

C. PCT 1266

June 25, 2010

Madam,  
Sir,

In accordance with Rule 89.2(a) of the Regulations under the Patent Cooperation Treaty (PCT), modifications to the Administrative Instructions (AIs) under the PCT and certain PCT Forms for use by the receiving Office (RO), the International Searching Authority (ISA) (also in its function as Authority specified for supplementary search (SISA)), the International Bureau (IB) and the International Preliminary Examining Authority (IPEA), are hereby promulgated with effect from July 1, 2010.

This follows consultation under Rule 89.2(b) of the Regulations under the PCT with your Office in its capacity as RO, ISA, IPEA and/or designated/elected Office (DO/EO), and also with certain non-governmental organizations. The modifications are as proposed by Circular PCT 1236, dated May 12, 2010, except where further changes have been made as a result of consultation, as indicated below (editorial and minor drafting changes are not specifically mentioned).

*Modifications to the Administrative Instructions under the PCT*

In respect of Sections 411 and 613 of the AIs, the modifications are as proposed by Circular PCT 1236. As a result of consultation, Sections 422 and 422bis will not be modified as proposed in order to allow for further consideration of the issues addressed by these two Sections.

*Modifications to PCT Forms Relating to the RO, ISA, IB, IPEA and SISA*

Forms PCT/RO/102, PCT/RO/147, PCT/IB/301, PCT/IB/337, PCT/IB/375, PCT/IB/379, PCT/IPEA/407, PCT/IPEA/408, PCT/IPEA/409, PCT/SISA/507 are modified as proposed by Circular PCT 1236. Forms PCT/RO/197 and PCT/IB/380 are deleted as proposed by Circular PCT 1236.

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Form PCT/ISA/220 is modified as proposed by Circular PCT 1236 and as a result of consultation.

Form PCT/IB/304 is modified as proposed by Circular PCT 1236 and as a result of consultation.

Form PCT/IB/381 is created as proposed by Circular PCT 1236 and modified as a result of consultation.

Form PCT/IPEA/401 is modified as proposed by Circular PCT 1236 and as a result of consultation.

Form PCT/SISA/501 is modified as proposed by Circular PCT 1236 and as a result of consultation.

Forms PCT/IB/379, PCT/SISA/501 and PCT/SISA/507 should be used in respect of supplementary search requests made on or after July 1, 2010; Forms PCT/IPEA/408 and PCT/IPEA/409 should be used where amendments to the application have been made on or after July 1, 2010; all other modified PCT Forms should be used as of July 1, 2010. Where an Office is not in a position to use the modified forms from this date, the versions applicable before this date, to the extent that they are still applicable or, where required, with additions or corrections, may still be used for a transitional period.

Offices which use languages other than English and French are requested to prepare the Forms needed by them, in such other languages, with due regard to the provisions of Section 102 of the Administrative Instructions. The International Bureau encourages Offices to make such translations available to the International Bureau so that they can be accessed by all Offices via PATENTSCOPE®.

*Availability of Modified Administrative Instructions and Modified Forms*

The consolidated text of the AIs (containing the modifications referred to herein) is available from the WIPO website under "PCT Administrative Instructions (as in force from July 1, 2010)" at: [www.wipo.int/pct/en/texts/](http://www.wipo.int/pct/en/texts/).

The modified Forms are available from PATENTSCOPE® under "Forms in force as from July 1, 2010" at: [www.wipo.int/pct/en/forms/](http://www.wipo.int/pct/en/forms/).

Offices which need marked-up copies and/or electronic files of any of the Forms or AIs should contact the PCT Legal Division via the following e-mail address: [pct.legal@wipo.int](mailto:pct.legal@wipo.int).

Yours sincerely,



Francis Gurry  
Director General