

B1 Information on Contracting States**B1****DK****DENMARK****DK****General information**

Name of Office:	Patent-og Varemærkestyrelsen Danish Patent and Trademark Office
Location and mailing address:	Helgeshøj Allé 81, DK-2630 Taastrup, Denmark
Telephone:	(45-43) 50 80 00
Facsimile machine:	(45-43) 50 80 01
E-mail:	pvs@dkpto.dk
Internet:	www.dkpto.org
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile and e-mail
Which kinds of documents may be so transmitted?	All kinds of documents
Must the original of the document be furnished in all cases?	No, only upon invitation
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes
Is the Office prepared to allow applicants to make applications available to the WIPO Digital Access Service for Priority Documents (DAS) (PCT Rule 17.1(b-bis))?	Yes, the Office is prepared to allow applicants to make international and national applications available to the WIPO DAS
Competent receiving Office for nationals and residents of Denmark:	Danish Patent and Trademark Office, European Patent Office (EPO) or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Does national legislation ¹ restrict the filing of international applications with the European Patent Office (EPO) or the International Bureau of WIPO?	Yes, filing restrictions apply to: Applications by residents
Competent designated (or elected) Office if Denmark is designated (or elected):	National protection: Danish Patent and Trademark Office (see National Phase) European patent: European Patent Office (EPO) (see National Phase)
May Denmark be elected?	Yes (bound by Chapter II of the PCT)

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¹ Patents Act, Section 70 and the Consolidate Secret Patents Act.

B1 **Information on Contracting States** **B1****DK** **DENMARK** **DK***[Continued]*

Types of protection available via the PCT:	National:	Patents, utility models (a utility model may be sought instead of or in addition to a national patent)
	European:	Patents

Provisions of the law of Denmark concerning international-type search:	Section 9 of the Patents Act and Sections 4 and 37 of the Order
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Provisional protection after international publication:	Where the designation is made for the purposes of a national patent: After the furnishing of a translation into Danish or, if the international application was filed in Danish, of a copy of the international application as filed, or if the international application is filed in English or translated into English when the claims have been filed in Danish, the applicant is given provisional protection in the sense that he, upon grant of the patent, is entitled to damages. These are limited to what is judged reasonable under the circumstances and the protection is limited to what is claimed in both the application and the patent. See Sections 33, 58 and 60 of the Patents Act.
	Where the designation is made for the purposes of a European patent: Compensation reasonable in the circumstances, on condition that any national requirements relating to the translation into Danish of the claims of the application have been met, and upon grant of the patent. Protection is limited to what is claimed in both the application and the patent (see Section 83 of the Patents Act).

Information of interest if Denmark is designated (or elected)

For national protection

Time when the name and address of the inventor must be given if Denmark is designated (or elected):	May be in the request or may be furnished later. If not already complied with within the time limit applicable under PCT Article 22 or 39(1)(a), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.
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Are there special provisions concerning the deposit of microorganisms and other biological material?	Yes (see Annex L)
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For a European patent — See European Patent Organisation (EP) in Annex B2
