OFFICIAL NOTICES (PCT GAZETTE)

9 January 2020

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The publication Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.
Annex D
Fees and Charges

Part I. Schedule of Fees and Charges

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<tr>
<th>Kind of fee or charge</th>
<th>Amount (Israel new shekel)</th>
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<tr>
<td>Search fee (Rule 16.1(a))</td>
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<td>Additional fee (Rule 40.2(a))</td>
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<tr>
<td>Preliminary examination fee (Rule 58.1(b))</td>
<td>1,535</td>
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<td>Late payment fee for preliminary examination</td>
<td>[No change]</td>
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<tr>
<td>Additional fee (Rule 68.3(a))</td>
<td>1,535</td>
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<td>Late furnishing fee (Rules 13ter.1(c) and 13ter.2)</td>
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<tr>
<td>Cost of copies (Rules 44.3(b), 71.2(b), 94.1ter and 94.2)</td>
<td>[No change]</td>
</tr>
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</table>

Part II. [No change]
INFORMATION ON CONTRACTING STATES

BY Belarus

The National Center of Intellectual Property (Belarus) has notified the International Bureau of changes to its telephone and facsimile numbers, as well as to its e-mail and Internet addresses, which are now as follows:

Telephone: (375-17) 272 46 96
Facsimile: (375-17) 272 98 34
E-mail: icd@ncip.by
ncip@ncip.by
Internet: www.ncip.by

[Updating of Annex B1(BY) of the PCT Applicant’s Guide]

FEES PAYABLE UNDER THE PCT

CR Costa Rica

The Registry of Industrial Property (Costa Rica) has notified the International Bureau of new amounts of fees, in US dollars (USD), payable to it as receiving Office since 18 December 2019, as follows:

Transmittal fee
(PCT Rule 14): USD 212 (online)
USD 289 (on paper)

Fee for priority document
(PCT Rule 17.1(b)): USD 29

Fee for requesting restoration of the right of priority
(PCT Rule 26bis.3(d)): USD 144

[Updating of Annex C(CR) of the PCT Applicant’s Guide]

ID Indonesia

The Directorate General of Intellectual Property (Indonesia) has notified the International Bureau of a new amount of the fee for the priority document (PCT Rule 17.1(b)), in Indonesian rupiah (IDR), payable to it in its capacity as receiving Office. This amount, applicable since 3 May 2019, is IDR 300,000.

[Updating of Annex C(ID) of the PCT Applicant’s Guide]
IL  Israel

The Israel Patent Office has notified the International Bureau of new amounts of fees, in new Israeli shekels (ILS), payable to it as International Searching Authority and applicable from 1 March 2020, as follows:

- Search fee (PCT Rule 16): ILS 3,582
- Additional search fee (PCT Rule 40.2): ILS 3,582
- Late furnishing fee (PCT Rule 13ter.1(c)): ILS 460

[Updating of Annex D(IL) of the PCT Applicant’s Guide]

Furthermore, the Office also notified new amounts of fees, in new Israeli shekels (ILS), payable to it as International Preliminary Examining Authority and applicable from 1 March 2020, as follows:

- Preliminary examination fee (PCT Rule 58.1(b)): ILS 1,535
- Additional preliminary examination fee (PCT Rule 68.3(a)): ILS 1,535
- Late furnishing fee (PCT Rule 13ter.2): ILS 460

[Updating of Annex E(IL) of the PCT Applicant’s Guide]

RECEIVING OFFICES

ID  Indonesia

The Directorate General of Intellectual Property (Indonesia) has notified the International Bureau of a change concerning the number of paper copies of the international application required by it – one copy is now required, instead of two.

[Updating of Annex C(ID) of the PCT Applicant’s Guide]

UG  Uganda

The Uganda Registration Services Bureau (URSB) has specified the European Patent Office (EPO), in addition to the Intellectual Property Office of Singapore, as competent International Searching and International Preliminary Examining Authority for international applications filed with the URSB by nationals and residents of Uganda, with effect since 27 November 2019.

[Updating of Annex C(UG) of the PCT Applicant’s Guide]
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16 January 2020

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<tr>
<td>EP European Patent Organisation</td>
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FEES PAYABLE UNDER THE PCT

EG  Egypt

The Egyptian Patent Office notified the International Bureau of a new amount, in Egyptian pounds (EGP), of the examination fee component of its national fee, payable to the Office in its capacity as designated (or elected) Office. This amount, applicable since 7 November 2017, is EGP 17,000. Students are exempt from paying this fee.

[Updating of the National Chapter, Summary (EG) of the PCT Applicant’s Guide]

EP  European Patent Organisation

The European Patent Office (EPO) has notified the International Bureau of a new amount, in euros (EUR), of the filing fee component of its national fee for non-online filings. This amount, payable to the Office in its capacity as designated (or elected) Office and applicable since 1 April 2019, is EUR 250.

[Updating of the National Chapter, Summary (EP) of the PCT Applicant’s Guide]
OFFICIAL NOTICES (PCT GAZETTE)

23 January 2020

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</table>
INFORMATION ON CONTRACTING STATES

ID Indonesia

The Directorate General of Intellectual Property (Indonesia) has notified the International Bureau of changes concerning facsimile services and the filing of documents by means of telecommunication (PCT Rule 92.4) — the Office has discontinued the use of its facsimile services and will no longer accept the filing of documents by fax.

[Updating of Annex B1(ID) of the PCT Applicant’s Guide]

FEES PAYABLE UNDER THE PCT

ID Indonesia

The Directorate General of Intellectual Property (Indonesia) has notified the International Bureau of new amounts of several components of the national fee, in Indonesian rupiah (IDR), payable to the Office in its capacity as designated (or elected) Office. These amounts, applicable since 3 May 2019, are as follows:

National fee:
  Claim fee for each claim in excess of 10: IDR 75,000
  Substantive examination fee: IDR 3,000,000

[Updating of the National Chapter, Summary (ID) of the PCT Applicant’s Guide]

IL Israel

In accordance with PCT Rule 16.1(d), new equivalent amounts, in Swiss francs (CHF), euros (EUR) and US dollars (USD), have been established for the search fee for an international search carried out by the Israel Patent Office. These amounts, applicable from 1 March 2020, are CHF 1,009, EUR 932 and USD 1,036, respectively.

[Updating of Annex D(IL) of the PCT Applicant’s Guide]
# OFFICIAL NOTICES (PCT GAZETTE)

30 January 2020

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<td><strong>Erroneously Filed Elements and Parts:</strong></td>
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<td><strong>Notifications by Designated Offices of Incompatibility with National</strong></td>
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<td><strong>Laws under PCT Rule 20.8(b-bis)</strong></td>
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<tr>
<td>EP European Patent Organisation</td>
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</tr>
<tr>
<td><strong>Availability of Priority Documents from Digital Libraries:</strong></td>
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<td><strong>Notifications by Participating Offices and Authorities</strong></td>
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<td>NO Norway</td>
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</table>

The publication Official Notices (PCT Gazette) is part of the Gazette published by the International Bureau of the World Intellectual Property Organization in accordance with Article 55(4) of the Patent Cooperation Treaty (PCT) and Rule 86 of the Regulations under the PCT.
IL  Israel – Corrigendum

Agreement between the Government of Israel and the International Bureau of the World Intellectual Property Organization\(^1\) - Amendment to Annex D

The indication of “Late furnishing fee” in Part I of Annex D of the above-mentioned Agreement, as published in the Official Notices (PCT Gazette) of 9 January 2020, page 2, was erroneous. The correct indication is: “Late furnishing fee for sequence listings”.

In addition, the translation into French of the indication “Cost of copies” was also erroneous. The corrected French version of Annex D is published in the *Notifications officielles (Gazette du PCT)*\(^2\) of 30 January 2020, page 10.

As from 1 March 2020, the amended Annex D will read as follows:

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“Annex D
Fees and Charges

Part I. Schedule of Fees and Charges

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<td>(Rules 13ter.1(c) and 13ter.2)</td>
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<td>Cost of copies (Rules 44.3(b), 71.2(b), 94.1ter and 94.2), per document</td>
<td>[No change]</td>
</tr>
</tbody>
</table>

Part II. [No change]"
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\(^2\) Available on the WIPO website at: [https://www.wipo.int/pct/fr/official_notices/officialnotices.pdf](https://www.wipo.int/pct/fr/official_notices/officialnotices.pdf)
FEES PAYABLE UNDER THE PCT

KG Kyrgyzstan

The State Service of Intellectual Property and Innovation under the Government of the Kyrgyz Republic has notified the International Bureau of an amount of the transmittal fee (PCT Rule 14), in Kyrgyz som (KGS), payable to the Office in its capacity as receiving Office. This amount, applicable since 3 October 2016, is KGS 4,000. This fee is reduced by 90% if the applicant is an individual.

For non-residents of Kyrgyzstan, the equivalent amount of the fee can be paid in a freely convertible currency, in accordance with the exchange rate of the National Bank of the Kyrgyz Republic applicable on the date of payment.

[Updating of Annex C(KG) of the PCT Applicant’s Guide]

ERRONEOUSLY FILED ELEMENTS AND PARTS: NOTIFICATIONS BY RECEIVING OFFICES OF INCOMPATIBILITY WITH NATIONAL LAWS UNDER PCT RULE 20.8(A-BIS)

Corrigendum: The notification published in the Official Notices (PCT Gazette) of 19 December 2019 (pages 199 and 200) concerning incompatibility with the law applied by the European Patent Office (EPO) in its capacity as receiving Office, under new PCT Rule 20.8, contained incorrect references to Rule 20.8(b-bis). The said notification is hereby corrected and republished, as follows:

During its fifty-first (22nd ordinary) session, held in Geneva from 30 September to 9 October 2019, the Assembly of the International Patent Cooperation Union (PCT Union) unanimously adopted, among others, new Rule 20.5bis of the PCT Regulations concerning erroneously filed elements and parts of international applications, as well as new Rule 20.8(a-bis), concerning incompatibility of Rules 20.5bis(a)(ii) and 20.5bis(d) with the national law applied by receiving Offices. These new Rules, among others, will enter into force on 1 July 2020.

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3 The complete text of Rule 20.5bis is reproduced in Annex III of document number PCT/A/51/2, which is available online at: https://www.wipo.int/edocs/mdocs/govbody/en/pct_a_51/pct_a_51_2.pdf

4 New Rule 20.5bis(a)(ii) states: "Where, in determining whether the papers purporting to be an international application fulfil the requirements of Article 11(1), the receiving Office finds that an entire element referred to in Article 11(1)(iii)(d) or (e) has or appears to have been erroneously filed, or that a part of the description, claims or drawings has or appears to have been erroneously filed, including the case where all drawings have or appear to have been erroneously filed ("erroneously filed element or part"), it shall promptly invite the applicant, at the applicant’s option to confirm, in accordance with Rule 20.6(a), that the correct element or part was incorporated by reference under Rule 4.18 and to make observations, if any, within the applicable time limit under Rule 20.7. If that time limit expires after the expiration of 12 months from the filing date of any application whose priority is claimed, the receiving Office shall call that circumstance to the attention of the applicant."

5 New Rule 20.5bis(d) states: "Where, following an invitation under paragraph (a) or otherwise, a correct element or part is, under Rule 20.6(b), 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 the receiving Office, the erroneously filed element or part concerned shall remain in the application, and the receiving Office shall accord as the international filing date the date on which all of the requirements of Article 11(1) are fulfilled and proceed as provided in Rule 20.2(b) and (c) and as provided for in the Administrative Instructions."
New Rule 20.8(a-bis) states: “If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the receiving Office, the Rules concerned shall not apply to an international application filed with that receiving Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.”

EP European Patent Organisation

In accordance with new PCT Rule 20.8(a-bis), which will enter into force on 1 July 2020, the European Patent Office (EPO), in its capacity as receiving Office, has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) cannot be considered to be compatible with the legal framework of the Convention on the Grant of European Patents (EPC).

ERRONEOUSLY FILED ELEMENTS AND PARTS: NOTIFICATIONS BY DESIGNATED OFFICES OF INCOMPATIBILITY WITH NATIONAL LAWS UNDER PCT RULE 20.8(B-BIS)

During its fifty-first (22nd ordinary) session, held in Geneva from 30 September to 9 October 2019, the Assembly of the International Patent Cooperation Union (PCT Union) unanimously adopted, among others, new Rule 20.5bis of the PCT Regulations concerning erroneously filed elements and parts of international applications, as well as new Rule 20.8(b-bis), concerning incompatibility of Rules 20.5bis(a)(ii) and 20.5bis(d) with the national law applied by designated Offices. These new Rules, among others, will enter into force on 1 July 2020.

New Rule 20.8(b-bis) states: “If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the designated Office, the Rules concerned shall not apply in respect of that Office in relation to an international application in respect of which the acts referred to in Article 22 have been performed before that Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.”

EP European Patent Organisation

In accordance with new PCT Rule 20.8(b-bis), which will enter into force on 1 July 2020, the European Patent Office (EPO), in its capacity as designated Office, has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) cannot be considered to be compatible with the legal framework of the Convention on the Grant of European Patents (EPC).

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6 See footnote 3.
7 See footnote 4.
8 See footnote 5.
AVAILABILITY OF PRIORITY DOCUMENTS FROM DIGITAL LIBRARIES: NOTIFICATIONS BY PARTICIPATING OFFICES AND AUTHORITIES

In order to facilitate access to priority documents, the International Bureau established the Digital Access Service for Priority Documents (“DAS”), based on a decision taken in 2006 by the Paris Union Assembly, the PLT Assembly and the PCT Union Assembly.

Since April 2009, the International Bureau, and any Office or Authority having the adequate legal and technical requirements in place, is able to participate in DAS, either as an office of first filing (“depositing Office”) or as an office of second filing (“accessing Office”), or both, in order to facilitate access to priority documents (PCT Rule 17) in a wide variety of media and formats.

Notifications made under paragraphs 10 and 12 of the Framework Provisions for the Digital Access for Priority Documents or Section 715(a)(i) or (b) of the Administrative Instructions under the PCT are published by the International Bureau at: www.wipo.int/das/en/participating_offices.html.

NO Norway

In accordance with paragraphs 10 and 12 of the Framework Provisions of the Digital Access for Priority Documents, the Norwegian Industrial Property Office has notified the International Bureau of its participation in DAS, as depositing Office and accessing Office, with effect since 1 January 2020.

[Updating of Annex B1(NO) of the PCT Applicant’s Guide]
# OFFICIAL NOTICES (PCT GAZETTE)

6 February 2020

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INFORMATION ON CONTRACTING STATES

SA  Saudi Arabia

The Saudi Patent Office (SPO) has notified the International Bureau of changes to the name of the Office, as well as to its location and mailing address, telephone numbers, facsimile number, and e-mail and Internet addresses, as follows:

Name of Office: Saudi Authority for Intellectual Property (SAIP)

Location and mailing address: As Sahafah, Olaya St. 6531, 3059
Riyadh 13321
Saudi Arabia

Telephone: (966-11) 280 59 76
(966-11) 280 60 09

Facsimile machine: (966-11) 280 60 02

E-mail: pct@saip.gov.sa

Internet: www.saip.gov.sa

[Updating of Annex B1(SA) of the PCT Applicant’s Guide]

FEES PAYABLE UNDER THE PCT

TN  Tunisia

The National Institute for Standardization and Industrial Property (INNORPI) (Tunisia) has notified the International Bureau of a new amount of the transmittal fee (PCT Rule 14), in Tunisian dinars (TND), payable to the Office in its capacity as receiving Office. This amount, applicable since 2 January 2020, is TND 100.

[Updating of Annex C(TN) of the PCT Applicant’s Guide]

US  United States of America

Pursuant to PCT Rule 16.1(d), new equivalent amounts in New Zealand dollars (NZD) have been established for the search fee for an international search carried out by the United States Patent and Trademark Office (USPTO). These amounts, applicable from 1 April 2020, are NZD 3,135 for an entity other than a small or micro entity, NZD 1,567 for a small entity and NZD 784 for a micro entity.

[Updating of Annex D(US) of the PCT Applicant’s Guide]
DEPOSITS OF MICROORGANISMS AND OTHER BIOLOGICAL MATERIAL: INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE

IT Italy

The Italian Patent and Trademark Office has notified the International Bureau of a change in the name of the Advanced Biotechnology Center (ABC), an international depositary authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, with which deposits of microorganisms and other biological material may be made. The new name of the authority is IRCCS Ospedale Policlinico San Martino.

[Updating of Annex L of the PCT Applicant’s Guide]
OFFICIAL NOTICES (PCT GAZETTE)

13 February 2020

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<td>Filing and Processing in Electronic Form of International Applications: Notification by Receiving Offices</td>
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FEES PAYABLE UNDER THE PCT

CA Canada

The Canadian Intellectual Property Office has notified the International Bureau of new components of its national fee, in Canadian dollars (CAD), payable to the Office in its capacity as designated (or elected) Office. These amounts, applicable since 30 October 2019, are as follows:

National fee:

Additional fee for reinstatement of rights (late entry into the national phase): CAD 200

Additional fee for late payment under subsection 154(4) of the Canadian Patent Rules: CAD 150

Furthermore, the Office notified changes to the relevant provisions of its national law concerning an applicant’s entitlement to pay the reduced amount of the basic national fee as a “small entity”. In order to be entitled to pay the reduced fee, a signed “small entity” declaration\(^1\) compliant with subsection 44(3) of the Canadian Patent Rules must be made by the applicant or the applicant’s agent, within the applicable time limit set out in subsections 154(1)(c)(i), 154(2)(a), 154(3)(a)(iii)(A), 154(3)(b)(i)(A), 154(3)(b)(ii)(A) or 80(1)(a) and 80(2) of Canadian Patent Rules.

In addition, the Office notified a change in the time limits for payment of the maintenance fee in respect of each one-year period, due at the time of entry into the national phase, where that entry is effected on or after the second (or possibly third) anniversary of the international filing date. With effect since 30 October 2019, where PCT Article 22 or 39(1) applies, this fee is due:

- within 24 months from the international filing date, or within 30 months from the priority date if that time limit expires later; or
- within 12 months after the 30-month deadline, provided the applicant pays the additional fee for late entry into the national phase.

[Updating of the National Chapter, Summary (CA) of the PCT Applicant’s Guide]

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\(^1\) This declaration should preferably follow the form of the declaration set out in the PCT Applicant’s Guide, National Phase, Annex CA.II.
DESIGNATED (OR ELECTED) OFFICES

CA  Canada

The Canadian Intellectual Property Office has notified the International Bureau of changes to the requirements for late entry into the national phase. Late entry into the national phase is still possible (up to 12 months after the 30-month deadline (30 months from the priority date)); however, since 30 October 2019, applicants must pay the fee for reinstatement of rights and meet the other requirements outlined in subsection 154(3) of the Canadian Patent Rules for the reinstatement of rights (late entry into the national phase).

Furthermore, the Office notified several changes to its special requirements under PCT Rule 51bis. Since 30 October 2019, the complete list of these special requirements is as follows:

– The name and postal address of each inventor.

– A statement that either (i) the applicant/applicants is/are entitled to apply for a patent, or (ii) the applicant is the sole inventor or, if there are joint applicants, that the applicants are all inventors and the sole inventors.

– If the Commissioner reasonably doubts that the person who entered the national phase is the applicant of the international application or the legal representative, the Commissioner will require evidence to establish ownership rights in the international application.

An applicant may provide documentation\(^2\) with the request to enter the national phase establishing that the person who entered the national phase is the applicant of the international application or the legal representative.

– Appointment of an agent if the applicant is not the inventor.

If the appointed agent does not reside in Canada, the appointment by the agent of an agent who resides in Canada to be the associate agent.

Evidence of the consent of the appointment of the agent when the document appointing that agent is not submitted by the latter.

[Updating of the National Chapter, Summary (CA) of the *PCT Applicant’s Guide*]

\(^2\) Such documentation may include: Form PCT/IB/306, a document effecting the transfer of rights, or a change of name document.
The Registry of Industrial Property (Costa Rica) has notified the International Bureau of changes to the conditions for reduction of the filing fee component of the national fee. Since 18 December 2019, the filing fee is reduced by 70% where the international application has been filed by natural persons, micro or small enterprises (as defined in Law No. 8262 of Costa Rica), public institutions of higher education, or public institutes for scientific or technology research.

Together with the request for reduction of the fee, the applicant must provide, in addition to the proof of payment, the following documents:

– a sworn statement in which the applicant declares that he is entitled to the reduction;
– a copy of the identification card (“cédula de identidad”) in the case of a natural person; or
– a copy of the corporation card (“cédula jurídica”) in the case of a legal person.

To proceed with the registration of the transfer of rights to a third party that is not entitled to the reduction, the latter must pay the remaining 70% of the fee that was not initially paid by the assignor. In addition, as from the date of transfer to a third party, the assignee must pay the total amount of the annual fees due to maintain the validity of the patent.

[ Updating of the National Chapter, Summary (CR) of the PCT Applicant’s Guide ]

FILING AND PROCESSING IN ELECTRONIC FORM OF INTERNATIONAL APPLICATIONS: NOTIFICATION BY RECEIVING OFFICES

UG Uganda

Since 7 January 2002, any receiving Office having the adequate technical systems in place is able to accept the filing of international applications in electronic form in accordance with Part 7 and Annex F of the Administrative Instructions under the PCT containing, respectively, the legal framework and technical standard necessary to enable the implementation of filing and processing in electronic form of international applications, as provided for under PCT Rule 89bis.1.

The Uganda Registration Services Bureau (URSB), in its capacity as receiving Office, has notified the International Bureau, under PCT Rules 89bis.1(d) and 89bis.2 and pursuant to Sections 710(a) and 713 of the Administrative Instructions under the PCT, that it is prepared to receive and process international applications in electronic form with effect from 15 April 2020, as follows:
As to electronic document formats (Section 710(a)(i)):
- XML (in general; see Annex F, section 3.1.1.1)
- WIPO Standard ST.25 (for sequence listings; see Annex F, section 3.1.1.2, and Annex C)
- PDF (for files that are referenced by XML files within the international application; see Annex F, section 3.1.2)
- TIFF (for files that are referenced by XML files within the international application; see Annex F, section 3.1.3.1)
- JPEG (for files that are referenced by XML files within the international application; see Annex F, section 3.1.3.2)

As to means of transmittal (Section 710(a)(i)):
- online filing (see Annex F, section 5 and Appendix III, section 2(d))

As to electronic document packaging (Section 710(a)(i)):
- WASP (Wrapped and Signed Package; see Annex F, section 4.2.1)

As to electronic filing software (Section 710(a)(i)):
- ePCT-Filing

As to types of electronic signature (Section 710(a)(i)):
- facsimile and text string types of signatures (see Annex F, sections 3.3.1 to 3.3.2)
- enhanced electronic signature (see Annex F, section 3.3.4)

As to conditions, rules and procedures relating to electronic receipt (Section 710(a)(ii)):
The acknowledgement of receipt of any purported international application filed in electronic form with the Office will contain, in addition to the mandatory information required under Section 704(a)(i) to (iv), the names of the electronic files received (see Section 704(a)(v)).

The Office will make every effort to accept an international application in electronic form. It is only if the application is not sent in accordance with the E-filing interoperability protocol (see Annex F, section 5.1) that no acknowledgement of receipt will be generated. Other errors, such as the use of outdated certificates (see Annex F, Appendix II, section 4.4.7), applications infected by viruses or other forms of malicious logic (see Section 708(b)) or certain missing files, are notified to the applicant by inclusion in the notification of receipt.

Where it appears that the notification of receipt sent to the applicant by electronic means of transmittal was not successfully transmitted, the Office will promptly retransmit the notification of receipt by the same or another means (see Section 709(b)).
As to methods of online payment (Section 710(a)(ii)):

Online payment is not available.

As to details concerning help desks (Section 710(a)(ii)):

The Office has put in place a help desk to answer questions from users of the service. The help desk may be contacted:

- by telephone at: (256-41) 733 80 00 (256-41) 733 81 00
- by e-mail at: ip@ursb.go.ug

As to the kinds of documents which may be transmitted to the Office in electronic form (Section 710(a)(iii)):

- international applications
- subsequently filed documents for international applications, to the extent supported by the relevant software.

As to the filing of documents in pre-conversion format (Section 710(a)(iv)):

The Office will accept the filing of documents in any pre-conversion format together with the international application.

As to procedures for notification of applicants and procedures which applicants may follow as alternatives when the electronic systems of the Office are not available (Section 710(a)(v)):

In case of failure of the electronic systems when an international application is filed with it, the Office will use all means available, such as fax or e-mail, to inform the applicant about procedures to follow as alternatives.

The Office will provide information concerning the availability of the online filing system on its website (www.ursb.go.ug).

As to the certification authorities that are accepted by the Office and the electronic addresses of the certificate policies under which certificates are issued (Section 710(a)(vi)):

- WIPO customer CA (www.wipo.int/pct-safe/en/certificates.htm)

As to the procedures relating to access to the files of international applications filed or stored in electronic form (Section 710(a)(vii)):

Applications filed via ePCT-Filing can be accessed by the applicant using ePCT."

[Updating of Annex C(UG) of the PCT Applicant’s Guide]
OFFICIAL NOTICES (PCT GAZETTE)

20 February 2020

Notices and Information of a General Character

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</table>

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<tr>
<th>Fees Payable under the PCT</th>
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</thead>
<tbody>
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<tr>
<td>RO Romania</td>
<td>24</td>
</tr>
</tbody>
</table>
INFORMATION ON CONTRACTING STATES

NL  Netherlands

The Netherlands Patent Office has notified the International Bureau of changes concerning its facsimile services and the filing of documents by means of telecommunication (PCT Rule 92.4) – since 1 July 2018, the Office has discontinued the use of its facsimile machine and, consequently, no longer accepts the filing of documents by fax.

[Updating of Annex B1(NL) of the PCT Applicant’s Guide]

FEES PAYABLE UNDER THE PCT

AZ  Azerbaijan

The Intellectual Property Agency of the Republic of Azerbaijan has notified the International Bureau of new amounts of several fees, in Azerbaijani manat (AZN), payable to it as designated (or elected) Office. These fees, applicable since 27 May 2019, are as follows:

For patent or utility model:
- Additional fee for each independent claim in excess of one: AZN 7
- Additional fee for each dependent claim in excess of ten: AZN 7
- Annual fee for the 3rd year: AZN 50 (reduced to AZN 10 where all applicants are natural persons)

[Updating of the National Chapter, Summary (AZ) of the PCT Applicant’s Guide]

RO  Romania

The State Office for Inventions and Trademarks (Romania) has notified the International Bureau of new amounts of fees, in new lei (RON), payable to the Office in its capacity as receiving Office. These amounts, applicable since 1 January 2020, are as follows:

- Transmittal fee (PCT Rule 14): RON 475
- Fee for priority document (PCT Rule 17.1(b)): RON 95 plus copying costs

[Updating of Annex C(RO) of the PCT Applicant’s Guide]

1 This fee is subject to value-added tax (VAT) of 18%.
## OFFICIAL NOTICES (PCT GAZETTE)

27 February 2020

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<table>
<thead>
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<th>Topic</th>
<th>Page</th>
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<td></td>
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<tr>
<td>International Preliminary Examining Authorities</td>
<td></td>
</tr>
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<td>EP European Patent Organisation</td>
<td>26</td>
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<tr>
<td>Fees Payable under the PCT</td>
<td></td>
</tr>
<tr>
<td>EP European Patent Organisation</td>
<td>27</td>
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<tr>
<td>Filing and Processing in Electronic Form of International Applications: Notification by Receiving Offices</td>
<td></td>
</tr>
<tr>
<td>CN China</td>
<td>30</td>
</tr>
</tbody>
</table>
Agreement between the European Patent Office and the International Bureau of the World Intellectual Property Organization1 – Amendment to Annex D

The European Patent Office (EPO) has notified the International Bureau, in accordance with Articles 11(3)(iii) and 11(4)(ii) of the above-mentioned Agreement, of amendments to Parts I and II of Annex D thereof. These amendments consist of changes in the amounts of several fees, the introduction of conditions for reduction of the supplementary international search fee, as well as changes to conditions for reductions of the international search fee and the international preliminary examination fee.

The new conditions for reduction of the international search fee shall apply to all international applications filed on or after 1 April 2020. The new conditions for reduction of the supplementary international search fee and the international preliminary examination fee shall apply in respect of payments made on or after 1 April 2020.

The amendments to Annex D, which will enter into force on 1 April 2020, will read as follows:

“Annex D
Fees and Charges

Part I. Schedule of Fees and Charges

<table>
<thead>
<tr>
<th>Kind of fee or charge</th>
<th>Amount (Euro)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Search fee (Rule 16.1(a))</td>
<td>[No change]²</td>
</tr>
<tr>
<td>Additional fee (Rule 40.2(a))</td>
<td>[No change]²</td>
</tr>
<tr>
<td>Supplementary search fees (Rule 45bis.3(a))</td>
<td>[No change]²</td>
</tr>
<tr>
<td>Preliminary examination fee (Rule 58.1(b))</td>
<td>[No change]²</td>
</tr>
<tr>
<td>Additional fee (Rule 68.3(a))</td>
<td>[No change]²</td>
</tr>
<tr>
<td>Protest fee (Rules 40.2(e) and 68.3(e))</td>
<td>910</td>
</tr>
<tr>
<td>Review fee (Rule 45bis.6(c))</td>
<td>910</td>
</tr>
<tr>
<td>Late furnishing fee (Rules 13ter.1(c) and 13ter.2)</td>
<td>240</td>
</tr>
</tbody>
</table>

2 This fee is reduced by 75% under certain conditions (see decision of the EPO’s Administrative Council of 12 December 2019 (OJ EPO 2020, A4). See Part II, paragraph (4) for further details.
Part II. Conditions for and Extent of Refunds or Reductions of Fees

(1) to (3)  [No change]

(4) The amount of the international search fee and the international preliminary examination fee (including any additional fee to be paid), and of the supplementary international search fee, shall be reduced by 75%:

(i) where the applicant or, if there are two or more applicants, each applicant is a natural person who is a national and resident of a State not party to the European Patent Convention, and which on the date of filing of the application or on the date of payment of the supplementary international search fee or of the international preliminary examination fee, is classified as a low-income or lower-middle-income economy by the World Bank. Where the Authority is informed of a change under Rule 92bis before the start of the international search, the supplementary international search or, as the case may be, the start of the international preliminary examination, and the change would modify the applicability of the fee reduction, the Authority may request the applicant to pay the full amount of the international search fee, supplementary international search fee or international preliminary examination fee, as well as the full amount of any additional fees that the applicant may be invited to pay; or

(ii) where the applicant, or if there are two or more applicants, each applicant is a natural or legal person who, within the meaning of Rule 18, is a national and resident of a State in which a validation agreement with the European Patent Organisation is in force.

(5) to (8)  [No change]"

FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

The European Patent Office (EPO) has notified the International Bureau of new amounts of fees, in euros (EUR), payable to it as International Searching Authority and applicable from 1 April 2020, as follows:

Protest fee (PCT Rule 40.2(e)): EUR 910
Review fee (PCT Rule 45bis.6(c)): EUR 910
Late furnishing fee (PCT Rule 13ter.1(c)) EUR 240

[Updating of Annexes D(EP) and SISA(EP) of the PCT Applicant’s Guide]
Furthermore, the Office notified new amounts of fees, in **euros (EUR)**, payable to it as International Preliminary Examining Authority. These amounts, also applicable from 1 April 2020, are as follows:

<table>
<thead>
<tr>
<th>Fee Description</th>
<th>Amount (EUR)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Protest fee (PCT Rule 68.3(e))</td>
<td>910</td>
</tr>
<tr>
<td>Late furnishing fee (PCT Rule 13ter.2)</td>
<td>240</td>
</tr>
</tbody>
</table>


In addition, the Office notified the International Bureau of new amounts of several components of its national fee, in **euros (EUR)**, payable to the Office in its capacity as designated (or elected) Office. These new amounts, applicable from 1 April 2020, are as follows:

**National fee:**

<table>
<thead>
<tr>
<th>Fee Description</th>
<th>Amount (EUR)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Filing fee:</td>
<td></td>
</tr>
<tr>
<td>– for online filings</td>
<td>125</td>
</tr>
<tr>
<td>– for non-online filings</td>
<td>260</td>
</tr>
<tr>
<td>Additional fee for pages in excess of 35</td>
<td>16</td>
</tr>
<tr>
<td>(for the 36th and each subsequent page)</td>
<td></td>
</tr>
<tr>
<td>Designation fee for one or more</td>
<td>610</td>
</tr>
<tr>
<td>EPO Contracting States designated</td>
<td></td>
</tr>
<tr>
<td>Claims fee:</td>
<td></td>
</tr>
<tr>
<td>– for the 16th and each subsequent claim up to the limit of 50:</td>
<td>245</td>
</tr>
<tr>
<td>– for the 51st and each subsequent claim:</td>
<td>610</td>
</tr>
<tr>
<td>Search fee:</td>
<td></td>
</tr>
<tr>
<td>– for (international) applications filed before 1 July 2005</td>
<td>920</td>
</tr>
<tr>
<td>– for (international) applications filed on or after 1 July 2005</td>
<td>1,350</td>
</tr>
</tbody>
</table>

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3. Must be paid within 31 months from the priority date. For claims fees see also paragraph EP.08 of National Chapter (EP).
5. The designation, extension and validation fees are payable within 31 months from the priority date or six months after the date of publication of the international search report, whichever expires later.
Fee for further processing:
– in the event of late payment of a fee [No change]
– other cases EUR 265

Fee for late furnishing of a sequence listing EUR 240

Examination fee:\[6\]
– for (international) applications filed before 1 July 2005 EUR 1,900
– for (international) applications filed on or after 1 July 2005 for which no supplementary European search report is drawn up EUR 1,900
– for all other (international) applications filed on or after 1 July 2005 EUR 1,700

Renewal fee for the third year\[7\] EUR 490

Finally, the Office notified a new amount of the reduction of the search fee component of the national fee, in euros (EUR), for international applications for which the international search report or a supplementary international search report has been established by the Austrian Patent Office or, in accordance with the Protocol on Centralisation, by the Finnish Patent and Registration Office (PRH), the Nordic Patent Institute, the Spanish Patent and Trademark Office, the Swedish Patent and Registration Office, the Turkish Patent and Trademark Office (Turkpatent) or the Visegrad Patent Institute (VPI).

The new amount of this reduction is EUR 1,150.

The reduction shall apply to international applications filed up to and including 31 March 2024 and for which the supplementary search fee is paid on or after 1 April 2020.\[8\]

[Updating of the National Chapter, Summary (EP) of the PCT Applicant’s Guide]
In January 2020, the China National Intellectual Property Administration (CNIPA) announced that, as from 1 March 2020, it would no longer accept international applications in electronic form filed using the PCT-SAFE software.

On 18 February 2020, pursuant to PCT Rule 89bis.1(d) and Section 710(b) of the Administrative Instructions under the PCT, the Office, in its capacity as receiving Office, notified the International Bureau of this change.

Consequently, with effect from 1 March 2020, the item concerning electronic filing software specified by the Office in the notification published in the Official Notifications (PCT Gazette) of 23 June 2016, pages 133 et seq. will be replaced by the following:

As to electronic filing software (Section 710(a)(i)):

– CEPCT Software

[Updating of Annex C(CN) of the PCT Applicant’s Guide]
OFFICIAL NOTICES (PCT GAZETTE)

5 March 2020

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<td>Note Prepared by the International Bureau</td>
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<td>Amendments of the Regulations under the PCT (to enter into force on 1 July 2020)</td>
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<tr>
<td>Revised List of States Meeting the Criteria referred to in Items 5(a) and 5(b) of the PCT Schedule of Fees</td>
</tr>
<tr>
<td>Fees Payable under the PCT</td>
</tr>
<tr>
<td>EP European Patent Organisation</td>
</tr>
</tbody>
</table>
MEETINGS OF THE INTERNATIONAL PATENT COOPERATION UNION – ASSEMBLY (FIFTY-FIRST (22ND ORDINARY) SESSION)

NOTE PREPARED BY THE INTERNATIONAL BUREAU

At its fifty-first (22nd ordinary) session, which was held in Geneva from 30 September to 9 October 2019 as part of the meetings of the Assemblies of the Member States of WIPO, the Assembly of the International Patent Cooperation Union (PCT Union) approved the following changes affecting the PCT System:

– amendments to the PCT Regulations; and
– a revised version of the lists of States meeting the criteria referred to in items 5(a) and 5(b) of the PCT Schedule of Fees, in accordance with the Directives\(^1\) for updating these lists.

Documents prepared for the Assembly, which give detailed background information relating to the decisions taken, as well as the session report, are available on the WIPO website at:

www.wipo.int/meetings/en/details.jsp?meeting_id=52258

The aforementioned changes are outlined below.

**Amendments to the PCT Regulations**

The amendments to the PCT Regulations that were approved by the Assembly will enter into force on 1 July 2020 and are as follows:

– Amendments to PCT Rule 82\(\text{quater}\), regarding safeguards in case of outages affecting Offices, are intended to allow Offices to simplify the process of excusing failures to meet certain time limits due to outages of electronic systems;
– New PCT Rule 26\(\text{quater}\), concerning correction or addition of indications under PCT Rule 4.11, allows for correction of errors or omissions in indications of the type of protection to be sought in the national phase;
– New PCT Rule 40\(\text{bis}\), as well as amendments to PCT Rules 4, 12, 20, 48, 51\(\text{bis}\), 55 and 82\(\text{ter}\), concerning erroneously filed elements and parts of the international application, are intended to align the practices of receiving Offices and designated (or elected) Offices in the special case where an applicant has erroneously filed a wrong element or part of the international application;

---

\(^1\) As adopted by the Assembly of the PCT Union at its forty-sixth (27th extraordinary) session and published in the Official Notices (PCT Gazette) of 12 February 2015 (page 33).
– Amendments to PCT Rules 15, 16, 57 and 96, concerning the transfer of PCT Fees, are enabling provisions setting out consistent procedures on transferring fees from one Office to another via the International Bureau, with an aim to assist Offices wishing to use the new “netting” arrangement; and

– Amendments to PCT Rules 71 and 94, concerning the availability of the file held by the International Preliminary Examining Authority, allow greater transparency by permitting more documents related to the international preliminary examination procedure to be made available to the public.

Furthermore, the Assembly adopted the following Understandings concerning the provisions relating to erroneously filed elements and parts of the international application:

– “In adopting new Rule 20.5bis, the Assembly agreed that Article 15 should be interpreted such that, in the case of incorporation by reference of a correct element or part under Rule 20.5bis(d), the International Searching Authority would only be required to carry out the international search on the basis of the international application (‘the claims, with due regard to the description and the drawings, if any’) including the correct element or part incorporated by reference, and would not need to take into account any erroneously filed element or part which, pursuant to Rule 20.5bis(d), remained in the application. The Assembly further agreed that Article 15 should be interpreted such that, in the case referred to in Rule 40bis.1, where no additional fees were paid within the prescribed time limit, the International Searching Authority would only be required to carry out the international search on the basis of the international application (‘the claims, with due regard to the description and the drawings, if any’) including the erroneously filed element or part, and would not need to take into account any correct element or part included in the application under Rule 20.5bis(c) or incorporated by reference under Rule 20.5bis(d).

– In adopting new Rule 20.8(a-bis), the Assembly agreed that, where a correct element or part cannot be incorporated by reference under Rules 20.5bis(a)(ii) and (d) because of the operation of Rule 20.8(a-bis), the receiving Office concerned and the International Bureau shall agree, under Rule 19.4(a)(iii), with the authorization of the applicant, that the procedures under Rule 19.4 shall apply, in which case the international application shall, subject to Rule 19.4(b), be considered to have been received by that Office on behalf of the International Bureau as receiving Office under Rule 19.1(a)(iii).”

The text of the new and amended Rules is reproduced hereafter.
AMENDMENTS OF THE REGULATIONS UNDER THE PCT
(to enter into force on 1 July 2020)

Rule 4
The Request (Contents)

4.1 to 4.17  [No change]

4.18  Statement of Incorporation by Reference

Where the international application, on the date on which one or more elements referred to in Article 11(1)(iii) were first received by the receiving Office, claims the priority of an earlier application, the request may contain a statement that, where an element of the international application referred to in Article 11(1)(iii)(d) or (e), or a part of the description, claims or drawings referred to in Rule 20.5(a), or an element or part of the description, claims or drawings referred to in Rule 20.5bis(a) is not otherwise contained in the international application but is completely contained in the earlier application, that element or part is, subject to confirmation under Rule 20.6, incorporated by reference in the international application for the purposes of Rule 20.6. Such a statement, if not contained in the request on that date, may be added to the request if, and only if, it was otherwise contained in, or submitted with, the international application on that date.

4.19  [No change]

Rule 12
Language of the International Application and Translations for the Purposes of International Search and International Publication

12.1  [No change]

12.1bis  Language of Elements and Parts Furnished under Rule 20.3, 20.5, 20.5bis or 20.6

An element referred to in Article 11(1)(iii)(d) or (e) furnished by the applicant under Rule 20.3(b), 20.5bis(b), 20.5bis(c) or 20.6(a) and a part of the description, claims or drawings furnished by the applicant under Rule 20.5(b), 20.5(c), 20.5bis(b), 20.5bis(c) or 20.6(a) shall be in the language of the international application as filed or, where a translation of the application is required under Rule 12.3(a) or 12.4(a), in both the language of the application as filed and the language of that translation.

12.1ter to 12.4  [No change]
Rule 15
The International Filing Fee

15.1 [No change]

15.2 Amount; Transfer

(a) and (b) [No change]

(c) Where the prescribed currency is the Swiss franc, the receiving Office shall transfer the said fee to the International Bureau in Swiss francs in accordance with Rule 96.2.

(d) Where the prescribed currency is a currency other than the Swiss franc and that currency:

(i) is freely convertible into Swiss francs, the Director General shall establish, for each receiving Office which prescribes such a currency for the payment of the international filing fee, an equivalent amount of that fee in the prescribed currency according to directives given by the Assembly, and the amount in that currency shall be transferred by the receiving Office to the International Bureau in accordance with Rule 96.2;

(ii) is not freely convertible into Swiss francs, the receiving Office shall be responsible for the conversion of the international filing fee from the prescribed currency into Swiss francs and shall transfer that fee in Swiss francs, in the amount set out in the Schedule of Fees, to the International Bureau in accordance with Rule 96.2. Alternatively, if the receiving Office so wishes, it may convert the international filing fee from the prescribed currency into euros or US dollars and transfer the equivalent amount of that fee in euros or US dollars, as established by the Director General according to directives given by the Assembly as referred to in item (i), to the International Bureau in accordance with Rule 96.2.

15.3 and 15.4 [No change]

Rule 16
The Search Fee

16.1 Right to Ask for a Fee

(a) and (b) [No change]

(c) Where the prescribed currency is the currency in which the International Searching Authority has fixed the said fee (“fixed currency”), the receiving Office shall transfer the said fee to that Authority in that currency in accordance with Rule 96.2.

(d) Where the prescribed currency is not the fixed currency and that currency:

(i) is freely convertible into the fixed currency, the Director General shall establish, for each receiving Office which prescribes such a currency for the payment of the search fee, an equivalent amount of that fee in the prescribed currency according to directives given by the Assembly, and the amount in that currency shall be transferred by the receiving Office to the International Searching Authority in accordance with Rule 96.2;
(ii) is not freely convertible into the fixed currency, the receiving Office shall be responsible for the conversion of the search fee from the prescribed currency into the fixed currency and shall transfer that fee in the fixed currency, in the amount fixed by the International Searching Authority, to the International Searching Authority in accordance with Rule 96.2.

(e) and (f) [No change]

16.2 and 16.3 [No change]

Rule 20
International Filing Date

20.1 to 20.4 [No change]

20.5 Missing Parts

(a) Where, in determining whether the papers purporting to be an international application fulfill the requirements of Article 11(1), the receiving Office finds that a part of the description, claims or drawings is or appears to be missing, including the case where all of the drawings are or appear to be missing (“missing part”) but not including the case where an entire element referred to in Article 11(1)(iii)(d) or (e) is or appears to be missing and not including the case referred to in Rule 20.5bis(a), it shall promptly invite the applicant, at the applicant’s option:

(i) to complete the purported international application by furnishing the missing part; or

(ii) to confirm, in accordance with Rule 20.6(a), that the part was incorporated by reference under Rule 4.18;

and to make observations, if any, within the applicable time limit under Rule 20.7. If that time limit expires after the expiration of 12 months from the filing date of any application whose priority is claimed, the receiving Office shall call that circumstance to the attention of the applicant.

(b) Where, following an invitation under paragraph (a) or otherwise, the applicant furnishes to the receiving Office, on or before the date on which all of the requirements of Article 11(1) are fulfilled but within the applicable time limit under Rule 20.7, a missing part referred to in paragraph (a) so as to complete the purported international application, that part shall be included in the application, and the receiving Office shall accord as the international filing date the date on which all of the requirements of Article 11(1) are fulfilled and proceed as provided in Rule 20.2(b) and (c).

(c) to (e) [No change]
20.5bis **Erroneously Filed Elements and Parts**

(a) Where, in determining whether the papers purporting to be an international application fulfill the requirements of Article 11(1), the receiving Office finds that an entire element referred to in Article 11(1)(iii)(d) or (e) has or appears to have been erroneously filed, or that a part of the description, claims or drawings has or appears to have been erroneously filed, including the case where all drawings have or appear to have been erroneously filed (“erroneously filed element or part”), it shall promptly invite the applicant, at the applicant’s option:

(i) to correct the purported international application by furnishing the correct element or part; or

(ii) to confirm, in accordance with Rule 20.6(a), that the correct element or part was incorporated by reference under Rule 4.18;

and to make observations, if any, within the applicable time limit under Rule 20.7. If that time limit expires after the expiration of 12 months from the filing date of any application whose priority is claimed, the receiving Office shall call that circumstance to the attention of the applicant.

(b) Where, following an invitation under paragraph (a) or otherwise, the applicant furnishes to the receiving Office, on or before the date on which all of the requirements of Article 11(1) are fulfilled but within the applicable time limit under Rule 20.7, a correct element or part so as to correct the purported international application, that correct element or part shall be included in the application, the erroneously filed element or part concerned shall be removed from the application and the receiving Office shall accord as the international filing date the date on which all of the requirements of Article 11(1) are fulfilled and proceed as provided in Rule 20.2(b) and (c) and as provided for in the Administrative Instructions.

(c) Where, following an invitation under paragraph (a) or otherwise, the applicant furnishes to the receiving Office, after the date on which all of the requirements of Article 11(1) were fulfilled but within the applicable time limit under Rule 20.7, a correct element or part so as to correct the international application, that correct element or part shall be included in the application, the erroneously filed element or part concerned shall be removed from the application, and the receiving Office shall correct the international filing date to the date on which the receiving Office received that correct element or part, notify the applicant accordingly and proceed as provided for in the Administrative Instructions.

(d) Where, following an invitation under paragraph (a) or otherwise, a correct element or part is, under Rule 20.6(b), 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 the receiving Office, the erroneously filed element or part concerned shall remain in the application, and the receiving Office shall accord as the international filing date the date on which all of the requirements of Article 11(1) are fulfilled and proceed as provided in Rule 20.2(b) and (c) and as provided for in the Administrative Instructions.
(e) Where the international filing date has been corrected under paragraph (c), the applicant may, in a notice submitted to the receiving Office within one month from the date of the notification under paragraph (c), request that the correct element or part be disregarded, in which case the correct element or part shall be considered not to have been furnished, the erroneously filed element or part concerned shall be considered not to have been removed from the application and the correction of the international filing date under paragraph (c) shall be considered not to have been made, and the receiving Office shall proceed as provided for in the Administrative Instructions.

20.6 Confirmation of Incorporation by Reference of Elements and Parts

(a) and (b) [No change]

(c) Where the receiving Office finds that a requirement under Rule 4.18 or paragraph (a) has not been complied with or that the element or part referred to in paragraph (a) is not completely contained in the earlier application concerned, the receiving Office shall proceed as provided for in Rule 20.3(b)(i), 20.5(b), 20.5(c), 20.5bis(b) or 20.5bis(c), as the case may be.

20.7 Time Limit

(a) The applicable time limit referred to in Rules 20.3(a) and (b), 20.4, 20.5(a), (b) and (c), 20.5bis(a), (b) and (c), and 20.6(a) shall be:

(i) where an invitation under Rule 20.3(a), 20.5(a) or 20.5bis(a), as applicable, was sent to the applicant, two months from the date of the invitation;

(ii) where no such invitation was sent to the applicant, two months from the date on which one or more elements referred to in Article 11(1)(iii) were first received by the receiving Office.

(b) [No change]

20.8 Incompatibility with National Laws

(a) [No change]

(a-bis) If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the receiving Office, the Rules concerned shall not apply to an international application filed with that receiving Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.

(a-ter) Where an element or a part cannot be incorporated by reference in the international application under Rules 4.18 and 20.6 because of the operation of paragraph (a) or paragraph (a-bis) of this Rule, the receiving Office shall proceed as provided for in Rule 20.3(b)(i), 20.5(b), 20.5(c), 20.5bis(b) or 20.5bis(c), as the case may be. Where the receiving Office proceeds as provided for in Rule 20.5(c) or 20.5bis(c), the applicant may proceed as provided for in Rule 20.5(e) or 20.5bis(e), as the case may be.

(b) [No change]
(b-bis) If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the designated Office, the Rules concerned shall not apply in respect of that Office in relation to an international application in respect of which the acts referred to in Article 22 have been performed before that Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.

(c) Where an element or part is considered to have been incorporated by reference in the international application by virtue of a finding of the receiving Office under Rule 20.6(b), but that incorporation by reference does not apply to the international application for the purposes of the procedure before a designated Office because of the operation of paragraph (b) or paragraph (b-bis) of this Rule, the designated Office may treat the application as if the international filing date had been accorded under Rule 20.3(b)(i), 20.5(b) or 20.5bis(b), or corrected under Rule 20.5(c) or 20.5bis(c), as the case may be, provided that Rule 82ter.1(c) and (d) shall apply mutatis mutandis.

**Rule 26quater**

**Correction or Addition of Indications under Rule 4.11**

**26quater.1 Correction or Addition of Indications**

The applicant may correct or add to the request any indication referred to in Rule 4.11 by a notice submitted to the International Bureau within a time limit of 16 months from the priority date, provided that any notice which is received by the International Bureau after the expiration of that time limit shall be considered to have been received on the last day of that time limit if the notice reaches the International Bureau before the technical preparations for international publication have been completed.

**26quater.2 Late Correction or Addition of Indications**

Where any correction or addition of an indication referred to in Rule 4.11 is not timely received under Rule 26quater.1, the International Bureau shall notify the applicant accordingly and shall proceed as provided for in the Administrative Instructions.

**Rule 40bis**

**Additional Fees in Case of Missing Parts or Correct Elements and Parts Included in the International Application or Considered to Have Been Contained in the International Application**

**40bis.1 Invitation to Pay Additional Fees**

The International Searching Authority may invite the applicant to pay additional fees where the fact that a missing part or a correct element or part:

(i) is included in the international application under Rule 20.5(c) or Rule 20.5bis(c), respectively; or
(ii) is considered, under Rule 20.5(d) or Rule 20.5bis(d), respectively, to have been contained in the international application on the date on which one or more elements referred to in Article 11(1)(iii) were first received by the receiving Office;

is notified to that Authority only after it has begun to draw up the international search report. The invitation shall invite the applicant to pay the additional fees within one month from the date of the invitation and indicate the amount of those fees to be paid. The amount of the additional fees shall be determined by the International Searching Authority but shall not exceed the search fee; the additional fees shall be payable directly to that Authority. Provided any such additional fees have been paid within the prescribed time limit, the International Searching Authority shall establish the international search report on the international application including any such missing part or any such correct element or part.

Rule 48
International Publication

48.1 [No change]

48.2 Contents

(a) [No change]

(b) Subject to paragraph (c), the front page shall include:

(i) to (iv) [No change]

(v) where the international filing date has been accorded by the receiving Office under Rule 20.3(b)(ii), 20.5(d) or 20.5bis(d) on the basis of the incorporation by reference under Rules 4.18 and 20.6 of an element or part, an indication to that effect, together with an indication as to whether the applicant, for the purposes of Rule 20.6(a)(ii), relied on compliance with Rule 17.1(a), (b) or (b-bis) in relation to the priority document or on a separately submitted copy of the earlier application concerned;

(vi) [No change]

(vii) where applicable, an indication that the published international application contains information concerning a request under Rule 26bis.3 for restoration of the right of priority and the decision of the receiving Office upon such request;

(viii) where applicable, an indication that an erroneously filed element or part has been removed from the international application in accordance with Rule 20.5bis(b) or (c).

(c) to (n) [No change]

48.3 to 48.6 [No change]
Rule 51bis
Certain National Requirements Allowed under Article 27

51bis.1 Certain National Requirements Allowed

(a) Subject to Rule 51bis.2, the national law applicable by the designated Office may, in accordance with Article 27, require the applicant to furnish, in particular:

(i) to (vi) [No change]

(vii) any missing indication required under Rule 4.5(a)(ii) and (iii) in respect of any applicant for the designated State;

(viii) in the cases referred to in Rule 82ter.1, a translation of any erroneously filed element or part removed from the international application in accordance with Rule 20.5bis(b) or (c).

(b) to (d) [No change]

(e) The national law applicable by the designated Office may, in accordance with Article 27, require the applicant to furnish a translation of the priority document, provided that such a translation may only be required:

(i) [No change]

(ii) where the international filing date has been accorded by the receiving Office under Rule 20.3(b)(ii), 20.5(d) or 20.5bis(d) on the basis of the incorporation by reference under Rules 4.18 and 20.6 of an element or part, for the purposes of determining under Rule 82ter.1(b) whether that element or part is completely contained in the priority document concerned, in which case the national law applicable by the designated Office may also require the applicant to furnish, in the case of a part of the description, claims or drawings, an indication as to where that part is contained in the translation of the priority document.

51bis.2 and 51bis.3 [No change]

Rule 55
Languages (International Preliminary Examination)

55.1 [No change]

55.2 Translation of International Application

(a) [No change]

(a-bis) A translation of the international application into a language referred to in paragraph (a) shall include any element referred to in Article 11(1)(iii)(d) or (e) furnished by the applicant under Rule 20.3(b), 20.5bis(b), 20.5bis(c) or 20.6(a) and any part of the description, claims or drawings furnished by the applicant under Rule 20.5(b), 20.5(c), 20.5bis(b), 20.5bis(c) or 20.6(a) which is considered to have been contained in the international application under Rule 20.6(b).

(a-ter) to (d) [No change]
55.3  [No change]

Rule 57
The Handling Fee

57.1  [No change]

57.2  Amount; Transfer

(a) and (b)  [No change]

(c) Where the prescribed currency is the Swiss franc, the Authority shall transfer the said fee to the International Bureau in Swiss francs in accordance with Rule 96.2.

(d) Where the prescribed currency is a currency other than the Swiss franc and that currency:

(i) is freely convertible into Swiss francs, the Director General shall establish, for each Authority which prescribes such a currency for the payment of the handling fee, an equivalent amount of that fee in the prescribed currency according to directives given by the Assembly, and the amount in that currency shall be transferred by the Authority to the International Bureau in accordance with Rule 96.2;

(ii) is not freely convertible into Swiss francs, the Authority shall be responsible for the conversion of the handling fee from the prescribed currency into Swiss francs and shall transfer that fee in Swiss francs, in the amount set out in the Schedule of Fees, to the International Bureau in accordance with Rule 96.2. Alternatively, if the Authority so wishes, it may convert the handling fee from the prescribed currency into euros or US dollars and transfer the equivalent amount of that fee in euros or US dollars, as established by the Director General according to directives given by the Assembly as referred to in item (i), to the International Bureau in accordance with Rule 96.2.

57.3 and 57.4  [No change]

Rule 71
Transmittal of the
International Preliminary Examination Report and Related Documents

71.1  Recipients

(a) The International Preliminary Examining Authority shall, on the same day, transmit one copy of the international preliminary examination report and its annexes, if any, to the International Bureau, and one copy to the applicant.

(b) The International Preliminary Examining Authority shall transmit copies of other documents from the file of the international preliminary examination to the International Bureau in accordance with the Administrative Instructions.

71.2  [No change]
Rule 82ter
Rectification of Errors Made
by the Receiving Office or by the International Bureau

82ter.1 Errors Concerning the International Filing Date and the Priority Claim

(a) [No change]

(b) Where the international filing date has been accorded by the receiving Office under Rule 20.3(b)(ii), 20.5(d) or 20.5bis(d) on the basis of the incorporation by reference under Rules 4.18 and 20.6 of an element or part but the designated or elected Office finds that:

(i) the applicant has not complied with Rule 17.1(a), (b) or (b-bis) in relation to the priority document;

(ii) a requirement under Rule 4.18, 20.6(a)(i) or 51bis.1(e)(ii) has not been complied with; or

(iii) the element or part is not completely contained in the priority document concerned;

the designated or elected Office may, subject to paragraph (c), treat the international application as if the international filing date had been accorded under Rule 20.3(b)(i), 20.5(b) or 20.5bis(b), or corrected under Rule 20.5(c) or 20.5bis(c), as applicable, provided that Rule 17.1(c) shall apply mutatis mutandis.

(c) The designated or elected Office shall not treat the international application under paragraph (b) as if the international filing date had been accorded under Rule 20.3(b)(i), 20.5(b) or 20.5bis(b), or corrected under Rule 20.5(c) or 20.5bis(c), without giving the applicant the opportunity to make observations on the intended treatment, or to make a request under paragraph (d), within a time limit which shall be reasonable under the circumstances.

(d) Where the designated or elected Office, in accordance with paragraph (c), has notified the applicant that it intends to treat the international application as if the international filing date had been corrected under Rule 20.5(c) or 20.5bis(c), the applicant may, in a notice submitted to that Office within the time limit referred to in paragraph (c), request that the missing part concerned, or the correct element or part concerned, be disregarded for the purposes of national processing before that Office, in which case that missing part, or that correct element or part, shall be considered not to have been furnished and that Office shall not treat the international application as if the international filing date had been corrected.
Rule 82\textsuperscript{quater}
Excuse of Delay in Meeting Time Limits

82\textsuperscript{quater}.1  \[No change\]

82\textsuperscript{quater}.2  Unavailability of Electronic Means of Communication at the Office

(a) Any national Office or intergovernmental organization may provide that, where a time limit fixed in the Regulations for performing an action before that Office or organization is not met due to the unavailability of any of the permitted electronic means of communication at that Office or organization, delay in meeting that time limit shall be excused, provided that the respective action was performed on the next working day on which the said electronic means of communication were available. The Office or organization concerned shall publish information on any such unavailability including the period of the unavailability, and notify the International Bureau accordingly.

(b) The excuse of a delay in meeting a time limit under paragraph (a) need not be taken into account by any designated or elected Office before which the applicant, at the time the information referred to in paragraph (a) is published, has already performed the acts referred to in Article 22 or Article 39.

Rule 94
Access to Files

94.1  Access to the File Held by the International Bureau

(a) and (b)  \[No change\]

(c) The International Bureau shall, if so requested by an elected Office, but not before the international preliminary examination report has been established, furnish on behalf of that Office copies under paragraph (b) of any document transmitted to it under Rule 71.1(a) or (b) by the International Preliminary Examining Authority. The International Bureau shall promptly publish details of any such request in the Gazette.

(d) to (g)  \[No change\]

94.1\textit{bis} to 94.3  \[No change\]

Rule 96
The Schedule of Fees;  Receipt and Transfer of Fees

96.1  \[No change\]

96.2  Notification of Receipt of Fees;  Transfer of Fees

(a) For the purposes of this Rule, “Office” shall mean the receiving Office (including the International Bureau acting as receiving Office), the International Searching Authority, an Authority specified for supplementary international search, the International Preliminary Examining Authority or the International Bureau.
(b) Where, in accordance with these Regulations or the Administrative Instructions, a fee is collected by one Office (“collecting Office”) for the benefit of another Office (“beneficiary Office”), the collecting Office shall promptly notify the receipt of each such fee in accordance with the Administrative Instructions. Upon receipt of the notification, the beneficiary Office shall proceed as if it had received the fee on the date on which the fee was received by the collecting Office.

(c) The collecting Office shall transfer any fees collected for the benefit of a beneficiary Office to that Office in accordance with the Administrative Instructions.

**Revised Lists of States Meeting the Criteria referred to in Items 5(a) and 5(b) of the PCT Schedule of Fees**

Having reviewed the criteria set out in item 5 of the PCT Schedule of Fees, the Assembly decided that those criteria be maintained and that they be reviewed again by the Assembly in five years’ time, as required by that Schedule.

The revised lists of States meeting those criteria, with effect since 1 January 2020, are as follows:

(1) For the purpose of item 5(a) of the PCT Schedule of Fees:

   (i) States that are PCT Contracting States:

   Albania, Algeria, Angola, Antigua and Barbuda, Armenia, Azerbaijan, Bahrain, Barbados, Belarus, Belize, Benin, Bosnia and Herzegovina, Botswana, Brazil, Bulgaria, Burkina Faso, Cambodia, Cameroon, Central African Republic, Chad, Chile, China, Colombia, Comoros, Congo, Costa Rica, Côte d'Ivoire, Croatia, Cuba, Czech Republic, Democratic People's Republic of Korea, Djibouti, Dominica, Dominican Republic, Ecuador, Egypt, El Salvador, Equatorial Guinea, Estonia, Eswatini, Gabon, Gambia, Georgia, Ghana, Greece, Grenada, Guatemala, Guinea, Guinea-Bissau, Honduras, Hungary, India, Indonesia, Iran (Islamic Republic of), Jordan, Kazakhstan, Kenya, Kyrgyzstan, Lao People's Democratic Republic, Latvia, Lesotho, Liberia, Libya, Lithuania, Madagascar, Malawi, Malaysia, Mali, Malta, Mauritania, Mexico, Mongolia, Montenegro, Morocco, Mozambique, Namibia, Nicaragua, Niger, Nigeria, North Macedonia, Oman, Panama, Papua New Guinea, Peru, Philippines, Poland, Portugal, Republic of Moldova, Romania, Russian Federation, Rwanda, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Samoa, Sao Tome and Principe, Saudi Arabia, Senegal, Serbia, Seychelles, Sierra Leone, Slovakia, Slovenia, South Africa, Sri Lanka, Sudan, Syrian Arab Republic, Tajikistan, Thailand, Togo, Trinidad and Tobago, Tunisia, Turkey, Turkmenistan, Uganda, Ukraine, United Republic of Tanzania, Uzbekistan, Viet Nam, Zambia, Zimbabwe.
(ii) States that are not PCT Contracting States:
Afghanistan, Argentina, Bangladesh, Bhutan, Bolivia (Plurinational State of), Burundi, Cabo Verde, Democratic Republic of the Congo, Eritrea, Ethiopia, Fiji, Micronesia (Federated States of), Guyana, Haiti, Iraq, Jamaica, Kiribati, Lebanon, Maldives, Marshall Islands, Mauritius, Myanmar, Nauru, Nepal, Pakistan, Palau, Paraguay, Solomon Islands, Somalia, South Sudan, Suriname, Timor-Leste, Tonga, Tuvalu, Uruguay, Vanuatu, Venezuela (Bolivarian Republic of), Yemen.

(2) For the purpose of item 5(b) of the PCT Schedule of Fees:

(i) States that are PCT Contracting States:
Angola, Benin, Burkina Faso, Cambodia, Central African Republic, Chad, Comoros, Djibouti, Gambia, Guinea, Guinea-Bissau, Lao People's Democratic Republic, Lesotho, Liberia, Madagascar, Malawi, Mali, Mauritania, Mozambique, Niger, Rwanda, Sao Tome and Principe, Senegal, Sierra Leone, Sudan, Togo, Uganda, United Republic of Tanzania, Zambia.

(ii) States that are not PCT Contracting States:
Afghanistan, Bangladesh, Bhutan, Burundi, Democratic Republic of the Congo, Eritrea, Ethiopia, Haiti, Kiribati, Myanmar, Nepal, Solomon Islands, Somalia, South Sudan, Timor-Leste, Tuvalu, Vanuatu, Yemen.

FEES PAYABLE UNDER THE PCT

EP European Patent Organisation

The European Patent Office (EPO) has notified the International Bureau of new amounts of fees, in euros (EUR), payable to it in its capacity as receiving Office and applicable from 1 April 2020, as follows:

- Transmittal fee (PCT Rule 14) EUR 135
- Fee for priority document (PCT Rule 17.1(b)) EUR 105
- Fee for requesting restoration of the right of priority (PCT Rule 26bis.3(d)) EUR 665

OFFICIAL NOTICES (PCT GAZETTE)

12 March 2020

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INFORMATION ON CONTRACTING STATES

SA Saudi Arabia

The Saudi Authority for Intellectual Property (SAIP) has notified the International Bureau of a change to its telephone number, which is now as follows:

Telephone: (966-11) 280 59 98

[Updating of Annex B1(SA) of the PCT Applicant’s Guide]

FEES PAYABLE UNDER THE PCT

BR Brazil

Pursuant to PCT Rule 16.1(d), new equivalent amounts in Swiss francs (CHF) and US dollars (USD) have been established for the search fee for an international search carried out by the National Institute of Industrial Property (Brazil). These amounts, applicable from 1 May 2020, are CHF 375 and USD 376, respectively, when filing online, and CHF 562 and USD 564, respectively, when filing on paper.

[Updating of Annex D(BR) of the PCT Applicant’s Guide]

EP European Patent Organisation

Pursuant to PCT Rule 16.1(d), a new equivalent amount in Pounds sterling (GBP) has been established for the search fee for an international search carried out by the European Patent Office (EPO). This amount, applicable from 1 May 2020, is GBP 1,479.


MA Morocco

The Moroccan Office of Industrial and Commercial Property (OMPI), in its capacity as receiving Office, has notified the International Bureau of the discontinuation of the transmittal fee (PCT Rule 14), with effect since 1 October 2017.

The Office further notified that, since 1 January 2018, the fee for priority document (PCT Rule 17.1(b)) is no longer required.

[Updating of Annex C(MA) of the PCT Applicant’s Guide]
In addition, the Office notified changes to the conditions of eligibility for reduction of the national fee, payable to OMPIC in its capacity as designated (or elected) Office – since 2 September 2019, public establishments, foundations, research centers and associations with a research and development mission, whether foreign or national, have been entitled to pay the reduced amount of the national fee.

Very small enterprises, small or medium enterprises (in accordance with the criteria of the SME charter), natural persons, self-entrepreneurs, craftsmen, universities and educational establishments, whether foreign or national, continue to be eligible for reductions of the national fee.

[Updating of the National Chapter, Summary (MA) of the *PCT Applicant’s Guide*]

**ZA South Africa**

The **Companies and Intellectual Property Commission (CIPC) (South Africa)** has notified the International Bureau of changes to the national fee, in **South African rand (ZAR)**, payable to the Office in its capacity as designated (or elected) Office. As from 1 April 2020, the following amounts are payable by all applicants:

- National fee:
  - Filing fee: ZAR 590
  - First annual fee¹: ZAR 130

[Updating of the National Chapter, Summary (ZA) of the *PCT Applicant’s Guide*]

**DESIGNATED (OR ELECTED) OFFICES**

**NZ New Zealand**

The **Intellectual Property Office of New Zealand (IPONZ)** has notified the International Bureau of a change to its special requirement, under PCT Rule 51bis, concerning the address for service.

Applicants must still have an address for service of notices and other communications; however, since 5 April 2018, this address may be in either New Zealand or Australia.

[Updating of the National Chapter, Summary (NZ) of the *PCT Applicant’s Guide*]

¹ Due within three years from the international filing date.
# OFFICIAL NOTICES (PCT GAZETTE)

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Notices and Information of a General Character

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INFORMATION ON CONTRACTING STATES

GB  United Kingdom

The Intellectual Property Office (United Kingdom) has notified the International Bureau of a change to its address for filings by hand, which is now as follows:

Address (filings by hand): 3rd Floor
10 Victoria Street
London SW1H 0NB
United Kingdom

[Updating of Annex B1(GB) of the PCT Applicant’s Guide]

RECEIVING OFFICES

GB  United Kingdom

The Intellectual Property Office (United Kingdom) has notified the International Bureau of a change concerning the address from which to obtain a list of registered patent attorneys, as follows:

The Registrar
c/o The Chartered Institute of Patent Attorneys
2nd Floor Halton House
20-23 Holborn
London EC1N 2JD
United Kingdom

[Updating of Annex C(GB) of the PCT Applicant’s Guide]
ERRONEOUSLY FILED ELEMENTS AND PARTS: NOTIFICATIONS BY RECEIVING OFFICES OF INCOMPATIBILITY WITH NATIONAL LAWS UNDER PCT RULE 20.8(A-BIS)

During its fifty-first (22nd ordinary) session, held in Geneva from 30 September to 9 October 2019, the Assembly of the International Patent Cooperation Union (PCT Union) unanimously adopted, among others, new Rule 20.5bis of the PCT Regulations concerning erroneously filed elements and parts of international applications, as well as new Rule 20.8(a-bis), concerning incompatibility of Rules 20.5bis(a)(ii) and 20.5bis(d) with the national law applied by receiving Offices. These new rules will enter into force on 1 July 2020.

New Rule 20.8(a-bis) states: “If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the receiving Office, the rules concerned shall not apply to an international application filed with that receiving Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.”

CZ Czechia

In accordance with new PCT Rule 20.8(a-bis), which will enter into force on 1 July 2020, the Industrial Property Office (Czechia) has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) are not compatible with the national law applied by the Office in its capacity as receiving Office.

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1 The complete text of Rule 20.5bis is reproduced in Annex III of document number PCT/A/51/2, which is available online at: https://www.wipo.int/edocs/mdocs/govbody/en/pct_a_51/pct_a_51_2.pdf
2 New Rule 20.5bis(a)(ii) states: “Where, in determining whether the papers purporting to be an international application fulfill the requirements of Article 11(1), the receiving Office finds that an entire element referred to in Article 11(1)(iii)(d) or (e) has or appears to have been erroneously filed, or that a part of the description, claims or drawings has or appears to have been erroneously filed, including the case where all drawings have or appear to have been erroneously filed (‘erroneously filed element or part’), it shall promptly invite the applicant, at the applicant’s option to confirm, in accordance with Rule 20.6(a), that the correct element or part was incorporated by reference under Rule 20.6(a), that the correct element or part was incorporated by reference under Rule 4.18 and to make observations, if any, within the applicable time limit under Rule 20.7. If that time limit expires after the expiration of 12 months from the filing date of any application whose priority is claimed, the receiving Office shall call that circumstance to the attention of the applicant.”
3 New Rule 20.5bis(d) states: “Where, following an invitation under paragraph (a) or otherwise, a correct element or part is, under Rule 20.6(b), 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 the receiving Office, the erroneously filed element or part concerned shall remain in the application, and the receiving Office shall accord as the international filing date the date on which all of the requirements of Article 11(1) are fulfilled and proceed as provided in Rule 20.2(b) and (c) and as provided for in the Administrative Instructions.”
ERRONEOUSLY FILED ELEMENTS AND PARTS: NOTIFICATIONS BY DESIGNATED OFFICES OF INCOMPATIBILITY WITH NATIONAL LAWS UNDER PCT RULE 20.8(B-BIS)

During its fifty-first (22nd ordinary) session, held in Geneva from 30 September to 9 October 2019, the Assembly of the International Patent Cooperation Union (PCT Union) unanimously adopted, among others, new Rule 20.5bis of the PCT Regulations concerning erroneously filed elements and parts of international applications, as well as new Rule 20.8(b-bis), concerning incompatibility of Rules 20.5bis(a)(ii) and 20.5bis(d) with the national law applied by designated Offices. These new rules will enter into force on 1 July 2020.

New Rule 20.8(b-bis) states: “If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the designated Office, the rules concerned shall not apply in respect of that Office in relation to an international application in respect of which the acts referred to in Article 22 have been performed before that Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.”

CZ Czechia

In accordance with new PCT Rule 20.8(b-bis), which will enter into force on 1 July 2020, the Industrial Property Office (Czechia) has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) are not compatible with the national law applied by the Office in its capacity as designated Office.

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4 See footnote 1.
5 See footnote 2.
6 See footnote 3.
OFFICIAL NOTICES (PCT GAZETTE)

26 March 2020

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INFORMATION ON CONTRACTING STATES

SA Saudi Arabia

The Saudi Authority for Intellectual Property (SAIP) has notified the International Bureau that its telephone numbers are as follows:

Telephone: (966-11) 280 59 98
          (966-11) 280 59 76

[Updating of Annex B1(SA) of the PCT Applicant’s Guide]

FEES PAYABLE UNDER THE PCT

IS Iceland

The Icelandic Intellectual Property Office (ISIPO) has notified the International Bureau of new amounts of fees, in Icelandic kronor (ISK), payable to it in its capacity as receiving Office. These amounts, applicable from 1 May 2020, are as follows:

Transmittal fee (PCT Rule 14): ISK 17,800
Fee for priority document (PCT Rule 17.1(b)): ISK 4,800
Fee for requesting restoration of the right of priority (PCT Rule 26bis.3(d)): ISK 42,500

[Updating of Annex C(IS) of the PCT Applicant’s Guide]
Furthermore, the Office notified new amounts of several components of the national fee, in Icelandic kronor (ISK), payable to it in its capacity as designated (or elected) Office. These amounts, also applicable from 1 May 2020, are as follows:

National fee:

- Application fee1 ISK 66,100
- Claim fee for each claim in excess of 102 ISK 4,300
- Additional fee for late furnishing of translation3 ISK 17,800
- Total annual fees for the first three years4 ISK 33,900

[Updating of the National Chapter, Summary (IS) of the PCT Applicant’s Guide]

**DESIGNATED (OR ELECTED) OFFICES**

**AU  Australia**

The Australian Patent Office has notified the International Bureau of changes to its special requirements under Rule 51bis, concerning the address for service and verification of the translation. These changes, applicable since 25 September 2019, are as follows:

- Applicants must still have an address for service of notices and other communications; however, this address may be in either Australia or New Zealand (but no representation by an agent is required).
- Verification of translations will only be required to be furnished to the Office if the Commissioner specifically requires the applicant to do so.

[Updating of the National Chapter, Summary (AU) of the PCT Applicant’s Guide]

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1 Must be paid within the time limit applicable under PCT Article 22 or 39(1).
2 If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.
3 Where the basic national fee has been paid within the applicable time limit under PCT Article 22 or 39(1), the prescribed translation may be filed within a further period of two months, provided that it is accompanied by the additional fee.
4 These fees are payable within two months after performing the acts for entering the national phase. Payment can still be made, together with a 20% surcharge for late payment, before the expiration of the sixth month after the month containing the anniversary of the international filing date.
## OFFICIAL NOTICES (PCT GAZETTE)

2 April 2020

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<tbody>
<tr>
<td>CL Chile</td>
<td>62</td>
</tr>
</tbody>
</table>
INFORMATION ON CONTRACTING STATES

BR  Brazil

The National Institute of Industrial Property (Brazil) has notified the International Bureau of a change to its telephone numbers, which are now as follows:

Telephone:  (55-21) 3037 36 86
             (55-21) 3037 37 42

[Updating of Annex B1(BR) of the PCT Applicant’s Guide]

IN  India

The Indian Patent Office has notified the International Bureau of a change to the telephone numbers of its New Delhi office, which are now as follows:

Telephone:  (91-11) 25 30 02 00
             (91-11) 25 30 03 35 (PCT Section)

[Updating of Annex B1(IN) of the PCT Applicant’s Guide]

INFORMATION ON CONTRACTING STATES:
NOTIFICATIONS FROM OFFICES CONCERNING EXCEPTIONAL NON-WORKING DAYS DUE TO COVID-19 PANDEMIC

Due to circumstances relating the COVID-19 pandemic, the International Bureau has been notified that a number of PCT Offices are closed to the public for the purposes of the transaction of official business.

Consequently, pursuant to PCT Rule 80.5, if the expiration of any period during which any document or fee in connection with an international application is required to reach the Office falls on a day on which such Office is not open to the public for the aforementioned purposes, that period is extended so as to expire on the next subsequent day on which the respective Office reopens to the public for the purposes of the transaction of official business.

As regards the delay or loss in the mail of documents or letters addressed to an Office, or other possible reasons for delay in meeting time limits, due to closures relating to the COVID-19 pandemic, refer to PCT Rules 82.1 and 82quater, respectively.

Additional information concerning Offices’ closed dates, as furnished to the International Bureau by each respective Office, is available on the WIPO website at: https://www.wipo.int/pct/dc/closeddates/

The International Bureau has been notified that the following Offices are or were not open to the public for the purposes of the transaction of official business, under PCT Rule 80.5(i), due to circumstances relating to the COVID-19 pandemic, as follows:
### Office Code and Name

<table>
<thead>
<tr>
<th>Office Code</th>
<th>Name</th>
<th>Closed Dates Notified</th>
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<tbody>
<tr>
<td>CO</td>
<td>Superintendence of Industry and Commerce (Colombia)</td>
<td>16 to 31 March 2020</td>
</tr>
<tr>
<td>IN</td>
<td>Indian Patent Office</td>
<td>25 March to 14 April 2020</td>
</tr>
<tr>
<td>MD</td>
<td>State Agency on Intellectual Property (Republic of Moldova)</td>
<td>30 March to 3 April 2020</td>
</tr>
<tr>
<td>PA</td>
<td>Directorate General of the Industrial Property Registry (DIGERPI) (Panama)</td>
<td>17 March 2020 until further notice</td>
</tr>
<tr>
<td>ZA</td>
<td>Companies and Intellectual Property Commission (CIPC) (South Africa)</td>
<td>27 March to 30 April 2020</td>
</tr>
</tbody>
</table>

### FEES PAYABLE UNDER THE PCT

**BR  Brazil**

Pursuant to PCT Rule 16.1(d), new equivalent amounts in **euros (EUR)** have been established for the search fee for an international search carried out by the **National Institute of Industrial Property (Brazil)**. These amounts, applicable from 1 June 2020, are EUR 304 when filing online and EUR 455 when filing on paper.

[Updating of Annex D(BR) of the *PCT Applicant’s Guide*]
The Indian Patent Office has notified the International Bureau of new amounts of one of the components of the filing fee, in Indian rupees (INR), payable to the Office in its capacity as designated (or elected) Office. These amounts, applicable since 16 May 2016, are as follows:

<table>
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<th></th>
<th>Natural person and/or start-up</th>
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<tr>
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<tr>
<td>– For each page of sequence listing of nucleotides and/or amino acid sequences:</td>
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<td>– electronic filing</td>
<td>INR 160(^2)</td>
<td>INR 400(^2)</td>
<td>INR 800(^3)</td>
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<td>– paper filing</td>
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[Updating of the National Chapter, Summary (IN) of the PCT Applicant’s Guide]

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1 Must be furnished or paid within the time limit applicable under PCT Article 22 or 39(1), or at the time of any earlier express request by the applicant to proceed earlier with the national phase.
2 Subject to a maximum of INR 24,000.
3 Subject to a maximum of INR 120,000.
ERRONEOUSLY FILED ELEMENTS AND PARTS: NOTIFICATIONS BY RECEIVING OFFICES OF INCOMPATIBILITY WITH NATIONAL LAWS UNDER PCT RULE 20.8(A-BIS)

During its fifty-first (22nd ordinary) session, held in Geneva from 30 September to 9 October 2019, the Assembly of the International Patent Cooperation Union (PCT Union) unanimously adopted, among others, new Rule 20.5bis4 of the PCT Regulations concerning erroneously filed elements and parts of international applications, as well as new Rule 20.8(a-bis), concerning incompatibility of Rules 20.5bis(a)(ii)5 and 20.5bis(d)6 with the national law applied by receiving Offices. These new rules will enter into force on 1 July 2020.

New Rule 20.8(a-bis) states: “If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the receiving Office, the rules concerned shall not apply to an international application filed with that receiving Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.”

CL Chile

In accordance with new PCT Rule 20.8(a-bis), which will enter into force on 1 July 2020, the National Institute of Industrial Property (Chile) has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) are not compatible with the national law applied by the Office in its capacity as receiving Office.

4 The complete text of Rule 20.5bis is reproduced in Annex III of document number PCT/A/51/2, which is available online at: https://www.wipo.int/edocs/mdocs/govbody/en/pct_a_51/pct_a_51_2.pdf
5 New Rule 20.5bis(a)(ii) states: “Where, in determining whether the papers purporting to be an international application fulfil the requirements of Article 11(1), the receiving Office finds that an entire element referred to in Article 11(1)(iii)(d) or (e) has or appears to have been erroneously filed, or that a part of the description, claims or drawings has or appears to have been erroneously filed, including the case where all drawings have or appear to have been erroneously filed (“erroneously filed element or part”), it shall promptly invite the applicant, at the applicant’s option to confirm, in accordance with Rule 20.6(a), that the correct element or part was incorporated by reference under Rule 4.18 and to make observations, if any, within the applicable time limit under Rule 20.7. If that time limit expires after the expiration of 12 months from the filing date of any application whose priority is claimed, the receiving Office shall call that circumstance to the attention of the applicant.”
6 New Rule 20.5bis(d) states: “Where, following an invitation under paragraph (a) or otherwise, a correct element or part is, under Rule 20.6(b), 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 the receiving Office, the erroneously filed element or part concerned shall remain in the application, and the receiving Office shall accord as the international filing date the date on which all of the requirements of Article 11(1) are fulfilled and proceed as provided in Rule 20.2(b) and (c) and as provided for in the Administrative Instructions.”
ERRONEOUSLY FILED ELEMENTS AND PARTS: NOTIFICATIONS BY DESIGNATED OFFICES OF INCOMPATIBILITY WITH NATIONAL LAWS UNDER PCT RULE 20.8(B-BIS)

During its fifty-first (22nd ordinary) session, held in Geneva from 30 September to 9 October 2019, the Assembly of the International Patent Cooperation Union (PCT Union) unanimously adopted, among others, new Rule 20.5bis\(^7\) of the PCT Regulations concerning erroneously filed elements and parts of international applications, as well as new Rule 20.8(b-bis), concerning incompatibility of Rules 20.5bis(a)(ii)\(^8\) and 20.5bis(d)\(^9\) with the national law applied by designated Offices. These new rules will enter into force on 1 July 2020.

New Rule 20.8(b-bis) states: “If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the designated Office, the rules concerned shall not apply in respect of that Office in relation to an international application in respect of which the acts referred to in Article 22 have been performed before that Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.”

CL Chile

In accordance with new PCT Rule 20.8(b-bis), which will enter into force on 1 July 2020, the National Institute of Industrial Property (Chile) has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) are not compatible with the national law applied by the Office in its capacity as designated Office.

\(^7\) See footnote 4.
\(^8\) See footnote 5.
\(^9\) See footnote 6.
OFFICIAL NOTICES (PCT GAZETTE)

9 April 2020

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Erroneously Filed Elements and Parts:

Notifications by Designated Offices of Incompatibility with National Laws under PCT Rule 20.8(b-bis)

| CN China          | 60   |
| DE Germany        | 60   |
RECEIVING OFFICES

DK Denmark

On 9 March 2020, the Danish Patent and Trademark Office provided additional information, in its capacity as competent receiving Office for nationals and residents of Denmark, in the event of national security considerations.

International applications for inventions that relate to war material or processes for the manufacture of war material and are owned by a person or enterprise residing in Denmark, or by a Danish institution, must be filed through the Danish Patent and Trademark Office and may only be granted patent protection, as “secret patents”, with authorization from the (Danish) Minister of Defence, in accordance with sections 2 and 2a of the Consolidate Secret Patents Act and section 70 of the (Danish) Patents Act.

[Updating of Annex B1(DK) of the PCT Applicant’s Guide]

Furthermore, the Office provided additional guidance concerning representation before the Office.

In accordance with section 12 of the (Danish) Patents Act, the Danish Patent and Trademark Office may invite the applicant to appoint an agent residing in the European Economic Area (EEA) to represent him in all matters relating to the application.

[Updating of Annex C(DK) of the PCT Applicant’s Guide]
ERRONEOUSLY FILED ELEMENTS AND PARTS: NOTIFICATIONS BY RECEIVING OFFICES OF INCOMPATIBILITY WITH NATIONAL LAWS UNDER PCT RULE 20.8(A-BIS)

During its fifty-first (22nd ordinary) session, held in Geneva from 30 September to 9 October 2019, the Assembly of the International Patent Cooperation Union (PCT Union) unanimously adopted, among others, new Rule 20.5bis\(^1\) of the PCT Regulations concerning erroneously filed elements and parts of international applications, as well as new Rule 20.8(a-bis), concerning incompatibility of Rules 20.5bis(a)(ii)\(^2\) and 20.5bis(d)\(^3\) with the national law applied by receiving Offices. These new rules will enter into force on 1 July 2020.

New Rule 20.8(a-bis) states: “If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the receiving Office, the rules concerned shall not apply to an international application filed with that receiving Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.”

DE Germany

In accordance with new PCT Rule 20.8(a-bis), which will enter into force on 1 July 2020, the German Patent and Trade Mark Office has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) are not compatible with the national law applied by the Office in its capacity as receiving Office.

FR France

In accordance with new PCT Rule 20.8(a-bis), which will enter into force on 1 July 2020, the National Institute of Industrial Property (INPI) (France) has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) cannot be considered to be compatible with the national law applied by the Office in its capacity as receiving Office.

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1 The complete text of Rule 20.5bis is reproduced in Annex III of document number PCT/A/51/2, which is available online at: https://www.wipo.int/edocs/mdocs/govbody/en/pct_a_51/pct_a_51_2.pdf

2 New Rule 20.5bis(a)(ii) states: “Where, in determining whether the papers purporting to be an international application fulfil the requirements of Article 11(1), the receiving Office finds that an entire element referred to in Article 11(1)(iii)(d) or (e) has or appears to have been erroneously filed, or that a part of the description, claims or drawings has or appears to have been erroneously filed, including the case where all drawings have or appear to have been erroneously filed (‘erroneously filed element or part’), it shall promptly invite the applicant, at the applicant’s option to confirm, in accordance with Rule 20.6(a), that the correct element or part was incorporated by reference under Rule 4.18 and to make observations, if any, within the applicable time limit under Rule 20.7. If that time limit expires after the expiration of 12 months from the filing date of any application whose priority is claimed, the receiving Office shall call that circumstance to the attention of the applicant.”

3 New Rule 20.5bis(d) states: “Where, following an invitation under paragraph (a) or otherwise, a correct element or part is, under Rule 20.6(b), 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 the receiving Office, the erroneously filed element or part concerned shall remain in the application, and the receiving Office shall accord as the international filing date the date on which all of the requirements of Article 11(1) are fulfilled and proceed as provided in Rule 20.2(b) and (c) and as provided for in the Administrative Instructions.”
ERRONEOUSLY FILED ELEMENTS AND PARTS: NOTIFICATIONS BY DESIGNATED OFFICES OF INCOMPATIBILITY WITH NATIONAL LAWS UNDER PCT RULE 20.8(B-BIS)

During its fifty-first (22nd ordinary) session, held in Geneva from 30 September to 9 October 2019, the Assembly of the International Patent Cooperation Union (PCT Union) unanimously adopted, among others, new Rule 20.5bis of the PCT Regulations concerning erroneously filed elements and parts of international applications, as well as new Rule 20.8(b-bis), concerning incompatibility of Rules 20.5bis(a)(ii) and 20.5bis(d) with the national law applied by designated Offices. These new rules will enter into force on 1 July 2020.

New Rule 20.8(b-bis) states: “If, on October 9, 2019, any of Rules 20.5bis(a)(ii) and (d) are not compatible with the national law applied by the designated Office, the rules concerned shall not apply in respect of that Office in relation to an international application in respect of which the acts referred to in Article 22 have been performed before that Office for as long as they continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by April 9, 2020. The information received shall be promptly published by the International Bureau in the Gazette.”

CN China

In accordance with new PCT Rule 20.8(b-bis), which will enter into force on 1 July 2020, the China National Intellectual Property Administration (CNIPA) has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) are not compatible with the national law applied by the Office in its capacity as designated Office.

DE Germany

In accordance with new PCT Rule 20.8(b-bis), which will enter into force on 1 July 2020, the German Patent and Trade Mark Office has notified the International Bureau that new PCT Rules 20.5bis(a)(ii) and 20.5bis(d) are not compatible with the national law applied by the Office in its capacity as designated Office.

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4 Refer to footnote 1.
5 Refer to footnote 2.
6 Refer to footnote 3.