor are details of certain reductions and refunds which may be available; such information can be found in the PCT Applicant’s Guide, Vol. I/B, Annexes C, D and E. Note that all amounts are subject to change due to variations in the fees themselves or fluctuations in exchange rates. The total amount of the basic fee and designation fee may be reduced by CHF 200 under certain circumstances where the request is prepared using the PCT-EASY software; see footnote 2 for details. A 75% reduction in the basic fee, the supplement per sheet over 30, the designation fee and the handling fee, as well as an exemption from the transmittal fee payable to the International Bureau as receiving Office, is also available to applicants from certain States; see footnote 13 for details. (Note that if both the CHF 200 reduction and the 75% reduction are applicable, the 75% reduction is calculated after the CHF 200 reduction.) The footnotes to the Fee Tables follow Table II.

Key to abbreviations used in fee tables:

- eq: equivalent of
- IPEA: International Preliminary Examining Authority
- RO: receiving Office
- ISA: International Searching Authority
- CYP: Cyprus pound
- IEP: Irish pound
- EP: European patent
- RU: Russian patent
- US: United States patent
- AT: Austrian patent
- SE: Swedish patent
- CH: Swiss patent
- EP: European patent
- RU: Russian patent
- US: United States patent
- AT: Austrian patent
- SE: Swedish patent
- CH: Swiss patent

Table I(a) — TRANSMITTAL, BASIC AND DESIGNATION FEES

(As at 1 September 2001, unless otherwise indicated)

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<tr>
<th>RO</th>
<th>Transmittal fee¹</th>
<th>Basic fee¹,²,³ (CHF 650)</th>
<th>Supplement per sheet over 30¹,²,³,⁴ (CHF 15)</th>
<th>Designation fee¹,²,³,⁵,⁶ (CHF 140)</th>
<th>PCT-EASY reduction² (CHF 200)</th>
<th>Competent ISA(s)⁷</th>
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[continued on next page]
Table I(a) — TRANSMITTAL, BASIC AND DESIGNATION FEES [continued]  
(as at 1 September 2001, unless otherwise indicated)

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<th>Basic fee1,2,3 (CHF 650)</th>
<th>Supplement per sheet over 301,2,3,4 (CHF 15)</th>
<th>Designation fee1,2,3,5,6 (CHF 140)</th>
<th>PCT-EASY reduction2</th>
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<td>eq CHF 140</td>
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[continued on next page]
## Table I(a) — TRANSMITTAL, BASIC AND DESIGNATION FEES
(as at 1 September 2001, unless otherwise indicated)

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<thead>
<tr>
<th>RO</th>
<th>Transmittal fee1</th>
<th>Basic fee1,2,3 (CHF 650)</th>
<th>Supplement per sheet over 301,2,3,4 (CHF 15)</th>
<th>Designation fee1,2,3,5,6 (CHF 140)</th>
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### Table I(b) — SEARCH FEES
(as at 1 September 2001, unless otherwise indicated)

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<td>KR</td>
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Table II — PRELIMINARY EXAMINATION FEES
(as at 1 September 2001, unless otherwise indicated)

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Footnotes to fee tables:

1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
2 The total amount of the basic fee and designation fee is reduced by 200 Swiss francs where: (a) the request is presented as a computer print-out prepared using the PCT-EASY software; (b) the request is filed together with a computer diskette, prepared using that software, containing a copy in electronic form of the data contained in the request and of the abstract; and (c) the PCT application is filed with a receiving Office which is prepared to accept the filing of PCT applications containing requests in PCT-EASY format together with PCT-EASY diskettes.
3 This 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 Albania, Algeria, Armenia, Azerbaijan, Belarus, Belize, Benin, Bosnia and Herzegovina, Brazil, Bulgaria, Burkina Faso, Cameroon, Central African Republic, Chad, China, Colombia, Congo, Costa Rica, Côte d’Ivoire, Croatia, Cuba, Czech Republic, Democratic People’s Republic of Korea, Dominica, Ecuador, Equatorial Guinea, Estonia, Gabon, Gambia, Georgia, Ghana, Grenada, Guinea, Guinea-Bissau, Hungary, India, Indonesia, Kazakhstan, Kenya, Kyrgyzstan, Latvia, Lesotho, Liberia, Lithuania, Madagascar, Malawi, Mali, Mauritania, Mexico, Mongolia, Morocco, Mozambique, Niger, Philippines, Poland, Republic of Moldova, Romania, Russian Federation, Saint Lucia, Senegal, Sierra Leone, Slovakia, South Africa, Sri Lanka, Sudan, Swaziland, Tajikistan, The former Yugoslav Republic of Macedonia, Togo, Turkey, Turkmenistan, Uganda, Ukraine, United Republic of Tanzania, Uzbekistan, Viet Nam, Yugoslavia, Zambia (from 15 November 2001) or Zimbabwe. For further details, see PCT Newsletter No. 10/1995, cover page, No. 11/1995, page 6, and No. 05/1996, cover page.
4 Where the PCT application as filed contains a sequence listing part in computer readable format only, or both in that form and on paper, under Section 801 of the PCT Administrative Instructions, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the supplement per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(i) of the Administrative Instructions).
5 The maximum number of designation fees payable is six.
6 The confirmation fee payable under PCT Rules 4.9(c) and 15.5 is 50% of the designation fee due (taking into account any applicable 75% reduction; see footnote 3).
7 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
8 The amounts are not yet known or, where known, are subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.
9 The amounts of the basic fee and supplementation per sheet over 30 are the same as those indicated for the corresponding reduction of certain PCT fees as specified in the Schedule of Fees annexed to the PCT Regulations, in accordance with the decision of the EPO’s Administrative Council of 11 October 2000, the text of which was included in PCT Newsletter No. 11/2000. The States concerned are those indicated in footnote 3, with the exception of Turkey.
10 This fee is reduced by 80% where the applicant is a natural person.
11 The first amount of the transmittal fee is applicable to individuals or entities employing less than 25 persons. The second amount is applicable to entities employing 25 persons or more.
12 A supplement of HUF 500 is also payable for each claim in excess of 10.
13 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated in footnote 3.
14 The competent International Searching Authority(ies) for an international application filed with the International Bureau as receiving Office is (are) the Authority(ies) which would have been competent if the international application had been filed with the receiving Office of, or acting for, the Contracting State of which the applicant (or any of the applicants) is a resident or national. See also PCT Applicant’s Guide, Vol. I/B, Annex C (I). The Japan Patent Office is competent only for international applications in Japanese.
15 The search fee and the preliminary examination fee are reduced by 75% where the applicant or, if there are two or more applicants, each applicant is a natural person and is a national of and resides in a State not party to the European Patent Convention, which fulfils the requirements for the corresponding reduction of certain PCT fees as specified in the Schedule of Fees annexed to the PCT Regulations, in accordance with the decision of the EPO’s Administrative Council of 11 October 2000, the text of which was included in PCT Newsletter No. 11/2000. The States concerned are those indicated in footnote 3, with the exception of Turkey.
16 The search fee can be reduced by 75% if the international application is filed by an applicant who is a national and resident of a State which fulfils the requirements for the corresponding reduction of fees payable to the European Patent Office.
17 The applicant may, instead of paying the USD amount, pay the equivalent amount in RUR at the exchange rate applicable, on the date of payment, at the Central Bank of the Russian Federation, provided that, in the case of the search fee, the receiving Office accepts payment in RUR.
18 Payable when a corresponding prior US national application has been filed and the basic filing fee for that US application has been paid.
19 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
20 Payable when the international search was not carried out by the United States Patent and Trademark Office (USPTO) (provided that the USPTO is a competent International Preliminary Examining Authority in the particular case—see PCT Applicant’s Guide, Vol. I/B, Annex C.)
### ÉTATS CONTRACTANTS DU PCT ET CODES À DEUX LETTRES
(114 au 1er septembre 2001)

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1. Possibilité d’extension d’un brevet européen.
2. Ne peut être désigné qu’aux fins d’un brevet régional. (suite à la fermeture de la “voie nationale” via le PCT.)

Lorsqu’un État peut être désigné aux fins d’un brevet régional, le code à deux lettres correspondant au brevet régional concerné est indiqué entre parenthèses (AP - brevet APRO, EA - brevet européen, EP - brevet européen, OA - brevet OA). **Important**

Cette liste comporte tous les États qui ont adhéré au PCT à la date qui figure ci-dessus. Un État dont le nom est indiqué en **italique gras** a adhéré au PCT mais n’était pas encore lié par le PCT à la date de publication de la dernière version du formulaire de requête. Lorsqu’un État a adhéré au PCT mais n’est pas encore lié par le PCT, la date à laquelle il deviendra lié figure entre parenthèses ; il ne peut être désigné dans des demandes internationales déposées avant cette date. Si le déposant souhaite désigner, aux fins d’un brevet national, un État qui est lié par le PCT à la date à laquelle il dépose la demande internationale mais qui ne figure pas dans le formulaire de requête, il doit l’ajouter dans le cadre n° V du tableau formulaire en cochant le cas approprié.

Il est recommandé aux déposants de toujours utiliser les dernières versions du formulaire de requête (PCT/RO/101) et du formulaire de demande d’examen préliminaire international (PCT/IP/A401), dont il est publié des versions mises à jour, en règle générale, deux fois par an. Les dernières versions sont datées de juillet 2001 et peuvent être imprimées à partir du site Internet de l’OMPI (formulaires prêts à être remplis en format PDF) à l’adresse suivante : http://www.wipo.int/pct/fr/forms/ index.htm, ou être obtenues auprès des officiers reçus par l’OMPI international, ou, dans le cas du formulaire de demande d’examen préliminaire international, également auprès des administrations chargées de l’examen préliminaire international.

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*Feuille publiée dans le bulletin PCT Newsletter n° 09/2001 (septembre 2001)*
**Wichtig:**

Diese Liste umfaßt alle Staaten, die dem PCT bis zu dem in der Überschrift genannten Datum beigetreten sind. Diejenigen Staaten, deren Namen **fett und kursiv** gedruckt sind, sind dem PCT beigetreten, waren jedoch am Tag der Herausgabe der letzten Fassung des Antragsformulars nicht durch den PCT gebunden. Ist ein Staat dem PCT beigetreten, aber noch nicht durch den PCT gebunden, so ist das Datum, ab dem dieser Staat durch den PCT gebunden sein wird, in Klammern angegeben; dieser Staat kann in internationalen Anmeldungen, die vor diesem Datum eingereicht werden, nicht bestimmt werden. Will der Anmelder einen Staat für ein nationales Patent bestimmen, der am Tag, an dem die internationale Anmeldung eingereicht wird, durch den PCT gebunden aber nicht auf dem Antragsformular aufgeführt ist, so muß er diesen Staat in Feld Nr. 5 hinzufügen und das entsprechende Kästchen ankreuzen.


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(114 on 1 September 2001)

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1 Extension of European patent possible.
2 May only be designated for a regional patent (the “national route” via the PCT has been closed).

Where a State can be designated for a regional patent, the two-letter code for the regional patent concerned is indicated in parentheses (AP = ARIPO patent, EA = Eurasian patent, EP = European patent, OA = OAPI patent).

**Important:**

This list includes all States that have adhered to the PCT by the date shown in the heading. Any State indicated in **bold italics** has adhered to the PCT but was not yet bound by the PCT on the date of issue of the latest version of the request form. Where any State has adhered to but is not yet bound by the PCT, the date on which it will become bound is shown in parentheses; it cannot be designated in international applications filed before that date. If the applicant wishes to designate, for the purposes of a national patent, any State which is bound by the PCT on the date on which the international application is filed but which is not listed in the request form, he must add it in Box No. V of the request form and mark the corresponding check-box.

Applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401), updated versions of which are normally issued twice yearly. The latest versions are dated July 2001, and can be printed from the WIPO Internet site, in editable PDF format, at: [http://www.wipo.int/pct/en/forms/index.htm](http://www.wipo.int/pct/en/forms/index.htm), or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities.
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Provisional sheet issued with PCT Newsletter No. 09/2001 (September 2001)
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*All PCT Contracting States are bound by Chapter II of the PCT relating to the international preliminary examination.

¹ With the declaration provided for in Article 64(5).
² With the declaration provided for in Article 64(2)(a)(ii).
³ Including all Overseas Departments and Territories.
⁴ Ratification for the Kingdom in Europe, the Netherlands Antilles and Aruba.
⁵ Extends to the Isle of Man.
⁶ With the declarations provided for in Articles 64(3)(a) and 64(4)(a).
⁷ Extends to all areas for which the United States of America has international responsibility.
## EQUATORIAL GUINEA

### General information

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<table>
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<tr>
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<tbody>
<tr>
<td><strong>Name of Office:</strong></td>
<td>African Intellectual Property Organization (see Annex B2)</td>
</tr>
<tr>
<td><strong>Competent receiving Office for nationals and residents of Equatorial Guinea:</strong></td>
<td>African Intellectual Property Organization or International Bureau of WIPO, at the choice of the applicant (see Annex C)</td>
</tr>
<tr>
<td><strong>Competent designated (or elected) Office if Equatorial Guinea is designated (or elected):</strong></td>
<td>African Intellectual Property Organization (see Volume II)</td>
</tr>
<tr>
<td><strong>May Equatorial Guinea be elected?</strong></td>
<td>Yes (bound by Chapter II of the PCT)</td>
</tr>
<tr>
<td><strong>Types of protection available via the PCT:</strong></td>
<td>OAPI patents, OAPI certificates of addition, OAPI utility models</td>
</tr>
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## PHILIPPINES

### General information

<table>
<thead>
<tr>
<th>Name of Office:</th>
<th>Intellectual Property Office</th>
</tr>
</thead>
<tbody>
<tr>
<td>Location and mailing address:</td>
<td>IPO Bldg., 351 Sen. Gil J. Puyat Avenue Makati City 1200, Philippines</td>
</tr>
<tr>
<td>Telephone:</td>
<td>(632) 752 54 50 to 65, extensions 401, 405 (632) 890 49 42, 897 17 37</td>
</tr>
<tr>
<td>Facsimile machine:</td>
<td>(632) 890 48 62</td>
</tr>
<tr>
<td>Teleprinter:</td>
<td>—</td>
</tr>
<tr>
<td>E-mail:</td>
<td><a href="mailto:mail@ipophilippines.gov.ph">mail@ipophilippines.gov.ph</a></td>
</tr>
<tr>
<td>Internet:</td>
<td>ipophilippines.gov.ph</td>
</tr>
<tr>
<td>Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?</td>
<td>No</td>
</tr>
<tr>
<td>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)?</td>
<td>Information not yet available</td>
</tr>
<tr>
<td>Competent receiving Office for nationals and residents of the Philippines:</td>
<td>Intellectual Property Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)</td>
</tr>
<tr>
<td>Competent designated (or elected) Office if the Philippines is designated (or elected):</td>
<td>Intellectual Property Office (see Volume II)</td>
</tr>
<tr>
<td>May the Philippines be elected?</td>
<td>Yes (bound by Chapter II of the PCT)</td>
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<tr>
<td>Types of protection available via the PCT:</td>
<td>Patents, utility models (a utility model may be sought instead of a patent)</td>
</tr>
<tr>
<td>Provisions of the law of the Philippines concerning international-type search:</td>
<td>None</td>
</tr>
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</table>

[Continued on next page]
### PHILIPPINES

#### Provisional protection after international publication:
- **Information not yet available**

#### Information of interest if the Philippines is designated (or elected)

<table>
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<tr>
<th><strong>Time when the name and address of the inventor must be given if the Philippines is designated (or elected):</strong></th>
<th><strong>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)(a), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.</strong></th>
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<td><strong>Are there special provisions concerning the deposit of microorganisms and other biological material?</strong></td>
<td><strong>Yes (see Annex L)</strong></td>
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