

PATENT COOPERATION TREATY

From the RECEIVING OFFICE

PCT

INVITATION RELATING TO MISSING PARTS OR
ERRONEOUSLY FILED ELEMENTS OR PARTS

(PCT Rules 20.5(a) and 20.5bis(a))

To:

Date of mailing <i>(day/month/year)</i>
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Applicant's or agent's file reference

REPLY DUE within TWO MONTHS from the above date of mailing. See also item 4 below.
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International application No.

Date of receipt <i>(day/month/year)</i>

Priority date <i>(day/month/year)</i>

Applicant

1. This receiving Office has found:
 - a. parts of the description are, or appear to be, missing (*specify pages*): _____
 - b. a part of a claim or a part of the claims are, or appear to be, missing (*specify pages*): _____
 - c. parts or all of the drawings are, or appear to be, missing (*specify pages*): _____
 - d. references to drawings, which appear to be missing, are made on pages _____
 - e. the entire description, or parts of the description have or appear to have been, erroneously filed (*specify pages*): _____
 - f. all claims, a part of a claim, or a part of the claims have or appear to have been, erroneously filed (*specify pages*): _____
 - g. parts or all of the drawings have or appear to have been, erroneously filed (*specify pages*): _____
2. The applicant is hereby invited, within the time limit indicated above, at the applicant's option:
 - (i) to complete or correct the purported international application by furnishing the missing part(s) or the correct element(s) or part(s); or
 - (ii) to confirm in accordance with Rule 20.6(a) that the missing part(s) or the correct element(s) or part(s) was incorporated by reference under Rule 4.18 (see Annex for details);
 and to make observations, if any.
3. Where missing drawings are not furnished to this receiving Office within the time limit indicated above, any references to such drawings in the international application will be considered non-existent (Article 14(2)).
4. **Attention:**
 - Where the applicant furnishes to this receiving Office, after the date on which all of the requirements of Article 11(1) were fulfilled (and an international filing date has been accorded) but within the time limit indicated above, the missing part or the correct element or part so as to complete or correct the international application, as the case may be, this receiving Office will correct the international filing date to the date on which it received that element or part (Rule 20.5(c) or 20.5bis(c)).
 - The time limit for responding to this invitation expires later than 12 months from the filing date of the earliest application the priority of which is claimed. In the case referred to in paragraph 2.(i), any missing part or correct element or part received by this receiving Office after the expiration of this 12-month period may result not only in the international filing date being corrected but also in that priority claim being considered void for the purposes of the procedure under the PCT (Rule 26bis.2(b)), except if the international application was filed within 14 months from the filing date of the earliest application whose priority is claimed (Rule 26bis.2(c)(iii)).

A copy of this Invitation is being sent to the International Bureau and the International Searching Authority.

Name and mailing address of the receiving Office
Facsimile No.

Authorized officer
Telephone No.

Continuation of item 2:

Where the applicant wishes to confirm in accordance with Rule 20.6(a) that the missing part or the correct element or part was incorporated by reference under Rule 4.18, the applicant shall furnish, within two months from the date of mailing of this invitation (Rule 20.7(a)(i)), the following:

1. Written notice confirming that the element or part was incorporated by reference in the international application under Rule 4.18 (*no special Form required*).
2. Sheet or sheets embodying the element or part concerned as contained in the earlier application, which the applicant desires to be part of the international application, in the following language (Rule 12.1*bis*):
 - a. language of filing of the international application, that is, in _____
 - b. language of translation under Rule 12.3(a), that is, in _____
 - c. language of translation under Rule 12.4(a), that is, in _____
3. Where the applicant has not already complied with Rules 17.1(a), (b) or (b-*bis*) in relation to the priority document, a copy of the earlier application as filed.
4. Translation of the earlier application into the following language (Rule 20.6(a)(iii)):
 - a. language of filing of the international application, that is, into _____
 - b. language of translation under Rule 12.3(a), that is, into _____
 - c. language of translation under Rule 12.4(a), that is, into _____
5. In the case of a part of the description, claims or drawings, an indication as to where that part is contained in the earlier application and, where applicable, in any translation referred to under item (4).

If this receiving Office finds that the requirements of Rules 4.18 and 20.6 have been complied with and that the element or part was completely contained in the earlier application, that element or part will be considered to have been contained in the purported international application on the date on which one or more elements referred to in Article 11(1)(iii) were first received by this receiving Office. Any erroneously filed element or part will remain in the international application (see Rule 20.5*bis*(d)).