

PCT NEWSLETTER

Information on the Upcoming Session of the PCT Assembly

The thirty-eighth session of the Assembly of the PCT Union (PCT Assembly) will be held in Geneva from 22 to 30 September 2008, as part of the meetings of the Assemblies of the Member States of WIPO. All documents mentioned below, which have been submitted to the PCT Assembly for discussion at its next session, are available at:

http://www.wipo.int/meetings/en/details.jsp?meeting_id=16034

At this year's meeting, the PCT Assembly will be invited to adopt proposed amendments to the PCT Regulations (documents PCT/A/38/2 and PCT/A/38/2 Add.) in relation to the following:

- supplementary international search: clarification concerning refund of the supplementary search handling fee and the supplementary search fee; the right of agents to practice before any International Authority specified to carry out a supplementary international search; and the effects of a withdrawal of a request for supplementary international search;
- processing of the international application under PCT Article 14(4): clarification of the procedure to be followed by the receiving Office where it has accorded, albeit mistakenly, an international filing date and intends to issue a declaration under PCT Article 14(4) that the international application is to be considered withdrawn because it does not contain the claim(s) element or the description element (PCT Article 11(1)(iii)(d) and (e)); and
- amendment of claims: in the case of amendments of the claims under PCT Articles 19 and 34, the requirement for applicants to submit a replacement sheet or sheets containing a complete set of claims rather than, as at present, replacement sheets only for those sheets of claims which differ from sheets previously filed.

It is proposed that the amendments concerning the supplementary international search system enter into force on 1 January 2009 (at the same time as the main provisions enter into force – see below), and that the other amendments enter into force on 1 July 2009.

The Assembly will also be invited to:

- adopt, in the form of an understanding, criteria for any future addition of further languages of publication under the PCT (document PCT/A/38/4); and
- consider the options for determining the countries whose applicants will benefit from a reduction of certain PCT fees (following a study on the matter which has been carried out by the International Bureau), adopt the corresponding proposed amendments of the Schedule of Fees annexed to the Regulations under the PCT, and adopt proposed directives of the Assembly relating to the updating of the lists of States meeting the criteria for such reductions (document PCT/A/38/5).

Furthermore, the Assembly will be invited to take note of the report of the first session of the PCT Working Group (document PCT/A/38/1), which was held in Geneva from 26 to 30 May

2008¹, to approve a recommendation concerning further work of the Working Group and to take note of a document relating to discussions of the Meeting of International Authorities at its 15th session, held in Vienna, Austria, from 7 to 9 April 2008, relating to quality management systems for PCT International Authorities (document PCT/A/38/3)².

Information on the outcome of the Assembly will be published in the October issue of the *PCT Newsletter* (No. 10/2008).

It is recalled that other amendments, adopted by the PCT Assembly in October 2007, will also enter into force on 1 January 2009. The amendments provide for the new possibility for applicants to request that a supplementary international search be carried out by a different International Searching Authority and for the publication of international applications in Korean and Portuguese. The text of those amendments is available in the Annexes V and VI of the report of that session at:

http://www.wipo.int/meetings/en/details.jsp?meeting_id=13306

Updated consolidated versions of the PCT Regulations in English and French, as in force from 1 January 2009, incorporating the above-mentioned amendments as well as any further amendments that are adopted at the upcoming session of the PCT Assembly and which will enter into force on that date, will be available on the PCT Resources page of PATENTSCOPE® towards the end of 2008.

Advance E-mail Communications from the International Bureau

It is recalled that the International Bureau (IB) has begun sending advance copies of notifications (PCT/IB forms) in respect of international applications to the applicant (or agent), where an e-mail address has been notified and where the IB (and any other International Authority which so wishes to send notifications by e-mail) has been authorized to do so by the applicant (or agent) (for further information on how to do this, please refer to the “Practical Advice” section of *PCT Newsletter* No. 05/2008).

Initially, for technical reasons, the IB was able to send only certain of the PCT/IB forms in this way, but as of 1 September 2008, advance copies by e-mail of all PCT/IB forms are now being sent. Note that the paper version of all notifications will continue to be sent and remains the legal copy. Applicants are reminded that it is not possible to reply to such e-mails received from the IB (that is, those which are sent from “no.reply@wipo.int”).

Budapest Treaty

Accession by Jordan

On 14 August 2008, Jordan (country code: JO) deposited its instrument of accession to the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, thus bringing the total number of States party to that Treaty to 70. The Budapest Treaty will enter into force with respect to Jordan on 14 November 2008. An updated table of States party to the Budapest Treaty is available at:

1. For further information on that meeting, see *PCT Newsletter* No. 06/2008.

2. For further information on that meeting, see *PCT Newsletter* No. 05/2008.

<http://www.wipo.int/treaties/en/documents/pdf/budapest.pdf>

Filing and Processing of International Applications in Electronic Form

Canadian Intellectual Property Office begins receiving and processing international applications in electronic form

On 13 August 2008, the Canadian Intellectual Property Office, in its capacity as receiving Office, notified WIPO under PCT Rule 89*bis*.1(d) that it is prepared to receive and process international applications in electronic form with effect from 29 September 2008. The notification containing the Office's requirements and practices with regard to the filing of international applications in electronic form was published in *Official Notices (PCT Gazette)* on 4 September 2008 and is available at:

http://www.wipo.int/pct/en/official_notices/officialnotices.pdf

Furthermore, the Office has notified the International Bureau (IB) that it will accept the filing of documents in any pre-conversion format together with the international application, in accordance with Section 710(a)(iv) of the Administrative Instructions under the PCT.

PCT Information Update

AO Angola (general information)

General information about Angola as a PCT Contracting State has been published in the *PCT Applicant's Guide* (see Annex B1 (AO)) on the PCT Resources page of PATENTSCOPE® at:

<http://www.wipo.int/pct/guide/en/>

AT Austria (e-mail address; languages accepted for international search and preliminary examination)

The Austrian Patent Office has introduced an additional e-mail address. The e-mail addresses to be used are now as follows:

E-mail: ingrid.weidinger@patentamt.at
 pct@patentamt.at
 (for all PCT matters relating to specific international applications)

The Austrian Patent Office, in its capacity as International Searching Authority (ISA) and International Preliminary Examining Authority (IPEA), has notified the International Bureau that that Office and the Hungarian Patent Office have decided to cooperate on a regional basis in carrying out the tasks of the Austrian Patent Office as ISA and IPEA. As a consequence of this cooperation, the Austrian Patent Office is adding, with effect from 1 January 2009, Hungarian and Russian to the list of languages that it will accept for the purposes of international search and preliminary examination.

(Updating of *PCT Applicant's Guide*, Annexes B1 (AT), D (AT) and E (AT))

ZA South Africa (fees)

As from 1 November 2008, there will be a change in the equivalent amount of the international filing fee, 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 PCT-EASY fee reduction (see item 3(a) of the Schedule of Fees), as indicated in Table I(a).

(Updating of *PCT Applicant's Guide*, Annex C (ZA))

Search fee (Austrian Patent Office, European Patent Office, Swedish Patent and Registration Office)

As from 1 November 2008, there will be changes in the equivalent amount payable in USD for an international search carried out by the Austrian Patent Office, in the equivalent amounts payable in GBP and ISK for an international search carried out by the European Patent Office, and in the equivalent amount payable in ISK for an international search carried out by the Swedish Patent and Registration Office, as indicated in Table I(b).

(Updating of *PCT Applicant's Guide*, Annex D (AT), (EP) and (SE))

Warning About Requests for Payment of Fees (Reminder)

Further to the many warnings that have been published in the *PCT Newsletter* about invitations to PCT applicants and agents to pay fees that do not come from the International Bureau of WIPO and are unrelated to the processing of international applications under the PCT, a new invitation has been identified originating from "RIPT - Register of International Patents and Trademarks". To view an example of the new invitation, as well as the many other examples which have been brought to the attention of WIPO by PCT users, and for further information on such requests in general, see:

http://www.wipo.int/pct/en/warning/pct_warning.htm

PCT applicants and agents should note that it is the International Bureau of WIPO alone which publishes all PCT applications promptly after the expiration of 18 months from the priority date (see PCT Article 21(2)(a)); there is no separate fee for such international publication, and the legal effects of international publication are set out in PCT Article 29.

New/Updated PCT Resources on the Internet (www.wipo.int/pct/en)

ISPE Guidelines in Russian

The Russian version of the PCT International Search and Preliminary Examination Guidelines (ISPE Guidelines), applicable to international applications filed on or after 1 January 2004, is now available for the first time, in PDF format, on the PCT Resources page of PATENTSCOPE® at:

<http://www.wipo.int/pct/ru/texts/gdlines.html>

The International Bureau is most grateful to the Federal Service for Intellectual Property, Patents and Trademarks (Russian Federation) (ROSPATENT) for preparing the translation of the ISPE Guidelines.

Practical Advice

The consequences of a finding of lack of unity of invention of an international application on (i) the international preliminary examination and (ii) the national phase

Q: The International Searching Authority (ISA), when searching an international application filed by my company, found that it did not fulfill the requirements of unity of invention and invited me to pay several additional search fees. Although we wanted, nevertheless, to proceed with the international application, we were not in a position to pay the extra fees, a consequence of which is that certain parts of the application were not searched. What will be the consequences of such a partial search if we file a demand for international application in respect of the application, and what will be the consequences for the national phase?

A: As was explained in the “Practical advice” in *PCT Newsletter* No. 08/2008, the international application must relate to one invention only or to a group of inventions so linked as to form a single general inventive concept (PCT Rule 13). For further information on the finding of lack of unity by the ISA, please refer to that item.

Lack of unity of invention where a demand is filed

If you file a demand for international preliminary examination, the International Preliminary Examining Authority (IPEA) will check the claims for unity of invention, even where some or all additional search fees have been paid and the international search report (ISR) has been established on more than just the main invention.

However, the IPEA need not, and generally will not, examine any claims relating to unsearched inventions (see PCT Rule 66.1(e)), even where you have requested the IPEA to base the examination on any amendments under PCT Articles 19 and/or 34.

If the IPEA considers that the international application does not comply with the unity of invention requirements, it may, using Form PCT/IPEA/405, inform you why there is a lack of unity of invention and, in accordance with PCT Rule 68.2, invite you within one month from the invitation either to:

- a) restrict the claims to those which have been searched and which meet the requirements of unity of invention (in which case the IPEA must specify at least one possibility of restriction), or
- b) pay additional preliminary examination fees.

Any additional preliminary examination fee may, in accordance with PCT Rule 68.3(c), be paid under protest, in which case procedures similar to those explained in relation to the international search apply – see the “Practical advice” in *PCT Newsletter* No. 08/2008. The examination of such a protest may be subjected by the IPEA to the payment to it of a protest fee (PCT Rule 68.3(e)) (for details, consult the *PCT Applicant’s Guide*, Annex E, for the IPEA concerned). If you neither restrict the claims nor pay additional fees, the examination will be carried out on the main invention only, unless you request otherwise.

Alternatively, there are cases of lack of unity of invention where, compared with the procedure of inviting the applicant to restrict claims or to pay additional fees, no or little additional effort is involved in establishing the international preliminary examination report (IPER) for the entire international application. Then, for reasons of economy, the examiner may avail himself/herself of the option referred to in PCT Rule 68.1 by choosing not to invite the applicant to restrict the claims or to pay additional fees, but rather, to carry out the international preliminary examination

on the entire international application and express his/her views on the lack of unity of invention in the IPER, specifying the reasons therefor.

For further information on the procedure before the IPEA where unity of invention is lacking, see the PCT International Search and Preliminary Examination Guidelines at:

<http://www.wipo.int/pct/en/texts/pdf/ispe.pdf>

as well as the *PCT Applicant's Guide*, International Phase, paragraphs 398 and 399 at:

http://www.wipo.int/pct/guide/en/gdvol1/gdvol1-09.html#_v1_398

Possible negative consequences in the national phase

The fact that not all claims were searched by the ISA does not, in itself, have any influence on the validity of the international application, the processing of which, including its communication to the designated (or elected) Offices, continues in respect of all claims. Nevertheless, the national law of any State may provide that such unsearched and/or unexamined parts of the international application will be considered withdrawn as far as that State is concerned unless a special fee is paid by the applicant to its national Office (PCT Articles 17(3)(b) and 34(3)(c)) – note, however, that there are only a few States which directly apply such provisions (for example, China and Sweden) though others may charge further fees for the establishment of searches before any patent can be granted. Similar fees may apply in accordance with PCT Article 34(3)(b) if the applicant chooses to restrict the claims during international preliminary examination but then wishes to pursue the claims during the national phase which were not the subject of international preliminary examination.

In the national phase, it is possible that designated Offices may review the conclusions of the International Searching and Preliminary Examining Authorities and come to different conclusions regarding unity of invention. These Offices may also require additional inventions to be removed from the application or to be continued in a divisional application if necessary. However, in accordance with PCT Articles 27(1) and 27(4), the Offices must form their views based on the criteria set out in PCT Rule 13, unless the result of alternative national criteria is more favorable to the applicant (meaning that fewer fees, amendments and divisional applications would be required).

PCT Seminar Calendar (situation on 1 September 2008)			
Dates and location	Language of seminar	Nature of seminar; WIPO speakers (and others where known)	Organizer and contact numbers
2–3 October 2008 Cary, North Carolina (US)	English	PCT seminar WIPO speakers: Ms. Bidwell and Mr. Reed	North Carolina Bar Association (Ms. Melanie Bostic) Tel: (1-919) 657 15 69 Fax: (1-919) 677 17 74 E-mail: mbostic@ncbar.org
10 October 2008 London (GB)	English	PCT presentation in the framework of the 7th Annual Conference for Senior Patent Administrators 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
15 October 2008 Munich (DE)	German	Presentation on the recent developments in the PCT system, within the framework of the 4 th Annual Conference about Intellectual Property Law WIPO speaker: Mr. Reischle Other speakers: Mr. Naumann (European Patent Office) and Mr. Molnia (Dorries Frank-Molnia & Pohlman (df-mp), Munich)	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: a.kapeller@forum-institut.de
20 October 2008 Helsinki (FI)	English	PCT update seminar WIPO speaker: Ms. Bonvallet	National Board of Patents and Registration of Finland (Mr. Illmarinen) Tel: (358-9) 69 39 52 36 Fax: (358-9) 69 39 53 22 E-mail: olli.ilmariinen@prh.fi
21 October 2008 Muscat (OM)	English	PCT seminar WIPO speakers: Mr. Reischle and Ms. Trpkovska	Ministry of Commerce and Industry, Intellectual Property Department (Mrs. Fatima Al-Ghazali, Permanent Mission of the Sultanate of Oman) Tel: (41-22) 758 96 64 Fax: (41-22) 758 13 59 E-mail: ghazali92@hotmail.com, oman_wto@bluewin.ch
22 October 2008 Stockholm (SE)	English	PCT update for patent attorneys and advanced paralegals WIPO speaker: Ms. Bonvallet	Swedish Patent and Registration Office (Ms. Inger Halvarsson, PRV InterPat - external training) Tel: (46-8) 782 28 84 Fax: (46-8) 783 01 63 E-mail: inger.halvarsson@prv.se
24 October 2008 Copenhagen (DK)	English	PCT update WIPO speaker: Ms. Bonvallet	Danish Patent and Trademark Office (Ms. Anette Høgh Sonnichsen) Tel: (45) 43 50 80 31 Fax: (45) 43 50 80 01 E-mail: ahs@dkpto.dk
30–31 October 2008 San Francisco (US)	English	Advanced PCT seminar WIPO speakers: Ms. Bidwell and Mrs. Coeckelbergs	Intellectual Property International (Ms. Virginia H. Meyer) Tel: (1-415) 381 26 15 Fax: (1-415) 389 89 38 E-mail: info@ipiseminars.com Internet: www.ipiseminars.com

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PCT Seminar Calendar [continued] (situation on 1 September 2008)			
Dates and location	Language of seminar	Nature of seminar; WIPO speakers (and others where known)	Organizer and contact numbers
3–4 November 2008 Chicago (US)	English	Advanced course on the PCT WIPO speakers: Ms. Bidwell and Mrs. Coeckelbergs	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
5–7 November 2008 Montevideo (Uruguay)	Spanish	Regional Forum on the PCT for Latin American countries WIPO speakers: Mr. Hernández Vigaud and Mr. Roy	National Directorate of Industrial Property (Mrs. Rosario Moreira) Tel: (598-2) 903 09 23 Fax: (598-2) 903 11 40 E-mail: rmoreira@dnpi.miem.gub.uy
11–12 November 2008 Heidelberg (DE)	German	Advanced PCT seminar WIPO speaker: Mr. Reischle Other speaker: Mr. Wolff (European Patent Office)	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: a.kapeller@forum-institut.de
13 November 2008 Reykjavík (IS)	English	PCT training course WIPO speaker: Mrs. Coeckelbergs	Icelandic Patent Office (Ms. Elfa Ólafsdóttir) Tel: (354) 580 94 00 Fax: (354) 580 94 01 E-mail: elfa@Einkaleyfastofan.is
17–18 November 2008 Alexandria, VA (US)	English	Basic PCT seminar WIPO speakers: Ms. Bidwell and Mr. Reed	PCT Learning Center (Ms. Frimmel Smith) Tel: (1-571) 212 38 68 Fax: (1-703) 636 89 74 E-mail: contact@pctlearningcenter.org Internet: www.pctlearningcenter.org
18 November 2008 Miami (US)	English	“Patent Cooperation Treaty for the Americas” colloquium For further information see: www.pctcolloquium2008.org	WIPO, ASIPI, FICPI and AIPLA For conference questions: E-mail: secretaria@asipi.org For online registration: Internet: www.pctcolloquium2008.org For on-line registration questions: E-mail: oaliaga@meproductions.com
20–21 November 2008 Boston, Massachusetts (US)	English	Seminar on PCT practices and procedures WIPO speakers: Ms. Bidwell and Mr. Reischle	Boston Patent Law Association (Ms. Janice Roussel) Tel: (1-617) 526 68 04 Fax: (1-617) 526 50 00 E-mail: Janice.Roussel@wilmerhale.com
27–28 November 2008 Zurich (CH)	English	PCT seminar in the framework of the ETH Master of Advanced Studies in Intellectual Property program WIPO speaker: Mrs. Coeckelbergs and Ms. Schwarz	Eidgenössische Technische Hochschule Zurich (ETH), Master of Advanced Studies in Intellectual Property (Ms. Caroline Frischknecht) Tel: (41-44) 632 68 08 Fax: (41-44) 632 13 67 E-mail: frischknecht@recht.gess.ethz.ch Internet: www.masip.ethz.ch

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PCT Seminar Calendar [continued]			
(situation on 1 September 2008)			
Dates and location	Language of seminar	Nature of seminar; WIPO speakers (and others where known)	Organizer and contact numbers
9–10 December 2008 Paris (FR)	French	Advanced PCT seminar WIPO speakers: Mr. Genin and Ms. Bonvallet	Institut national de la propriété industrielle (INPI) (Ms. Françoise Chauvin) Tel: (33-1) 53 04 55 76 Fax: (33-1) 53 04 52 52 E-mail: fchauvin@inpi.fr
11–12 December 2008 London (GB) <i>[previously announced as 4–5 December 2008]</i>	English	Advanced formalities seminar WIPO speakers: Mrs. Coeckelbergs and Ms. Schwarz	Management Forum Ltd Tel: (44-1483) 57 00 99 Fax: (44-1483) 53 64 24 E-mail: josephine.leak@management-forum.co.uk
4 February 2009 Ecully (FR)	French	PCT presentation for patent attorneys WIPO speakers: to be announced	Centre Paul Roubier Tel: (33-4) 78 33 07 08 Fax: (33-4) 78 33 58 96
10–11 February 2009 Munich (DE)	German	Basic PCT seminar WIPO speakers: to be announced	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: a.kapeller@forum-institut.de
10–11 March 2009 Munich (DE)	German	Advanced PCT seminar WIPO speakers: to be announced Other speaker: Mr. Wolff (European Patent Office)	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: a.kapeller@forum-institut.de
24–25 April 2009 Concord, New Hampshire (US)	English	Comprehensive PCT seminar WIPO speakers: Mrs. Bidwell and Mr. Reed	Franklin Pierce Law Center (Ms. Carol Ruh) Tel: (1-603) 228 15 41, ext. 1108 Fax: (1-603) 225 96 47 E-mail: cruh@piercelaw.edu Internet: www.piercelaw.edu/cle/pct.php
30 June 2009 Cologne (DE)	German	PCT update WIPO speakers: to be announced	Forum Institut für Management GmbH Tel: (49-6221) 500 500 Fax: (49-6221) 500 505 E-mail: a.kapeller@forum-institut.de

PCT Fee Tables

(amounts on 1 September 2008, 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*, 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, 200 or 300 where the international application, or part of the international application, is filed in electronic form, as prescribed under Item 3(a), (b), (c) and (d) of the Schedule of Fees (annexed to the Regulations under the PCT) and the *PCT Applicant's Guide*, paragraph 202(A). A 90%¹ 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 13. (Note that if the CHF 100, 200 or 300 reduction, as the case may be, and the 90% reduction are applicable, the 90% 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	GHC	Ghanaian cedi	LYD	Libyan dinar	SGD	Singapore dollar
IPEA	International Preliminary Examining Authority	BRR	Brazilian real	HRK	Croatian kuna	MAD	Moroccan dirham	SKK	Slovak koruna
ISA	International Searching Authority	BYR	Belarussian rouble	HUF	Hungarian forint	MKD	Macedonian denar	TJS	Tajik somoni
RO	receiving Office	BZD	Belize dollar	IDR	Indonesian rupiah	MWK	Malawian kwacha	TND	Tunisian dinar
		CAD	Canadian dollar	ILS	New Israel shekel	MXP	Mexican peso	TTD	Trinidad and Tobago dollar
		CHF	Swiss franc	INR	Indian rupee	MYR	Malaysian ringgit		
		CNY	Yuan renminbi	ISK	Icelandic krona	NOK	Norwegian krone	UAH	Ukrainian hryvnia
<i>Currencies:</i>		COP	Colombian peso	JPY	Japanese yen	NZD	New Zealand dollar	USD	US dollar
		CUC	Cuban convertible peso	KES	Kenyan shilling	PGK	Kina	VND	Vietnamese dong
AED	United Arab Emirates dirham	CZK	Czech koruna	KGS	Kyrgyz som	PHP	Philippine peso	XAF	CFA franc BEAC
ALL	Albanian lek	DKK	Danish krone	KPW	KP won	PLZ	Polish zloty	ZAR	South African rand
AMD	Armenian dram	DZD	Algerian dinar	KRW	KR won	ROL	Romanian leu	ZWD	Zimbabwe dollar
AUD	Australian dollar	EEK	Estonian kroon	KZT	Kazakh tenge	RSD	Serbian dinar		
AZM	Azerbaijani manat	EUR	Euro	LSL	Lesotho loti	RUR	Russian rouble		
BAM	Convertible mark	GBP	Pound sterling	LTL	Lithuanian litas	SDP	Sudanese pound		
		GEL	Georgian lari	LVL	Latvian lat	SEK	Swedish krona		

Table I(a) — Transmittal and international filing fees
(amounts on 1 September 2008, unless otherwise indicated)

RO	Transmittal fee ²		International filing fee ^{2,3} (CHF 1,330)	Fee per sheet over 30 ^{2,3,4} (CHF 15)	E-filing reductions according to Schedule of Fees:			Competent ISA(s) ⁵
					Items 3(a) ⁶ and (b) ⁷ (CHF 100)	Item 3(c) ⁸ (CHF 200)	Item 3(d) ⁹ (CHF 300)	
AG	Information not yet available							
AL	ALL	9,000	CHF 1,330	15	–	–	–	EP
AM	AMD	32,000	USD 1,338	15	101	–	–	EP RU
AP	USD	50 (or eq in local currency)	USD 1,338	15	101	–	–	AT EP SE
AT	EUR	50	EUR 848	10	64	–	–	EP
AU	AUD	150	AUD 1,466 (from 15.9.08 : 1,353)	17 (15)	110 (102)	220 (204)	331 (305)	AU
AZ	AZM	55,000	USD 1,338	15	–	–	–	EP RU
BA	BAM	50	EUR 848	10	64	–	–	EP
BE	EUR	40	EUR 848	10	64	–	–	EP
BG	BGL	80	BGL eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	EP RU
BH	Information not yet available							EP
BR	BRR	305	BRR eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	AT EP SE US
BW	USD ¹⁰	–	USD 1,338	15	101	–	–	EP
BY	BYR eq USD	70	USD 1,338	15	–	–	–	EP RU
BZ	BZD	300	USD 1,338	15	101	–	–	CA EP
CA	CAD	300	CAD 1,375 (from 15.9.08: 1,289)	16 (15)	103 (97)	–	–	CA
CH	CHF	100	CHF 1,330	15	100	–	–	EP
CN	CNY	500	CNY eq CHF 1,330	eq CHF 15	eq CHF 100	eq CHF 200	eq CHF 300	CN
CO	COP ¹⁰	–	COP eq USD 1,338	eq USD 15	eq USD 101	–	–	AT, EP, ES, RU
CR	USD	250	USD 1,338	15	101	–	–	EP ES

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Table I(a) — Transmittal and international filing fees [continued]

(amounts on 1 September 2008, unless otherwise indicated)

RO	Transmittal fee ²		International filing fee ^{2,3}		Fee per sheet over 30 ^{2,3,4}	E-filing reductions according to Schedule of Fees:			Competent ISA(s) ⁵
						Items 3(a) ⁶ and (b) ⁷	Item 3(c) ⁸	Item 3(d) ⁹	
CU	CUC	200	CUC	1,338	15	101	–	–	AT EP ES RU
CY	EUR	128.15	EUR	848	10	–	–	–	EP
CZ	CZK	1,500	EUR	848	10	64	–	–	EP
DE	EUR	90	EUR	848	10	64	128	191	EP
DK	DKK	1,500	DKK	6,320	70	480	950	1,430	EP SE XN
DM	Information not yet available								
DO	USD	275	USD	1,338	15	101	–	–	EP ES US
DZ	DZD	None	CHF	1,330	15	100	–	–	AT EP
EA	RUR	1,600	USD	1,338	15	101	–	–	EP RU
EC	USD ¹⁰	–	USD	1,338	15	101	–	–	EP ES
EE	EEK	1,800	EEK eq CHF	1,330	eq CHF 15	eq CHF 100	–	–	EP
EG	USD	142	USD	1,338	15	101	–	–	AT EP US
EP	EUR	110	EUR	848	10	–	128	191	EP
ES	EUR	69.25	EUR	848	10	64	128	191	EP ES
FI	EUR	135	EUR	848	10	–	128	191	EP FI SE
FR	EUR	60	EUR	848	10	64	128	191	EP
GB	GBP	55	GBP	675	8	51	101	152	EP
GD	Information not yet available								
GE	GEL ¹¹	10	USD	1,338	15	101	–	–	EP RU
GH	GHC ¹²	2,500 or 5,000	USD	1,338	15	–	–	–	AT AU CN EP SE
GR	EUR	115	EUR	848	10	64	–	–	EP
GT	Information not yet available								
HN	Information not yet available								
HR	HRK	200	HRK eq CHF	1,330	eq CHF 15	eq CHF 100	–	–	EP
HU	HUF	10,700	HUF eq CHF	1,330	eq CHF 15	eq CHF 100	–	–	EP RU
IB	CHF ¹³ or EUR ¹³ or USD ¹³	100 64 101	CHF or EUR or USD	1,330 848 1,338	15 10 15	100 64 101	200 128 201	300 191 302	See footnote 14
ID	IDR	1,000,000	IDR eq CHF	1,330	eq CHF 15	eq CHF 100	–	–	AU EP KR RU
IE	EUR	76	EUR	848	10	64	–	–	EP
IL	ILS	503	USD	1,338	15	101	–	–	EP US
IN	INR	8,000 (filing by indiv: 2,000)	USD	1,338	15	101	–	–	AT AU CN EP SE US
IS	ISK	7,700	ISK	101,400	1,100	7,600	–	–	EP SE XN
IT	EUR	30.99	EUR	848	10	–	–	–	EP
JP	JPY	13,000	JPY	133,400	1,500	10,000	–	30,100	EP JP
KE	USD (or KES equiv) ²⁵⁰ plus cost of mailing		USD	1,338	15	101	–	–	AT AU CN EP SE
KG	KGS eq USD	100	USD	1,338	15	101	–	–	EP RU

[continued on next page]

Table I(a) — Transmittal and international filing fees [continued]

(amounts on 1 September 2008, unless otherwise indicated)

RO	Transmittal fee ²	International filing fee ^{2,3}	Fee per sheet over 30 ^{2,3,4}	E-filing reductions according to Schedule of Fees:			Competent ISA(s) ⁵
				Items 3(a) ⁶ and (b) ⁷	Item 3(c) ⁸	Item 3(d) ⁹	
KM	Information not yet available						
KN	Information not yet available						
KP	KPW eq CHF 50	KPW eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	AT CN RU
KR	KRW 45,000	KRW 1,327,000	15,000	100,000	–	299,000	AT AU JP ¹⁵ KR
KZ	KZT 7,360	USD 1,338	15	101	–	–	EP RU
LR	USD 45	USD 1,338	15	–	–	–	AT AU CN EP SE
LS	LSL ¹⁰ –	LSL eq CHF 1,330	eq CHF 15	–	–	–	AT EP
LT	LTL 320	EUR 848	10	64	–	–	EP RU
LU	EUR 19	EUR 848	10	–	–	–	EP
LV	LVL 47.20	EUR 848	10	64	–	–	EP RU
LY	LYD ¹⁰ –	CHF 1,330	15	100	–	–	AT EP
MA	None	CHF 1,330	15	–	–	–	AT EP RU SE
MC	EUR 54 ¹⁶	EUR 848	10	–	–	–	EP
MD	USD 40	USD 1,338	15	101	–	–	EP RU
MK	MKD 2,700	MKD eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	EP
MN	None	CHF 1,330	15	100	–	–	EP KR RU
MT	EUR 55	EUR 848	10	64	–	–	EP
MW	MWK 6,000	MWK 182,500	2,100	13,700	–	–	EP
MX	MXP eq USD 323.70	MXP eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	EP ES SE US
MY	MYR 375 ¹⁷	MYR eq CHF 1,330	eq CHF 15	–	eq CHF 200	eq CHF 300	AU EP KR
NI	USD 200	USD 1,338	15	101	–	–	EP ES
NL	EUR 50	EUR 848	10	64	128	191	EP
NO	NOK 550	NOK 6,820	80	510	–	–	EP SE XN
NZ	NZD 180 ¹⁸	NZD 1,704	19	128	–	–	AU EP KR US
OA	XAF ¹⁰ –	XAF eq CHF 1,330	eq CHF 15	–	–	–	AT EP RU SE
PG	PGK 250	USD 1,338	15	101	–	–	AU
PH	PHP 3,500	USD 1,338	15	101	201	302	AU EP JP KR US
PL	PLZ 300	PLZ eq CHF 1,330	eq CHF 15	–	eq CHF 200	eq CHF 300	EP
PT	EUR 34.34	EUR 848	10	64	–	–	EP
RO	ROL 300,000	CHF 1,330	15	100	200	300	AT EP RU
RS	RSD 3,000	RSD eq CHF 1,330	eq CHF 15	eq CHF 100	–	–	EP
RU	RUR 600	USD 1,338	15	101	–	–	EP RU
SC	USD ¹⁰ –	USD 1,338	15	–	–	–	EP
SD	SDP 50	SDP eq CHF 1,330	eq CHF 15	–	–	–	EP
SE	SEK 1,200	SEK 7,960	90	600	1,200	1,790	EP SE
SG	SGD 150	SGD 1,845 (from 1.12.08 1,708)	21 (19)	139 (128)	– (–)	– (–)	AT AU EP KR
SI	EUR 91	EUR 848	10	64	–	–	EP
SK	SKK 2,000	SKK eq CHF 1,330	eq CHF 15	eq CHF 100	eq CHF 200	eq CHF 300	EP
SM	EUR 50	EUR 848	10	–	–	–	EP
SV	USD 200	USD 1,338	15	101	–	–	EP ES

[continued on next page]

Table I(a) — Transmittal and international filing fees [continued]

(amounts on 1 September 2008, unless otherwise indicated)

RO	Transmittal fee ²		International filing fee ^{2,3}		Fee per sheet over 30 ^{2,3,4}	E-filing reductions according to Schedule of Fees:			Competent ISA(s) ⁵
						Items 3(a) ⁶ and (b) ⁷	Item 3(c) ⁸	Item 3(d) ⁹	
SY	USD ¹⁰	–	USD	1,338	15	101	–	–	AT EP RU
TJ	TJS ¹⁰	–	USD	1,338	15	–	–	–	EP RU
TM	USD ¹⁰	–	USD	1,338	15	101	–	–	EP RU
TN	TND ¹⁰	–	CHF	1,330	15	–	–	–	EP
TR	CHF	100	CHF	1,330	15	100	–	–	EP
TT	TTD	750	USD	1,338	15	101	–	–	AT EP SE US
UA	UAH	255	USD (or eq UAH)	1,338	15	–	–	–	EP RU
US	USD	300	USD	1,338	15	101	201	–	EP KR US
UZ	USD ¹⁰	–	USD	1,338	15	101	–	–	EP RU
VC	Information not yet available								
VN	VND eq USD	150	VND eq CHF	1,330	eq CHF 15	–	–	–	AT AU EP KR RU SE
ZA	ZAR	500	ZAR	9,510 (from 1.11.08: 10,030)	110 (110)	720 (750)	– (–)	– (–)	AT AU EP US
ZM	USD	50	USD	1,338	15	–	–	–	AT SE
ZW	ZWD	6,000	ZWD eq USD	1,338	eq USD 15	eq USD 101	–	–	AT AU CN EP RU

Table I(b) — Search fees

(amounts on 1 September 2008, unless otherwise indicated)

ISA	Search fee ²											
AT	EUR	200	CHF	330	KRW	306,000	SGD	420	USD*	282	ZAR	2,380
	* (from 1.11.08: USD 314)											
AU	AUD	1,600	CHF	1,594	EUR	987	KRW*	1,415,000	NZD**	1,859	SGD	2,084
	USD	1,514	ZAR	11,640								
	* (from 15.9.08: KRW 1,590,000)											
	** (from 1.11.08: NZD 2,029)											
CA	CAD	1,600	CHF	1,587	EUR	995	USD	1,597				
CN	CNY	2,100	CHF	328	EUR	199	USD	280				
EP ¹⁹	EUR	1,700	CHF	2,726	DKK	12,670	GBP*	1,273	ISK*	192,000	JPY	268,800
	MWK	344,000	NOK	13,440	NZD	3,395	SEK	15,830	SGD	3,530	USD	2,665
	ZAR	20,650										
	* (from 1.11.08: GBP 1,352 ISK 207,000)											
ES ¹⁹	EUR	1,700	CHF	2,726	USD	2,665						
FI	EUR	1,700	CHF	2,726	USD	2,665						
JP	JPY	97,000	CHF	926	EUR	600	KRW	924,000	USD	949		
KR	KRW	225,000	CHF	226	EUR	148	NZD	289	SGD	320	USD*	244
	* (from 15.10.08: USD 220)											
RU ²⁰	USD	500	CHF	507	EUR	319						
SE	SEK	15,830	CHF	2,726	DKK	12,670	EUR	1,700	ISK*	192,000	NOK	13,440
	USD	2,665										
	* (from 1.11.08: ISK 207,000)											
US	USD	1,800	CHF	1,789	EUR	1,154	NZD	2,370	ZAR	14,000		
XN	DKK	12,670	CHF	2,726	EUR	1,700	ISK	192,000	NOK	13,440	USD	2,665

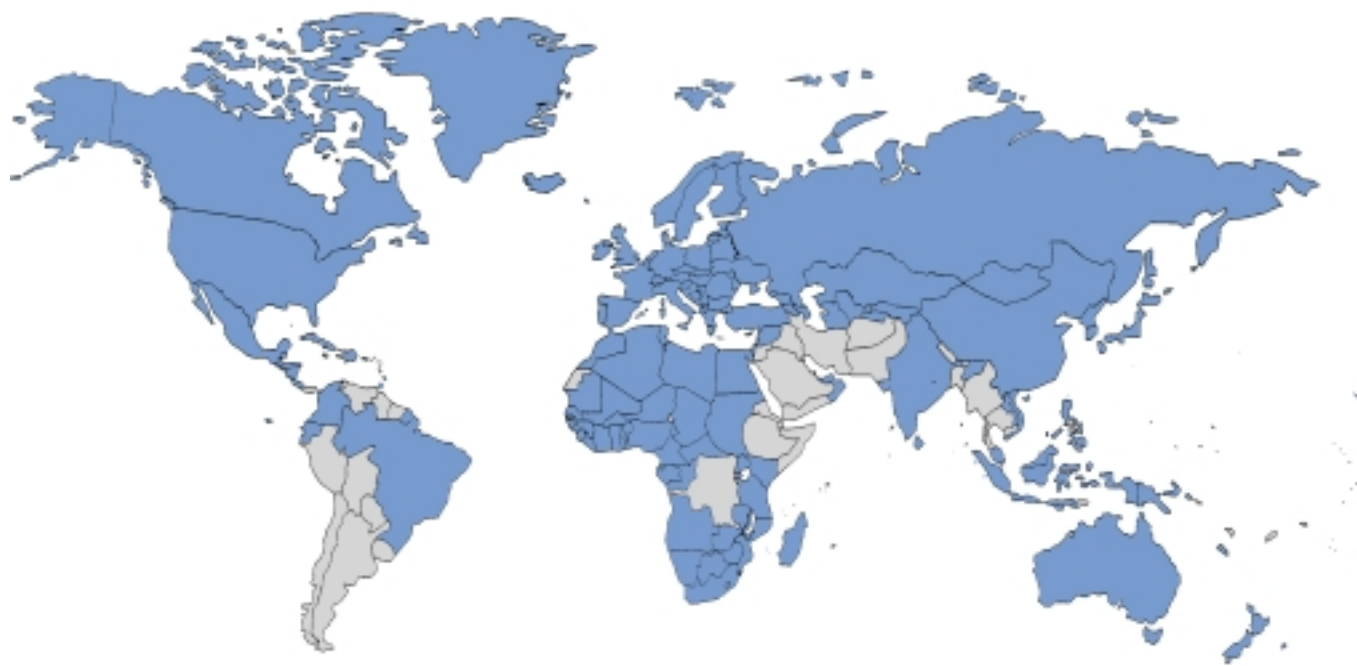
Table II — Preliminary examination fees
(amounts on 1 September 2008, unless otherwise indicated)

IPEA	Preliminary examination fee ²¹		Handling fee ^{3, 21} (CHF 200)
AT	EUR	200	EUR 121
AU	AUD	550 780 ²²	AUD 196
CA	CAD	800	CAD 171
CN	CNY	1,500	CNY eq CHF 200
EP ¹⁹	EUR	1,675	EUR 121
ES	EUR	544.44	EUR 121
FI	EUR	550	EUR 121
JP	JPY	36,000	JPY 19,600
KR	KRW	225,000	KRW 157,000
RU ²⁰	USD	200 ²³ 300 ²⁴	USD 171
SE	SEK	5,000	SEK 1,110
US	USD	600 750 ²⁵	USD 171
XN	DKK	5,000	DKK 900

Footnotes to fee tables:

- 1 For international applications received by the receiving Office before 1 July 2008, the former 75% reduction continues to apply.
- 2 Payable to the receiving Office in the currency or one of the currencies prescribed by it.
- 3 This fee is reduced by 90% (75% for international applications received by the receiving Office before 1 July 2008) where the applicant or, if there are two or more applicants, each applicant fulfills the criteria indicated on the PCT Resources page of PATENTSCOPE® 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 For the search fee payable to the receiving Office, consult the entry in Table I(b) for the competent International Searching Authority.
- 6 If the international application is filed on paper together with a copy in electronic form, in character coded format, of the request and the abstract.
- 7 If the international application is filed in electronic form, the request not being in character coded format.
- 8 If the international application is filed in electronic form, the request being in character coded format.
- 9 If the international application is filed in electronic form, the request, description, claims and abstract being in character coded format.
- 10 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.
- 11 This fee is reduced by 80% where the applicant is a natural person.
- 12 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.
- 13 This fee is not payable in respect of international applications filed by applicants fulfilling the conditions indicated on the PCT Resources page of PATENTSCOPE® at: www.wipo.int/pct/en/fees/fee_reduction.pdf
- 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, Annex C (IB)*.
- 15 The Japan Patent Office is competent only for international applications in Japanese.
- 16 Plus EUR 1.50 for the preparation of additional copies, for each page and each copy.
- 17 Plus MYR 45 for each sheet in excess of 30.
- 18 Plus 12.5% GST (Goods and Services Tax) for New Zealand residents.
- 19 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% under certain conditions, in accordance with the decision of the EPO's Administrative Council of 11 October 2000 (OJ EPO 2000, page 446, available at: www.european-patent-office.org/epo/pubs/oj000/10_00/10_4460.pdf). For a more detailed explanation of those conditions, together with a list of the States whose nationals and residents are entitled to this reduction, see: www.wipo.int/pct/en/fees/epo_fee_reduction.html
- 20 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.
- 21 Payable to the International Preliminary Examining Authority in the currency or one of the currencies prescribed by it.
- 22 Payable when the international search report was not issued by the Australian Patent Office.
- 23 Payable when the international search report was established by the Federal Service for Intellectual Property, Patents and Trademarks (Russian Federation).
- 24 In all cases where footnote 23 does not apply.
- 25 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, Annex C (US)*).

PCT Contracting States and Two-letter Codes (139 on 1 September 2008)



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

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 July 2008) or, if filing the request using the PCT-EASY features of the PCT-SAFE software, the latest version of that software (which is available at: www.wipo.int/pct-safe). The request and demand forms can be printed from the website, in editable PDF format, at: www.wipo.int/pct/en/forms/, or obtained from receiving Offices or the International Bureau, or, in the case of the demand form, also from International Preliminary Examining Authorities.