

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>SE</b>	<b>SWEDEN</b>	<b>SE</b>

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### General information

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Name of Office:	Patent-och registreringsverket Swedish Intellectual Property Office (PRV)
Location:	Valhallavägen 136, Stockholm, Sweden
Mailing address:	P.O. Box 5055, S-102 42 Stockholm, Sweden
Telephone:	(46-8) 782 28 00
Facsimile machine:	(46-8) 666 02 86
E-mail:	prv@prv.se
Internet:	www.prv.se
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Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile machine
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
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Does the Office send notifications via e-mail in respect of international applications?	No
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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)?	No
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Does the Office excuse delays in meeting time limits due to the unavailability of electronic means of communication (PCT Rule 82 <sup>quater</sup> .2(a))?	Yes, the Office excuses delays in meeting time limits where the permitted electronic means of communication were unavailable at least one whole day (24 hours) and where the respective action was performed on the next working day on which the said electronic means of communication were available. <sup>1</sup>
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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 <sup>2</sup>

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<sup>1</sup> For the relevant notification by the Office refer to the *Official Notices (PCT Gazette)* dated 25 June 2020, page 139.

<sup>2</sup> For further details on how to request this Office to make applications available to DAS, see <https://www.prv.se/en/ip-professional/patents/digital-access-service-das/>

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<p>Competent receiving Office for nationals and residents of Sweden:</p> <p>Does national legislation<sup>3</sup> restrict the filing of international applications with the European Patent Office (EPO) or the International Bureau of WIPO?</p>	<p>Swedish Intellectual Property Office (PRV), European Patent Office (EPO) or International Bureau of WIPO (IB), at the choice of the applicant (see Annex C)</p> <p>Yes, filing restrictions apply to:</p> <p>Inventions made in Sweden</p> <p>Applications by residents</p> <p>Inventions owned by Swedish companies</p>
<p>Competent designated (or elected) Office if Sweden is designated (or elected):</p>	<p>National protection: Swedish Intellectual Property Office (PRV) (see National Phase)</p> <p>European patent: European Patent Office (EPO) (see National Phase)</p>
<p>May Sweden be elected?</p>	<p>Yes (bound by Chapter II of the PCT)</p>
<p>Types of protection available via the PCT:</p>	<p>National: Patents</p> <p>European: Patents</p>
<p>Provisions of the law of Sweden concerning international-type search:</p>	<p>Section 9 of the Patents Act and Section 5 of the Decree implementing that Act</p>
<p>Provisional protection after international publication:</p>	<p>Where the designation is made for the purposes of a national patent:</p> <p>After international publication, the furnishing of a translation into Swedish or English<sup>4</sup> or, if the international application was filed in Swedish or English<sup>4</sup>, of a copy of the application as filed, gives the applicant provisional protection in the sense that he, upon grant of the patent, is entitled to damages. These are limited to what is judged reasonable in 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.</p> <p>Where the designation is made for the purposes of a European patent:</p> <p>Compensation reasonable in the circumstances, on condition that any national requirements relating to the translation into Swedish 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 88 of the Patents Act).</p>

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<sup>3</sup> The Defence Inventions Act, Section 4.

<sup>4</sup> For further details, see paragraph SE.02 of the National Chapter SE.

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**Information of interest if Sweden is designated (or elected)**

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**For national protection**

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Time when the name and address of the inventor must be given if Sweden 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**

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