

# C Receiving Offices C

## IN INDIAN PATENT OFFICE IN

Competent receiving Office for nationals and residents of:	India
Language in which international applications may be filed:	English or Hindi <sup>1</sup>
Language in which the request may be filed:	English
Number of copies on paper required by the receiving Office:	2
Does the receiving Office accept the filing of international applications in electronic form? <sup>2, 3, 4</sup>	Yes, the Office accepts electronic filing via ePCT-Filing
Does the receiving Office accept requests for restoration of the right of priority (PCT Rule 26bis.3)?	No
Competent International Searching Authority:	Australian Patent Office, Austrian Patent Office, China National Intellectual Property Administration (CNIPA), European Patent Office, Indian Patent Office, Swedish Intellectual Property Office (PRV) or United States Patent and Trademark Office
Competent International Preliminary Examining Authority:	Australian Patent Office, Austrian Patent Office, China National Intellectual Property Administration (CNIPA), <sup>6</sup> European Patent Office, <sup>5</sup> Indian Patent Office, Swedish Intellectual Property Office (PRV) or United States Patent and Trademark Office <sup>6</sup>

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<sup>1</sup> If the language in which the international application is filed is not accepted by the International Searching Authority (see Annex D), the applicant will have to furnish a translation (PCT Rule 12.3).

<sup>2</sup> 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").

<sup>3</sup> Where the international application contains a sequence listing as a separate part of the description, this must be furnished in accordance with Annex C of the Administrative Instructions, that is, in compliance with WIPO Standard ST.25 text format; no additional fees are due for sequence listings filed in this format (see *Official Notices (PCT Gazette)* dated 14 May 2009, page 79).

<sup>4</sup> For the relevant notification by the Office, refer to the *Official Notices (PCT Gazette)* dated 13 November 2014, pages 171 *et seq.*

<sup>5</sup> The Office is competent only if the international search is or has been carried out by that Office, by the Austrian Patent Office or by the Swedish Intellectual Property Office (PRV).

<sup>6</sup> The Office is competent only if the international search is or has been carried out by that Office.

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Fees payable to the receiving Office:	Currency: Indian rupee (INR) and US dollar (USD)			
		<i>Natural person(s) and/or startup</i>	<i>Small entity alone or with natural person(s) and/or startup</i>	<i>Others, alone or with natural person(s) and/or startup and/or small entity</i>
Transmittal fee:				
– electronic filing:		None	None	None
– paper filing:	INR	3,500	8,800	17,600
International filing fee: <sup>7</sup>	USD	1,337	(1,446) <sup>8</sup>	
Fee per sheet in excess of 30: <sup>7</sup>	USD	15	(16) <sup>8</sup>	
Reductions (under Schedule of Fees, item 4):				
Electronic filing (the request in character coded format):	USD	201	(217) <sup>8</sup>	
Electronic filing (the request, description, claims and abstract in character coded format):	USD	302	(326) <sup>8</sup>	
Search fee:	See Annex D(AT), (AU), (CN), (EP), (IN), (SE) or (US)			
		<i>Natural person(s) and/or startup</i>	<i>Small entity alone or with natural person(s) and/or startup</i>	<i>Others alone or with natural person(s) and/or startup and/or small entity</i>
Fee for priority document: <sup>9</sup>				
– online transmission		None	None	None
– paper transmission:				
up to 30 pages:	INR	1,100	2,750	5,500
from 31 <sup>st</sup> page, per page:	INR	30	75	150
Is an agent required by the receiving Office?	No, but an address for service in India is required			
Who can act as agent?	Any patent agent registered to practice before the Office <sup>10</sup>			

<sup>7</sup> This fee is reduced by 90% if certain conditions apply (see Annex C(IB)).

<sup>8</sup> The amount in parentheses is applicable as from 1 October 2020.

<sup>9</sup> The Indian Patent Office is a Participating Office in the WIPO Digital Access Service (DAS) (see Annex B1). No fee is required by the Office where, as a depositing Office, it has made a certified copy of the priority document available through DAS.

<sup>10</sup> The list of registered patent agents is available on the website of the Office at: <http://ipindiaseservices.gov.in/Agentregister/patent-agent.aspx>