

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INFORMATION ON CONTRACTING STATES

##### Republic of Korea

The Office of Patents Administration of the Republic of Korea has notified a change of its telecopier number as follows:

Telecopier: (02) 553-9584

#### ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT

##### ANNEX F - FORMS

##### Modification of Form PCT/IPEA/401 (Demand)

The Notes to the Demand Form and the Fee Calculation Sheet annexed to it have been modified subsequent to the withdrawal by Japan of its declaration under PCT Article 64(2)(a) concerning, in particular, the time limit applicable under Chapter II of the PCT for the furnishing of a translation into Japanese of the international application, and subsequent also to the decision by the Soviet Union concerning the required translations of international preliminary examination reports under PCT Rule 72.1(a).

The modified Notes to the Demand Form as well as the modified Fee Calculation Sheet and the Notes relating thereto, applicable as from January 1, 1988, are reproduced on the following pages. Copies can be obtained free of charge from the International Preliminary Examining Authorities or from the receiving Offices.

## NOTES TO THE DEMAND FORM (PCT/IPEA/401)

These Notes are intended to give some information concerning international preliminary examination under Chapter II of the PCT and to facilitate the filling in of the present form. For authentic information, see the text of the Patent Cooperation Treaty and the texts of the Regulations and the Administrative Instructions under that Treaty. In case of discrepancy between these Notes and the said texts, the latter are applicable. For more detailed information, see also the **PCT Applicant's Guide**, a publication of WIPO.

"Article" refers to Articles of the Treaty. "Rule" refers to Rules of the Regulations and "Section" refers to Sections of the Administrative Instructions.

### IMPORTANT GENERAL INFORMATION

**Who May File a Demand (Article 31(2)(a))?** A demand (for international preliminary examination) may only be filed by an applicant who is a national or resident of a PCT Contracting State which is bound by Chapter II of the PCT; furthermore, the international application must have been filed with the receiving Office of, or acting for, such State. Where there are several applicants, at least one of them must qualify for the purposes of each elected State (Rule 54.3(a)).

**Where Must the Demand Be Filed (Article 31(6)(a))?** The demand must be filed with the International Preliminary Examining Authority (IPEA). The receiving Office with which the international application was filed will, upon request, give information about the competent IPEA (or see Annex C of the PCT Applicant's Guide, Volume I). If several IPEAs are competent, the applicant has the choice and the demand must be filed with (and the fees must be paid to) the IPEA chosen by the applicant.

**When Must the Demand be Filed (Article 39(1))?** The demand must be filed **before** the expiration of **19 months from the priority date** in order to extend the time limit for entering the national phase of the PCT procedure from 20 to 30 months from the priority date. **Warning:** if the demand is filed later, the national phase will not be delayed in respect of the elected States and the applicant must enter the national phase before the expiration of the time limit applicable under Article 22 (which is usually 20 months from the priority date).

**In Which Language Must the Demand be Filed (Rule 55.1)?** The demand must be filed in the language of the international application if that language is English, French, German, Japanese or Russian; otherwise, the demand must be filed in English.

**What is the Language of Correspondence (Rules 66.9 and 92.2, Section 104)?** Any letter from the applicant to the IPEA must be in the same language as the international application to which it relates. However, the IPEA may authorize the use of another language for letters which do not contain or relate to amendments of the international application, whereas amendments and letters relating thereto must be in the language of publication. Any letter from the applicant to the International Bureau must be in the same language as the international application if that language is English or French; otherwise, it must be in English or French, at the choice of the applicant.

**Which Fees Must be Paid and When (Rules 57 and 58)?** At the time the demand is submitted, the applicant must pay

- (i) the preliminary examination fee, and
- (ii) the handling fee.

For details concerning the payment of those fees, see the Fee Calculation Sheet.

### NOTES TO BOX No. I

**Identification of the International Application (Rule 53.6):** The international application number must be indicated in Box No. I. Where the demand is filed at a time when the international application number has not yet been notified by the receiving Office, the name of that Office must be indicated instead of the international application number.

### International Filing Date and Priority Date (Section 110):

They must be indicated by the arabic number of the day, the name of the month and the arabic number of the year; after or below such indication, the date should be repeated in parenthesis by indicating it by two-digit arabic numerals each for the number of the day, for the number of the month and for the last two numbers of the year, e.g., 10 June 1986 (10.06.86). Where the international application claims the priority of several earlier applications, the filing date of the earliest application whose priority is claimed must be indicated as the priority date.

### NOTES TO BOX No. II

**Applicant(s) (Rule 53.4):** Make here the relevant indications as appearing in Boxes Nos. II and III of the REQUEST (Form PCT/RO/101). The Notes to the REQUEST apply *mutatis mutandis*. If there are several applicants, give the relevant indications for each of them; if there are more than two applicants, make the required indications on the "Continuation sheet."

If different applicants for different designated States are indicated in the REQUEST part of the international application, indicate only the applicants for the States elected in Box No. V (no indication of the States for which a person is applicant need be made, because those indications have been made in the REQUEST).

### NOTES TO BOX No. III

**Agent or Common Representative (Rule 53.5):** The **first check-box** must be marked where the applicant is already represented by an agent or where a common representative has been appointed. The **second check-box** must be marked where the applicant was not represented in the earlier stages of the PCT procedure and now wants to be represented by an agent before the IPEA, or where the applicant was represented in the earlier stages of the PCT procedure but wants to change the agent for the procedure before the IPEA. The **third check-box** must be marked where the applicant wants to be represented by an additional agent appointed only for the procedure before the IPEA without revocation of any earlier appointment; please note that in the latter case all notifications issued by the IPEA will be addressed only to that additional agent. Where the second or the third check-box is marked and the applicant does not sign himself the demand, a separate power of attorney must be filed with the International Bureau of WIPO or with the receiving Office (Rule 90.3(b)).

**Address for Notifications (Rule 4.4(d)):** If no agent has been appointed, a special address for the sending of notifications to the applicant may be indicated in Box No. III instead of the name and address of an agent. That address must be different from the address given in Box No. II and the special check-box must be marked. If an agent has been appointed, notifications will be sent to his address.

### NOTES TO BOX No. IV

**Declaration Concerning Amendments of the Claims (Rules 62.2, 66.1 and 69.1(b)):** Marking of the appropriate check-box is recommended, as it will help the IPEA to know immediately to which claims the international preliminary examination must be directed. International preliminary examination can only start once this is clear.

It is recalled that any amendment to the claims under Article 19 or any declaration that the applicant does not intend to file such amendments, are required to be filed with the International Bureau. That Bureau will promptly transmit any amendment or declaration to the IPEA. The international preliminary examination can start when the IPEA has received from the International Bureau such amendments or such declaration or a notice that no amendments have been filed in the prescribed time limit.

In case the demand for international preliminary examination has already been submitted, the applicant must, if he subsequently files amendments under Article 19 with the International Bureau, file at the same time a copy of such amendments with the IPEA.

The third of the three check-boxes relates to amendments under Rule 56.1. Those amendments must be filed with the IPEA.

#### NOTES TO BOX No. V

**Election of States (Rule 53.7):** Only States which are bound by Chapter II of the PCT and which have been designated at the time of filing the international application (in the REQUEST) can be elected. The election is effected by marking the applicable check-box. The kind of protection or treatment desired follows the indication made in the REQUEST part of the international application. If a **European patent** is desired and only some of the Contracting States of the European Patent Convention have been designated for a European patent in the REQUEST part of the international application, the names of the other such States must be struck out. Switzerland and Liechtenstein are not bound by Chapter II and cannot be elected; however, if they have been designated in the REQUEST part of the international applica-

tion for a European patent together with at least one other Contracting State of the European Patent Convention, the time limit under PCT Article 39(1) applies also with respect to those two States if the other State has been elected before the expiration of 19 months from the priority date. Further States which are, at the time of publication of these Notes, not bound by Chapter II and cannot be elected are: Denmark, Norway and the Republic of Korea.

#### NOTES TO BOX No. VI

**Signature (Rule 53.8):** The demand must be signed by the applicant or by his agent. If the demand is not signed by (all) the applicant(s), a power of attorney signed by (all) the applicant(s) must be filed with the International Bureau of WIPO or with the receiving Office, unless the agent has previously been appointed.

FEE CALCULATION SHEET  
ANNEX TO THE DEMAND FOR INTERNATIONAL PRELIMINARY EXAMINATION

<b>APPLICANT</b>		For use by IPEA				
INTERNATIONAL APPLICATION No.	DATE STAMP OF THE IPEA					
I. PRELIMINARY EXAMINATION FEE .....	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%; height: 20px;"></td> <td style="width: 20%; text-align: center; font-size: small;">P</td> </tr> </table>		P			
	P					
II. HANDLING FEE .....	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%; height: 20px;"></td> <td style="width: 20%; text-align: center; font-size: small;">H</td> </tr> </table>		H			
	H					
<b>III. TOTAL OF PRESCRIBED FEES SUBMITTED OR TO BE CHARGED TO DEPOSIT ACCOUNT</b>  Add the amounts entered in Boxes P and H, and enter the total in the TOTAL Box. THIS FIGURE IS THE TOTAL AMOUNT OF THE PRESCRIBED FEES SUBMITTED OR TO BE CHARGED TO THE DEPOSIT ACCOUNT .....	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%; height: 20px;"></td> <td style="width: 20%;"></td> </tr> <tr> <td colspan="2" style="text-align: center; font-weight: bold; font-size: small;">TOTAL</td> </tr> </table>			TOTAL		
TOTAL						
<p>THE APPLICANT MAY PAY THE PRESCRIBED FEES BY CHEQUE, POSTAL MONEY ORDER, BANK DRAFT, CASH, REVENUE STAMPS, COUPONS, ETC. PAYMENT SHOULD BE MADE IN THE PRESCRIBED CURRENCY TO THE [ACCOUNT OF, ACCOUNT INDICATED BELOW OF, ORDER OF] THE INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY. PAYMENT MAY ALSO BE MADE BY AUTHORIZATION TO CHARGE A DEPOSIT ACCOUNT AT THE INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY IF THE LATTER HAS A DEPOSIT ACCOUNT SYSTEM.</p>						
<b>DEPOSIT ACCOUNT AUTHORIZATION</b> <input type="checkbox"/> The IPEA/ _____ is hereby authorized to charge the total fees indicated above to my deposit account. <input type="checkbox"/> The IPEA/ _____ is hereby authorized to charge any deficiency or credit any overpayment in the total fees indicated above to my deposit account.						
Deposit Account Number _____	Date _____	Signature _____				

**NOTES TO THE FEE CALCULATION SHEET  
(ANNEX TO FORM PCT/IPEA/401)**

**1** The purpose of the fee calculation sheet is to aid the applicant to identify the prescribed fees and to calculate the amounts to be paid. It is strongly recommended that the applicant complete, by entering the appropriate amounts in the boxes provided, and submit the fee calculation sheet at the time of filing of the demand. This will help the International Preliminary Examining Authority to verify the calculations and to identify any error in them.

**2** Two kinds of fees must be paid for international preliminary examination:

- (i) the preliminary examination fee (for the benefit of the International Preliminary Examining Authority);
- (ii) the handling fee (for the benefit of the International Bureau).

**3** Both fees must be paid to the International Preliminary Examining Authority upon filing the demand.

**4** Information about the amount of those fees or about equivalent amounts in other currencies can be obtained from the International Preliminary Examining Authority or the receiving Office. This information is also published in Annex E of Volume I of the PCT Applicant's Guide and from time to time in Section IV of the PCT Gazette.

**5** For the calculation of the total amount payable, the amount of the preliminary examination fee must be inserted in **Box P**.

**6** The amount of the handling fee must be inserted in **Box H**. (Where the language of the demand is **not** English, another handling fee may be payable for a translation of the international preliminary examination report into English; for details, see Volume I of the PCT Applicant's Guide, Annex B1.)

**7** The **total** of the amounts inserted in Boxes P and H is the amount which must be paid to the International Preliminary Examining Authority.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### FEES PAYABLE UNDER THE PCT

##### Norway

Pursuant to PCT Rule 15.2(d), new amounts in Norwegian Krone (NOK), as indicated below, have been established. The new amounts are applicable as from April 1, 1988.

Basic fee:	3,500
Supplement per sheet over 30:	70
Designation fee:	850

[Updating of PCT Gazette No. 01/1988, Annex C(NO), page 99]

##### United States of America

Pursuant to PCT Rule 16.1(d), a new amount in US Dollars (USD), as indicated below, has been established for the search fee for an international search by the European Patent Office. The new amount is applicable as from March 15, 1988.

Search fee (international search by the European Patent Office):	1,300
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[Updating of PCT Gazette No. 01/1988, Annex D(EP), page 109]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INFORMATION ON CONTRACTING STATES

##### Netherlands

The Netherlands Patent Office has notified a change of its telephone number as follows:

Telephone: (070) 986655

[Updating of PCT Gazette No. 01/1988, Annex B1(NL), page 55]

#### INTERNATIONAL BUREAU

##### Non-Working Days

For the purpose of computing time limits under PCT Rule 80.5\*, the days on which the International Bureau is not open for business are, for the period from February 1, 1988 to February 1, 1989, the following:

all Saturdays and Sundays and  
April 1, 1988  
April 4, 1988  
May 12, 1988  
May 23, 1988  
September 8, 1988  
December 26, 1988  
December 27, 1988  
December 30, 1988  
January 2, 1989

It is important to note that the days indicated above concern only the International Bureau and not the national Offices and other international organizations.

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\* Rule 80.5 Expiration on a Non-Working Day

"If the expiration of any period during which any document or fee must reach a national Office or intergovernmental organization falls on a day on which such Office or organization is not open to the public for the purposes of the transaction of official business, or on which ordinary mail is not delivered in the locality in which such Office or organization is situated, the period shall expire on the next subsequent day on which neither of the said two circumstances exists."

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

#### STATISTICS RELATING TO RECORD COPIES RECEIVED BY THE INTERNATIONAL BUREAU

##### GUIDANCE NOTE CONCERNING STATISTICS

Certain codes are used in the statistical tables to indicate the identity of receiving Offices and of designated States. These codes have been taken from the "Code for Identifying States and Organizations" contained in Annex B\* to the Administrative Instructions under the Patent Cooperation Treaty (PCT). The codes and the States to which they refer are set out at the foot of this note.

In the case of receiving Offices, the codes indicate the Contracting State of the Patent Cooperation Treaty (PCT) for which the receiving Office is the national industrial property office except in the case of the European Patent Office which acts (as well as the national industrial property office) as receiving Office for the Contracting States of the PCT which are also party to the European Patent Convention. In the statistical table relating to the designations of States, the figures shown relate to the indications as to designations contained in the record copies as received by the International Bureau of WIPO and notified by it to the designated Offices. Against the code of each designated State, the abbreviations "NAT" and/or "EPO" are indicated. These abbreviations mean that, for the designated State, a national patent ("NAT") and/or a European patent ("EPO") is sought.

AT	Austria	KR	Republic of Korea
AU	Australia	LK	Sri Lanka
BB	Barbados	LU	Luxembourg
BE	Belgium	MC	Monaco
BG	Bulgaria	MG	Madagascar
BR	Brazil	MW	Malawi
CH	Switzerland	NL	Netherlands
DE	Germany, Federal Republic of	NO	Norway
DK	Denmark	RO	Romania
FI	Finland	SD	Sudan
FR	France	SE	Sweden
GB	United Kingdom	SU	Soviet Union
HU	Hungary	US	United States of America
IT	Italy	EP	European Patent Office
JP	Japan	OA	African Intellectual Property Organization (OAPI)
KP	Democratic People's Republic of Korea		

\* Published on pages 3566 and 3567 of PCT Gazette No. 29/1984





RECORD COPIES RECEIVED BROKEN DOWN  
ACCORDING TO RECEIVING OFFICES AND LANGUAGES OF FILING

(From 1 January 1987 to 31 December 1987)

RECEIVING OFFICES	LANGUAGES										Total Number of Record Copies Received
	Danish	Dutch	English	Finnish	French	German	Japanese	Norwegian	Russian	Swedish	
AT	-	-	-	-	-	75	-	-	-	-	75
AU	-	-	428	-	-	-	-	-	-	-	428
BE	-	1	2	-	14	-	-	-	-	-	17
BR	-	-	13	-	-	-	-	-	-	-	13
CH	-	-	-	-	40	135	-	-	-	-	175
DE	-	-	-	-	-	612	-	-	-	-	612
DK	78	-	73	-	-	-	-	-	-	-	151
FI	-	-	95	75	-	-	-	-	-	3	173
FR	-	-	-	-	504	-	-	-	-	-	504
GB	-	-	944	-	-	-	-	-	-	-	944
HU	-	-	30	-	-	29	-	-	-	-	59
IT	-	-	102	-	-	-	-	-	-	-	102
JP	-	-	47	-	-	-	1000	-	-	-	1047
KR	-	-	10	-	-	-	2	-	-	-	12
LK*	-	-	2	-	-	-	-	-	-	-	2
LU	-	-	-	-	1	-	-	-	-	-	1
NL	-	11	23	-	-	-	-	-	-	-	34
NO	-	-	34	-	-	-	-	48	-	-	82
SE	-	-	276	-	-	-	-	-	-	318	594
SU	-	-	-	-	-	-	-	-	144	-	144
US	-	-	3218	-	-	-	-	-	-	-	3218
EP	-	-	161	-	5	648	-	-	-	-	814
Total Number of Record Copies Received	78	12	5458	75	564	1499	1002	48	144	321	9201

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of Bulgaria, the Democratic People's Republic of Korea, Malawi, Monaco, Romania and Sudan acting as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office acting for Barbados and OAPI

\* The international Bureau acts as receiving Office for Sri Lanka.

## INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE

United Kingdom

Pursuant to PCT Rule 13bis.7(b), the United Kingdom Patent Office has notified the International Bureau of a change in the name of the depository institution listed as "National Collection of Industrial Bacteria (NCIB)" in Annex M2, published in PCT Gazette No. 01/1988, as follows:

"National Collections of Industrial and Marine Bacteria Ltd. (NCIMB)\*  
P.O. Box 31  
135 Abbey Road  
Aberdeen  
United Kingdom AB9 8DG"

[Updating of PCT Gazette No. 01/1988, Annex M2, page 128]

## DESIGNATED (OR ELECTED) OFFICES

Brazil

The National Institute of Industrial Property of Brazil has informed the International Bureau that a translation into Portuguese of the Request (Form PCT/RO/101) is no longer required for the entry into the national phase.

Translation must contain:

Description, claims (if amended, both the claims as originally filed and as amended as well as any statement made under PCT Article 19), any text matter of drawings, abstract

[Updating of PCT Gazette No. 01/1988, Summary (BR), page 133]

## ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT

## ANNEX F - FORMS

Modification of Form PCT/IPEA/401 (Demand)

Following the withdrawal by Japan of its reservation under PCT Article 64(2)(a) concerning, in particular, the time limit applicable under Chapter II of the PCT for the furnishing of a translation into Japanese of the international application (see PCT Gazette No. 22/1987, page 3949), the Notes to the Demand Form have been modified.

Following the notification received from the USSR State Committee for Inventions and Discoveries of modifications concerning the languages into which international preliminary examination reports must be translated (see PCT Gazette No. 18/1987, page 3229), the Fee Calculation Sheet and the Notes relating to it, annexed to the Demand Form, have also been modified accordingly.

The modified Notes to the Demand Form (dated "01/1988"), the modified Fee Calculation Sheet (dated "January 1988") and the modified Notes relating to it are reproduced on the next pages.

## NOTES TO THE DEMAND FORM (PCT/IPEA/401)

These Notes are intended to give some information concerning international preliminary examination under Chapter II of the PCT and to facilitate the filling in of the present form. For authentic information, see the text of the Patent Cooperation Treaty and the texts of the Regulations and the Administrative Instructions under that Treaty. In case of discrepancy between these Notes and the said texts, the latter are applicable. For more detailed information, see also the **PCT Applicant's Guide**, a publication of WIPO.

"Article" refers to Articles of the Treaty, "Rule" refers to Rules of the Regulations and "Section" refers to Sections of the Administrative Instructions.

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**Where Must the Demand Be Filed (Article 31(6)(a))?** The demand must be filed with the International Preliminary Examining Authority (IPEA). The receiving Office with which the international application was filed will, upon request, give information about the competent IPEA (or see Annex C of the PCT Applicant's Guide, Volume I). If several IPEAs are competent, the applicant has the choice and the demand must be filed with (and the fees must be paid to) the IPEA chosen by the applicant.

**When Must the Demand be Filed (Article 39(1))?** The demand must be filed **before** the expiration of **19 months from the priority date** in order to extend the time limit for entering the national phase of the PCT procedure from 20 to 30 months from the priority date. **Warning:** if the demand is filed later, the national phase will not be delayed in respect of the elected States and the applicant must enter the national phase before the expiration of the time limit applicable under Article 22 (which is usually 20 months from the priority date).

**In Which Language Must the Demand be Filed (Rule 55.1)?** The demand must be filed in the language of the international application if that language is English, French, German, Japanese or Russian; otherwise, the demand must be filed in English.

**What is the Language of Correspondence (Rules 66.9 and 92.2, Section 104)?** Any letter from the applicant to the IPEA must be in the same language as the international application to which it relates. However, the IPEA may authorize the use of another language for letters which do not contain or relate to amendments of the international application, whereas amendments and letters relating thereto must be in the language of publication. Any letter from the applicant to the International Bureau must be in the same language as the international application if that language is English or French; otherwise, it must be in English or French, at the choice of the applicant.

**Which Fees Must be Paid and When (Rules 57 and 58)?** At the time the demand is submitted, the applicant must pay

- (i) the preliminary examination fee, and
- (ii) the handling fee.

For details concerning the payment of those fees, see the Fee Calculation Sheet.

### NOTES TO BOX No. I

**Identification of the International Application (Rule 53.6):** The international application number must be indicated in Box No. I. Where the demand is filed at a time when the international application number has not yet been notified by the receiving Office, the name of that Office must be indicated instead of the international application number.

### International Filing Date and Priority Date (Section 110):

They must be indicated by the arabic number of the day, the name of the month and the arabic number of the year; after or below such indication, the date should be repeated in parenthesis by indicating it by two-digit arabic numerals each for the number of the day, for the number of the month and for the last two numbers of the year, e.g., 10 June 1986 (10.06.86). Where the international application claims the priority of several earlier applications, the filing date of the earliest application whose priority is claimed must be indicated as the priority date.

### NOTES TO BOX No. II

**Applicant(s) (Rule 53.4):** Make here the relevant indications as appearing in Boxes Nos. II and III of the REQUEST (Form PCT/RO/101). The Notes to the REQUEST apply *mutatis mutandis*. If there are several applicants, give the relevant indications for each of them; if there are more than two applicants, make the required indications on the "Continuation sheet."

If different applicants for different designated States are indicated in the REQUEST part of the international application, indicate only the applicants for the States elected in Box No. V (no indication of the States for which a person is applicant need be made, because those indications have been made in the REQUEST).

### NOTES TO BOX No. III

**Agent or Common Representative (Rule 53.5):** The **first check-box** must be marked where the applicant is already represented by an agent or where a common representative has been appointed. The **second check-box** must be marked where the applicant was not represented in the earlier stages of the PCT procedure and now wants to be represented by an agent before the IPEA, or where the applicant was represented in the earlier stages of the PCT procedure but wants to change the agent for the procedure before the IPEA. The **third check-box** must be marked where the applicant wants to be represented by an additional agent appointed only for the procedure before the IPEA without revocation of any earlier appointment; please note that in the latter case all notifications issued by the IPEA will be addressed only to that additional agent. Where the second or the third check-box is marked and the applicant does not sign himself the demand, a separate power of attorney must be filed with the International Bureau of WIPO or with the receiving Office (Rule 90.3(b)).

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### NOTES TO BOX No. IV

**Declaration Concerning Amendments of the Claims (Rules 62.2, 66.1 and 69.1(b)):** Marking of the appropriate check-box is recommended, as it will help the IPEA to know immediately to which claims the international preliminary examination must be directed. International preliminary examination can only start once this is clear.

It is recalled that any amendment to the claims under Article 19 or any declaration that the applicant does not intend to file such amendments, are required to be filed with the International Bureau. That Bureau will promptly transmit any amendment or declaration to the IPEA. The international preliminary examination can start when the IPEA has received from the International Bureau such amendments or such declaration or a notice that no amendments have been filed in the prescribed time limit.

In case the demand for international preliminary examination has already been submitted, the applicant must, if he subsequently files amendments under Article 19 with the International Bureau, file at the same time a copy of such amendments with the IPEA.

The third of the three check-boxes relates to amendments under Rule 66.1. Those amendments must be filed with the IPEA.

#### NOTES TO BOX No. V

**Election of States (Rule 53.7):** Only States which are bound by Chapter II of the PCT and which have been designated at the time of filing the international application (in the REQUEST) can be elected. The election is effected by marking the applicable check-box. The kind of protection or treatment desired follows the indication made in the REQUEST part of the international application. If a **European patent** is desired and only some of the Contracting States of the European Patent Convention have been designated for a European patent in the REQUEST part of the international application, the names of the other such States must be struck out. Switzerland and Liechtenstein are not bound by Chapter II and cannot be elected; however, if they have been designated in the REQUEST part of the international applica-

tion for a European patent together with at least one other Contracting State of the European Patent Convention, the time limit under PCT Article 39(1) applies also with respect to those two States if the other State has been elected before the expiration of 19 months from the priority date. Further States which are, at the time of publication of these Notes, not bound by Chapter II and cannot be elected are: Denmark, Norway and the Republic of Korea.

#### NOTES TO BOX No. VI

**Signature (Rule 53.8):** The demand must be signed by the applicant or by his agent. If the demand is not signed by (all) the applicant(s), a power of attorney signed by (all) the applicant(s) must be filed with the International Bureau of WIPO or with the receiving Office, unless the agent has previously been appointed.

FEE CALCULATION SHEET  
ANNEX TO THE DEMAND FOR INTERNATIONAL PRELIMINARY EXAMINATION

<b>APPLICANT</b>	For use by IPEA
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INTERNATIONAL APPLICATION No.	DATE STAMP OF THE IPEA
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I. PRELIMINARY EXAMINATION FEE.....		P	
II. HANDLING FEE.....		H	
III. TOTAL OF PRESCRIBED FEES SUBMITTED OR TO BE CHARGED TO DEPOSIT ACCOUNT			
Add the amounts entered in Boxes P and H, and enter the total in the TOTAL Box. THIS FIGURE IS THE TOTAL AMOUNT OF THE PRESCRIBED FEES SUBMITTED OR TO BE CHARGED TO THE DEPOSIT ACCOUNT.....			
	TOTAL		
THE APPLICANT MAY PAY THE PRESCRIBED FEES BY CHEQUE, POSTAL MONEY ORDER, BANK DRAFT, CASH, REVENUE STAMPS, COUPONS, ETC. PAYMENT SHOULD BE MADE IN THE PRESCRIBED CURRENCY TO THE [ACCOUNT OF, ACCOUNT INDICATED BELOW OF, ORDER OF] THE INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY. PAYMENT MAY ALSO BE MADE BY AUTHORIZATION TO CHARGE A DEPOSIT ACCOUNT AT THE INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY IF THE LATTER HAS A DEPOSIT ACCOUNT SYSTEM.			

**DEPOSIT ACCOUNT AUTHORIZATION**

The IPEA/ \_\_\_\_\_ is hereby authorized to charge the total fees indicated above to my deposit account.

The IPEA/ \_\_\_\_\_ is hereby authorized to charge any deficiency or credit any overpayment in the total fees indicated above to my deposit account.

\_\_\_\_\_  
Deposit Account Number                      Date                      Signature

**NOTES TO THE FEE CALCULATION SHEET  
(ANNEX TO FORM PCT/IPEA/401)**

**1** The purpose of the fee calculation sheet is to aid the applicant to identify the prescribed fees and to calculate the amounts to be paid. It is strongly recommended that the applicant complete, by entering the appropriate amounts in the boxes provided, and submit the fee calculation sheet at the time of filing of the demand. This will help the International Preliminary Examining Authority to verify the calculations and to identify any error in them.

**2** Two kinds of fees must be paid for international preliminary examination:

- (i) the preliminary examination fee (for the benefit of the International Preliminary Examining Authority);
- (ii) the handling fee (for the benefit of the International Bureau).

**3** Both fees must be paid to the International Preliminary Examining Authority upon filing the demand.

**4** Information about the amount of those fees or about equivalent amounts in other currencies can be obtained from the International Preliminary Examining Authority or the receiving Office. This information is also published in Annex E of Volume I of the PCT Applicant's Guide and from time to time in Section IV of the PCT Gazette.

**5** For the calculation of the total amount payable, the amount of the preliminary examination fee must be inserted in **Box P**.

**6** The amount of the handling fee must be inserted in **Box H**. (Where the language of the demand is **not** English, another handling fee may be payable for a translation of the international preliminary examination report into English; for details, see Volume I of the PCT Applicant's Guide, Annex B1.)

**7** The **total** of the amounts inserted in Boxes P and H is the amount which must be paid to the International Preliminary Examining Authority.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### FEES PAYABLE UNDER THE PCT

##### Japan

Pursuant to PCT Rule 16.1(d), a new amount in Yen (JPY), as indicated below, has been established for the search fee for an international search by the European Patent Office. The new amount is applicable as from April 1, 1988.

Search fee (international search by the European Patent Office):	160,200
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[Updating of PCT Gazette No. 01/1988, Annex D(EP), page 109]

##### Republic of Korea

The Office of Patents Administration of the Republic of Korea has notified new amounts of fees in Won (KRW) as specified below. The new amounts are applicable as from February 16, 1988.

Transmittal fee:	40,000
Fee for priority document:	10,000 plus 300 per document plus 100 per page
National fee for patent:	15,000
National fee for utility model:	10,000

[Updating of PCT Gazette No. 01/1988, Annex C(KR), page 94, and Summary (KR), page 145]

#### INFORMATION ON CONTRACTING STATES

##### United Kingdom

The United Kingdom Patent Office has notified a change of its teleprinter address as follows:

Teleprinter address:	266456 PATLDN G
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[Updating of PCT Gazette No. 01/1988, Annex B1(GB), page 32]



## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INFORMATION ON CONTRACTING STATES

##### Denmark

The Danish Patent Office has notified changes in its address, telephone and telecopier numbers, as from April 25, 1988, as follows:

Location and mailing address: Helgeshoj Allé 81  
DK-2630 Taastrup  
Denmark

Telephone: (02) 71 71 71

Telecopier: (02) 71 71 70

[Updating of PCT Gazette No. 01/1988, Annex B1(DK), page 25]

##### United Kingdom (Corrigendum)

The teleprinter address of the United Kingdom Patent Office published in Section IV of the PCT Gazette No. 06/1988, page 1253, on March 10, 1988, should read as follows:

Teleprinter address: 266546 PATLDN G

[Updating of PCT Gazette No. 01/1988, Annex B1(GB), page 32]

#### MICROBIOLOGICAL INVENTIONS

#### INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE

##### European Patent Organisation

Pursuant to PCT Rule 13bis.7(b), the European Patent Office has notified the International Bureau of changes in the name and address of the depositary institution listed as "Deutsche Sammlung von Mikroorganismen (DSM)" in Annex M2, published in PCT Gazette No. 01/1988, as follows:

"Deutsche Sammlung von Mikroorganismen und Zellkulturen (DSM)\*  
Mascheroder Weg 1b  
D-3300 Braunschweig  
Federal Republic of Germany"

[Updating of PCT Gazette No. 01/1988, Annex M2, page 128]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

#### Agreement between the United Kingdom Patent Office and the International Bureau\*

#### Amendment to the Annex

The United Kingdom Patent Office has notified the International Bureau, pursuant to Article 15(3) of the Agreement, of amendments to the Annex of the Agreement. The new amounts of fees are applicable as from June 23, 1988. The amended Annex reads as follows:

#### "ANNEX

#### SCHEDULE OF FEES AND CHARGES OF THE AUTHORITY FOR THE PURPOSES OF ARTICLE 7 OF THE AGREEMENT

Fee	Amount Pound Sterling
1. Preliminary examination fee (Rule 58.1)	
(a) where an international search report has been established for the invention	50.00
(b) where no international search report has been established for the invention	50.00 plus the Sterling equivalent of the current EPO search fee
2. Additional fee referred to in Rule 68.3	For each invention this will not exceed the relevant fee stated under 1
3. Copies of documents cited under Article 36(4) (see Rule 71.2(a) and (b))	Current rate for preparing the photocopy plus the postage
4. Copies of documents requested pursuant to Rule 94	Current rate for preparing photocopy plus postage"

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\* Published in PCT Gazette No. 02/1978, pages 125 to 129, No. 06/1981, page 530, No. 15/1982, page 1627, No. 11/1984, page 1289 and No. 10/1986, page 1692.

## FEES PAYABLE UNDER THE PCT

United Kingdom

The United Kingdom Patent Office has notified new amounts of fees in Pounds Sterling (GBP) as specified below. The new amounts are applicable as from June 23, 1988.

Transmittal fee:	15
Fee for priority document:	11
Preliminary examination fee*:	50
Additional preliminary examination fee*:	50
National fee	
National (filing) fee:	15
Preliminary examination and search fee:	90
Substantive examination fee:	105

[Updating of PCT Gazette No. 01/1988, Annex C(GB), page 89, Annex E(GB), page 119, and Summary (GB), page 140]

## INFORMATION ON CONTRACTING STATES

Sweden

The Royal Patent and Registration Office of Sweden has notified a change of its telecopier number as follows:

Telecopier: (08) 666 02 86 (Group 3)

[Updating of PCT Gazette No. 01/1988, Annex B1(SE), page 63]

## RECEIVING OFFICES

Belgium

The Industrial Property Office of Belgium has notified the International Bureau of a modification of its requirement as to who can act as an agent before it as receiving Office, as follows:

- Who can act as an agent?
- (1) Any person registered to practice as a patent attorney before the Industrial Property Office (the list of registered patent attorneys is furnished free of charge on request)
  - (2) Any attorney at law registered on the list of Belgian attorneys at law or authorized to practice in Belgium by law or an international convention

[Updating of PCT Gazette No. 01/1988, Annex C(BE), page 80]

\* See also amended Annex, published above, of the Agreement between the United Kingdom Patent Office and the International Bureau.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### FEES PAYABLE UNDER THE PCT

##### Australia

The Australian Patent Office has informed the International Bureau that the fees payable to that Office are expected to be increased with effect from July 1, 1988. Details of the revised fees will be published in the PCT Gazette as soon as possible.

#### INTERNATIONAL SEARCHING AUTHORITIES

#### INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

The European Patent Office has informed the International Bureau that the decision of its Administrative Council of December 9, 1983, as amended on June 8, 1984 (see PCT Gazette No. 25/1984, page 3097), concerning the reduction, by three-quarters, in favor of nationals of developing countries, of fees for the international search and international preliminary examination applies, as from April 1, 1988, also to international applications filed with the receiving Offices of Malawi and Sudan.

Therefore, at present, nationals of developing countries may request such a fee reduction where the international application is filed with the receiving Office of or acting for the following developing countries: Barbados, Benin, Cameroon, Central African Republic, Chad, Congo, Gabon, Malawi, Mali, Mauritania, Senegal, Sudan, Sri Lanka and Togo.

[Updating of PCT Gazette No. 01/1988, Annex D(EP), page 109, and Annex E(EP), page 117]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

#### FEES PAYABLE UNDER THE PCT

##### Australia

The Australian Patent Office has notified new amounts of fees in Australian Dollars (AUD), as specified below.

The following new amounts are applicable as from July 1, 1988:

Fee for priority document:	75
Filing fee for patent:	135
Continuation (annual) fee for the second year:	70
Filing fee for petty patent:	65

The following new amounts are applicable as from August 1, 1988:

Transmittal fee:	40
Search fee:	490
Additional search fee:	435
Preliminary examination fee:	245
Additional preliminary examination fee:	245

[Updating of PCT Gazette No. 01/1988, Annex C(AU), page 79, Annex D(AU), page 108, Annex E(AU), page 116, and Summary (AU), page 130]

#### INTERNATIONAL SEARCHING AUTHORITIES

#### INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

##### Agreement between the Government of Australia and the World Intellectual Property Organization\*

The Australian Patent Office has notified the International Bureau, pursuant to Article 11(3) of the Agreement, of amendments to Annex C of the Agreement. The new amounts of fees are applicable as from August 1, 1988. The amended Annex reads as follows:

#### "ANNEX C

#### FEES AND CHARGES FOR INTERNATIONAL SEARCH AND PRELIMINARY EXAMINATION

##### Part I: Schedule of Fees and Charges

<u>Kind of fee or charge</u>	<u>Amount</u> Australian Dollars
Search fee (Rule 16.1(a)):	490
Additional fee (Rule 40.2(a)):	435
Preliminary examination fee (Rule 58.1(b)):	245
Additional fee (Rule 68.3(a)):	245
Providing copies of cited documents (Rules 44.3(b) and 71.2(b)):	5 per document

##### Part II: [No change]"

\* Published in PCT Gazette No. 26/1987, pages 4551 to 4556.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### FEES PAYABLE UNDER THE PCT

##### Norway

Pursuant to PCT Rule 15.2(d), new amounts in Norwegian Krone (NOK), as indicated below, have been established. The new amounts are applicable as from August 1, 1988.

Basic fee:	3,100
Supplement per sheet over 30:	60
Designation fee:	750

[Updating of PCT Gazette No. 01/1988, Annex C(NO), page 99, as updated in PCT Gazette No. 03/1988, page 629]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### FEES PAYABLE UNDER THE PCT

##### Australia

Pursuant to PCT Rules 15.2(d) and 57.2(e), new amounts in Australian Dollars (AUD), as indicated below, have been established. The new amounts are applicable as from September 1, 1988.

Basic fee:	591
Supplement per sheet over 30:	12
Designation fee:	143
Handling fee:	181

[Updating of PCT Gazette No. 16/1988, Annex C(AU), page 3355 and Annex E(AU), page 3392]

##### United States of America

Pursuant to PCT Rule 16.1(d), a new amount in US Dollars (USD), as indicated below, has been established for the search fee for an international search by the European Patent Office. The new amount is applicable as from October 1, 1988.

Search fee (international search by the European Patent Office):	1,160
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[Updating of PCT Gazette No. 16/1988, Annex D(EP), page 3385]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INFORMATION ON CONTRACTING STATES

##### Denmark

On August 1, 1988, Denmark notified, under PCT Article 64(6)(b), the withdrawal of its declaration under PCT Article 64(1)(a) that it shall not be bound by the provisions of Chapter II of the PCT. Thus, Denmark will become bound by Chapter II of the PCT on November 1, 1988.

The withdrawal of the said declaration has the effect that, on and after November 1, 1988,

(a) nationals and residents of Denmark may submit demands for international preliminary examination of international applications filed by them;

(b) Denmark may be elected in demands for international preliminary examination or in later elections submitted in respect of international applications in which Denmark is a designated State;

(c) paragraphs (a) and (b) apply irrespective of whether the international application was or will be filed before, on or after November 1, 1988.

[Updating of PCT Gazette No. 16/1988, Annex A, page 3281, Annex B1 (DK), page 3301, and Summary (DK), page 3412]

#### INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

##### Agreement between the European Patent Organisation and the World Intellectual Property Organization\*

##### Amendments to the Annexes

The President of the European Patent Office and the Director General of the World Intellectual Property Organization have agreed, in accordance with Article 11(2) of the Agreement, on amendments to Annex B and Annex C of the Agreement.

The amended Annex B reads as follows:

##### "ANNEX B

##### SUBJECT MATTER NOT EXCLUDED FROM SEARCH OR EXAMINATION

The subject matter set forth in Rule 39.1 or Rule 67.1 which, under Article 4 of the Agreement, is not excluded from search or examination, is the following:

All subject matter searched or examined under the European patent grant procedure in application of the equivalent provisions of the Convention."

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\* Published in PCT Gazette No. 26/1987, pages 4590 to 4596.



The amended Annex C reads as follows:

"ANNEX C

FEES AND CHARGES FOR INTERNATIONAL SEARCH  
AND PRELIMINARY EXAMINATION

Part I:     Schedule of Fees and Charges

[No change]

Part II:    Conditions and Extent of Refunds of the Search Fee and of the Preliminary Examination Fee

(1) to (4) [No change]

(5) Where the international application or the demand is withdrawn before the start of the international preliminary examination, 75% of the amount of the preliminary examination fee paid shall be refunded."

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INFORMATION ON CONTRACTING STATES

##### Democratic People's Republic of Korea

The Invention Committee of the Democratic People's Republic of Korea has notified a change of its telegraphic address and of its telephone number as follows:

Telegraphic address: INCO, Pyongyang

Telephone: 3-4566

[Updating of PCT Gazette No. 16/1988, Annex B1(KP), page 3315]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INFORMATION ON CONTRACTING STATES

##### Republic of Korea

The International Bureau has been informed of a change in the name of the Office of the Republic of Korea. The new name is as follows:

Name of Office: Korea Industrial Property Office

[Updating of PCT Gazette No. 16/1988, Annex B1(KR), page 3317, Annex C(KR), page 3370, and Summary (KR), page 3421]

#### RECEIVING OFFICES

##### Denmark

The Danish Patent Office has informed the International Bureau of the competent International Preliminary Examining Authorities for international applications filed with it as follows:

Competent International Preliminary Examining Authority: Royal Patent and Registration Office (Sweden) or European Patent Office

[Updating of PCT Gazette No. 16/1988, Annex C(DK), page 3361]

#### FEE PAYABLE UNDER THE PCT

##### Federal Republic of Germany

The German Patent Office has notified an amendment to the amount of a fee in Deutsche Mark (DEM) as specified below:

Fee for priority document (PCT Rule 17.1(b)): 10 plus 1 per page

[Updating of PCT Gazette No. 16/1988, Annex C(DE), page 3360]

## FEES PAYABLE UNDER THE PCT

Sweden

The Royal Patent and Registration Office of Sweden has notified new amounts of fees in Swedish Kroner (SEK), as specified below. The following new amounts are applicable as from November 1, 1988.

## Search fee (Rule 16.1(a)):

(i) if an earlier search was made by the Authority .....	2,600
(ii) if an earlier search was made by the Danish Patent Office, the National Board of Patents and Registration of Finland or the Norwegian Patent Office .....	3,400
(iii) in all other cases .....	4,000
Additional fee (Rule 40.2(a)) .....	4,000
Translation fee (Rule 48.3(b)) .....	1.40 per word

[Updating of PCT Gazette No. 16/1988, Annex D(SE), page 3388]

Denmark, Finland, Norway andStates for which the International Bureau acts as receiving Office

Pursuant to PCT Rule 16.1(c), new amounts in Danish Kroner (DKK), Finnish Marks (FIM), Norwegian Kroner (NOK) and Swiss Francs (CHF), as specified below, have been established for the search fee for an international search by the Royal Patent and Registration Office of Sweden. The new amounts are applicable as from November 1, 1988.

	DKK	FIM	NOK	CHF
Search fee (international search by the Swedish Patent Office):				
(i) if an earlier search was made by the Authority .....	2,910	1,790	2,800	625
(ii) if an earlier search was made by the Danish Patent Office, the National Board of Patents and Registration of Finland or the Norwegian Patent Office .....	3,800	2,330	3,650	818
(iii) in all other cases.....	4,475	2,750	4,300	962

[Updating of PCT Gazette No. 16/1988, Annex D(SE), page 3388]

## INTERNATIONAL SEARCHING AUTHORITIES

## INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

Agreement between the Royal Patent and Registration Office of Sweden and the World Intellectual Property Organization\*Amendment to Annex C

The Royal Patent and Registration Office of Sweden has notified the International Bureau, pursuant to Article 11(3) of the Agreement, of amendments to Annex C of the Agreement. The new schedule of fees is applicable as from November 1, 1988. The amended Annex reads as follows:

## "ANNEX C

FEES AND CHARGES FOR INTERNATIONAL SEARCH  
AND PRELIMINARY EXAMINATIONPart I: Schedule of Fees and Charges

<u>Kind of fee or charge</u>	<u>Amount</u> Swedish Kroner (SEK)
Search fee (Rule 16.1(a)):	
(i) if an earlier search was made by the Authority .....	2,600
(ii) if an earlier search was made by the Danish Patent Office, the National Board of Patents and Registration of Finland or the Norwegian Patent Office .....	3,400
(iii) in all other cases .....	4,000
Additional fee (Rule 40.2(a)) .....	4,000
Translation of international application (Rule 48.3)..	1.40 per word
Preliminary examination fee (Rule 58.1(b)) .....	1,500
Additional fee (Rule 68.3(a)) .....	1,500
Cost of copies (Rules 44.3(b), 71.2(b) and 94.1) .....	4.00 per page

\* Published in PCT Gazette No. 26/1987, pages 4576 to 4582.

<u>Kind of fee or charge</u>	<u>Amount</u> Swedish kroner (SEK)
Preparing and mailing copies of all documents cited in the international search report (Rule 44.3(b)) (if requested when the international application is filed) .....	175 per set
Preparing and mailing copies of all documents cited in the international preliminary examination report (Rule 71.2(b)) (if requested when the demand is filed) .....	175 per set

Part II: [No change]"

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INFORMATION ON CONTRACTING STATES

##### Norway

On October 1, 1988, Norway notified, under PCT Article 64(6)(b), the withdrawal of its declaration under PCT Article 64(1)(a) that it shall not be bound by the provisions of Chapter II of the PCT. Thus, Norway will become bound by Chapter II of the PCT on January 1, 1989.

The withdrawal of the said declaration has the effect that, on and after January 1, 1989,

(a) nationals and residents of Norway may submit demands for international preliminary examination of international applications filed by them;

(b) Norway may be elected in demands for international preliminary examination or in later elections submitted in respect of international applications in which Norway is a designated State;

(c) paragraphs (a) and (b) apply irrespective of whether the international application was or will be filed before, on or after January 1, 1989.

On October 1, 1988, Norway also made a declaration, pursuant to PCT Article 64(2)(a)(ii), that the obligation to delay national processing, as provided for under PCT Article 40, shall not prevent publication, by or through the Norwegian Patent Office, of the international application or a translation thereof, it being understood, however, that Norway is not exempted from the limitations provided for in PCT Articles 30 and 38. That declaration will, in accordance with PCT Article 64(6)(a), take effect on April 1, 1989.

[Updating of PCT Gazette No. 16/1988, Annex A, page 3281, Annex B1(NO), page 3333, and Summary (NO), page 3427]

#### RECEIVING OFFICES

##### Norway

The Norwegian Patent Office has informed the International Bureau of the competent International Preliminary Examining Authorities for international applications filed with it as follows:

Competent International  
Preliminary Examining Authority:

Royal Patent and Registration Office (Sweden)  
or European Patent Office

[Updating of PCT Gazette No. 16/1988, Annex C(NO), page 3375]

## FEES PAYABLE UNDER THE PCT

Denmark

The Danish Patent Office has notified a new amount of fees in Danish Kroner (DKK) as specified below.

## National fee:

Annual fees for the first three years: 1,500

[Updating of PCT Gazette No. 16/1988, Summary (DK), page 3412]

## DESIGNATED (OR ELECTED) OFFICES

Denmark

The Danish Patent Office has informed the International Bureau of a change in its special requirements (PCT Rule 51bis): a deed of transfer of the priority rights, where the applicants are not identical, is no longer required by the Office.

[Updating of PCT Gazette No. 16/1988, Summary (DK), page 3412]



## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### FEES PAYABLE UNDER THE PCT

##### Japan

Pursuant to PCT Rule 16.1(d), a new amount in Yen (JPY), as indicated below, has been established for the search fee for an international search by the European Patent Office. The new amount is applicable as from December 1, 1988.

Search fee (international search by the European Patent Office):	148,000
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[Updating of PCT Gazette No. 16/1988, Annex D(EP), page 3385]

#### INFORMATION ON CONTRACTING STATES

##### Denmark, Norway

The Danish Patent Office and the Norwegian Patent Office have notified the International Bureau of their requirements concerning the languages into which international preliminary examination reports must be translated. The requirements of these Offices under PCT Rule 72.1(a) read as follows:

Languages into which the international preliminary examination report must be translated by the International Bureau:	English, French or German (at applicant's option) if the international preliminary examination report is not in one of those languages
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[Updating of PCT Gazette No. 16/1988, Annex B1(DK), page 3302, and Annex B1(NO), page 3334]

##### Norway

The Norwegian Patent Office has notified the International Bureau that it is prepared to receive documents sent by telecopier.

Telecopier:	(02) 60 98 43
Means of receipt of documents under PCT Rule 92.4:	Telegraph, teleprinter, telecopier

[Updating of PCT Gazette No. 16/1988, Annex B1(NO), page 3333]

## DESIGNATED (OR ELECTED) OFFICES

Norway

The Norwegian Patent Office has informed the International Bureau of a change in its special requirements (PCT Rule 51bis): a deed of transfer of the priority rights, where the applicants are not identical, is no longer required by the Office.

[Updating of PCT Gazette No. 16/1988, Summary (NO), page 3427]

## MICROBIOLOGICAL INVENTIONS

## REFERENCES TO DEPOSITS OF MICROORGANISMS

Norway

Pursuant to PCT Rule 13bis.7, the Norwegian Patent Office has notified the International Bureau of an amendment to footnote (13), relating to the table concerning references to deposits of microorganisms, contained in Annex M1, published in PCT Gazette No. 16/1988. The second sentence of the said footnote should read as follows:

"The request to this effect shall be filed by the applicant with the Norwegian Patent Office not later than the time when the application is made available to the public under Sections 22 and 33(3) of the Norwegian Patents Act."

[Updating of PCT Gazette No. 16/1988, Annex M1, page 3403]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### RECEIVING OFFICES

##### International Bureau of the World Intellectual Property Organization

The International Bureau, in its capacity as receiving Office for international applications filed by nationals and residents of Barbados, specified the United States Patent and Trademark Office (USPTO) as a competent International Preliminary Examining Authority for international applications filed by nationals or residents of that country where the USPTO has prepared the international search report.

[Updating of PCT Gazette No. 16/1988, Annex C(WO), page 3381]

#### MICROBIOLOGICAL INVENTIONS

##### INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE

##### Australia

Pursuant to PCT Rule 13bis.7(b), the Australian Patent Office has notified the International Bureau that deposits of microorganisms may be made for the purposes of patent procedure before that Office with the following depository institution:

"Australian Government Analytical Laboratories (AGAL)\*  
1 Suakin Street, Pymble, N.S.W. 2073  
Australia"

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\* This depository institution has acquired the status of international depository authority under the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure.

[Updating of PCT Gazette No. 16/1988, Annex M2, page 3404]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### DESIGNATED (OR ELECTED) OFFICES

##### Finland, Sweden

The National Board of Patents and Registration of Finland and the Royal Patent and Registration Office of Sweden have informed the International Bureau of a change in their special requirements (PCT Rule 51bis): a deed of transfer of the priority rights, where the applicants are not identical, is no longer required by these Offices.

[Updating of PCT Gazette No. 16/1988, Summary (FI), page 3415, and Summary (SE), page 3432]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### FEES PAYABLE UNDER THE PCT

##### Brazil

The National Institute of Industrial Property of Brazil has notified new amounts of fees in reference units OTN\* as specified below.

Transmittal fee:	4.00
Fee for priority document:	1.00
National filing fee for patent:	1.80
First annual fee for patent:	5.25
National filing fee for utility model:	1.80
First annual fee for utility model:	2.60

\* Due to inflation, a reference unit called "OTN" is used for expressing fees which have then to be paid in Cruzado (BRC). Every month, the value of OTN in BRC is established by the Federal Government and published in the newspapers. In December 1988, OTN 1 was equal to BRC 4,790.89.

[Updating of PCT Gazette No. 16/1988, Annex C(BR), page 3358, and Summary (BR), page 3409]

##### Democratic People's Republic of Korea

The Invention Committee of the Democratic People's Republic of Korea has notified a new amount of a fee in Won (KPW), as specified below.

Transmittal fee:	50
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[Updating of PCT Gazette No. 16/1988, Annex C(KP), page 3369]

##### Sweden

The Royal Patent and Registration Office of Sweden has notified a new amount of a fee in Swedish Kroner (SEK) as specified below.

National fee:

Basic fee:	800 (1,400)**
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\*\* The amount in brackets applies to national direct filings and to international applications for which no international search report has been established.

[Updating of PCT Gazette No. 16/1988, Summary (SE), page 3432]

## INFORMATION ON CONTRACTING STATES

Democratic People's Republic of Korea

The Invention Committee of the Democratic People's Republic of Korea has notified the International Bureau of modifications concerning the types of protection available in its country, the requirements of the Office for the furnishing of the priority document and the language into which the international preliminary examination report must be translated, as follows:

Types of protection available:	Patents, inventor's certificates
Does the Office disregard the priority claim if the priority document was not submitted within 16 months from the priority date under PCT Rule 17.1?	Yes
Language into which the international preliminary examination report must be translated by the International Bureau (this information is important for the calculation of the handling fee, see Annex E):	English or Russian (at applicant's option) if the international preliminary examination report is not in one of those languages

[Updating of PCT Gazette No. 16/1987, page 3315]

## INFORMATION ON INTERGOVERNMENTAL ORGANIZATIONS

World Intellectual Property Organization

The International Bureau notifies herewith changes, as from April 22, 1989, in its teleprinter address, telephone and telecopier numbers as follows:

		<u>New numbers as from</u> <u>April 22, 1989</u>
Teleprinter address:	22376 OMPI CH	412912 OMPI CH
Telephone:	(022) 99 91 11	(022) 730 91 11
Telecopier:	(022) 33 54 28	(022) 733 54 28

[Updating of PCT Gazette No. 16/1988, Annex B2(WO), page 3352]

## RECEIVING OFFICES

Democratic People's Republic of Korea

The Invention Committee of the Democratic People's Republic of Korea has notified the International Bureau of modifications concerning requirements as to the languages in which international applications may be filed and an address of an agent as follows:

Language in which international applications may be filed:	English or Russian
Who can act as an agent?	Pyongyang Patent and Trademark Agency, Sosong guyok Zansan St. Ryonmot dong, Pyongyang, Democratic People's Republic of Korea

[Updating of PCT Gazette No. 16/1988, Annex C(KP), page 3369]

## DESIGNATED (OR ELECTED) OFFICES

Democratic People's Republic of Korea

The Invention Committee of the Democratic People's Republic of Korea has notified the International Bureau of the following special requirements of the Office:

Special requirements of the Office: (PCT Rule 51bis)	Inventor's declaration
	Assignment deed where the applicant is not the inventor
	Assignment deed of the priority rights where the applicants are not identical
	Translation of the international application to be furnished in two copies

[Updating of PCT Gazette No. 16/1988, Summary (KP), page 3420]

## ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT

## ANNEX F - FORMS

Modification of Form PCT/IPEA/401 (Demand)

The "Last sheet" of the Demand Form and the "Notes to the Demand Form" have been modified subsequent to the withdrawal by Denmark and Norway of their declarations under PCT Article 64(1)(a) that they shall not be bound by the provisions of Chapter II of the PCT.

The modified "Last sheet" of the Demand Form as well as the modified Notes to it, applicable as from January 1, 1989, are reproduced on the following pages. Copies can be obtained free of charge from the International Preliminary Examining Authorities or from the receiving Offices.

**Box No. IV DECLARATION CONCERNING AMENDMENTS OF THE CLAIMS**

Applicant wishes international preliminary examination to start promptly on the basis of the claims

- as filed (amendments under Article 19 have not been made and will not be made)
- as amended under Article 19
- as specified on the attached sheet

**BOX No. V ELECTION OF STATES**

The following designated States are hereby elected (please check the applicable boxes):

**Regional Patent**

- EP European Patent:** AT Austria, BE Belgium, DE Germany (Federal Republic of), FR France, GB United Kingdom, IT Italy, LU Luxembourg, NL Netherlands, SE Sweden, and any other Contracting State of the European Patent Convention which has become party to the PCT (including Chapter II thereof) or bound by Chapter II of the PCT after the issuance of this sheet (specify on dotted line):  
.....
- OA OAPI Patent:** Benin, Cameroon, Central African Republic, Chad, Congo, Gabon, Mali, Mauritania, Senegal, Togo, and any other member State of OAPI which has become party to the PCT (including Chapter II thereof) after the issuance of this sheet.

**National Patent**

- |   |  |
|---|--|
| <input type="checkbox"/> AT Austria                               | <input type="checkbox"/> LK Sri Lanka                |
| <input type="checkbox"/> AU Australia                             | <input type="checkbox"/> LU Luxembourg               |
| <input type="checkbox"/> BB Barbados                              | <input type="checkbox"/> MC Monaco                   |
| <input type="checkbox"/> BG Bulgaria                              | <input type="checkbox"/> MG Madagascar               |
| <input type="checkbox"/> BR Brazil                                | <input type="checkbox"/> MW Malawi                   |
| <input type="checkbox"/> DE Germany (Federal Republic of)         | <input type="checkbox"/> NL Netherlands              |
| <input type="checkbox"/> DK Denmark                               | <input type="checkbox"/> NO Norway                   |
| <input type="checkbox"/> FI Finland                               | <input type="checkbox"/> RO Romania                  |
| <input type="checkbox"/> GB United Kingdom                        | <input type="checkbox"/> SD Sudan                    |
| <input type="checkbox"/> HU Hungary                               | <input type="checkbox"/> SE Sweden                   |
| <input type="checkbox"/> JP Japan                                 | <input type="checkbox"/> SU Soviet Union             |
| <input type="checkbox"/> KP Democratic People's Republic of Korea | <input type="checkbox"/> US United States of America |

Space reserved for electing States which have become party to the PCT (including Chapter II thereof) or bound by Chapter II of the PCT after the issuance of this sheet:

.....

**Box No. VI SIGNATURE**

.....

(The following is to be filled in by the International Preliminary Examining Authority)

1. Date of actual receipt of DEMAND:
2. Adjusted date of receipt of DEMAND due to CORRECTIONS under Rule 60.1(b):



## NOTES TO THE DEMAND FORM (PCT/IPEA/401)

These Notes are intended to give some information concerning international preliminary examination under Chapter II of the PCT and to facilitate the filling in of the present form. For authentic information, see the text of the Patent Cooperation Treaty and the texts of the Regulations and the Administrative Instructions under that Treaty. In case of discrepancy between these Notes and the said texts, the latter are applicable. For more detailed information, see also the **PCT Applicant's Guide**, a publication of WIPO.

"Article" refers to Articles of the Treaty, "Rule" refers to Rules of the Regulations and "Section" refers to Sections of the Administrative Instructions.

### IMPORTANT GENERAL INFORMATION

**Who May File a Demand (Article 31(2)(a))?** A demand (for international preliminary examination) may only be filed by an applicant who is a national or resident of a PCT Contracting State which is bound by Chapter II of the PCT; furthermore, the international application must have been filed with the receiving Office of, or acting for, such State. Where there are several applicants, at least one of them must qualify for the purposes of each elected State (Rule 54.3(a)).

**Where Must the Demand Be Filed (Article 31(6)(a))?** The demand must be filed with the International Preliminary Examining Authority (IPEA). The receiving Office with which the international application was filed will, upon request, give information about the competent IPEA (or see Annex C of the PCT Applicant's Guide, Volume I). If several IPEAs are competent, the applicant has the choice and the demand must be filed with (and the fees must be paid to) the IPEA chosen by the applicant.

**When Must the Demand be Filed (Article 39(1))?** The demand must be filed **before** the expiration of **19 months from the priority date** in order to extend the time limit for entering the national phase of the PCT procedure from 20 to 30 months from the priority date. **Warning:** If the demand is filed later, the national phase will not be delayed in respect of the elected States and the applicant must enter the national phase before the expiration of the time limit applicable under Article 22 (which is usually 20 months from the priority date).

**In Which Language Must the Demand be Filed (Rule 55.1)?** The demand must be filed in the language of the international application if that language is English, French, German, Japanese or Russian; otherwise, the demand must be filed in English.

**What is the Language of Correspondence (Rules 66.9 and 92.2, Section 104)?** Any letter from the applicant to the IPEA must be in the same language as the international application to which it relates. However, the IPEA may authorize the use of another language for letters which do not contain or relate to amendments of the international application, whereas amendments and letters relating thereto must be in the language of publication. Any letter from the applicant to the International Bureau must be in the same language as the international application if that language is English or French; otherwise, it must be in English or French, at the choice of the applicant.

**Which Fees Must be Paid and When (Rules 57 and 58)?** At the time the demand is submitted, the applicant must pay

- (i) the preliminary examination fee, and
- (ii) the handling fee.

For details concerning the payment of those fees, see the Fee Calculation Sheet.

### NOTES TO BOX No. I

**Identification of the International Application (Rule 53.6):** The international application number must be indicated in Box No. I. Where the demand is filed at a time when the international application number has not yet been notified by the receiving Office, the name of that Office must be indicated instead of the international application number.

**International Filing Date and Priority Date (Section 110):** They must be indicated by the arabic number of the day, the name of the month and the arabic number of the year; after or below such indication, the date should be repeated in parenthesis by indicating it by two-digit arabic numerals each for the number of the day, for the number of the month and for the last two numbers of the year, e.g., 10 June 1986 (10.06.86). Where the international application claims the priority of several earlier applications, the filing date of the earliest application whose priority is claimed must be indicated as the priority date.

### NOTES TO BOX No. II

**Applicant(s) (Rule 53.4):** Make here the relevant indications as appearing in Boxes Nos. II and III of the REQUEST (Form PCT/RO/101). The Notes to the REQUEST apply *mutatis mutandis*. If there are several applicants, give the relevant indications for each of them; if there are more than two applicants, make the required indications on the "Continuation sheet."

If different applicants for different designated States are indicated in the REQUEST part of the international application, indicate only the applicants for the States elected in Box No. V (no indication of the States for which a person is applicant need be made, because those indications have been made in the REQUEST).

### NOTES TO BOX No. III

**Agent or Common Representative (Rule 53.5):** The **first check-box** must be marked where the applicant is already represented by an agent or where a common representative has been appointed. The **second check-box** must be marked where the applicant was not represented in the earlier stages of the PCT procedure and now wants to be represented by an agent before the IPEA, or where the applicant was represented in the earlier stages of the PCT procedure but wants to change the agent for the procedure before the IPEA. The **third check-box** must be marked where the applicant wants to be represented by an additional agent appointed only for the procedure before the IPEA without revocation of any earlier appointment; please note that in the latter case all notifications issued by the IPEA will be addressed only to that additional agent. Where the second or the third check-box is marked and the applicant does not sign himself the demand, a separate power of attorney must be filed with the International Bureau of WIPO or with the receiving Office (Rule 90.3(b)).

**Address for Notifications (Rule 4.4(d)):** If no agent has been appointed, a special address for the sending of notifications to the applicant may be indicated in Box No. III instead of the name and address of an agent. That address must be different from the address given in Box No. II and the special check-box must be marked. If an agent has been appointed, notifications will be sent to his address.

### NOTES TO BOX No. IV

**Declaration Concerning Amendments of the Claims (Rules 62.2, 66.1 and 69.1(b)):** Marking of the appropriate check-box is recommended, as it will help the IPEA to know immediately to which claims the international preliminary examination must be directed. International preliminary examination can only start once this is clear.

It is recalled that any amendment to the claims under Article 19 or any declaration that the applicant does not intend to file such amendments, are required to be filed with the International Bureau. That Bureau will promptly transmit any amendment or declaration to the IPEA. The international preliminary examination can start when the IPEA has received from the International Bureau such amendments or such declaration or a notice that no amendments have been filed in the prescribed time limit.

In case the demand for international preliminary examination has already been submitted, the applicant must, if he subsequently files amendments under Article 19 with the International Bureau, file at the same time a copy of such amendments with the IPEA.

The third of the three check-boxes relates to amendments under Rule 66.I. Those amendments must be filed with the IPEA.

#### NOTES TO BOX No. V

**Election of States (Rule 53.7):** Only States which are bound by Chapter II of the PCT and which have been designated at the time of filing the international application (in the REQUEST) can be elected. The election is effected by marking the applicable check-box. The kind of protection or treatment desired follows the indication made in the REQUEST part of the international application. If a **European patent** is desired and only some of the Contracting States of the European Patent Convention have been designated for a European patent in the REQUEST part of the international application, the names of the other such States must be struck out. Switzerland and Liechtenstein are not bound by Chapter II and cannot be elected; however, if they have been

designated in the REQUEST part of the international application for a European patent together with at least one other Contracting State of the European Patent Convention, the time limit under PCT Article 39(1) applies also with respect to those two States if the other State has been elected before the expiration of 19 months from the priority date. The only further State which is, at the time of publication of these Notes, not bound by Chapter II and cannot be elected is the Republic of Korea.

#### NOTES TO BOX No. VI

**Signature (Rule 53.8):** The demand must be signed by the applicant or by his agent. If the demand is not signed by (all) the applicant(s), a power of attorney signed by (all) the applicant(s) must be filed with the International Bureau of WIPO or with the receiving Office, unless the agent has previously been appointed.

## INTERNATIONAL SEARCHING AUTHORITIES

## INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

Agreement between the Royal Patent and Registration Office of Sweden and the World Intellectual Property Organization\*Amendment to Annex C

The Royal Patent and Registration Office of Sweden has notified the International Bureau, pursuant to Article 11(3) of the Agreement, of amendments to Annex C of the Agreement. The amended Annex reads as follows:

## "ANNEX C

FEES AND CHARGES FOR INTERNATIONAL SEARCH  
AND PRELIMINARY EXAMINATIONPart I: Schedule of Fees and Charges

<u>Kind of fee or charge</u>	<u>Amount</u> Swedish Kroner (SEK)
Search fee (Rule 16.1(a)):	
(i) if on an earlier application, the priority of which is claimed, a first office action has been issued by the Authority .....	2,600
(ii) if on an earlier application, the priority of which is claimed, a first office action has been issued by the Danish Patent Office, the National Board of Patents and Registration of Finland or the Norwegian Patent Office ...	3,400
(iii) in all other cases .....	4,000
Additional fee (Rule 40.2(a)) .....	4,000
Translation of international application (Rule 48.3)..	1.40 per word
Preliminary examination fee (Rule 58.1(b)) .....	1,500
Additional fee (Rule 68.3(a)) .....	1,500
Cost of copies (Rules 44.3(b), 71.2(b) and 94.1) .....	4.00

\* Published in PCT Gazette No. 26/1987, pages 4576 to 4582, and No. 22/1988, pages 4949 and 4950.

Amendment to Annex C (cont'd)

<u>Kind of fee or charge (cont'd)</u>	<u>Amount</u> Swedish Kroner (SEK)
Preparing and mailing copies of all documents cited in the international search report (Rule 44.3(b)) (if requested when the international application is filed) .....	175 per set
Preparing and mailing copies of all documents cited in the international preliminary examination report (Rule 71.2(b)) (if requested when the demand is filed) .....	175 per set

Part II: [No change]"