

C	Receiving Offices	C
IT	ITALIAN PATENT AND TRADEMARK OFFICE	IT

Competent receiving Office for nationals and residents of:	Italy
Language in which international applications may be filed:	English, French, German or Italian. ¹ In accordance with Article 152(2) of Decree-Law No. 30 of 10 February 2005, an international application filed in English, French or German by a resident of Italy must be accompanied by a summary in Italian which defines in a comprehensive manner the characteristics of the invention and a copy of any drawings (only for the purposes of Article 198(1) of the above mentioned Decree-Law) if no priority of an earlier national (Italian) application is claimed or, where such priority is claimed, if the international application is filed prior to the expiration of 90 days from the filing date of that earlier national application.
Language in which the request may be filed:	English, French or 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? ^{2,3}	Yes, the Office accepts electronic filing via ePCT-Filing ⁴
Does the receiving Office accept requests for restoration of the right of priority (PCT Rule 26bis.3)?	Yes, the Office applies the “due care” criterion to such requests
Competent International Searching Authority:	European Patent Office
Competent International Preliminary Examining Authority:	European Patent Office

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¹ 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).

² 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”).

³ 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).

⁴ For the relevant notification by the Office, refer to the *Official Notices (PCT Gazette)* dated 23 November 2017, pages 179 *et seq.*

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Fees payable to the receiving Office:	Currency: Euro (EUR)
Transmittal fee:	EUR 30.99
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 16 (in fee stamps) for the request to prepare the priority document, plus
	EUR 16 (in fee stamps) for every four pages or fraction of four pages (description, claims, abstract, drawings, filing certificate and certificate of authenticity), plus
	EUR 7 for a patent application, or
	EUR 5 for a utility model application
Fee for requesting restoration of the right of priority (PCT Rule 26bis.3(d)):	EUR 15 (online) EUR 16 (on paper) (in fee stamps)

Is an agent required by the receiving Office? No

Who can act as agent?

Any patent attorney recorded in the official register established by the Board of the Industrial Property Consultants Institute⁵

Citizens of the European Union qualified to practice as patent attorney in another member State, on a temporary basis, pursuant to the procedure under the legislative Decree No. 206/2007

Any Italian lawyer or attorney-at-law whose name appears in the respective professional roll or any law firm employing such a lawyer or attorney-at-law⁶

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⁵ The list of patent attorneys can be obtained from the Ordine dei Consulenti in Proprietà Industriale (Board of the Industrial Property Consultants Institute) (<https://www.ordine-brevetti.it>).

⁶ For further details, refer to <https://www.consiglionazionaleforense.it>.

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Waiver of power of attorney:

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

Yes⁷

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

The Office continues to require that a power of attorney be submitted in the following instances:

If the agent is not:

- a patent attorney or an attorney-at-law authorized to practice in Italy (recorded in the pertinent official register or professional roll) or any law firm employing such a lawyer or attorney-at-law;
- a patent attorney or an attorney-at-law qualified to practice in another member State of the European Union, authorized to pursue certain professional activities in Italy on a temporary basis (refer to legislative Decree No. 206/2007);

In case of reasonable doubt 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?

Yes⁷

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

The Office continues to require that a power of attorney be submitted in the following instances:

- a patent attorney or an attorney-at-law authorized to practice in Italy (recorded in the pertinent official register or professional roll) or any law firm employing such a lawyer or attorney-at-law;
- a patent attorney or an attorney-at-law qualified to practice in another member State of the European Union, authorized to pursue certain professional activities in Italy on a temporary basis (refer to legislative Decree No. 206/2007);

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

⁷ For international applications filed on or after 1 March 2021. 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).