

# JAPAN PATENT OFFICE (JPO)

## AS DESIGNATED (OR ELECTED) OFFICE

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**List of abbreviations:**

Office: Japan Patent Office (JPO)

DA: Design Act of Japan

PA: Patent Act of Japan

PR: Patent Regulations under the Patent Act of Japan

UMA: Utility Model Act of Japan

Art.: Article

**SUMMARY****Designated  
(or elected) Office****SUMMARY****JP****JAPAN PATENT OFFICE (JPO)****JP****Summary of requirements for entry into the national phase**

Time limits applicable for entry into the national phase:	Under PCT Article 22(1): 30 months from the priority date Under PCT Article 39(1)(a): 30 months from the priority date
Translation of international application required into: <sup>1</sup>	Japanese <sup>2</sup>
Required contents of the translation for entry into the national phase:	Under PCT Article 22: Description, claims (if amended, as originally filed or as amended, or both as originally filed and as amended, at applicant's option <sup>3</sup> ), any text matter of drawings, abstract  Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts has been amended, both as originally filed and as amended by the annexes to the international preliminary examination report <sup>3</sup> )
Is a copy of the international application required?	No
National fee: <sup>4</sup>	Currency: Japanese yen (JPY) For patent: Filing fee: JPY 14,000 For utility model: Filing fee: JPY 14,000
Exemptions, reductions or refunds of the national fees:	The fee for request for examination is reduced where an international search report has been established. Moreover, reductions are available to individuals, small and medium-sized enterprises, micro enterprises, academic institutions and certain other entities (see Annex JP.I)

*[Continued on next page]*

<sup>1</sup> The time limit for submission of the Japanese translation of the international application is 30 months from the priority date (under PCT Article 22(1) or 39(1)(a)). This time limit may be extended under certain circumstances (see paragraph JP.03).

<sup>2</sup> Where the international application was filed in Japanese, a copy of any amendments under PCT Articles 19 and 34 may be required, if the communication under Article 20 has not taken place within the time limit applicable under Article 22(1) or 39(1)(a) or if an express request for early processing was filed under Article 23(2).

<sup>3</sup> Where no translation of amendments is filed, the amendments are considered not to have been made. However, amendments may be made as specified in paragraph JP.13 of the JP national chapter.

<sup>4</sup> If not already paid within the applicable time limit under PCT Article 22(1) or 39(1)(a), the Office will invite the applicant to pay the national fee within a time limit fixed in the invitation. Where the translation of the international application is submitted in paper form, a special fee for conversion into electronic format is required.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****JP****JAPAN PATENT OFFICE (JPO)****JP***[Continued]*

Special requirements of the Office  
(PCT Rule 51*bis*):

When the applicant is a legal entity, indication of the name of an officer representing that entity<sup>5</sup> (the indication of such a name is not required where the legal entity is represented by a patent attorney)

Appointment of an agent if the applicant is not resident in Japan<sup>6</sup>

Where the person, the name or the residence of the applicant is changed during the international phase and the change has not been reflected in the international publication or in a Notification of the Recording of a Change (Form PCT/IB/306), a statement indicating the change (preferably on a special request form) and, in case of a change in the person of the applicant, a document evidencing the change<sup>7</sup>

Where a change (addition and/or deletion) in the person of the inventor during the international phase has not been reflected in the international publication or in a Notification of the Recording of a Change (Form PCT/IB/306), the correct indications relating to the inventor (preferably on a special transmittal form (Form 53)), a statement explaining the reasons for the change and a written oath of all inventors<sup>7</sup>

Furnishing, where applicable, of a nucleotide and/or amino acid sequence listing in electronic form

Who can act as agent?

Any patent attorney, attorney-at-law or other person resident in Japan, or firm registered to practice before the Office

Does the Office accept requests for  
restoration of the right of priority  
(PCT Rule 49*ter.2*)?

Yes, the Office applies the “due care” criterion to such requests<sup>8</sup>

<sup>5</sup> If not already complied with, no later than the date on which the relevant time for national processing occurs (see paragraph JP.02 of the JP national chapter), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

<sup>6</sup> Must be appointed within two months from the date of mailing of the invitation from the Office (see paragraph JP.08).

<sup>7</sup> Must be furnished no later than the date on which the relevant time for national processing occurs (see paragraph JP.02 of the JP national chapter); if not furnished, the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

<sup>8</sup> For international applications filed on or after 1 April 2015. For the relevant notification by the Office, see *Official Notices (PCT Gazette)* dated 12 March 2015, page 51.

## FEES

(Currency: Japanese yen)

### Patents

National fee . . . . .	14,000	
National fee for request for review . . . . .	14,000	
Fee for request for examination (for international applications filed before 1 April 2019): <sup>1</sup>		
(a) where no international search report has been established: . . . . .	118,000 plus 4,000 for each claim <sup>2</sup>	
(b) where the international search report has been established by the Office: . . . . .	71,000 plus 2,400 per claim	
(c) where the international search report has been established by an International Searching Authority other than the Office: . . . . .	106,000 plus 3,600 per claim	
(d) where the search report has been established by a searching organization which is designated under Japanese law: . . . . .	94,000 plus 3,200 per claim	
Fee for request for examination (for international applications filed on or after 1 April 2019): <sup>1</sup>		
(a) where no international search report has been established: . . . . .	138,000 plus 4,000 for each claim <sup>2</sup>	
(b) where the international search report has been established by the Office: . . . . .	83,000 plus 2,400 per claim	
(c) where the international search report has been established by an International Searching Authority other than the Office: . . . . .	124,000 plus 3,600 per claim	
(d) where the search report has been established by a searching organization which is designated under Japanese law: . . . . .	110,000 plus 3,200 per claim	
Fee for conversion of documents into electronic format . . . . .	2,400 plus 800 per sheet	
Annual fees (per year): <sup>1</sup>		
	International applications for which an examination is requested on or after 1 April 2004	International applications filed on or after 1 January 1988, and for which an examination was requested on or before 31 March 2004
— for the 1 <sup>st</sup> to the 3 <sup>rd</sup> years	4,300 plus 300 per claim	10,300 plus 900 per claim
— for the 4 <sup>th</sup> to the 6 <sup>th</sup> years	10,300 plus 800 per claim	16,100 plus 1,300 per claim
— for the 7 <sup>th</sup> to the 9 <sup>th</sup> years	24,800 plus 1,900 per claim	32,200 plus 2,500 per claim
— for the 10 <sup>th</sup> to the 25 <sup>th</sup> years	59,400 plus 4,600 per claim	64,400 plus 5,000 per claim
Fee for application for registration of extension of patent right <sup>3</sup> . . . . .	74,000	
Fee for conversion . . . . .	14,000 of a utility model application	16,000 of a design application

<sup>1</sup> Fee reductions may apply for certain applicants such as small and medium-sized enterprises, micro enterprises, and academic institutions. For further details on the eligibility, see [https://www.jpo.go.jp/system/process/tesuryo/genmen/genmen20190401/document/index/leaflet\\_e.pdf](https://www.jpo.go.jp/system/process/tesuryo/genmen/genmen20190401/document/index/leaflet_e.pdf)

<sup>2</sup> Hereinafter referred to as “per claim”.

<sup>3</sup> The patent term, which is 20 years from the filing date, may be extended by up to five years where there is a period during which patent owners have been unable to work their inventions due to the regulations under the laws (where the subject matter of the inventions relates to human or animal drugs or to agricultural chemicals), provided that the application for registration of extension of the term of the patent right is filed.

**Utility models**

National fee . . . . .	14,000
National fee for request for review . . . . .	14,000
Fee for conversion of documents into electronic format . . . . .	2,400 plus 800 per sheet
Fee for conversion . . . . .	15,000 of a patent application 16,000 of a design application
Fee for technical opinion	
(a) where no international search report has been established . . . . .	42,000 plus 1,000 per claim
(b) where the international search report has been established by the Office . . . . .	8,400 plus 200 per claim
(c) where the international search report has been established by an International Searching Authority other than the Office. . . . .	33,600 plus 800 per claim
Annual fees (per year):	International applications filed on or after 1 April 2005
— for the 1 <sup>st</sup> to the 3 <sup>rd</sup> years . . . . .	2,100 plus 100 per claim
— for the 4 <sup>th</sup> to the 6 <sup>th</sup> years . . . . .	6,100 plus 300 per claim
— for the 7 <sup>th</sup> to the 10 <sup>th</sup> years . . . . .	18,100 plus 900 per claim

**How can payment of fees be effected?**

Payment of the national fee to the Office has to be made in Japanese Yen, by means of patent revenue stamps. The patent revenue stamps can be purchased at major Japan Post Co., Ltd. offices in Japan. The necessary amount of stamps must be affixed to the related form.

Some other payment methods, such as the advance payment system, bank account transfer or online cash transfer, may be available provided that the applicant or their representative in Japan has carried out the necessary registration proceedings at the Office in advance.

In principle, the Office does not accept any payments made directly by overseas residents, such as payment by international bank account transfer, or by credit card or by check, therefore, payment by an applicant overseas has to be made through a representative appointed in Japan.

However, in the case of patent annuity fees for the 4th year onwards, direct payment by bank account transfer or patent revenue stamps is available for overseas residents. For detailed instructions please see: [www.jpo.go.jp/e/system/process/tesuryo/160401\\_renewing\\_outside.html](http://www.jpo.go.jp/e/system/process/tesuryo/160401_renewing_outside.html)

Form No. 53: Transmittal form  
(Related to PR Rule 38-4)

【書類名】 国内書面

(【提出日】 令和 年 月 日)

【あて先】 特許庁長官 殿

【出願の表示】

【国際出願番号】

【出願の区分】

【発明者】

【住所又は居所】

【氏名】

【特許出願人】

【住所又は居所】

【氏名又は名称】

(【国籍・地域】)

【代理人】

【識別番号】

【弁理士】

【氏名又は名称】

(【手数料の表示】)

(【予納台帳番号】)

(【納付金額】)

【提出物件の目録】

【物件名】 明細書の翻訳文 1

【物件名】 請求の範囲の翻訳文 1

【物件名】 要約書の翻訳文 1

【物件名】 図面の翻訳文 1

Form No. 52: Submission of translation of an amendment  
under Article 19 (Related to PR Rule 38-2)

【書類名】 特許協力条約第19条補正の翻訳文提出書

(【提出日】 令和 年 月 日)

【あて先】 特許庁長官 殿

【出願の表示】

【国際出願番号】

【出願の区分】

【特許出願人】

【住所又は居所】

【氏名又は名称】

【代理人】

【識別番号】

【弁理士】

【氏名又は名称】

【補正書の提出年月日】

【手続補正1】

【補正対象書類名】 特許請求の範囲

【補正対象項目名】 全文

【補正の方法】 変更

【補正の内容】

【その他】

Form No. 54: Submission of translation of an amendment under Article 34  
(Related to PR Rule 38-6)

【書類名】 特許協力条約第34条補正の翻訳文提出書

(【提出日】 令和 年 月 日)

【あて先】 特許庁長官 殿

【出願の表示】

【国際出願番号】

【出願の区分】

【特許出願人】

【住所又は居所】

【氏名又は名称】

【代理人】

【識別番号】

【弁理士】

【氏名又は名称】

【補正書の提出年月日】

【手続補正1】

【補正対象書類名】

【補正対象項目名】

【補正の方法】

【補正の内容】

【その他】



Form No. 44: Request for examination of application  
(Related to PR Rule 31-2)

【書類名】 出願審査請求書

(【提出日】 令和 年 月 日)

【あて先】 特許庁長官 殿

【出願の表示】

【出願番号】

【請求項の数】

【請求人】

【住所又は居所】

【氏名又は名称】

(【国籍・地域】)

【代理人】

【識別番号】

【弁理士】

【氏名又は名称】

(【手数料の表示】)

(【予納台帳番号】)

(【納付金額】)

Form No. 55: Request for review  
(Related to PR Rule 38-8)

【書類名】 特許協力条約第 25 条の規定による検査の申出書

(【提出日】 令和 年 月 日)

【あて先】 特許庁長官 殿

【国際出願番号】

【発明者】

【住所又は居所】

【氏名】

【申出人】

(【識別番号】)

【住所又は居所】

【氏名又は名称】

(【国籍・地域】)

【代理人】

(【識別番号】)

【住所又は居所】

【氏名又は名称】

【拒否（宣言、認定）の通知を受けた日】

【申出の趣旨】

【申出の理由】

【提出物件の目録】

【物件名】 国際出願の翻訳文 1

【物件名】 ( )

## Power of attorney

POWER OF ATTORNEY	
I/We <sup>(i)</sup>	
of	
do hereby appoint <sup>(ii)</sup>	
my/our lawful representative(s) pursuant to the provisions of Art. 8 of the Patent Act, Art. 2-5 of the Utility Model Act and Art. 68 of the Design Act of Japan (“patent administrator”), to make on my/our behalf proceedings for making	
a <sup>(iii)</sup>	application based on PCT application
No. PCT <sup>(iv)</sup>	
to the Japan Patent Office, and to perform all other formalities and acts under the provisions concerned of the Patent, Utility Model and Design Acts of Japan or any orders issued on the basis thereof.	
Dated this	day of
	.....
By	.....

- (i) Insert the name and address of the applicant(s) (individual or legal entity) appointing the representative(s).
- (ii) Insert the name of the representative(s).
- (iii) State the particular kind of protection (patent or utility model) pursuant to the provisions of Art.43 of the PCT.
- (iv) State the international application number for which the representative(s) are appointed.

## Power of attorney (translation)

## 委任状 (訳文)

私 (等) (氏名又は名称)

所在 (住所又は居所)

は、ここに (委任された者の氏名)

を特許法第8条、実用新案法第2条の5及び意匠法第68条の規定による代理人  
(特許管理人) に選任し、私 (等) の為に、

国際出願番号PCT/××○○○○/○○○○○○○に基づく(特許)出願の  
手続を日本国特許庁に対してなし、また日本国特許法、実用新案法若しくは  
意匠法又はこれらの法律に基づく命令に規定する一切の手続及び行為をなす  
権限を与えます。

年 月 日

署 名 \_\_\_\_\_