

C**Receiving Offices****C****DE****GERMAN PATENT AND
TRADE MARK OFFICE****DE**

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| Competent receiving Office for nationals and residents of: | Germany |
| Language in which international applications may be filed: | German |
| Language in which the request may be filed: | German |
| Number of copies on paper required by the receiving Office: | 1 |
| Does the receiving Office accept the filing of international applications in electronic form? ¹ | Yes ² |
| Does the receiving Office accept requests for restoration of the right of priority (PCT Rule 26bis.3)? | No |
| Competent International Searching Authority: | European Patent Office |
| Competent International Preliminary Examining Authority: | European Patent Office |
| Fees payable to the receiving Office: | Currency: Euro (EUR) |
| Transmittal fee: | EUR 90 |
| International filing fee: | EUR 1,233 |
| Fee per sheet in excess of 30: | EUR 14 |
| Reductions (under Schedule of Fees, item 4): | |
| Electronic filing (the request in character coded format): | EUR 185 |
| Electronic filing (the request, description, claims and abstract in character coded format): | EUR 278 |
| Search fee: | See Annex D(EP) |
| Fee for priority document: | EUR 20 |
| Is an agent required by the receiving Office? | No, if the applicant has his residence, principal place of business or an establishment in Germany Yes, if the applicant has neither his residence, nor principal place of business, nor an establishment in Germany |

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¹ Where the international application is filed in electronic form in accordance with and to the extent provided for in Part 7 and Annex F of the Administrative Instructions, the total amount of the international filing fee is reduced (see "Fees payable to the receiving Office").

² For the relevant notification by the Office, refer to *PCT Gazette* No. 40/2006, pages 19076 *et seq.*

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| C | Receiving Offices | C |
| DE | GERMAN PATENT AND TRADE MARK OFFICE | DE |

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Who can act as agent?

If an agent is required: any patent attorney, attorney-at-law, or firm of representatives established in Germany and authorized to represent the applicant in proceedings before the Office;³ any patent attorney or attorney-at-law of a member State of the European Union, of a contracting party to the Agreement on the European Economic Area, or of Switzerland, **authorized** to either practice in Germany, or to provide temporary services, and **empowered** to represent the applicant in proceedings before the Office (refer to the *Act on the Activities of European Patent Attorneys in Germany (EuPAG)* and the *Act on the Activities of European Lawyers in Germany (EuRAG)*);

If an agent is not required: as mentioned above and any natural person⁴

Waiver of power of attorney:

Has the Office waived the requirement that a separate power of attorney be submitted?

Yes⁵

Particular instances in which a separate power of attorney is required:

If the agent is *not*:

- a patent attorney or an attorney-at-law **admitted** to practice in Germany,
- a patent attorney or an attorney-at-law of a member State of the European Union, of a contracting party to the Agreement on the European Economic Area, or of Switzerland, authorized to pursue certain professional activities (refer to the *Act on the Activities of European Patent Attorneys in Germany* and the *Act on the Activities of European Lawyers in Germany*)

In case of reasonable doubts regarding the agent's entitlement to act
In case of a common representative

Has the Office waived the requirement that a copy of a general power of attorney be submitted?

Yes⁵

Particular instances in which a copy of a general power of attorney is required:

If the agent is *not*:

- a patent attorney or an attorney-at-law **admitted** to practice in Germany,
- a patent attorney or an attorney-at-law of a member State of the European Union, of a contracting party to the Agreement on the European Economic Area, or of Switzerland, authorized to pursue certain professional activities (refer to the *Act on the Activities of European Patent Attorneys in Germany* and the *Act on the Professional Activities of European Lawyers in Germany*)

In case of reasonable doubts regarding the agent's entitlement to act

³ The list of patent attorneys may be obtained from the Patentanwaltskammer (Chamber of Patent Attorneys), Postfach 260108, 80058 München, Germany, and the list of attorneys-at-law from the Bundesrechtsanwaltskammer (Chamber of Attorneys-at-Law), Littenstrasse 9, 10179 Berlin, Germany.

⁴ In accordance with the provisions of the *Legal Services Act (Rechtsdienstleistungsgesetz – RDG)*.

⁵ Waivers of powers of attorney do not apply (PCT Rule 90.4(e) and 90.5(d)) where the agent or common representative submits any notice of withdrawal during the international phase (PCT Rule 90bis.1 to 90bis.4; see also International Phase, paragraph 11.048).