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PCT Rule 49.6: Withdrawal of Notification of Incompatibility

Serbia and Montenegro

Further to its notification of the incompatibility of PCT Rule 49.6, as in force since 1 January 2003, with its national law (see *PCT Newsletter* No. 02/2003, page 5), the Intellectual Property Office (Serbia and Montenegro), in its capacity as designated Office, has notified WIPO that it has withdrawn the said notification with effect from 10 July 2004. PCT Rule 49.6, concerning reinstatement of rights after failure to perform the acts referred to in PCT Article 22 (entry into the national or regional phase) therefore applies as from that date.

Office of the PCT goes On-line with Videoconferences

New videoconferencing equipment has been installed in the Office of the PCT (OPCT) at WIPO. This development allows easy, face-to-face dialogue between the OPCT and users of the PCT system (patent attorneys, applicants, patent law associations and patent offices). OPCT asks any organization interested in arranging a videoconference to contact it with proposed discussion topics.

Requests for a videoconference should be addressed to:

Office of the PCT
Ms. Rosemary Ribes
Senior Administrative Officer
WIPO
1211 Geneva 20
Switzerland

telephone: (41-22) 338 92 00

fax: (41-22) 338 82 50

e-mail: rosemary.ribes@wipo.int

Modification of the Technical Standard for the Electronic Filing and Processing of International Applications

Further to the modifications to Annex F of the Administrative Instructions under the PCT and its Appendix I that were announced in *PCT Newsletter* No. 08/2004, on page 3, and after consultation with the interested Offices and Authorities, some modifications concerning SSL authentication (section 5.1.2.1 of Annex F) have also been made, with effect from 1 January 2005.

The text of the modifications of Annex F has been published as document PCT/AI/ANF/1 Rev.2 on the PCT website at:

www.wipo.int/pct/en/texts/index.htm

It is recalled that the present text of the Administrative Instructions is set out in the Special Issue of the *PCT Gazette*, No. S-04/2004,

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Tear-out sheets: provisional sheet for the *PCT Applicant's Guide*, Vol. I/B, Annex C(OA)



www.wipo.int/pct/en

**Selection of
PCT Materials on the Internet
(www.wipo.int/pct/en/)**

Home page, with links to what's new on the site
PCT Information Service

PCT filing

- *Basic Facts about the PCT*
- Forms
- Direct filing of PCT applications with the International Bureau as PCT receiving Office
- *PCT Applicant's Guide*
- Fees

PCT-SAFE

PCT legal texts and guidelines

- About the Treaty
- Texts of the Patent Cooperation Treaty, Regulations and Administrative Instructions
- PCT Receiving Office Guidelines
- PCT International Search and International Preliminary Examination Guidelines
- PCT Contracting States
- Reservations and incompatibilities
- Useful tables: time limits for entering national/regional phase; types of protection; power of attorney waivers
- PCT legal text index

PCT Gazette

PCT news (including the *PCT Newsletter*, PCT-related Press Releases and Updates and PCT statistics)

Seminar calendar and seminar materials

PCT meetings

- PCT Assembly and various committees

PCT Reform

The History of the PCT Regulations

PCT Information Service

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Binders: CHF 18 or USD 13

The *PCT Newsletter* is also available on the Internet at:

www.wipo.int/pct/en/newslett/index.htm

dated 1 July 2004, the present text of Annex F of the Administrative Instructions is set out in document PCT/AI/ANF/1, dated 17 June 2004, and the present text of Appendix I of Annex F of the Administrative Instructions is set out in document PCT/AI/DTD/1, dated 17 June 2004. The texts of the other modifications to Annex F and to its Appendix I that will enter into force on 1 January 2005 are set out in documents PCT/AI/ANF/1 Rev.1 and PCT/AI/DTD/1 Rev.1, respectively, both dated 2 August 2004. All these documents may also be downloaded from the PCT website at the above-mentioned address.

Power of Attorney Waivers

Notifications under PCT Rules 90.4(d) and 90.5(c) by PCT Offices/Authorities

For background information on the above-mentioned notifications, see *PCT Newsletter* No. 01/2004, page 2.

The Intellectual Property Office (Serbia and Montenegro), in its capacity as receiving Office, has informed the International Bureau that it waives the requirement under PCT Rules 90.4(b) and 90.5(a)(ii) to submit a separate power of attorney and/or a copy of a general power of attorney. Particular instances in which a separate power of attorney or a copy of a general power of attorney is required are as follows:

where an agent or a common representative who is not indicated in the Request

Reminder

The national Offices of the following States do not yet apply the 30-month time limit for entering the national phase under Chapter I as fixed in PCT Article 22(1) (as modified with effect from 1 April 2002). Note, however, that in respect of the **regional** designation of all those States, the time limit under PCT Article 22(3) of 31 months applies.

CH Switzerland
FI Finland
LU Luxembourg
SE Sweden
TZ United Republic of Tanzania
UG Uganda
ZM Zambia

A list of time limits applicable for each designated/elected Office for entering the national phase under Chapters I and II of the PCT is available at:

www.wipo.int/pct/en/access/legal_text.htm

Form at the time of filing performs any action after filing; or where it is unclear that an agent or common representative has power to act on behalf of the applicant; or for changes under PCT Rule 92*bis*

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (YU) and of the table published in *PCT Newsletter* No. 07/2004)

PCT Information Update

OA African Intellectual Property Organization (information on receiving Office)

Information on the African Intellectual Property Organization as receiving Office is included in this issue on provisional sheets for the *PCT Applicant's Guide*, Vol. I/B, Annex C (OA).

SK Slovakia (translation requirements)

The Industrial Property Office (Slovakia), in its capacity as designated (or elected) Office, has notified WIPO under PCT Rules 44*bis*.3(a) and 72.1, that where either an international preliminary report on patentability (Chapter I of the Patent Cooperation Treaty) or an international preliminary report on patentability (Chapter II of the Patent Cooperation Treaty) has been issued in a language other than one of its official languages, the Office will require a translation of the report into English. According to PCT Rule 44*bis*.3(b) and PCT Article 36(2)(b), either translation will be prepared by, or under the responsibility of, the International Bureau.

TR Turkey (location and mailing address; telephone and fax numbers)

The location and mailing address, as well as the telephone and fax numbers, of the Turkish Patent Institute have changed, as follows:

location and mailing address:

Hipodrom Caddesi No. 115 06330
Yenimahalle
Ankara, Turkey

telephone: (90–312) 303 10 00

fax: (90–312) 303 10 63
(90–312) 303 12 20
(Patent Dept.)

(Updating of *PCT Applicant's Guide*, Vol. I/A, Annex B1 (TR))

ZA South Africa (fees)

As from 1 October 2004, there will be a change in the equivalent amounts of the following fees payable in ZAR to the Companies and Intellectual Property Registration Office (South Africa) as receiving Office, as well as a change in the equivalent amount in ZAR of the reduction under item 3 of the Schedule of Fees where the PCT-SAFE software (operating in “PCT-EASY” mode”) is used, as follows:

international filing fee, fee per sheet in excess of 30 and PCT-EASY fee reduction: see Table I(a) and footnotes

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex C (ZA))

Search fee (Australian Patent Office, Canadian Intellectual Property Office)

As from 1 October 2004, there will be a change in the equivalent amount payable in ZAR for an international search carried out by the Australian Patent Office, as indicated in Table I(b).

(Updating of *PCT Applicant's Guide*, Vol. I/B, Annex D (AU))

For the purposes of the payment of fees to the International Bureau as receiving Office, equivalent amounts in CHF, EUR and USD have been established for an international search carried out by the Canadian Intellectual Property Office, as indicated in Table I(b).

Handling fee (Canadian Intellectual Property Office)

The equivalent amount of the handling fee, payable in CAD to the Canadian Intellectual Property Office as International Preliminary Examining Authority, has been established, as indicated in Table II.

Budapest Treaty

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

It is recalled that the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent

Procedure, which was concluded in 1977, permits the disclosure of an invention involving a microorganism or the use of a microorganism by effecting a deposit of a sample of the microorganism with a specialized institution. It thus eliminates, before the national patent Offices of the Contracting States of the Budapest Treaty and the regional Offices that have filed a declaration of acceptance under Article 9(1)(a) of the Treaty, the need to deposit such a sample in each country in which protection is sought.

One State has become party to the Budapest Treaty since the publication, in *PCT Newsletter* No. 09/2003, of a table setting out the States party to that Treaty and the intergovernmental industrial property organizations which have filed a declaration of acceptance under Article 9(1)(a) of the Treaty. An update of the table appears below.

New/Updated PCT Materials on the Internet

(PCT homepage: www.wipo.int/pct/en/)

PCT Gazette, Section IV, collection

It is recalled that Section IV of the *PCT Gazette* contains bilingual (English and French) notices and information of a general character relating to PCT Contracting States and PCT Offices and Authorities. It is now possible to search the whole year's collection of Section IV publications, as well as the archives for the years 1998 to 2003. The collection is available at:

www.wipo.int/pct/en/gazette/section_iv/index.htm

We hope that this additional feature will be useful to PCT users.

States party to the Budapest Treaty (situation on 1 September 2004)

AL Albania	HU Hungary	NO Norway
AT Austria	IE Ireland	PH Philippines
AU Australia	IL Israel	PL Poland
AZ Azerbaijan	IN India	PT Portugal
BE Belgium	IS Iceland	RO Romania
BG Bulgaria	IT Italy	RU Russian Federation
BY Belarus	JP Japan	SE Sweden
CA Canada	KG Kyrgyzstan	SG Singapore
CH Switzerland	KP Democratic People's Republic of Korea	SI Slovenia
CN China	KR Republic of Korea	SK Slovakia
CU Cuba	KZ Kazakhstan	TJ Tajikistan
CZ Czech Republic	LI Liechtenstein	TN Tunisia ¹
DE Germany	LT Lithuania	TR Turkey
DK Denmark	LV Latvia	TT Trinidad and Tobago
EE Estonia	MC Monaco	UA Ukraine
ES Spain	MD Republic of Moldova	US United States of America
FI Finland	MK The former Yugoslav Republic of Macedonia	UZ Uzbekistan
FR France	MX Mexico	YU Serbia and Montenegro
GB United Kingdom	NL Netherlands	ZA South Africa
GR Greece		(Total: 59 States)
HR Croatia		

Intergovernmental industrial property organizations having filed a declaration of acceptance under Article 9(1)(a) of the Budapest Treaty

AP	African Regional Industrial Property Organization (ARIPO)
EA	Eurasian Patent Organization (EAPO)
EP	European Patent Organisation (EPO)

1. New since last publication of this list in *PCT Newsletter* No. 09/2003

Table of reservations and incompatibilities

The table containing all reservations and incompatibilities was updated on 5 August 2004, in English, French, German and Spanish, and is available at, respectively:

www.wipo.int/pct/en/texts/reservations/res_incomp.pdf

www.wipo.int/pct/fr/texts/reservations/res_incomp.pdf

www.wipo.int/pct/de/texts/reservations/res_incomp.pdf

www.wipo.int/pct/es/texts/reservations/res_incomp.pdf

Practical Advice

PCT Forms issued in connection with the transmittal of copies of the published PCT application (PCT pamphlet)

Q: I am the agent for a number of international applications which have recently been published. Usually, Form PCT/IB/308, which notifies us that the application has been forwarded to the various designated Offices, is attached to the PCT pamphlet. However, in the case of the PCT pamphlets concerned, a different form was attached to them which I have never seen before, namely, Form PCT/IB/311 "Notification concerning transmittal of copy of international application as published or republished." Could you explain why I have received this form, why I did not receive Form PCT/IB/308, and also confirm that the copies of the PCT pamphlets concerned were nevertheless forwarded to those designated Offices which should normally receive them.

A: Form PCT/IB/308 is no longer issued together with the PCT pamphlet in respect of international applications filed on or after 1 January 2004. Instead, you have received the PCT pamphlet together with Form PCT/IB/311, a new and simple PCT form which acts merely as a cover sheet stating the nature of the attachment.

Nevertheless, you will continue to receive, separately, Form PCT/IB/308, which informs the applicant of the Offices to which the communication under PCT Article 20 (that is, a copy of the published international application, the international search report and, where

applicable, Article 19 amendments) has been effected, and the date of that communication. The use of this form is provided for under PCT Rule 47.1(c), as amended with effect from 1 January 2004. You will receive two different versions of the form in respect of international applications filed on or after 1 January 2004, as follows:

- a first notice, sent promptly after the expiration of **19 months** from the priority date, which informs applicants of the communication of the international application to designated Offices which **do not apply** the 30-month time limit under PCT Article 22(1);
- a second and supplementary notice, sent promptly after the expiration of **28 months** from the priority date, which informs applicants of the communication of the international application to designated Offices which **do apply** the 30-month time limit under PCT Article 22(1).

Note that, should the situation arise whereby, at the expiration of 19 months from the priority date, the designations of all States that do not apply the 30-month time limit have been withdrawn, Form PCT/IB/308 (first notice) will not be sent and applicants will receive only Form PCT/IB/308 (second and supplementary notice).

Note also that the first notice is currently being sent in accordance with a transitional arrangement (see Note 3 of the transitional arrangements annexed to the Regulations under the PCT) only until such time as all Offices apply the 30-month time limit. When this happens, Form PCT/IB/308 will only be sent once, promptly after the expiration of 28 months from the priority date.

Form PCT/IB/308, in accordance with new Rule 47.1(c-bis), will serve as conclusive evidence either that:

- the communication under PCT Article 20 has been effected (in the case of designated Offices which have requested that the communication provided for in PCT Article 20 be effected under PCT Rule 93bis.1 at the time the form is issued); or that
- the designated Offices do not require the furnishing by the applicant, under PCT Ar-

ticle 22, of a copy of the international application when entering the national phase (in the case of designated Offices which have not requested that the communication provided for in PCT Article 20 be effected under PCT Rule 93*bis*.1 at the time the form is issued).

In the latter case, once an applicant has entered the national phase before an Office, that Office should always ask the International Bureau (IB) (and not the applicant) for a copy of the international application, which will be sent to them in the form of the PCT pamphlet. In either case, once you have received Form PCT/IB/308, you can rest assured that you will not have to furnish a copy of the international application to the designated Offices.

If a designated Office does request the applicant to furnish a copy of an international application, the applicant should remind that Office that the copy should be requested from the IB. In case of any problems in this respect, you may contact the IB, which will take the matter up with the designated Office concerned.

The forms discussed above can be viewed on the PCT website at:

www.wipo.int/pct/en/forms/ib/index.htm

(If you encounter any problems viewing the forms, please contact the PCT Information Service (for contact details, see page 2)).

PCT Seminar Calendar			
Dates and location	Language of seminar	Nature of seminar; WIPO speakers (and others where known)	Organizer and contact numbers
7–8 October 2004 Minneapolis (US)	English	PCT update in the framework of the meeting of the Midwest Intellectual Property Institute WIPO speaker: Mr. Maassel Other speakers: Ms. Chasser (USPTO), Mr. Godici (USPTO), Ms. Peters (US Copyright Office)	Midwest Intellectual Property Institute Tel: (1–800) 759 88 40 Fax: (1–651) 227 62 62 (addressed to “Registrar”) E-mail: registrar@minncle.org
12 October 2004 Frankfurt (DE)	German	PCT update seminar WIPO speaker: Mr. H.G. Bartels	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
24–26 October 2004 Indian Wells, California (US)	English	Advanced PCT seminar WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66
28–30 October 2004 Indian Wells, California (US)	English	Basic PCT seminar WIPO speaker: Mr. Maassel	Patent Resources Group, Inc. Tel: (1–434) 974 17 00 Fax: (1–434) 975 20 66
4 November 2004 Nuremberg (DE)	English	Presentation on recent developments in the PCT system at the VPP Autumn Conference WIPO speaker: Mr. Erstling	VPP (Association of Intellectual Property Experts) (Mr. Wolfgang Stern) Tel: (49–361) 551 17 00 Fax: (49–361) 551 17 09 e-mail: vpp.stern@vpp-patent.de

[continued on next page]

PCT Seminar Calendar [continued]			
Dates and location	Language of seminar	Nature of seminar; WIPO speakers (and others where known)	Organizer and contact numbers
4–5 November 2004 San Francisco (US)	English	Advanced PCT seminar WIPO speakers: Mr. Reischle and Mr. Maassel	Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1–415) 289 74 71 Fax: (1–415) 331 60 68 E-mail: IPI@IPISeminars.com Internet: www.ipiseminars.com
8–9 November 2004 Chicago (US)	English	Advanced training course on the PCT, including PCT-SAFE training (which was previously indicated for 10 November 2004) WIPO speakers: Mr. Reischle and Mr. Maassel	The John Marshall Law School Department of Event Management Tel: (1–312) 987 14 20 Fax: (1–312) 427 71 28 E-mail: Events@jmls.edu
17–18 November 2004 Paris (FR)	French	Seminar on PCT procedures WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Mrs. Christiane Sadrin) Tel: (33–1) 53 04 55 76 Fax: (33–1) 42 93 63 52
17–18 November 2004 Dedham, Massachusetts (US)	English	PCT seminar WIPO speaker: Mr. Maassel Other speakers: Ms. Bidwell (USPTO) and Mr. Reed (The Procter & Gamble Company (US))	Boston Patent Law Association Ms. Christine O'Day Tel: (1–617) 517 55 58 Fax: (1–617) 439 41 70 E-mail: coday@edwardsangell.com Internet: www.bpla.org
19 November 2004 London (GB)	English	PCT presentation at the Annual Senior Patent Administrators' Conference WIPO speaker: Mr. Reischle	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
25–26 November 2004 Frankfurt (DE)	German	Advanced PCT seminar WIPO speaker: to be announced	Forum Institut für Management GmbH Tel: (49–6221) 500 500 Fax: (49–6221) 500 505 E-mail: Management@Forum-Institut.de
9–10 December 2004 London (GB)	English	Advanced PCT formalities seminar WIPO speaker: to be announced	Management Forum Ltd Tel: (44–1483) 57 00 99 Fax: (44–1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
9–10 March 2005 Ecully (FR)	French	PCT seminar for patent attorneys WIPO speaker: Ms. Boutillon	Centre Paul Roubier (Mrs. Audi) Tel: (33–4) 78 33 07 08 Fax: (33–4) 78 33 58 96

PCT Fee Tables

(amounts on 1 September 2004, unless otherwise indicated)

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 international filing fee may be reduced by CHF 100 under certain circumstances where the request is prepared using the PCT-EASY features of the PCT-SAFE software or by CHF 200 or 300 where the international application is filed in electronic form, as prescribed; see footnotes 2 and 5 for details. A 75% reduction in the international filing fee (including the fee per sheet over 30) 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 footnotes 3 and 11. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 75% reduction are applicable, the 75% reduction is calculated **after** the CHF 100, 200 or 300 reduction.) The footnotes to the Fee Tables follow Table II.

Key to abbreviations used in fee tables:

eq	equivalent of –	BGL	Bulgarian lev	GBP	Pound sterling	LSM	Lesotho loti	SEK	Swedish krona
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	GEL	Georgian lari	LTL	Lithuanian litas	SGD	Singapore dollar
ISA	International Searching Authority	BYR	Belarussian rouble	GHC	Ghanaian cedi	LVL	Latvian lat	SIT	Slovenian tolar
n a	not applicable	BZD	Belize dollar	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
RO	receiving Office	CAD	Canadian dollar	HUF	Hungarian forint	MDL	Moldovan leu	TJS	Tajik somoni
		CHF	Swiss franc	IDR	Indonesian rupiah	MKD	Macedonian denar	TND	Tunisian dinar
		CNY	Yuan renminbi	ILS	New Israel shekel	MWK	Malawian kwacha	TTD	Trinidad and Tobago dollar
		COP	Colombian peso	INR	Indian rupee	MXP	Mexican peso	UAH	Ukrainian hryvnia
		CUP	Cuban convertible peso	ISK	Icelandic krona	NOK	Norwegian krone	USD	US dollar
AED	United Arab Emirates dirham	CYP	Cyprus pound	JPY	Japanese yen	NZD	New Zealand dollar	VND	Vietnamese dong
ALL	Albanian lek	CZK	Czech koruna	KES	Kenyan shilling	PHP	Philippine peso	XAF	CFA franc BEAC
AMD	Armenian dram	DKK	Danish krone	KGS	Kyrgyz som	PLZ	Polish zloty	YUD	Yugoslavian dinar
AUD	Australian dollar	DZD	Algerian dinar	KPW	KP won	ROL	Romanian leu	ZAR	South African rand
AZM	Azerbaijani manat	EEK	Estonian kroon	KRW	KR won	RUR	Russian rouble	ZWD	Zimbabwe dollar
		EUR	Euro	KZT	Kazakh tenge	SDP	Sudanese pound		

Table I(a) — Transmittal and international filing fees
(amounts on 1 September 2004, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1,2,3} (CHF 1,400)	Fee per sheet over 30 ^{1,2,3,4} (CHF 15)	PCT-EASY reduction ^{2,5} (CHF 100)	Competent ISA(s) ⁶
AE	AED ⁷ —	AED eq CHF 1,400	15	n a	AT AU
AG	Information not yet available				
AL	ALL 9,000	CHF 1,400	15	n a	EP
AM	AMD 32,000	USD 1,134	12	81	EP RU
AP	USD 50 (or eq in local currency)	USD 1,134	12	81	AT EP SE
AT	EUR 50	EUR 902	10	64	EP
AU	AUD 100	AUD 1,525	16	109	AU
AZ	AZM 55,000	USD 1,134	12	n a	EP RU
BA	EUR 25.56	EUR 902	10	64	EP
BE	EUR 40	EUR 902	10	64	EP
BG	BGL 60	BGL eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
BR	BRR 236	BRR eq CHF 1,400	eq CHF 15	eq CHF 100	AT EP SE US
BW	Information not yet available				
BY	BYR eq USD 70	USD 1,134	12	n a	EP RU
BZ	BZD 220	USD 1,134	12	81	EP
CA	CAD 300	CAD 1,489	16	106	CA ⁸
CH	CHF 100	CHF 1,400	15	100	EP
CN	CNY 500	CNY eq CHF 1,400	eq CHF 15	eq CHF 100	CN
CO	COP ⁷ —	COP eq USD 1,134	eq USD 12	eq USD 81	AT, EP, ES, RU
CR	USD 175	USD 1,134	12	81	EP ES
CU	USD (or eq CUP) 200	USD (or eq CUP) 1,134	12	81	AT EP ES RU
CY	CYP 75	CYP 526	6	n a	EP
CZ	CZK 1,500	CZK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
DE	EUR 90	EUR 902	10	64	EP
DK	DKK 1,500	DKK 6,700	70	480	EP SE

[continued on next page]

Table I(a) — Transmittal and international filing fees [continued]
(amounts on 1 September 2004, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1,2,3} (CHF 1,400)	Fee per sheet over 30 ^{1,2,3,4} (CHF 15)	PCT-EASY reduction ^{2,5} (CHF 100)	Competent ISA(s) ⁶
DM	Information not yet available				
DZ	DZD None	CHF 1,400	15	100	AT EP
EA	RUR eq USD 50	USD 1,134	12	81	EP RU
EC	USD ⁷ —	USD 1,134	12	81	EP ES
EE	EEK 1,800	EEK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
EG	Information not yet available				
EP ⁵	EUR 100	EUR 902	10	64	EP
ES ⁵	EUR 63.99	EUR 902	10	64	EP ES
FI ⁵	EUR 135	EUR 902	10	64	EP SE
FR ⁵	EUR 60	EUR 902	10	64	EP
GB ⁵	GBP 55	GBP 628	7	45	EP
GD	Information not yet available				
GE	GEL ⁹ 10	USD 1,134	12	81	EP RU
GH	GHC ¹⁰ 2,500 or 5,000	USD 1,134	12	n a	AT AU CN EP SE
GR	EUR 115	EUR 902	10	64	EP
HR	HRK 200	HRK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
HU	HUF 10,000	HUF eq CHF 1,400	eq CHF 15	eq CHF 100	EP RU
IB ⁵	CHF ¹¹ 100 or EUR ¹¹ 64 or USD ¹¹ 81	CHF 1,400 or EUR 902 or USD 1,134	15 10 12	100 64 81	See footnote 12
ID	IDR 500,000	IDR eq CHF 1,400	eq CHF 15	eq CHF 100	AU EP RU
IE	EUR 76.00	EUR 902	10	64	EP
IL	ILS 476	USD 1,134	12	81	EP US
IN	INR 5,000 (filing by indiv: 1,500)	USD 1,134	12	81	AT AU CN EP SE US
IS	ISK 6,500	ISK 80,000	900	5,700	EP SE
IT	EUR 30.99	EUR 902	10	n a	EP
JP ⁵	JPY 13,000	JPY 123,200	1,300	8,800	EP JP
KE	USD (or KES equiv) 250 plus cost of mailing	USD 1,134	12	81	AT AU CN EP SE
KG	KGS eq USD 100	USD 1,134	12	81	EP RU
KP	KPW eq CHF 50	KPW eq CHF 1,400	eq CHF 15	eq CHF 100	AT RU
KR ⁵	KRW 45,000	KRW 1,329,000	14,000	95,000	AT AU JP ¹³ KR
KZ	KZT ⁷ —	USD 1,134	12	81	EP RU
LR	USD 45	USD 1,134	12	n a	AT AU CN EP SE
LS	LSM ⁷ —	LSM eq CHF 1,400	eq CHF 15	n a	AT EP
LT	LTL 320	EUR 902	10	64	EP RU
LU	EUR 19	EUR 902	10	n a	EP
LV	LVL 47.20	USD 1,134	12	81	EP RU
MA	None	CHF 1,400	15	n a	AT EP RU SE
MC	EUR 49 ¹⁴	EUR 902	10	n a	EP
MD	MDL 180	USD 1,134	12	81	EP RU
MK	MKD 2,750	MKD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
MN	None	CHF 1,400	15	100	EP RU
MW	MWK 6,000	MWK 111,100	1,200	7,900	EP
MX	MXP ³ eq USD 200	MXP eq CHF 1,400	eq CHF 15	eq CHF 100	EP ES SE US
NA	Information not yet available				
NI	USD 200	USD 1,134	12	81	EP ES
NL	EUR 50	EUR 902	10	64	EP
NO	NOK 500	NOK 7,370	80	530	EP SE
NZ	NZD 180 ¹⁵	NZD 1,772	19	127	AU EP US

[continued on next page]

Table I(a) — Transmittal and international filing fees [continued]
(amounts on 1 September 2004, unless otherwise indicated)

RO	Transmittal fee ¹	International filing fee ^{1,2,3} (CHF 1,400)	Fee per sheet over 30 ^{1,2,3,4} (CHF 15)	PCT-EASY reduction ^{2,5} (CHF 100)	Competent ISA(s) ⁶
OA	XAF —	XAF eq CHF 1,400	eq CHF 15	n a	AT EP RU SE
OM	Information not yet available				
PG	Information not yet available				
PH	PHP 3,500	USD 1,134	12	81	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,400	eq CHF 15	n a	EP
PT	EUR 30.99	EUR 902	10	64	EP
RO	ROL 300,000	CHF 1,400	15	100	AT EP RU
RU	RUR 294	USD 1,134	12	81	EP RU
SC	Information not yet available				
SD	SDP 50	SDP eq CHF 1,400	eq CHF 15	n a	EP
SE	SEK 1,200	SEK 8,140	90	580	EP SE
SG	SGD 150	SGD 1,926	21	138	AT AU EP
SI	SIT 22,000	SIT eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SK	SKK 1,600	SKK eq CHF 1,400	eq CHF 15	eq CHF 100	EP
SY	Information not yet available				
TJ	TJS ⁷ —	USD 1,134	12	n a	EP RU
TM	USD ⁷ —	USD 1,134	12	81	EP RU
TN	TND ⁷ —	CHF 1,400	15	n a	EP
TR	CHF 100	CHF 1,400	15	100	EP
TT	TTD 750	USD 1,134	12	81	AT EP SE US
UA	UAH 255	USD (or eq UAH) 1,134	12	n a	EP RU
US	USD 300	USD 1,134	12	81	EP US
UZ	USD ⁷ —	USD 1,134	12	81	EP RU
VC	Information not yet available				
VN	VND eq USD 150	VND eq CHF 1,400	eq CHF 15	n a	AT AU EP KR RU SE
YU	YUD 3,000	YUD eq CHF 1,400	eq CHF 15	eq CHF 100	EP
ZA	ZAR 500	ZAR 7,490 (from 1.10.04: 6,760)	80 (72)	530 (480)	AT AU EP US
ZM	Information not yet available				
ZW	ZWD 6,000	ZWD eq USD 1,134	eq USD 12	eq USD 81	AT AU CN EP RU

Table I(b) — Search fees
(amounts on 1 September 2004, unless otherwise indicated)

ISA	Search fee ¹								
AT	EUR 159	CHF 247	KRW 235,000	SGD 310	USD 182	ZAR 1,320			
AU	AUD 1,200 USD 865 (from 1.10.04:	CHF 1,050 ZAR* 5,800 ZAR 5,300)	EUR 684	KRW 1,014,000	NZD 1,370	SGD 1,490			
CA	CAD 1,600	CHF 1,520	EUR 985	USD 1,195					
CN	CNY 1,500	CHF 245	EUR 158	USD 181					
EP ¹⁶	EUR 1,550 ISK 138,000 SGD 3,130	CAD 2,520 JPY 200,100 USD 1,920	CHF 2,432 MWK 194,000 ZAR 12,000	CYP 905 NOK 13,450	DKK 11,520 NZD 2,884	GBP 1,078 SEK 13,870			
ES ¹⁶	EUR 1,550	CHF 2,432	USD 1,920						
JP	JPY 97,000	CHF 1,097	EUR 752	KRW 1,066,000	USD 887				
KR	KRW 225,000	CHF 238	EUR 151	USD 194					
RU ¹⁷	USD 300	CHF 406	EUR 262						
SE	SEK 13,870 USD 1,920	CHF 2,432	DKK 11,520	EUR 1,550	ISK 138,000	NOK 13,450			
US	USD 1,000 ZAR* 6,600	300 ¹⁸ 2,000 ¹⁸	CHF 1,318	395 ¹⁸	EUR 787	254 ¹⁸	NZD 1,570	470 ¹⁸	

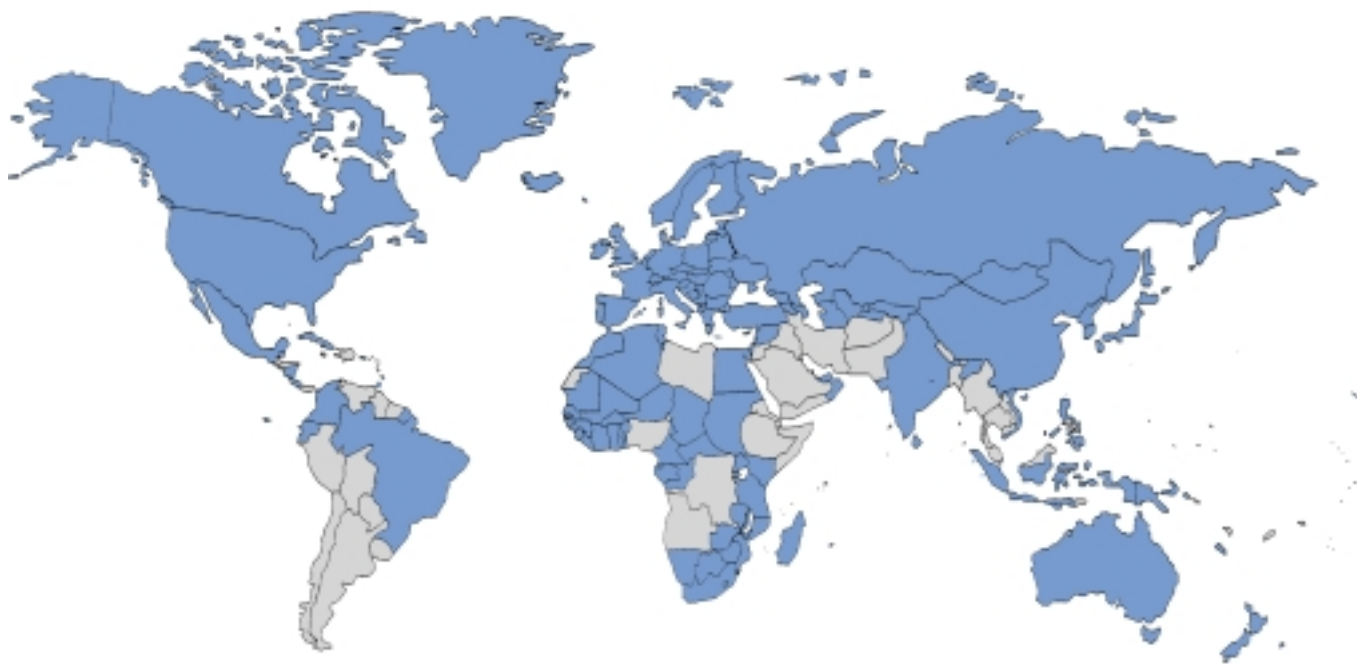
Table II — Preliminary examination fees
(amounts on 1 September 2004, unless otherwise indicated)

IPEA	Preliminary examination fee¹⁹		Handling fee^{3,19} (CHF 200)		
AT	EUR	159	EUR	129	
AU	AUD	550	1,000 ²⁰	AUD	218
CA	CAD	800		CAD	213
CN	CNY	1,500		CNY eq CHF	200
EP¹⁶	EUR	1,530		EUR	129
ES	EUR	502.97		EUR	129
JP	JPY	36,000		JPY	17,600
KR	KRW	225,000		KRW	190,000
RU¹⁷	USD	200 ²¹	300 ²²	USD	162
SE	SEK	5,000		SEK	1,160
US	USD	600	750 ²³	USD	162

Footnotes to fee tables:

- 1 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 2 The international filing fee is reduced by CHF 100 where: (a) the request is presented as a computer print-out prepared using the PCT-EASY features of the PCT-SAFE 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 fulfills the criteria indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: www.wipo.int/pct/en/fees/fee_reduction.pdf
- 4 Where the PCT application as filed contains a sequence listing part in computer readable form only, or both in that form and on paper, under Section 801 of the Administrative Instructions under the PCT, and where that application is filed with a receiving Office which is prepared to accept such filings, a fixed component of 400 times the fee per sheet over 30 is payable for the sequence listing part, irrespective of the actual length of that part (see Section 803(ii) of the *Administrative Instructions*).
- 5 Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions and where the international application is filed with a receiving Office which has notified the International Bureau under Section 710 of the Administrative Instructions that it is prepared to receive international applications in electronic form, the international filing fee is reduced by CHF 200 if the text of the description, claims and abstract is not in character coded format, and by CHF 300 if the text of the description, claims and abstract is in character coded format. Only the following receiving Offices have sent such a notification so far: RO/EP, ES, FI, FR, GB, IB, JP and KR. The equivalent amounts of those reductions in the relevant currencies are as follows: **CHF 200**=EUR 129, GBP 90, KRW 190,000, USD 162; **CHF 300**=EUR 193, GBP 134, JPY 26,400, KRW 285,000, USD 243.
- 6 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 7 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.
- 8 For international applications filed before 26 July 2004, the competent ISA is the European Patent Office. For international applications filed on or after 26 July 2004, the competent ISA is the Canadian Intellectual Property Office.
- 9 This fee is reduced by 80% where the applicant is a natural person.
- 10 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.
- 11 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on page 27 of *PCT Newsletter* No. 12/2003, or on the PCT website at: www.wipo.int/pct/en/fees/fee_reduction.pdf.
- 12 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/IB, Annex C (IB).
- 13 The Japan Patent Office is competent only for international applications in Japanese.
- 14 Plus EUR 1 for the preparation of additional copies, for each page and each copy.
- 15 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 16 The search fee payable to the EPO and the Spanish Patent and Trademark Office, as well as the preliminary examination fee payable to the EPO, 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 Item 4(a) of the Schedule of Fees annexed to the PCT Regulations, and 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 part 1 of the table on page 27 of *PCT Newsletter* No. 12/2003 or on the PCT website at: www.wipo.int/pct/en/fees/fee_reduction.pdf, with the exception of Bulgaria, the Czech Republic, Estonia, Hungary, Poland, Romania, Slovakia and Turkey.
- 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 under 35 USC 111(a), the basic filing fee under 37 CFR 1.16(a) has been paid, and the prior US national application is identified by the application number if known, or if the application number is not known, by the filing date, title and name of applicant (and preferably by the application docket number), in the international application or accompanying the papers at the time of filing the international application.
- 19 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 20 Payable when the international search report was not issued by the Australian Patent Office.
- 21 Payable when the international search report was established by the Russian Patent Office.
- 22 In all cases where footnote 21 does not apply.
- 23 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/IB, Annex C (US)).

PCT Contracting States and Two-letter Codes (123 on 1 September 2004)



AE United Arab Emirates	CR Costa Rica	IL Israel	ML Mali (OA) ²	SY Syrian Arab Republic
AG Antigua and Barbuda	CY Cyprus (EP) ²	IN India	MN Mongolia	SZ Swaziland (AP) ²
AL Albania ¹	CZ Czech Republic (EP)	IS Iceland	MR Mauritania (OA) ²	TD Chad (OA) ²
AM Armenia (EA)	DE Germany (EP)	IT Italy (EP) ²	MW Malawi (AP)	TG Togo (OA) ²
AT Austria (EP)	DK Denmark (EP)	JP Japan	MX Mexico	TJ Tajikistan (EA)
AU Australia	DM Dominica	KE Kenya (AP)	MZ Mozambique (AP)	TM Turkmenistan (EA)
AZ Azerbaijan (EA)	DZ Algeria	KG Kyrgyzstan (EA)	NA Namibia (AP)	TN Tunisia
BA Bosnia and Herzegovina	EC Ecuador	KP Democratic People's Republic of Korea	NE Niger (OA) ²	TR Turkey (EP)
BB Barbados	EE Estonia (EP)	KR Republic of Korea	NI Nicaragua	TT Trinidad and Tobago
BE Belgium (EP) ²	EG Egypt	KZ Kazakhstan (EA)	NL Netherlands (EP) ²	TZ United Republic of Tanzania (AP)
BF Burkina Faso (OA) ²	ES Spain (EP)	LC Saint Lucia	NO Norway	UA Ukraine
BG Bulgaria (EP)	FI Finland (EP)	LI Liechtenstein (EP)	NZ New Zealand	UG Uganda (AP)
BJ Benin (OA) ²	FR France (EP) ²	LK Sri Lanka	OM Oman	US United States of America
BR Brazil	GA Gabon (OA) ²	LR Liberia	PG Papua New Guinea	VN Viet Nam
BW Botswana (AP)	GB United Kingdom (EP)	LS Lesotho (AP)	PH Philippines	YU Serbia and Montenegro
BY Belarus (EA)	GD Grenada	LT Lithuania ¹	PL Poland (EP)	ZA South Africa
BZ Belize	GE Georgia	LU Luxembourg (EP)	PT Portugal (EP)	ZM Zambia (AP)
CA Canada	GH Ghana (AP)	LV Latvia ¹	RO Romania (EP)	ZW Zimbabwe (AP)
CF Central African Republic (OA) ²	GM Gambia (AP)	MA Morocco	RU Russian Federation (EA)	
CG Congo (OA) ²	GN Guinea (OA) ²	MC Monaco (EP) ²	SC Seychelles	
CH Switzerland (EP)	GQ Equatorial Guinea (OA) ²	MD Republic of Moldova (EA)	SD Sudan (AP)	
CI Côte d'Ivoire (OA) ²	GR Greece (EP) ²	MG Madagascar	SE Sweden (EP)	
CM Cameroon (OA) ²	HR Croatia ¹	MK The former Yugoslav Republic of Macedonia ¹	SG Singapore	
CN China	HU Hungary (EP)		SI Slovenia (EP) ²	
CO Colombia	ID Indonesia		SK Slovakia (EP)	
	IE Ireland (EP) ²		SL Sierra Leone (AP)	
			SN Senegal (OA) ²	

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 will only become bound by the PCT on the date shown in parentheses; it will not be considered to have been designated in international applications filed before that date.

Note that even though the filing of a request constitutes under PCT Rule 4.9(a) the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents, applicants should always use the latest versions of the request form (PCT/RO/101) and demand form (PCT/IPEA/401) (the latest versions are dated January 2004) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (the latest version is dated January 2004). The request and demand forms are reproduced in Annexes X and Y, respectively, in Vol. I/B of the *PCT Applicant's Guide* (January 2004 update), and can be printed from the WIPO Internet site, in editable PDF format, at: 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. The PCT-SAFE software is available from the PCT-SAFE website at: www.wipo.int/pct/en/index.htm

C **C**
Receiving Offices
OA **OA**
AFRICAN INTELLECTUAL
PROPERTY ORGANIZATION (OAPI)

Competent receiving Office for nationals and residents of:	Benin, Burkina Faso, Cameroon, Central African Republic, Chad, Congo, Côte d'Ivoire, Equatorial Guinea, Gabon, Guinea, Guinea-Bissau, Mali, Mauritania, Niger, Senegal and Togo
Language in which international applications may be filed:	English or French
Langues in which the request may be filed:	English or French
Number of copies required by the receiving Office:	1
Does the receiving Office accept the filing of international applications with requests in PCT-EASY format? ¹	No
Competent International Searching Authority:	Austrian Patent Office, European Patent Office, Russian Patent Office or Swedish Patent Office
Competent International Preliminary Examining Authority:	Austrian Patent Office, European Patent Office, ² Russian Patent Office or Swedish Patent Office
Fees payable to the receiving Office:	Currency: CFA franc BEAC (XAF)
Transmittal fee:	Information not yet available
International filing fee: ³	Equivalent in XAF of Swiss francs 1,400
Supplement per sheet over 30: ³	Equivalent in XAF of Swiss francs 15
Reductions (under Schedule of Fees, item 3)	None
Search fee:	Equivalent in XAF of the search fee payable to the International Searching Authority chosen by the applicant: see Annex D(AT), (EP), (RU) or (SE)
Fee for priority document (PCT Rule 17.1(b)):	XAF 60,000 plus XAF 15,000 per page in excess of 10 pages
Is an agent required by the receiving Office?	No, if the applicant resides in an OAPI Member State Yes, if the applicant does not reside in an OAPI Member State
Who can act as agent?	Any agent authorized to represent applicants before the OAPI

¹ Where the request is filed in PCT-EASY format together with a PCT-EASY diskette and the receiving Office accepts such filings (see *PCT Gazette* No. 51/1998, pages 17330 and 17332, and No. 44/2003, page 24736, Schedule of Fees, item 3(a)), the total amount of the international fee is reduced.

² The European Patent Office is competent only if the international search is or has been performed by that Office, the Austrian Patent Office or the Swedish Patent Office.

³ This fee is reduced by 75% if certain conditions apply (see corresponding footnote to Annex C(IB)). For further details, see *PCT Gazette* No. 44/2003, page 24736, Schedule of Fees, item 4.